

Regular Session, 2010

HOUSE BILL NO. 1403

BY REPRESENTATIVE BARRAS

LOBBYING: Provides relative to late filing fees applicable to a person who is an executive branch and legislative branch lobbyist and files one report disclosing all of his lobbying expenditures

1 AN ACT

2 To amend and reenact R.S. 24:58(D)(1), R.S. 42:1157(A)(3), and R.S. 49:78(D)(1), relative
3 to late filing fees for certain lobbyist disclosure reports; to provide for the amount
4 of the late filing fees for certain lobbyist expenditure reports; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 24:58(D)(1) is hereby amended and reenacted to read as follows:

8 §58. Enforcement

9 * * *

10 D. In addition to any other applicable penalties:

11 (1)(a) Any person required to register and who fails to timely register and
12 any person who fails to timely file any report required by this Part shall be assessed,
13 pursuant to R.S. 42:1157, a late fee of fifty dollars per day.

14 (b) However, any person who fails to timely file a lobbyist expenditure
15 report filed pursuant to R.S. 24:55(G) or R.S. 49:76(G) which contains all of the
16 information required by this Part and Part IV of Chapter 1 of Title 49 of the
17 Louisiana Revised Statutes of 1950 shall be assessed, pursuant to R.S. 42:1157, a
18 late fee of fifty dollars per day.

19 * * *

1 Section 2. R.S. 42:1157(A)(3) is hereby amended and reenacted to read as follows:

2 §1157. Late filing fees

3 A.

4 * * *

5 (3) The late filing fees for any lobbyist required to register and file reports
6 under the provisions of R.S. 24:50 et seq., shall be as provided in R.S. 24:58(D). The
7 late filing fees for any lobbyist required to register and file reports under the
8 provisions of R.S. 49:71 et seq., shall be as provided in R.S. 49:78(D); however, the
9 late filing fees applicable to a lobbyist for a lobbyist expenditure report filed
10 pursuant to R.S. 24:55(G) or R.S. 49:76(G) which contains all of the information
11 required by Part IV of Chapter 1 of Title 49 of the Louisiana Revised Statutes of
12 1950 and all of the information required by Part III of Chapter 1 of Title 24 of the
13 Louisiana Revised Statutes of 1950 shall be fifty dollars per day.

14 * * *

15 Section 3. R.S. 49:78(D)(1) is hereby amended and reenacted to read as follows:

16 §78. Enforcement

17 * * *

18 D. In addition to any other applicable penalties:

19 (1)(a) Any person required to register and who fails to timely register and
20 any person who fails to timely file any report required by this Part shall be assessed,
21 pursuant to R.S. 42:1157, a late fee of fifty dollars per day.

22 (b) However, any person who fails to timely file a lobbyist expenditure
23 report filed pursuant to R.S. 24:55(G) or R.S. 49:76(G) which contains all of the
24 information required by this Part and Part III of Chapter 1 of Title 24 of the
25 Louisiana Revised Statutes of 1950 shall be assessed, pursuant to R.S. 42:1157, a
26 late fee of fifty dollars per day.

27 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Barras

HB No. 1403

Abstract: Provides that the late filing fees applicable to the late filing of an expenditure report by a lobbyist who files one report disclosing all legislative and executive branch lobbying expenditures shall be \$50 per day.

Present law allows a lobbyist to file a registration or renewal of registration form that indicates that he is registering or renewing registration for lobbying both the legislature (R.S. 24:50 et seq.) and the executive branch (R.S. 49:71 et seq.). Requires such a lobbyist to pay both fees (\$110 each for a total of \$220). Present law further allows a person required by both the legislative and executive branch lobbying provisions to file expenditure reports to file a report which contains all of the information required by both provisions of present law. Requires the Board of Ethics to promulgate forms which allow a lobbyist to register, renew registration, file supplemental registration forms, and file reports pursuant to both provisions of present law.

Present law (R.S. 24:58(D) and R.S. 49:71(D)) provides for late fees of \$50 per day for failure to timely register or timely file any report required by present law. For being 11 or more days late in registration or filing a report, after a hearing by the ethics board, a civil penalty may be assessed not to exceed \$10,000.

Present law (R.S. 42:1157) authorizes the staff of the ethics board to automatically assess and order the payment of late filing fees, in accordance with rules adopted by the board, for any failure to timely file any report or statement due under its jurisdiction pursuant to present law.

Proposed law retains present law except provides that the late filing fees applicable to the late filing of an expenditure report by a lobbyist who files one report disclosing all legislative and executive branch lobbying expenditures shall be \$50 per day.

(Amends R.S. 24:58(D)(1), R.S. 42:1157(A)(3), and R.S. 49:78(D)(1))