

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

195S0463

SENATE BILL NO. 109

Introduced by: Senators Lederman, Begalka, Kraus, Krebs, Maher, Rhoden, Schlekeway, and Tieszen and Representatives Hoffman, Bolin, Miller, Moser, Nelson (Stace), Olson (Betty), Russell, and Verchio

1 FOR AN ACT ENTITLED, An Act to authorize the secretary of state to promulgate rules
2 concerning lobbyist registration fees and to impose a penalty for the failure to timely file
3 lobbyist or lobbyist employer reports.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That § 2-12-3 be amended to read as follows:

6 2-12-3. Each lobbyist who registers and is employed pursuant to this chapter shall pay to the
7 secretary of state an annual registration fee ~~of forty dollars~~ for each employer represented by the
8 lobbyist. The secretary of state shall promulgate rules pursuant to chapter 1-26 to set the fee for
9 lobbyist registration. The annual registration fee for a lobbyist may not exceed one hundred
10 dollars. Any fee collected pursuant to this section shall be deposited in the election education
11 and compliance fund.

12 Section 2. That § 2-12-11 be amended to read as follows:

13 2-12-11. On or before July first of each year, each registered lobbyist and each employer of
14 a registered lobbyist whose name appears in the directory in that year shall submit to the



1 secretary of state a complete and detailed report of all costs incurred for the purpose of
2 influencing legislation. However, the personal expenses of the lobbyist spent upon the lobbyist's
3 own meals, travel, lodging, phone calls or other necessary personal needs while in attendance
4 at the legislative session need not be reported. The reports shall be personally sworn to by the
5 person making the report in the presence of a notary public. The secretary of state shall prescribe
6 concise and simple forms for reporting costs and expenses for lobbyists and the employers of
7 lobbyists. The completed reports shall be open to public inspection. The terms, costs, and
8 expenses, as used in this section do not mean the compensation paid by the employer to the
9 lobbyist.

10 Any lobbyist expense report filed pursuant to this section is exempt from the ten dollar filing
11 fee prescribed in subdivision 1-8-10(2).

12 The secretary of state may impose an administrative penalty for the failure to timely file the
13 report required by this section. The secretary of state may impose a penalty of ten dollars per day
14 for each violation not to exceed a total of one thousand dollars. Any administrative penalty
15 collected pursuant to this section shall be deposited in the election education and compliance
16 fund.