

By: Delisi

H.B. No. 3530

A BILL TO BE ENTITLED

1 AN ACT

2 relating to certain communications with state employees, agents,
3 contractors and sub-contractors.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Chapter 305, Government Code, Section 305.003 is
6 amended to read as follows:

7 Sec. 305.003. PERSONS REQUIRED TO REGISTER. (a) A person
8 must register with the commission under this chapter if the person:

9 (1) makes a total expenditure of an amount determined
10 by commission rule but not less than \$200 in a calendar quarter, not
11 including the person's own travel, food, or lodging expenses or the
12 person's own membership dues, on activities described in Section
13 305.006(b) to communicate directly with one or more members of the
14 legislative or executive branch, employees, agents, contractors or
15 sub-contractors of the state to influence the expenditure of state
16 funds, legislation or administrative action; or

17 (2) receives compensation or reimbursement, not
18 including reimbursement for the person's own travel, food, or
19 lodging expenses or the person's own membership dues, of more than
20 an amount determined by commission rule but not less than \$200 in a
21 calendar quarter from another person to communicate directly with a
22 member of the legislative or executive branch one or more
23 employees, agents, contractors or sub-contractors of the state to
24 influence the expenditure of state funds, legislation or

1 administrative action.

2 (b) Subsection (a)(2) requires a person to register if the
3 person, as part of his regular employment, has communicated
4 directly with a member of the legislative or executive branch one or
5 more employees, agents, contractors or sub-contractors of the state
6 to influence the expenditure of state funds, legislation or
7 administrative action on behalf of the person by whom he is
8 compensated or reimbursed, whether or not the person receives any
9 compensation for the communication in addition to the salary for
10 that regular employment. However, Subsection (a)(2) does not
11 require a member of the judicial, legislative, or executive branch
12 of state government or an officer or employee of a political
13 subdivision of the state to register.

14 (c) A person who communicates directly with a member of the
15 executive branch or one or more employees, agents, contractors or
16 sub-contractors of the state to influence administrative action is
17 not required to register under Subsection (a)(2) if the person is an
18 attorney of record or pro se, the person enters his appearance in a
19 public record through pleadings or other written documents in a
20 docketed case pending before a state agency, and that communication
21 is the only activity that would otherwise require the person to
22 register.

23 SECTION 2. EFFECTIVE DATE. This Act takes effect
24 immediately if it receives a vote of two-thirds of all the members
25 elected to each house, as provided by Section 39, Article III, Texas
26 Constitution. If this Act does not receive the vote necessary for
27 immediate effect, this Act takes effect September 1, 2003.