

1-1 By: Kolkhorst (Senate Sponsor - Williams) H.B. No. 3409
1-2 (In the Senate - Received from the House May 4, 2011;
1-3 May 5, 2011, read first time and referred to Committee on State
1-4 Affairs; May 19, 2011, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
1-6 May 19, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 3409 By: Fraser

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to reporting of lobbying activities and changes in
1-11 lobbying activities.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 305.005(k), Government Code, is amended
1-14 to read as follows:

1-15 (k) If there is a change in the information required to be
1-16 reported by a registrant under this section, other than Subsection
1-17 (h) or (i), and that changed information is not timely reported on a
1-18 report due under Section 305.007, the registrant shall file an
1-19 amended registration [statement] reflecting the change with the
1-20 commission not later than the date on which an amended registration
1-21 is due under Section 305.0065 or the next report is due under
1-22 Section 305.007, as applicable.

1-23 SECTION 2. Subchapter A, Chapter 305, Government Code, is
1-24 amended by adding Section 305.0065 to read as follows:

1-25 Sec. 305.0065. AMENDED REGISTRATION DURING LEGISLATIVE
1-26 SESSION. (a) This section applies only during the period beginning
1-27 on the date a regular legislative session convenes and continuing
1-28 through the date of final adjournment.

1-29 (b) A registrant shall file with the commission an amended
1-30 registration if there is a change in:

1-31 (1) the person who reimburses, retains, or employs the
1-32 registrant and on whose behalf the registrant has communicated
1-33 directly with a member of the legislative or executive branch to
1-34 influence legislation or administrative action; or

1-35 (2) the subject matter about which the registrant has
1-36 communicated directly with a member of the legislative or executive
1-37 branch.

1-38 (c) The amended registration must be written and verified
1-39 and must contain the information required in Section 305.005.

1-40 (d) The registrant must file the amended registration not
1-41 later than the fifth day after the date on which the registrant, any
1-42 person the registrant retains or employs to appear on the
1-43 registrant's behalf, or any other person appearing on the
1-44 registrant's behalf makes the first direct communication with a
1-45 member of the legislative or executive branch:

1-46 (1) on behalf of a person not included in the
1-47 registrant's registration, the registrant's last activity report,
1-48 or any other registration and who reimburses, retains, or employs
1-49 the registrant to communicate directly with a member of the
1-50 legislative or executive branch to influence legislation or
1-51 administrative action; or

1-52 (2) about any subject matter not included in the
1-53 registrant's registration, the registrant's last activity report,
1-54 or any other registration.

1-55 SECTION 3. Section 305.006, Government Code, is amended by
1-56 adding Subsection (g) to read as follows:

1-57 (g) For expenditures required to be reported under this
1-58 section, the authorized expenditures described by Sections
1-59 305.025(3) and (4) include expenditures for an individual described
1-60 by Sections 305.0062(a)(1)-(6).

1-61 SECTION 4. Section 305.009, Government Code, is amended by
1-62 adding Subsection (e) to read as follows:

1-63 (e) The commission shall make available on its website an

2-1 amended registration filed under Section 305.0065 not later than
2-2 the next business day after the date the amended registration is
2-3 filed.

2-4 SECTION 5. This Act takes effect immediately if it receives
2-5 a vote of two-thirds of all the members elected to each house, as
2-6 provided by Section 39, Article III, Texas Constitution. If this
2-7 Act does not receive the vote necessary for immediate effect, this
2-8 Act takes effect September 1, 2011.

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