

1-1 By: Taylor of Collin S.B. No. 502  
 1-2 (In the Senate - Filed January 25, 2017; January 30, 2017,  
 1-3 read first time and referred to Committee on State Affairs;  
 1-4 February 2, 2017, reported favorably by the following vote:  
 1-5 Yeas 9, Nays 0; February 2, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Huffman	X			
1-8 Hughes	X			
1-9 Birdwell	X			
1-10 Creighton	X			
1-11 Estes	X			
1-12 Lucio	X			
1-13 Nelson	X			
1-14 Schwertner	X			
1-15 Zaffirini	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the content of detailed reports filed by lobbyists and  
 1-20 to monetary limits on expenditures by lobbyists.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 305.0061, Government Code, is amended by  
 1-23 amending Subsections (a), (b), and (c) and adding Subsection (h) to  
 1-24 read as follows:

1-25 (a) If a registrant or a person on the registrant's behalf  
 1-26 and with the registrant's consent or ratification makes  
 1-27 expenditures that exceed 30 [~~60~~] percent of the amount of the  
 1-28 legislative per diem in a day for transportation or lodging for a  
 1-29 member of the legislative or executive branch or for the immediate  
 1-30 family of a member of the legislative or executive branch, the  
 1-31 registrant shall also state the following on the report filed under  
 1-32 Section 305.006:

1-33 (1) the name of the member of the legislative or  
 1-34 executive branch in whose behalf the expenditure is made;

1-35 (2) the place and date of the transportation or  
 1-36 lodging; and

1-37 (3) the purpose of the transportation or lodging.

1-38 (b) If a registrant or a person on the registrant's behalf  
 1-39 and with the registrant's consent or ratification makes  
 1-40 expenditures that exceed 30 [~~60~~] percent of the amount of the  
 1-41 legislative per diem in a day for food and beverages for a member of  
 1-42 the legislative or executive branch or for the immediate family of a  
 1-43 member of the legislative or executive branch or makes expenditures  
 1-44 that exceed 30 [~~60~~] percent of the amount of the legislative per  
 1-45 diem in a day for entertainment for a member of the legislative or  
 1-46 executive branch or for the immediate family of a member of the  
 1-47 legislative or executive branch, the registrant shall also state  
 1-48 the following on the report filed under Section 305.006:

1-49 (1) the name of the member of the legislative or  
 1-50 executive branch in whose behalf the expenditure is made;

1-51 (2) the place and date of the expenditure; and

1-52 (3) the amount of the expenditure by the appropriate  
 1-53 category of the amount, as determined by the commission.

1-54 (c) If a registrant or a person on the registrant's behalf  
 1-55 and with the registrant's consent or ratification gives to a member  
 1-56 of the legislative or executive branch, or to the immediate family  
 1-57 of a member of the legislative or executive branch, a gift or an  
 1-58 award or memento, the value of which exceeds \$50 per gift, award, or  
 1-59 memento, the registrant shall also state the following on the  
 1-60 report filed under Section 305.006:

1-61 (1) the name of the member of the legislative or

2-1 executive branch in whose behalf the expenditure is made;

2-2 (2) a general description of the gift, award, or  
2-3 memento; and

2-4 (3) the amount of the expenditure by the appropriate  
2-5 category of the amount, as determined by the commission.

2-6 (h) If more than one registrant or persons acting on behalf  
2-7 of more than one registrant and with each registrant's consent or  
2-8 ratification collaborate to make an expenditure described by  
2-9 Section 305.006(b) together, each registrant shall report the total  
2-10 value of the shared expenditure as required by Subsection (a), (b),  
2-11 or (c), if the total value of the shared expenditure exceeds the  
2-12 amount provided under Subsection (a), (b), or (c).

2-13 SECTION 2. Section 305.024(a), Government Code, as amended  
2-14 by Chapters 92 (S.B. 1011) and 206 (H.B. 1508), Acts of the 79th  
2-15 Legislature, Regular Session, 2005, is reenacted and amended to  
2-16 read as follows:

2-17 (a) Except as provided by Section 305.025, a person  
2-18 registered under Section 305.005 or a person on the registrant's  
2-19 behalf and with the registrant's consent or ratification may not  
2-20 offer, confer, or agree to confer:

2-21 (1) to an individual described by Section  
2-22 305.0062(a)(1), (2), (3), (4), or (5):

2-23 (A) a loan, including the guarantee or  
2-24 endorsement of a loan; or

2-25 (B) a gift of cash or a negotiable instrument as  
2-26 described by Section 3.104, Business & Commerce Code; or

2-27 (2) to an individual described by Section  
2-28 305.0062(a)(1), (2), (3), (4), (5), (6), or (7):

2-29 (A) an expenditure for transportation and  
2-30 lodging;

2-31 (B) an expenditure or series of expenditures for  
2-32 entertainment that in the aggregate exceed \$500 in a calendar year;

2-33 (C) an expenditure or series of expenditures for  
2-34 gifts that in the aggregate exceed \$500 in a calendar year;

2-35 (D) an expenditure for an award or memento that  
2-36 exceeds \$500; or

2-37 (E) an expenditure described by Section  
2-38 305.006(b)(1), (2), (3), or (6) unless:

2-39 (i) ~~[(A)]~~ the registrant is present at the  
2-40 event; or

2-41 (ii) ~~[(B)]~~ the expenditure is for a gift of  
2-42 food or beverages required to be reported under Section  
2-43 305.006(b)(4) in accordance with Section 305.0061(e-1).

2-44 SECTION 3. Section 305.024, Government Code, is amended by  
2-45 adding Subsection (d) to read as follows:

2-46 (d) The registrant shall notify a member of the legislative  
2-47 or executive branch when the registrant has reported, as to that  
2-48 member of the legislative or executive branch, expenditures that,  
2-49 in the aggregate, equal the monetary limits for expenditures under  
2-50 Subsection (a)(2).

2-51 SECTION 4. Section 305.031(a), Government Code, is amended  
2-52 to read as follows:

2-53 (a) A person commits an offense if the person intentionally  
2-54 or knowingly violates a provision of this chapter other than  
2-55 Section 305.022, 305.024(d), or 305.028. An offense under this  
2-56 subsection is a Class A misdemeanor.

2-57 SECTION 5. Section 305.024(c), Government Code, is  
2-58 repealed.

2-59 SECTION 6. The changes in law made by this Act apply only to  
2-60 a gift, award, or memento given to or expenditures for  
2-61 transportation, lodging, food, beverages, or entertainment made  
2-62 for a member of the legislative or executive branch or the immediate  
2-63 family of a member of the legislative or executive branch on or  
2-64 after the effective date of this Act. A gift, award, or memento  
2-65 given to or an expenditure for transportation, lodging, food,  
2-66 beverages, or entertainment made for a member of the legislative or  
2-67 executive branch or the immediate family of a member of the  
2-68 legislative or executive branch before the effective date of this  
2-69 Act is governed by the law in effect on the date the gift, award, or

3-1 memento was given, or the date the expenditure for transportation,  
3-2 lodging, food, beverages, or entertainment was made, and the former  
3-3 law is continued in effect for that purpose.

3-4 SECTION 7. This Act takes effect January 8, 2019.

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