**South Carolina General Assembly**

118th Session, 2009-2010

**S. 52**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Ford

Document Path: l:\council\bills\ggs\22147ab09.docx

Introduced in the Senate on January 13, 2009

Currently residing in the Senate Committee on **Judiciary**

Summary: Lobbyist

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/10/2008 Senate Prefiled

12/10/2008 Senate Referred to Committee on **Judiciary**

1/13/2009 Senate Introduced and read first time [SJ](file:///h:\SJ%20Archive\2009\01-13-09.docx)‑96

1/13/2009 Senate Referred to Committee on **Judiciary** [SJ](file:///h:\SJ%20Archive\2009\01-13-09.docx)‑96

**VERSIONS OF THIS BILL**

[12/10/2008](file:///p:\pprever\2009-10\52_20081210.docx)

**A** **BILL**

TO AMEND SECTION 2‑17‑110, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CERTAIN ACTS PROHIBITED OF LOBBYISTS, SO AS TO PROVIDE A LOBBYIST MAY NOT SERVE ON A LOCAL BOARD OR LOCAL COMMISSION, AND TO PROVIDE A LOBBYIST SERVING ON A LOCAL BOARD OR LOCAL COMMISSION BEFORE JULY 1, 2009, MAY CONTINUE TO SERVE ON THAT BOARD OR COMMISSION UNTIL HIS TERM EXPIRES.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 2‑17‑110 of the 1976 Code, as last amended by Act 344 of 2006, is further amended to read:

“Section 2‑17‑110. (A) A lobbyist may not solicit or accept compensation dependent ~~in any manner upon~~ on the passage or defeat of ~~any~~ pending or proposed legislation, a covered agency ~~actions~~ action, or a covered gubernatorial ~~actions~~ action. A lobbyist’s principal may not employ, appoint, or retain a lobbyist for compensation dependent ~~in any manner upon~~ on the passage or defeat of ~~any~~ pending or proposed legislation, a covered agency ~~actions~~ action, or a covered gubernatorial ~~actions~~ action.

(B) A lobbyist may not cause the introduction of legislation, a covered agency ~~actions~~ action, or a covered gubernatorial ~~actions~~ action for the purpose of obtaining employment to engage in lobbying in support of or in opposition to the action.

(C) A lobbyist may not serve as a treasurer for a candidate, as defined in Section 8‑13‑1300(4).

(D) A lobbyist may not serve as a member of a state board or state commission, except that ~~any~~ a lobbyist serving as a member of a state board or a state commission before January 1, 1991, may continue to serve as a member of ~~the same~~ that state board or state commission until the end of his current term.

(E) A lobbyist may not serve as a member of a local board or local commission, except that a lobbyist serving as a member of a local board or local commission before July 1, 2009, may continue to serve as a member of that local board or local commission until the end of his current term.

(F) A lobbyist, including a lobbyist who is a former member of the General Assembly, may not enter the floor of the House of Representatives or the Senate unless invited by the membership of the respective chamber during a session of the General Assembly.

~~(F)~~(G) A lobbyist, a lobbyist’s principal, or a person acting on behalf of a lobbyist or a lobbyist’s principal may not host ~~events to raise funds~~ a fundraising event for a public ~~officials~~ official. ~~No~~ A public official may not solicit a lobbyist, a lobbyist’s principal, or a person acting on behalf of a lobbyist or a lobbyist’s principal to host a fundraising event for the public official.

~~(G)~~(H) A lobbyist, a lobbyist’s principal, or a person acting on behalf of a lobbyist or a lobbyist’s principal may not employ on retainer a public official, a public employee, a member of the immediate family of a public official or public employee, or a firm or organization in which the public official or public employee has an economic interest. A retainer, for purposes of this section, is a payment for availability to perform services rather than for actual services rendered.

~~(H)~~(I) A lobbyist, a lobbyist’s principal, or a person acting on behalf of a lobbyist or a lobbyist’s principal ~~shall~~ may not pay an honorarium to a public official or a public employee. This subsection does not prohibit the reimbursement of, or expenditure for, an actual ~~expenses~~ expense by a lobbyist’s principal as allowed in Section 2‑17‑100.

~~(I)~~(J) A lobbyist, a lobbyist’s principal, or a person acting on behalf of a lobbyist or a lobbyist’s principal may not offer, facilitate, or provide a loan to or on behalf of a statewide constitutional officer or a member of the General Assembly unless the lobbyist’s principal is a financial institution authorized to transact business in the State and makes the loan in the ordinary course of business.

~~(J)~~(K) A lobbyist, a lobbyist’s principal, or a person acting on behalf of a lobbyist or a lobbyist’s principal ~~shall~~ may not offer or provide a ~~contributions~~ contribution or ~~any other~~ another type of ~~funds~~ fund or financial assistance to a legislative special interest caucus as defined in Section 2‑17‑10(21).”

SECTION 2. This act takes effect upon approval by the Governor.

‑‑‑‑XX‑‑‑‑