

**FISCAL NOTE**  
**Requested by Legislative Council**  
**01/17/2017**

Bill/Resolution No.: HB 1410

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2015-2017 Biennium		2017-2019 Biennium		2019-2021 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
<b>Revenues</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Expenditures</b>	\$0	\$0	\$100,000	\$0	\$0	\$0
<b>Appropriations</b>	\$0	\$0	\$100,000	\$0	\$0	\$0

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2015-2017 Biennium	2017-2019 Biennium	2019-2021 Biennium
<b>Counties</b>	\$0	\$0	\$0
<b>Cities</b>	\$0	\$0	\$0
<b>School Districts</b>	\$0	\$0	\$0
<b>Townships</b>	\$0	\$0	\$0

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

The bill mandates online filing of lobbyist expenditure statements.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

The agency's understanding of the bill is that it would require a software platform that does not exist and would not be available by the effective date of this bill, which would be July 1. Even if it had a delayed deployment date, it is estimated that the cost to accommodate the bill's requirements would be approximately \$100,000.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

None

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation or a part of the appropriation is included in the executive budget or relates to a continuing appropriation.*

\$100,000

**Name:** Al Jaeger

**Agency:** Secretary of State

**Telephone:** 701-328-2900

**Date Prepared:** 01/25/2017

2017 HOUSE GOVERNMENT AND VETERANS AFFAIRS

HB 1410

# 2017 HOUSE STANDING COMMITTEE MINUTES

## Government and Veterans Affairs Committee Fort Union, State Capitol

HB 1410  
1/26/2017  
27476

- Subcommittee  
 Conference Committee

Committee Clerk Signature

*Carmen Hart*

### Explanation or reason for introduction of bill/resolution:

Relating to filings required for lobbyists; relating to lobbyist disclosure forms; and to provide a penalty

Minutes:

Attachments 1-5

**Chairman Kasper** opened the hearing on HB 1410.

**Rep. Karla Rose Hanson** appeared in support of HB 1410. Attachment 1. (:27-8:45) There are a number of examples of lobbyists' expenditure reports added to my testimony. As you can see, some are handwritten and some are typed. They are inconsistent on who the lobbyist is representing. You see this is an opportunity to get clarity on the expenditure reports, but more important, modernizing this and moving it online.

**Vice Chair Louser:** Where did the new definition of expenditure on the bottom of Page 2 and top of Page 3 come from?

**Rep. Hanson:** That was worked on in conjunction between me and the attorney in Legislative Council.

**Vice Chair Louser:** Does there seem to be a problem where expenditures, aside from gas mileage, are not being reported properly? Has there been confusion as to what an expenditure is in the lobbyist world?

**Rep. Hanson:** What I am trying to do is get ahead of this by adding clarity to our current law and be proactive about it.

**Rep. Olson:** Is there a date by which the Secretary of State would be expected to be compliant with the law?

**Rep. Hanson:** Most laws become effect August 1, so August 1 would be the typical time when this would take effect. If there is an accommodation that this committee feels needs to be made to allow for more time for the system to be built, that certainly is your discretion.



**Dennis Cooley, Professor of Ethics and Philosophy at North Dakota State University,** appeared in support. Attachment 2. (13:05-15:40) Handed out Attachment 3 which was mentioned in the testimony.

**Chairman Kasper:** Have you seen any problems in your research that lobbyists are not following North Dakota statute? I am asking your opinion, not John Olsrud's.

**Dennis Cooley:** You have to go with the experts. I don't think there is widespread misbehavior by lobbyists in this state. If there had been, we would have heard more about it. (17:19-18:11)

**Chairman Kasper:** Your testimony showed that John Olsrud was the former ethicist for the body. I don't believe that was his title. I believe he was the head of the Legislative Council Management. I will find out if he was an ethicist. After he retired he may call himself an ethicist.

Opposition:

**Jim Silrum, Deputy Secretary of State,** appeared in opposition. Attachments 4-5. (19:48-24:40)

**Vice Chair Louser:** Will the transition to the online form include a provision for a digital signature?

**Jim Silrum:** Yes, and it certainly could right now because of the Uniform Electronic Transmissions Act that we operate under in this state.

**Rep. Laning:** Do you think it will be in operation at the end of the year?

**Jim Silrum:** I can't give you a date for that. I would urge the committee to not change the date from August 1 to July 1.

**Rep. Schneider:** Do you need longer than August 1?

**Jim Silrum:** We need longer than July 1.

**Rep. Schneider:** Do lobbyists need longer than what is the current date of August 1?

**Jim Silrum:** One month should be sufficient, but that would be a better question for a lobbyist to answer.

**Rep. Schneider:** Am I understanding correctly that you could administratively require that lobbyists in this session who are already registered or might register during the rest of this session would need to fill out the form online?

**Jim Silrum:** Right now the fillable form is online and while it is online, they can fill it out and then print it and submit it, and then it becomes a typed form. Right now the law does not require them to complete it in that manner.

**Rep. Schneider:** We submit our reports online. On the fillable form, can they currently submit that online? Does everyone who fills out that form then have to print it out and send it in?

**Jim Silrum:** The best we could do at this point is to mandate in law that they have to type out the form, not handwrite it. The submission online might be possible, because it is possible to save that pdf and then attach it to an email.

**Rep. Schneider:** I was just looking for a way to make it better while we wait if this committee requires change.

**Vice Chair Louser:** When I hear register as a lobbyist, I am registering who I am representing and paying a fee, but I am not registering to get into a database like we do for campaigns. If that registration for a lobbyist allowed them into a database to submit these forms online, by them logging in, they wouldn't need a signature, because we don't sign our forms. Their signature is their login. That would truly be the online world that we are discussing, and these forms would be housed there and accessible to the public. Is that what we are working toward?

**Jim Silrum:** Yes.

**Chairman Kasper:** Referring to Page 2, Line 27 and Line 31, isn't that already in code? Doesn't each expenditure mean each and every expenditure?

**Jim Silrum:** I believe you are correct. What is a lobbyist to do when they have a group event where 100 or more people are attending and they feed them a meal? How is it possible to itemize that out?

**Chairman Kasper:** The rest of the bill deals with if we want to increase the penalty?

**Jim Silrum:** We didn't comment on the penalty at all.

**Chairman Kasper:** In the last 2-4 years, do you recall any complaints that your office has received against any lobbyists?

**Jim Silrum:** No.

**Chairman Kasper** closed the hearing.



# 2017 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee  
Fort Union, State Capitol

HB 1410  
2/17/2017  
28494

- Subcommittee  
 Conference Committee

Committee Clerk Signature

*Carmen Hart*

## Explanation or reason for introduction of bill/resolution:

Relating to filings required for lobbyists; relating to lobbyist disclosure forms; and to provide a penalty

Minutes:

**Chairman Kasper** opened the meeting on HB 1410. This is not addressed in SB 2343. This is a bill that digs into a little more disclosure from the lobbyists on their reporting.

**Rep. Dockter** made a motion for a DO NOT PASS on HB 1410.

**Rep. Johnston** seconded the motion.

**Vice Chair Louser:** I don't think anybody prepared any amendments for this bill.

**Rep. Steiner:** There are some pieces of it I actually support, and I think that lobbying should be something that we watch closely.

**Rep. Schneider:** I think the intent of this was to modernize and make it more transparent too, so I don't really see a great harm and possibly some good in the transparency part of it.

**Chairman Kasper:** I recall the big problem with the bill is at the bottom of Page 2, Lines 26-27 where the lobbyist would now be required to prepare a statement that disclosed each expenditure. An example would be a golf outing. You would then have to make a list of all the attendees and list the division of the contribution, so to speak, if they sponsored a hole for \$200 or something like that. That would have to be reported as opposed to just saying they gave a \$200 contribution to the Republican or Democrat caucus.

**Rep. B. Koppelman:** I think there was concern about moving it back to July as well. Also under current law starting in July 1, each person who was a registered lobbyist during any time of the prior reporting year must complete the Lobbyist Expenditure Report. This report is to be filed by each lobbyist prior to August. If the report is filed after August 1, there is a \$25 fee. The change of the month of August to July would mean that a registered lobbyist

would need to file the required expenditure report on or before July 1 which would be prior to the end of the reporting period in which the report is to cover.

**Chairman Kasper:** Jim Silrum is presently working on a process to address online reporting, but it won't be ready by July 1. If they had to move it up, he thought it might be a fiscal of around \$100,000.

**Vice Chair Louser:** My memory of this bill was more the jumbled looking reports that they have to file, handwritten, hand signed, scanned, and sent in. In the year 2017, it seems absurd that a registered lobbyist can't register on the Secretary of State's site and file a report online. Rep. Schneider asked the question, can they do this online, and the answer was it can be emailed which is online.

**Rep. Schneider:** We could at least require the modernization, and my notes said they could do that online right now. Jim Silrum said they had the capacity to order that now. I don't care if it comes into an amendment to the Senate bill when perhaps Rep. Steiner would like some of the features that she likes in there as well, but I would like to see at least that.

**Chairman Kasper:** We could be sure to bring that up when we do get that Senate bill.

**Rep. Olson:** I talked to Rep. Hanson after the hearing and went over some of the objections like the individualized line item reporting that seems to be required at the end of July. She had expressed some interest in bringing amendments to addressing those issues. Do you happen to know if she ever dug into that anymore?

**Chairman Kasper:** We can have a discussion with Rep. Hanson and see what might be considered for the bill that we do get.

A roll call vote was taken. 11 Yeas, 2 Nays, 1 Absent.

**Vice Chair Louser** will carry the bill.

Date: 2-17-17  
 Roll Call Vote #: 1

**2017 HOUSE STANDING COMMITTEE  
 ROLL CALL VOTES  
 BILL/RESOLUTION NO. 1410**

House Government and Veterans Affairs Committee

Subcommittee

Amendment LC# or Description: \_\_\_\_\_

- Recommendation:  Adopt Amendment  
 Do Pass  Do Not Pass  Without Committee Recommendation  
 As Amended  Rerefer to Appropriations  
 Place on Consent Calendar  
 Other Actions:  Reconsider  \_\_\_\_\_

Motion Made By Dockter Seconded By Johnston

Representatives	Yes	No	Representatives	Yes	No
Jim Kasper-Chairman	X		Pamela Anderson	A	
Scott Louser-Vice Chairman	X		Mary Schneider		X
Jason Dockter	X				
Craig A. Johnson	X				
Daniel Johnston	X				
Karen Karls	X				
Ben Koppelman	X				
Vernon Laning	X				
Christopher D. Olson	X				
Karen M. Rohr	X				
Vicky Steiner		X			
Steve Vetter	X				

Total (Yes) 11 No 2

Absent \_\_\_\_\_

Floor Assignment Louser

If the vote is on an amendment, briefly indicate intent:



**REPORT OF STANDING COMMITTEE**

**HB 1410: Government and Veterans Affairs Committee (Rep. Kasper, Chairman)**  
recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING).  
HB 1410 was placed on the Eleventh order on the calendar.

2017 TESTIMONY

HB 1410

**HB 1410****Testimony from Rep. Karla Rose Hanson - Jan. 26, 2017**

Chairman Kasper and members of the Committee, my name is Karla Rose Hanson, and I represent District 44 in Fargo. I'm here today to introduce HB 1410 and ask you to make a "do-pass" recommendation on this bill.

**HB 1410 has three objectives:**

- **To modernize lobbyist registration and reporting by moving these processes online**
- **To define 'expenditure'**
- **To change the penalty for late filings**

The primary goal of this bill is to modernize how lobbyists register with the Secretary of State and report expenditures by moving those two processes online. The registration and reporting processes are currently all done on paper, so moving them online would be more convenient for the approximately 550-575 lobbyists who visit us during the legislative session. It would also be more efficient for our Secretary of State office staff who handle all those papers. Moving these two processes online will also improve transparency. As you can see by the exhibits I've included with my testimony, the paper reports can be handwritten, which is not always legible.

An online system for lobbyists could be similar to the online system that we legislators use today for reporting donations. The changes to modernize these processes can be found in the bill on page 2, lines 19-20 (deleting a reference to faxing); page 3, line 27 (adding a reference to filing electronically); and page 4, lines 13-16 (directing the SoS to provide a system for lobbyists to register and report on the internet and to make the information available to the public).

The second goal of this bill is to define the term "expenditure." "Expenditure" is currently not defined in this chapter of the Century Code, so this bill adds a sentence to clarify that term as it applies to the activity of lobbying. You'll find that addition starting on page 2, line 31.

Finally, this bill would change the penalty for late filings. Currently, lobbyists are required to file a report on expenditures once a year, and they face a penalty of \$25 if they file their expenditure report within 60 days of the deadline and \$50 thereafter. HB 1410 moves the penalty language into a separate section of the chapter - beginning on page 3, line 23. It increases the penalty to \$100 if a lobbyist fails to file the expenditure report within 60 days of the deadline and \$500 thereafter. Currently, the Secretary of State may revoke a lobbyist's certificate of registration for failure to file the required reports; this bill adds that if the certificate of registration is revoked, the person (entity) that authorized the lobbyist may not register a new lobbyist for six months (page 5, lines 18-19).

This bill does not change the current requirement that lobbyists must report each expenditure of \$60 or more, expended on any single occasion on any individual. You'll find that on page 2, lines 25-31.



As a side note, ND's lobbyist reporting requirements are far less stringent than many other states. For example, MN lobbyists must report expenditures of \$5 or more, MT is \$25, and Arizona is \$20. Most states also require reporting on expenditures for group events like receptions and/or an aggregate of expenditures by the lobbyist or the lobbyists' employers.

The intention of this bill is not to require ND lobbyists to track every cup of coffee they buy for a legislator. With this intent in mind, there is a paragraph later in the bill that refers to aggregating expenditures. This paragraph could be interpreted in multiple ways, including an interpretation of adding up several small expenditures on one legislator. To prevent confusion on this matter, I am proposing an amendment, which would remove lines 6-9 on page 4.

A few notes to address common questions:

- In chapter 54-05.1 on legislative lobbying, it specifies that this chapter does not apply to any person who is a private citizen appearing on the citizen's own behalf, as well as a number of other specific individuals including legislators and state employees.
- "Person" refers to individuals and organizations and is defined that way throughout the ND century code unless otherwise specified. So when you see "person" in this bill, it could mean an individual lobbyist or it could mean the entity employing the lobbyist, including a corporation, association, non-profit or other group.
- The fiscal note indicates a potential cost of \$100,000. This seems excessive because in my earlier conversation with Deputy SoS Jim Silrum, he said the online system that we candidates use for campaign finance reports cost \$75,000 to build, and he indicated it would be possible to replicate that campaign finance online system for lobbyists as outlined in this bill, so it would likely be less expensive than building it from scratch.

In conclusion, I'll reference the state of the state address delivered by Governor Doug Burgum earlier this month. He challenged everyone to look for ways to reinvent state government and embrace technology, and this bill is one small step we can take to increase efficiency and convenience for staff, lobbyists and the public. In 2017, there is no reason to have a filing cabinet stuffed full of registration certificates and expenditure reports. We should strive to be both modern and transparent.

I respectfully ask the committee to give HB 1410 a 'do pass' recommendation and I will stand for questions.

**See also:**

- Proposed Amendment to HB 1410
- Example of Lobbyist Registration Form
- Examples of Lobbyist Expenditure Reports

17.0653.02001  
Title.

Prepared by the Legislative Council staff for  
Representative Hanson  
January 18, 2017

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1410

Page 4, line 6, remove "In determining the amount of expenditures to a recipient, all amounts expended to or"

Page 4, remove lines 7 through 9

Page 4, line 10, remove "3."

Page 4, line 13, replace "4." with "3."

Page 4, line 17, replace "5." with "4."

Renumber accordingly





**LOBBYIST EXPENDITURE REPORT**  
SECRETARY OF STATE  
SFN 7654 (04-2014)

Secretary of State  
State of North Dakota  
600 E Boulevard Ave Dept 108  
Bismarck ND 58505-0500  
Telephone: 701-328-3665  
Toll Free: 800-352-0867 ext 328-3665  
Fax: 701-328-1690  
Web Site: www.nd.gov/sos



**RECEIVED**

System ID Number  
28,257,600

AUG 03 2015

Name of Lobbyist (Last, First)  
K Calvin Calvin

Business Telephone Number  
701 523 6171

Business Address  
22 E Broadway

City Sec. of State  
Williston

State ZIP Code  
ND 58802

**INSTRUCTIONS:**

- For reference, see North Dakota Century Code, chapter 54-05.1.
- North Dakota law requires each registered lobbyist to file an expenditure report with the Secretary of State on or before August 1 following the expiration of the lobbyist registration period. For 2014, the report is due on or before August 1, 2014 and will cover the lobbyist registration period from July 1, 2013 through June 30, 2014.
- Every registered lobbyist must file this report even if he or she does not have any expenditures to report.
- As stated in North Dakota law. The report must include a statement as to each expenditure, if any, of sixty dollars or more expended on any single occasion on any individual, including the spouse or other family member of a member of the legislative assembly or the governor, in carrying out the lobbyist's work or include a statement that no reportable expenditures were made during the reporting period.
- The report must be signed and dated by the lobbyist.
- Submit the report to the address listed in the upper right corner of this form.
- There is no filing fee, if this report is filed after June 30, 2014 and on or before the due date of August 1, 2014. If the report is filed after the due date and on or before October 1, 2014, a late filing fee of \$25 is assessed. A late filing fee of \$50 is assessed on any report filed after October 1. In addition, any existing registration is revoked and the lobbyist is subject to criminal prosecution.

**EMAIL FILING:** Documents may be emailed to the Secretary of State at sosadlic@nd.gov. In order to transmit by email, the documents must be scanned and the images transmitted via email.

**FAX FILING:** A document and Credit Card Payment Authorization (if fee is necessary) may be faxed to 701-328-1690. A faxed filing does not expedite the process of the document in the office of the Secretary of State.

Do you have any expenditures of \$60 or more to report?  No  Yes - Provide the following information and complete instructions 4, 5 and 6. If the answer is no, only instructions 5 and 6 need to be completed.

DATE OF EXPENDITURE	NATURE OF EXPENDITURE AND ON WHOSE BEHALF EXPENDED	NAME OF THE RECIPIENT OF THE EXPENDITURE	AMOUNT OF EXPENDITURE
03/31/2015	Spending on House Transportation	HYPER CAREY CC	200.00
07/21/2015	Business Municipal		
08/31/2015	House - and Senate Rep Owen	Bismarck Municipal	200.00
03/31/2015	Association with Owen	FRANK - RUPC Owen Owen	200.00
03/31/2015	Construction Transportation	46 STARK AND PRO FOOD	200.00
07/31/2015	3 Bldg/Finance Present	3rd House Finance Present	900.00

The undersigned has read the foregoing and knows the contents thereof to be true.

Lobbyist Signature  
*[Handwritten Signature]*

Date  
08/01/2015





**LOBBYIST EXPENDITURE REPORT**  
SECRETARY OF STATE  
SFN 7654 (04-2014)



**RECEIVED**

JUL 02 2015

Secretary of State  
State of North Dakota  
600 E Boulevard Ave Dept 108  
Bismarck ND 58505-0500  
Telephone: 701-328-3665  
Toll Free: 800-352-0867 ext 328-3665  
Fax: 701-328-1690  
Web Site: www.nd.gov/sos

System ID Number  
6.684.000

Name of Lobbyist (Last, First) Rick Clayburgh		Business Telephone Number (701) 223-5303	
Business Address PO Box 1438		City Bismarck	State ND
		ZIP Code 58502	

**INSTRUCTIONS:**

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01/22/2015	NDBA Bank Management Legislative Reception, Dinner & Entertainment	229 - Including legislators, elected officials, spouses and legislative staff	\$19,545.62

The undersigned has read the foregoing and knows the contents thereof to be true.

Lobbyist Signature <i>Rick Clayburgh</i>	Date 7/1/15
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**LOBBYIST EXPENDITURE REPORT**  
SECRETARY OF STATE  
SFN 7854 (04-2014)

Secretary of State  
State of North Dakota  
600 E Boulevard Ave Dept 108  
Bismarck ND 58505-0500  
Telephone: 701-328-3665  
Toll Free: 800-352-0867 ext 328-3665  
Fax: 701-328-1690  
Web Site: www.nd.gov/sos



RECEIVED

JUL 23 2015

System ID Number  
27 943 200

Name of Lobbyist (Last, First) Miller, Cindy

SEC. OF STATE

Business Telephone Number  
701-2936462

Business Address  
FirstLink 4351-13 AVE S #101L

City  
Fargo

State  
ND ZIP Code  
58103

**INSTRUCTIONS:**

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7/21/15	mileage to Bismarck and back to Fargo	Cindy Miller	225.40
7/17/15	Mileage to Bismarck and back to Fargo	Cindy Miller	225.40

The undersigned has read the foregoing and knows the contents thereof to be true.

Lobbyist Signature *Cindy Miller* Date 7/8/15



P. 7

RECEIVED

JUL 27 2015



**LOBBYIST EXPENDITURE REPORT** SEC. OF STATE  
SECRETARY OF STATE  
SFN 7854 (04-2014)



Secretary of State  
State of North Dakota  
600 E Boulevard Ave Dept 108  
Bismarck ND 58505-0500  
Telephone: 701-328-3665  
Toll Free: 800-352-0867 ext 328-3665  
Fax: 701-328-1690  
Web Site: [www.nd.gov/sos](http://www.nd.gov/sos)

System ID Number  
25 008 800

Name of Lobbyist (Last, First) Alston, Garth		Business Telephone Number (608) 251-0195	
Business Address 33 E. Main Street, Suite 420	City Madison	State WI	ZIP Code 53703

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- There is no filing fee, if this report is filed after June 30, 2015 and on or before the due date of August 1, 2015. If the report is filed after the due date and on or before October 1, 2015, a late filing fee of \$25 is assessed. A late filing fee of \$50 is assessed on any report filed after October 1. In addition, any existing registration is revoked and the lobbyist is subject to criminal prosecution.

**EMAIL FILING:** Documents may be emailed to the Secretary of State at [sosadlic@nd.gov](mailto:sosadlic@nd.gov). In order to transmit by email, the documents must be scanned and the images transmitted via email.

**FAX FILING:** A document and Credit Card Payment Authorization (If fee is necessary) may be faxed to 701-328-1690. A faxed filing does not expedite the process of the document in the office of the Secretary of State.

Do you have any expenditures of \$60 or more to report?  No  Yes - Provide the following information and complete instructions 4, 5 and 6. If the answer is no, only instructions 5 and 6 need to be completed.

DATE OF EXPENDITURE	NATURE OF EXPENDITURE AND ON WHOSE BEHALF EXPENDED	NAME OF THE RECIPIENT OF THE EXPENDITURE	AMOUNT OF EXPENDITURE
01/07/2015	Food & Beverage, Nu Mark LLC	Rep. Kim Koppelman	\$70.92
01/07/2015	Food & Beverage, Nu Mark LLC	Torey Koppelman, Spouse of Kim Koppelman	\$70.92
01/07/2015	Food & Beverage, Nu Mark LLC	Rep. Blair Thorenson	\$70.92
01/07/2015	Food & Beverage, Nu Mark LLC	Rep. Craig Headland	\$70.92

The undersigned has read the foregoing and knows the contents thereof to be true.

Lobbyist Signature 	Date 7/27/15
------------------------	-----------------

P.S



**LOBBYIST REGISTRATION**  
SECRETARY OF STATE  
SFN 11106 (05-2016)

For Office Use Only

ID Number:	
WO Number:	
Filed:	By:
Badge Number:	

**FEE:**

\$25.00 registration and one entity  
Additional \$15.00 for each subsequent entity

For reference, see North Dakota Century Code, Chapter 54-05.1.

SEE INSTRUCTIONS FOR FILING AND MAILING INFORMATION.

**SECTION A: LOBBYIST INFORMATION**

Name of lobbyist (last, first)		Social security number	
Business address	City	State	ZIP code
Email Address		Business telephone number	

**SECTION B: PERSON(S) OR ENTITY(IES) ON WHOSE BEHALF THE LOBBYIST WILL ATTEMPT TO INFLUENCE LEGISLATION**

1. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid	Address		

2. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid	Address		

3. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid	Address		

4. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid	Address		

As a condition to the granting of a lobbyist registration, I agree to file on or before August 1 of each year, a detailed report on forms provided by the Secretary of State, of each expenditure of sixty dollars or more expended on any single occasion. I understand that if I make a false statement in this document, I may be subject to criminal penalties.

Lobbyist signature	Date
--------------------	------

(additional entities can be listed on page 2)



5. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

6. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

7. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

8. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

9. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

10. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

**FAX FILING:** A registration and Credit Card Payment Authorization may be faxed to (701) 328-1690.

**MAILING INSTRUCTIONS:** Send completed registration to:

Secretary of State  
 State of North Dakota  
 600 E Boulevard Ave Dept 108  
 Bismarck ND 58505-0500

Telephone: (701) 328-3665

Toll-free: (800) 352-0867 (ext. 328-3665)

Fax: (701) 328-1690

Website: [sos.nd.gov](http://sos.nd.gov)



### LOBBYIST REGISTRATION

An individual must register as a lobbyist with the Secretary of State before that individual in any manner, directly or indirectly:

1. Attempts to secure the passage, amendment, or defeat of any legislation by the legislative assembly or the approval or veto of any legislation by the governor of the state; or
2. Attempts to influence decisions made by the legislative council or by an interim committee of the legislative council.

Registration is not required if the lobbyist individual is:

1. A legislator;
2. A private citizen appearing on his own behalf;
3. An employee, officer, board member, volunteer, or agent of the state or its political subdivisions whether elected or appointed and whether or not compensated, who is acting in that person's official capacity;
4. Invited by the chairman of the legislative council, an interim committee of the legislative council, or a standing committee of the legislative assembly to appear before the council, interim committee, or standing committee for the purpose of providing information; or
5. An individual who appears before a legislative committee for the sole purpose of presenting testimony on behalf of a trade, or professional organization, or a business or industry if the individual is introduced to the committee by the registered lobbyist for the trade, or professional organization or the business, or industry.

Submit the filing fee with the registration.

#### FILING FEE:

- \$25 if lobbying on behalf of one individual or entity as listed in Section B
- \$15 for each subsequent individual or entity as listed in Section B

Checks must be payable to "Secretary of State" and must be for U.S. negotiable funds. Payment may also be made by credit card using Visa, MasterCard, Discover, or American Express.

**AUTHORIZATION REQUIRED:** The registration must be accompanied by a Lobbyist Authorization from each person or entity listed in Section B. The Lobbyist Authorization may be submitted in the form of a letter signed by the person or entity listed in Section B or a form is available from the Secretary of State's website at [sos.nd.gov](http://sos.nd.gov).

The following instructions correspond to the lettered sections on the form:

**SECTION A:** For the registering lobbyist, provide the name, social security number, business address, email address (if available), and business telephone number.

**Privacy:** In accordance with the provisions of N.D.C.C., Chapter 44-04, the disclosure of a social security number or email address is voluntary. Failure to provide them will not result in the rejection of the registration. The number and email address are not disclosed to the public; they are used by the Secretary of State to accurately maintain lobbyist records.

**SECTION B:** For each person or entity on whose behalf the lobbyist will attempt to influence legislation, provide:

1. The name of the person or entity represented by the lobbyist;
2. The business address of the person or entity; and
3. The name, if different than the person or entity, by whom the lobbyist will be paid.

Continue the listing of represented persons or entities on page 2.

The registration must be signed and dated by the individual registering to be a lobbyist.

**LOBBYIST REGISTRATION (continued)**

**ASSISTANCE:** If assistance is required to complete the registration, contact the Secretary of State at (701) 328-3665.

**FAX FILING:** The document and Credit Card Payment Authorization may be faxed to (701) 328-1690. A faxed filing does not expedite the process of the document in the office of the Secretary of State.

**EMAIL:** Email is not a secure utility for the transmission of private information or credit card authorizations. **DO NOT EMAIL YOUR DOCUMENT TO THE SECRETARY OF STATE.**

**MAILING INSTRUCTIONS:** Send documents and filing fee to:

Secretary of State  
State of North Dakota  
600 E Boulevard Ave Dept 108  
Bismarck ND 58505-0500

Telephone: (701) 328-3665 Toll-free: (800) 352-0867 (ext. 328-3665) Fax: (701) 328-1690 Website: [sos.nd.gov](http://sos.nd.gov)



**CREDIT CARD PAYMENT AUTHORIZATION**  
SECRETARY OF STATE  
SFN 51478 (02-2016)

WO Number (For Office Use Only):

Amount

Name			Telephone Number		
Address		City	State	ZIP Code	
Card Type <input type="checkbox"/> Visa <input type="checkbox"/> MasterCard <input type="checkbox"/> Discover <input type="checkbox"/> American Express			Signature (required by credit card companies)		
Account Number		CSC Number*	Card Expires (MMYY)	Date	

\*Three-digit (Visa, MasterCard, or Discover) or four-digit (American Express) security code



**LOBBYIST AUTHORIZATION**  
SECRETARY OF STATE  
SFN 60866 (05-2016)

For Office Use Only

ID Number:	
WO Number:	
Filed:	By:

**FILING FEE:**

No filing fee if Lobbyist Authorization is submitted with the Lobbyist Registration

\$15.00 for each authorization filed after Lobbyist Registration

**Lobbyist Information**

Name			
Address	City	State	ZIP code

**Authorizing Person or Entity Information**

Name			
Address	City	State	ZIP code
Email Address		Telephone number	
Name (if different than authorizing person or entity) by whom the lobbyist will be paid			

**Representation Time Period**

Start date	End date
------------	----------

By signing this document, I hereby authorize the above-named lobbyist to represent the above-named person or entity as a lobbyist for the registration time period indicated above for the purposes of influencing legislation as defined in the North Dakota Century Code, Section 54-05.1-02(1).

Signature	Title	Date
-----------	-------	------

**FAX FILING:** A Lobbyist Authorization and Credit Card Payment Authorization may be faxed to (701) 328-1690.

**MAILING INSTRUCTIONS:** Send completed authorization to:

Secretary of State  
State of North Dakota  
600 E Boulevard Ave Dept 108  
Bismarck ND 58505-0500

Telephone: (701) 328-3665

Toll-free: (800) 352-0867 (ext. 328-3665)

Fax: (701) 328-1690

Website: [sos.nd.gov](http://sos.nd.gov)



**CREDIT CARD PAYMENT AUTHORIZATION**  
SECRETARY OF STATE  
SFN 51478 (02-2016)

WO Number (For Office Use Only):

Amount

Name			Telephone Number		
Address		City	State	ZIP Code	
Card Type <input type="checkbox"/> Visa <input type="checkbox"/> MasterCard <input type="checkbox"/> Discover <input type="checkbox"/> American Express			Signature (required by credit card companies)		
Account Number		GSC Number*	Card Expires (MMYY)	Date	

\*Three-digit (Visa, MasterCard, or Discover) or four-digit (American Express) security code



Attachment 2  
1410  
1-26-17

Dennis Cooley

House Bill No. 1410

My name is Dennis Cooley, and I am a Professor of Ethics and Philosophy at North Dakota State University, Director of the Northern Plains Ethics Institute at NDSU, Secretary General of the International Academy of Medical Ethics and Public Health whose home is in the University of Paris, and co-editor of Springer's International Library of Ethics, Law, and the New Medicine. What I say here does not necessarily represent the views of any of the organizations I mentioned.

I come today in support of Bill 1410. Lobbyists do not have a good name, although they often do very important work representing valuable interests in the state. However, if you asked a regular voter what the term "lobbyist" means, he is likely to say that it conveys images of backroom deals brokered for the benefit of the business and legislator rather than being part of good governance. Most voters think that lobbyists have access to legislators that the legislators' constituents can never dream of having. So, it is best to foster transparency in the inevitable relationships between legislators and lobbyists, which this bill does without imposing too significant burden on anyone.

By the way, this issue was of great interest around the state. The former ethicist for this body, John Olsrud, has an article in the 2013 *Northern Plains Ethics Journal* that received a number of interviews from radio and other media. So there is clearly an appetite to see something done.

The changes in governance that I'm testifying in favor of this week are practical on pragmatic grounds. First, it is always best to have clear rules in place for these matters before something has to be done about them, then to wait and then have to react. On my syllabi each semester, there is a passage in that states that anyone committing academic dishonesty in the class will be failed for the entire semester. It is in larger letters and bold and on the front page so that students know what the standards are and what will happen to them. More importantly, it tells them that I mean it, so if I catch a cheater, that cheater is going to go down hard. That puts the potentially dishonest people on notice, but more importantly shows those who play by the rules that they are not suckers for doing as they are supposed to do. By making clear these good governance standards, you are doing the same.

The second pragmatic ground take a long term, wider picture view. Making this one tiny alteration to our expectations of legislative responsibilities provides North Dakota with an opportunity to show our citizens and the rest of the country our shared fundamental values of openness, forthrightness, and integrity. Our legislators are good, decent folks with nothing to hide, and making this small change shows they are dedicated to the good governance they promised their constituents when running for office.

Our success as a state has caused us to need this change. In 2015, the non-partisan Center for Public Integrity gave North Dakota a D- rating, thereby raising us from the miserable F we had received just three years before. (<https://www.publicintegrity.org/2012/03/19/8423/grading->



nation-how-accountable-your-state) Now I'm not in agreement with the Center because it seems to lack an understanding on how our culture works here, or maybe not:

The libertarianism roots, a small-town, neighborly approach to government and the honest belief that "everybody knows everybody" have overridden any perceived need for strong protections in law. "In smaller states, the culture is different...It is harder to disobey the law and go against your own moral core if everyone knows you."  
(<https://www.publicintegrity.org/2012/03/19/8423/grading-nation-how-accountable-your-state>)

Now 15 years ago, we did know each other for the most part. I could stand outside of one of these hearing rooms, and chat with folks who knew me, and I them. (In fact, we used to get in trouble – if you can call it that – when we were talking too loudly and the hearing chair would have to come out to ask us to hush up a bit.)

The challenge is, as you know, our local and state communities have changed. Fifteen years ago, when I was recruited to work at NDSU on ethics and genetics, the state was still losing more people than it was bringing in through the standard means. That decline is gone, and for good, let us hope. There is still a very low unemployment rate here that attracts those seeking jobs for a better life. We have social cultures people want to live in. Given the innovators and entrepreneurs I've met around the state, economic and population growth is likely to increase the influx.

Now, it is possible to go places and not know folks or have a homogenous experience. We clearly do not have the same cultural background that allowed us to think much the same thing about issues. Although that is sad from a nostalgia point, it is a good thing for the long term health of our state. Differences create marketplaces of ideas, which create innovation, which creates enterprise. And increased enterprise is good for this state.

But growth also creates misunderstandings based on a lack of information, miscommunication, and oversights which are not unethical in themselves, but pose difficulties for those trying to get things to run openly and efficiently. There is nothing illicit going on, but if folks don't have enough information or processes that guarantee that everything is on the up-and-up, then they start worrying about whether it is, especially when hard decisions have to be made that negatively impact them. Each representative here has the trust of her or his constituents, but there are constituents in other districts who do not trust other legislators or the state's governing process. That is a shame for us.

Fortunately, we have an opportunity this session to take those little steps required to keep or rebuild the trust in our legislators and legislative process that each deserve. By passing this bill, and making it into law, we keep things working efficiently – which is part of what ethics is all about. We show that our legislators are the honest, decent citizen-politicians Thomas Jefferson and others thought would run government best. And, most importantly, we show current residents, newcomers, and future generations the high standard we have for North Dakotans representing other North Dakotans.



Attachment 3  
1410  
1-26-17

Northern Plains Ethics Journal (2013)



*Legislative Travel Paid for by Lobbyists Raises Ethical Questions*

**John D. Olsrud**  
Bismarck, ND

Why would an out-of-state corporation spend thousands of dollars to send a North Dakota legislator on a trip? To answer that question, one has to understand the structure and relationships between private companies and state legislators. Corporations expect a return on their investments, and when they host legislators on trips, corporations expect to get their money's worth.

I had the privilege of serving as an attorney on the staff of the North Dakota Legislative Council for 40 years, the last 25 of which I was the director of the agency. I was aware of numerous trips being taken by the people I worked for, and many times I was asked not to tell anyone. I will honor those commitments in this article—no names, no specific trips. This is just an overview of what I see as an ethical problem for the legislative branch of state government in North Dakota.

During my years as Legislative Council Director, I had the duty of providing ethics training to legislators. I used to preface my presentations by saying I often heard we have no ethics problems in North Dakota. Translation: we have no one in jail for ethics violations. Perhaps the reason we have no one in jail is because legislators write their own ethics laws and rules, and care is taken to make sure nothing is done to disturb the cozy relationship between legislators and lobbyists.

Once elected to the state legislature, a person enters a world of privilege and perks unheard of by the rest of us. Suddenly, a new legislator is invited to numerous dinners and parties. Most of these dinners and parties are open gatherings, and the media sometimes covers these occasions. There have been pictures in the paper showing a freshman legislator holding a beer in one hand and a hot dog in the other. Some people see those pictures as a problem, because someone has purchased that beer and hot dog for the legislator. To me, those kinds of dinners and parties are not cause for alarm, as the money spent per person is not large and these gatherings are open to the public. The question the media should ask is who is not at those open dinners and parties? Some legislators might make an appearance and then disappear, only to go to some lavish private dinner hosted by deep pocket lobbyists. Those private dinners, away from public scrutiny, should get our attention.

State law puts limits on how much a lobbyist can spend on a legislator on a specific occasion, and anything above that amount is supposed to be reported to the Secretary of State. Lobbyists have found a way to avoid making those reports. If a dinner or party exceeds the cost per person allowed by state law, lobbyists simply go together, so if two or more lobbyists buy a dinner, they split the cost, and no reports are made. The smart money in the lobbying business is far too sophisticated to endanger the sponsoring corporations from getting bad publicity over these matters. So, instead of buying meals for large groups of legislators in a public setting, the smart money goes to private dinners where just a few key legislators meet with corporate sponsors for special time out of public view. Likewise, trips paid for by corporations are kept out of public view.



John D. Olsrud

It should be understood this article is not addressing trips paid for with public money. Legislators attend meetings of public interest groups such as the National Conference of State Legislatures (NCSL) and the Council of State Governments (CSG). Those trips are at public expense and there is full accountability. Records of those trips are open to the public. I see no problem with those trips. In fact, I think the public is well served by investing in activities that help legislators do their jobs.

My concern is with private trips paid for by people and corporations seeking favors from legislators. It should be understood that lobbyists do not directly pay for trips by legislators. That would require a full report and the public might be upset. Instead, in order to make it impossible to follow the money on trips paid for by lobbyists, corporations launder their money through innocent-sounding nonprofit entities. Ever heard of the American Legislative Exchange Council (ALEC) or the State Legislative Leaders Foundation (SLLF)? These are private groups that are not open to public scrutiny. Rather than paying for airline tickets and hotels for legislators, corporations pay their money to nonprofit entities of this kind, and the public has no way of knowing who is really paying for a trip taken by a North Dakota legislator. We never find out if our legislators' trips are paid for by specific lobbying groups that have particular interest in issues in North Dakota. We never hear with whom our legislators sat on long flights to China, India, Russia, and other distant venues, or whether those seating arrangements were prearranged as opportunities for specific lobbyists to spend valuable time with key legislators.

What, you may ask, are these corporate interests buying on those trips? The key word is access. A good lobbyist is going to know who has real power in the legislative process, and what these special interests want is to be able to pick up the phone, be on a first name basis, and ask for favors. A lobbyist for a pharmaceutical company once told me it is worth many thousands of dollars to his firm if he can keep certain bills from being introduced. If he cannot keep a bill from being introduced, think of the value of being able to make a single phone call to achieve desired results. If a phone call to a legislative leader will bring a commitment to see that certain legislation fails, think of the thousands of dollars in travel costs, not to mention valuable time, a corporation might save by not having to send its people to Bismarck.

If anything you have read in this article disturbs you, or if you think something will be done to limit these kinds of expenditures for our legislators, do not expect anything to change. A lobbyist once told me that if the name of his company ever appeared in the press regarding a scandal involving lobbying expenditures, that lobbyist would lose his budget for those expenditures. We will never see the internal communications lobbyists use to justify their budgets. As noted previously, corporations expect a return on their investments. And what better way to justify next year's lobbying budget than to show what a good return the corporation got for last year's expenditures?

Lobbyists fear scandals that might get the attention of top corporate officials or, worse, stockholders. Stockholders do not want to read in the paper that their money is being spent taking North Dakota legislators on trips. If the public, especially stockholders, knew about the trips corporations are buying for legislators, those trips would end. That is why it is so important to keep those trips out of the public eye.

With North Dakota's newfound wealth, particularly from oil, decisions made by our elected representatives are going to earn the attention of corporate interests that have



*Legislative Travel*

much to gain from valuable access to the movers and shakers in the legislative process. We are talking about big money, and big money buys the access so desired by everyone who wants something from the legislature. What is so unfortunate about this picture is that the public will never know who is buying influence under current laws.

---

*John D. Olsrud retired in 2007 after working as an attorney for the North Dakota Legislative Council for 40 years. The last 25 of those years he was director of the agency, and one of his duties was to provide ethics training for legislators and staff. Olsrud taught an online ethics course for five years as an adjunct professor at Bismarck State College, where he is now teaching political science courses. Olsrud has degrees in public administration and law from the University of North Dakota. He grew up in Beach, North Dakota, where his father was a Lutheran minister.*

Attachment 4

1410  
1-26-17

ALVIN A. JAEGER  
SECRETARY OF STATE  
E PAGE www.nd.gov/sos



PHONE (701) 328-2900  
FAX (701) 328-2992  
E-MAIL sos@nd.gov

SECRETARY OF STATE  
STATE OF NORTH DAKOTA  
600 EAST BOULEVARD AVENUE DEPT 108  
BISMARCK ND 58505-0500

January 26, 2017

**TO:** Chairman Jim Kasper and members of the House Government and Veterans Affairs Committee

**FR:** Jim Silrum, Deputy Secretary of State, on behalf of Secretary of State Al Jaeger

**RE:** HB 1410 – Lobbyist registration and reporting requirements

Under current law, any person desiring to represent one or more entities must complete a registration with the Secretary of State for each reporting year prior to engaging in the capacity as a lobbyist. The reporting year begins on July 1 and ends June 30 of the following calendar year. The registration includes the following:

1. Completion of the Lobbyist Registration Form (SFN 11106) by the applicant – a copy of the form is included with this testimony.
2. Completion of the Lobbyist Authorization Form (SFN 6086) completed by each entity authorizing the applicant to represent – a copy of the form is included with this testimony.
3. Payment of the required fee of \$25 that covers the cost of the registration and the authority to serve as a lobbyist for one entity. Another \$15 fee is required for each additional entity for which the person is authorized to represent as the entity's lobbyist.

Upon verification that all registration requirements have been met by the applicant, the Secretary of State's office issues a name badge that the lobbyist is to wear prominently while on the Capitol grounds while serving as a lobbyist. The law does permit registered lobbyists to wear a reasonable reproduction of the badge given to them by our office.

Also under current law, starting on July 1, each person who was a registered lobbyist during any time of the prior reporting year must complete the Lobbyist Expenditure Report (SFN 07654) – a copy of the form has also been included with this testimony. This report is to be filed by each lobbyist prior to August 1. If the report is filed after August 1, there is a \$25 late fee required and after October 1, the late fee is \$50 and the lobbyists current registration is revoked.

Finally, upon the filing of any registration form or expenditure report, these documents are available to the public for inspection during our normal office hours. We will also provide copies of these documents to the public at the cost of fifty cents per page according to subsection 1 of N.D.C.C. § 54-09-04 in addition to the \$5 search fee for each lobbyist record.

The Secretary of State's office is currently working with Tecuity, the selected vendor who is to provide the replacement of the business and licensing software for our office. Within the scope of that project, we are building an online registration and expenditure reporting process that is consistent with the law as it currently stands. Through this process, we will be able to make the



filed registrations, authorizations, and expenditure reports available free to the public from our website. We are still completing the planning stage for this project so we cannot provide a date for completion, but this new software will not be ready for deployment by the July 1, 2017, effective date of this bill.

The other complications introduced by this bill are:

Section 2, page 2, line 24: The change of the month of August to July would mean that a registered lobbyist would need to file the required expenditure report "on or before July first," which would be prior to the end of the reporting period in which the report is to cover. The fact that the law would say "or before" could also mean that the lobbyist could be allowed to file this at any time before July 1, which might also be after such time as other reportable expenditures are made. The deadline to file the report by August 1 under current law is to ensure that the report covers the entire twelve-month period from July 1 to June 30 of the preceding year.

Section 2, page 2, lines 26 through 28: The words describing what must be filed on the expenditure statement, "each expenditure, if any, of sixty dollars or more expended on any single occasion on any individual" are not changed. However, the new wording in Section 3, page 4, lines 6 through 9 state that the amounts expended to a recipient must be aggregated. At the very least, this is a conflict that would be introduced into the law.

Finally, HB 1410 lacks any specificity for what is expected of the online registration and expenditure reporting system that is to be provided by the Secretary of State. Is it the intent of the sponsors of this bill for our office to implement an online lobbyist system that is more like the online system used for campaign finance disclosure, or will what we are already planning going to be considered sufficient? Proceeding with the current plan for our office would have no additional cost to the taxpayers, but to move up the deadline for when this must be done or to change the type of system we will be implementing will add at least \$100,000 that would need to be appropriate for us to build a system much like our North Dakota Campaign Finance Online.

The Secretary of State is not opposed to providing greater transparency for lobbyist activity, but we offer opposition to this bill because of the conflict it would introduce in law, the impossible requirement to deliver a system by July 1 of this year, the intent for the functions of the new system is not made clear in this bill, and because the agency already has a software project underway that would provide for online filing according to the current law.



**LOBBYIST REGISTRATION**  
**SECRETARY OF STATE**  
 SFN 11106 (05-2016)

Attachment 5  
 1410  
 1-26-17

For Office Use Only

ID Number:	
WO Number:	
Filed:	By:
Badge Number:	

**FEE:**  
 \$25.00 registration and one entity  
 Additional \$15.00 for each subsequent entity

For reference, see North Dakota Century Code, Chapter 54-05.1.

SEE INSTRUCTIONS FOR FILING AND MAILING INFORMATION.

**SECTION A: LOBBYIST INFORMATION**

Name of lobbyist (last, first)		Social security number	
Business address	City	State	ZIP code
Email Address		Business telephone number	

**SECTION B: PERSON(S) OR ENTITY(IES) ON WHOSE BEHALF THE LOBBYIST WILL ATTEMPT TO INFLUENCE LEGISLATION**

1. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid	Address		

2. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid	Address		

3. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid	Address		

4. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid	Address		

As a condition to the granting of a lobbyist registration, I agree to file on or before August 1 of each year, a detailed report on forms provided by the Secretary of State, of each expenditure of sixty dollars or more expended on any single occasion. I understand that if I make a false statement in this document, I may be subject to criminal penalties.

Lobbyist signature	Date
--------------------	------

(additional entities can be listed on page 2)

5. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

6. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

7. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

8. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

9. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

10. Name of person or entity represented by lobbyist

Business address	City	State	ZIP code
Name (if different than person or entity) by whom the lobbyist will be paid		Address	

**FAX FILING:** A registration and Credit Card Payment Authorization may be faxed to (701) 328-1690.

**MAILING INSTRUCTIONS:** Send completed registration to:

Secretary of State  
 State of North Dakota  
 600 E Boulevard Ave Dept 108  
 Bismarck ND 58505-0500

Telephone: (701) 328-3665

Toll-free: (800) 352-0867 (ext. 328-3665)

Fax: (701) 328-1690

Website: [sos.nd.gov](http://sos.nd.gov)



**LOBBYIST REGISTRATION**

An individual must register as a lobbyist with the Secretary of State before that individual in any manner, directly or indirectly:

- 1. Attempts to secure the passage, amendment, or defeat of any legislation by the legislative assembly or the approval or veto of any legislation by the governor of the state; or
- 2. Attempts to influence decisions made by the legislative council or by an interim committee of the legislative council.

Registration is not required if the lobbyist individual is:

- 1. A legislator;
- 2. A private citizen appearing on his own behalf;
- 3. An employee, officer, board member, volunteer, or agent of the state or its political subdivisions whether elected or appointed and whether or not compensated, who is acting in that person's official capacity;
- 4. Invited by the chairman of the legislative council, an interim committee of the legislative council, or a standing committee of the legislative assembly to appear before the council, interim committee, or standing committee for the purpose of providing information; or
- 5. An individual who appears before a legislative committee for the sole purpose of presenting testimony on behalf of a trade, or professional organization, or a business or industry if the individual is introduced to the committee by the registered lobbyist for the trade, or professional organization or the business, or industry.

Submit the filing fee with the registration.

**FILING FEE:**

- \$25 if lobbying on behalf of one individual or entity as listed in Section B
- \$15 for each subsequent individual or entity as listed in Section B

Checks must be payable to "Secretary of State" and must be for U.S. negotiable funds. Payment may also be made by credit card using Visa, MasterCard, Discover, or American Express.

**AUTHORIZATION REQUIRED:** The registration must be accompanied by a Lobbyist Authorization from each person or entity listed in Section B. The Lobbyist Authorization may be submitted in the form of a letter signed by the person or entity listed in Section B or a form is available from the Secretary of State's website at [sos.nd.gov](http://sos.nd.gov).

The following instructions correspond to the lettered sections on the form:

**SECTION A:** For the registering lobbyist, provide the name, social security number, business address, email address (if available), and business telephone number.

**Privacy:** In accordance with the provisions of N.D.C.C., Chapter 44-04, the disclosure of a social security number or email address is voluntary. Failure to provide them will not result in the rejection of the registration. The number and email address are not disclosed to the public; they are used by the Secretary of State to accurately maintain lobbyist records.

**SECTION B:** For each person or entity on whose behalf the lobbyist will attempt to influence legislation, provide:

- 1. The name of the person or entity represented by the lobbyist;
- 2. The business address of the person or entity; and
- 3. The name, if different than the person or entity, by whom the lobbyist will be paid.

Continue the listing of represented persons or entities on page 2.

The registration must be signed and dated by the individual registering to be a lobbyist.





**LOBBYIST AUTHORIZATION**  
SECRETARY OF STATE  
SFN 60866 (05-2016)

For Office Use Only

ID Number:	
WO Number:	
Filed:	By:

**FILING FEE:**

No filing fee if Lobbyist Authorization is submitted with the Lobbyist Registration

\$15.00 for each authorization filed after Lobbyist Registration

**Lobbyist Information**

Name			
Address	City	State	ZIP code

**Authorizing Person or Entity Information**

Name			
Address	City	State	ZIP code
Email Address		Telephone number	
Name (if different than authorizing person or entity) by whom the lobbyist will be paid			

**Representation Time Period**

Start date	End date
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By signing this document, I hereby authorize the above-named lobbyist to represent the above-named person or entity as a lobbyist for the registration time period indicated above for the purposes of influencing legislation as defined in the North Dakota Century Code, Section 54-05.1-02(1).

Signature	Title	Date
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