

1 SB137
2 164205-2
3 By Senator Marsh
4 RFD: Constitution, Ethics and Elections
5 First Read: 03-MAR-15

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8 SYNOPSIS: Currently, public officials are prohibited,
9 during the term or remaining term of office for
10 which the official was elected, from lobbying
11 before a legislative body or branch of state or
12 local government, including executive and judicial
13 branches, and boards or agencies.

14 This bill would provide that the public
15 official would be prohibited from lobbying those
16 bodies of which he or she is a former member for a
17 period of two years.

18
19 A BILL
20 TO BE ENTITLED
21 AN ACT

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23 To amend Section 36-25-23, as amended by Act
24 2014-440, 2014 Regular Session, Code of Alabama 1975, relating
25 to prohibiting public officials from lobbying certain
26 legislative, executive, or judicial bodies; to specify that
27 public officials who were former members of those public

1 bodies are prohibited from lobbying for a period of two years
2 following the term for which the public official is elected.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. Section 36-25-23, as amended by Act
5 2014-440, 2014 Regular Session, Code of Alabama 1975, is
6 amended to read as follows:

7 "§36-25-23.

8 "(a) No public official elected to a term of office
9 shall serve for a fee as a lobbyist or otherwise represent a
10 client, including his or her employer, before ~~any the~~
11 legislative body or ~~any~~ branch of state or local government,
12 including the executive and judicial branches of government,
13 and including the Legislature of Alabama, ~~or any board,~~
14 agency, commission, or department ~~thereof, during the term or~~
15 ~~remainder of the term for which the official was elected~~ of
16 any of the foregoing, of which he or she is a former member
17 for a period of two years following the term of office for
18 which he or she was elected, irrespective of whether the
19 member left the office prior to the expiration of the term to
20 which he or she was elected. For purposes of this subsection,
21 such prohibition shall not include a former member of the
22 Alabama Judiciary who as an attorney represents a client in a
23 legal, non-lobbying capacity.

24 "(b) No former member of the House of
25 Representatives or the Senate of the State of Alabama shall be
26 extended floor privileges of either body in a lobbying
27 capacity.

1 "(c) No public official, public employee, or group
2 of public officials or public employees shall solicit any
3 lobbyist to give any thing whether or not the thing solicited
4 is a thing of value to any person or entity for any purpose
5 other than a campaign contribution.

6 "(d) No principal or lobbyist shall accept
7 compensation for, or enter into a contract to provide lobbying
8 services which is contingent upon the passage or defeat of any
9 legislative action."

10 Section 2. This act shall become effective
11 immediately following its passage and approval by the
12 Governor, or its otherwise becoming law.