

An Act

ENROLLED SENATE
BILL NO. 1744

By: Griffin, Sparks and Ivester
of the Senate

and

Russ of the House

An Act relating to campaign finance; amending 21 O.S. 2011, Sections 187, 187.1 and 187.2, which relate to criminal penalties for unlawful campaign contributions and expenditures; modifying definitions; modifying amounts which may be contributed to political party committees, political action committees, candidate committees and candidates; modifying prohibitions relating to contributions made by corporations, labor unions, limited liability companies and partnerships; prohibiting certain entities from accepting unlawful contributions; and providing an effective date.

SUBJECT: Campaign finance

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 21 O.S. 2011, Section 187, is amended to read as follows:

Section 187. As used in ~~Sections 1~~ this section through ~~3~~ Section 187.2 of this ~~act~~ title:

1. ~~"Accept", with reference to a contribution, means failure by a candidate, treasurer, deputy treasurer or agent of a committee to expressly and unconditionally reject and return a tendered~~

~~contribution to the contributor within six (6) business days from receipt of the tender;~~

~~2. "Ballot measure" means an initiative, referendum, legislative referendum, legislative initiative, state question, or any proposition or measure submitted to voters for their approval or rejection at a statewide election;~~

~~3. "Campaign" means and includes all activities for or against the election of a candidate to a specific state or local office for a specific term or the passage or defeat of a ballot measure from the date of acceptance of the first contribution, the making of the first expenditure, or the filing of a declaration of candidacy, whichever is first, until a final campaign contributions and expenditures report is filed for elective state office or for or against a state question;~~

~~4. 2. "Candidate" means a person who seeks nomination or election to state or local office. An individual is a candidate when the individual:~~

- ~~a. has filed a declaration of candidacy for any state office with the Secretary of the State Election Board,~~
- ~~b. has filed a declaration of candidacy for any local office with the secretary of any county election board,~~
- ~~c. has filed a declaration of candidacy with the Secretary of State and has drawn active opposition,~~
- ~~d. is nominated as a "substitute candidate" pursuant to Section 1-105 of Title 26 of the Oklahoma Statutes, or~~
- ~~e. solicits or accepts contributions, makes expenditures or gives consent to an individual, organization, party committee, or other committee to solicit or accept contributions or make expenditures to secure election to any state or local office at any time, whether or not the office for which the individual will seek nomination or election is known when the:~~

- ~~(1) solicitation is made,~~
- ~~(2) contribution is accepted, or~~
- ~~(3) expenditure is made.~~

~~The term "candidate" shall include a person whose candidacy is unopposed an individual who has filed or should have filed a statement of organization for a candidate committee for state office with the Ethics Commission as required by its Rules. A candidate committee shall include committees for candidates for partisan elective offices, for nonpartisan judicial offices and for judicial retention offices;~~

~~5. 3. "Candidate committee" means the committee, consisting of one or more persons who may be the candidate only, designated by a candidate to promote the candidate's candidacy and serve as the recipient of all contributions and the disbursing officer of all expenditures for the candidate the only committee authorized by a candidate to accept contributions or make expenditures on behalf of the candidate's campaign, including the campaign of a judicial retention candidate;~~

~~6. "Committee" means a candidate committee, political action committee, or party committee;~~

~~7. a.~~

~~4. "Contribution" means and includes:~~

- ~~(1) a gift, subscription, loan, guarantee or forgiveness of a loan, conveyance, advance, payment, distribution, or deposit of money or anything of value made to and with the knowledge and for the benefit of a committee for use in a campaign, or for reducing the debt of a committee,~~
- ~~(2) an expenditure made by a person or committee, other than a candidate committee, with the cooperation of, or in consultation with, a committee, a candidate, candidate committee, or~~

~~candidate's agent or that is made in concert with, or at the request or suggestion of, a candidate, candidate committee, or candidate's agent,~~

- ~~(3) the difference between the payment to a person, other than a candidate or committee, of compensation for personal services or products to the candidate or committee, and the reasonable and customary rate charged by the person for like services or products in like quantities when the candidate or committee has knowledge of the discounted services or products,~~
- ~~(4) anything of value received by a committee that is transferred from another committee or other source,~~
- ~~(5) sums paid for tickets for a political event such as a reception, rally, or a similar fundraising event; however, the amount of any such contribution may be reduced for the purpose of complying with the reporting and contribution limitations requirements of Section 2 of this act, by the actual cost of consumables furnished by the committee in connection with the purchase of the tickets, and only the excess over the actual cost of the consumables shall be deemed a contribution,~~
- ~~(6) the candidate's own money used on behalf of that candidate's candidacy, and~~
- ~~(7) the difference between the open market value and a discount or rebate:
 - ~~(a) not extended to the public generally, or~~
 - ~~(b) by a television or radio station not extended equally to all candidates for the same office.~~~~

b. ~~The term "contribution" shall not include:~~

- ~~(1) the value of services provided without compensation by any individual who volunteers on behalf of a candidate or committee,~~
- ~~(2) for purposes of the contribution limits set forth in Section 2 of this act, the transfer of any funds by a political action committee to another political action committee, provided the committees have been established as provided by law and the transferring committee and the receiving committee have been established, directly or indirectly, and are administered or financially supported, directly or indirectly, by a common entity,~~
- ~~(3) any payment or obligation incurred by a corporation, labor organization, membership organization, cooperative or corporation without capital stock for the establishment, administration, and solicitation of contributions to a separate segregated fund or political action committee to be utilized for political purposes,~~
- ~~(4) a nonreimbursed payment made by an individual for the individual's own travel expenses on behalf of a committee,~~
- ~~(5) a payment made by an occupant of a residence or office for costs related to a meeting or fundraising event held in the occupant's residence or office if the costs for the meeting or fundraising event do not exceed Five Hundred Dollars (\$500.00). However, if the occupant hosts more than one event in an election cycle for the same beneficiary, all subsequent payments that exceed Five Hundred Dollars (\$500.00) in the aggregate are contributions,~~
- ~~(6) a loan of money made in the ordinary course of business by a financial institution authorized to~~

~~transact business in this state at terms and interest rates generally available to a member of the public without regard to that person's status as a state or local officer or state or local employee or a candidate for state or local office by the institution,~~

~~(7) a communication by a corporation, labor organization, or association aimed at its members, owners, stockholders, directors, executive administrative personnel, or their families, or~~

~~(8) a tender of a contribution if the tender is not accepted, including use as collateral, or is transferred to the state as provided in Rule 10-1-2 of the Rules of the Ethics Commission, 74 O.S. Supp. 1994, Chapter 62, App. any gift, subscription, loan, guarantee or forgiveness of a loan, conveyance, advance, payment, distribution or deposit of money made to, or anything of value given to, or an expenditure other than an independent expenditure made on behalf of a political party, political action committee or candidate committee, but shall not include the value of services provided without compensation by an individual who volunteers those services;~~

~~8. 5. "Expenditure" means a purchase, payment, distribution, loan, advance, compensation, reimbursement, fee deposit, transfer of funds between committees, or a gift made by a committee. An expenditure does not include the following:~~

~~a. a loan of money, made in the ordinary course of business, by a financial institution authorized to transact business in this state,~~

~~b. a communication by a corporation, labor organization, or association aimed at its members, owners, stockholders, executive administrative personnel, or their families, except a communication by the~~

~~corporation's political action committee promoting or opposing a candidate or candidates,~~

~~e. uncompensated services provided by an individual volunteering the individual's time, or~~

~~d. a transfer of funds to another committee if such transfer is not accepted political party, political action committee, candidate committee or other individual or entity that is used to expressly advocate the election, retention or defeat of one or more clearly identified candidates or for or against one or more state questions;~~

~~9. "Family" means an individual, his or her spouse, if any, and all children under the age of eighteen (18) years residing in the same household;~~

~~10. 6. "Limited committee" means a political action committee organized to make contributions to candidates; a limited committee may make independent expenditures or electioneering communications, but may not accept contributions in excess of the limits prescribed for limited committees;~~

~~7. "Local office" means all elective offices for which a declaration of candidacy is filed with the secretary of any county election board;~~

~~11. "Party committee" means a political party or any affiliated or connected entity;~~

~~12. "Person" means an individual, corporation, association, proprietorship, firm, partnership, limited partnership, joint venture, joint stock company, syndicate, business trust, estate, trust, company, organization, committee, or club, or a group of persons who are voluntarily acting in concert;~~

~~13. 8. "Political action committee":~~

~~a. means a combination of at least two individuals, or a person other than an individual:~~

- ~~(1) with the primary purpose of:
 - ~~(a) supporting or opposing a candidate or candidates, or a party committee, except those required to file with the Federal Election Commission, or~~
 - ~~(b) supporting or opposing a ballot measure, and~~~~
- ~~(2) which accepts or gives contributions or makes expenditures from a joint account aggregating at least Five Hundred Dollars (\$500.00) during a calendar year, and~~

~~b. does not include:~~

- ~~(1) a party committee or a candidate committee,~~
- ~~(2) a person other than an individual, when that person makes an expenditure or expenditures from an account to which contributions have not been solicited or accepted from any other persons or individuals; and the expenditure or expenditures are required by law or by Chapter 10 of the Rules of the Ethics Commission to be reported by the recipient committee or committees as a contribution or contributions, and~~
- ~~(3) a combination of individuals, or a person other than an individual, if the combination of individuals, or a person other than an individual, solicits contributions on behalf of a committee, and any contributions received as a result of the solicitation are forwarded to the committee without being deposited in any account; and the contributions are required by law or by Chapter 10 of the Rules of the Ethics Commission to be reported by the committee that receives the contributions means a limited or unlimited committee that has filed or should have filed a statement of organization with the Ethics Commission as required by its Rules;~~

~~14.~~ 9. "Political party" means ~~any a~~ political party ~~so~~ recognized for the purpose of having candidates appear on the ballot under the laws of this state; and

~~15.~~ 10. "Political party committee" means a committee authorized by the political party to accept contributions or make expenditures on behalf of the political party; a political party committee may include a state committee, a Congressional District committee, a county committee, a precinct committee or any other committee or entity of the party officially recognized in the party's bylaws or similar governing document;

11. "State office" means all elective offices for which declarations of candidacy are filed with the Secretary of the State Election Board;

12. "State question" means an initiative or referendum petition for which the Governor has issued a proclamation setting the date on which an election shall be held or a legislative referendum referred by the Legislature for a vote of the people; and

13. "Unlimited committee" means an independent judicial retention committee, a political action committee organized exclusively for the purpose of making independent expenditures or electioneering communications or a political action committee organized exclusively for the purpose of advocating the approval or defeat of a state question.

SECTION 2. AMENDATORY 21 O.S. 2011, Section 187.1, is amended to read as follows:

Section 187.1 A. No person ~~or family~~ may contribute more than:

1. ~~Five Thousand Dollars (\$5,000.00) in any calendar year~~ The limits set forth in the Rules of the Ethics Commission to a committee other than a candidate committee political party committee or political action committee;

2. ~~Five Thousand Dollars (\$5,000.00)~~ The limits set forth in the Rules of the Ethics Commission to a candidate committee for a candidate for state office,~~to a candidate for municipal office in a~~

~~municipality with a population of over two hundred fifty thousand (250,000) persons, according to the most recent Federal Decennial Census, to a candidate for county office in a county with a population of over two hundred fifty thousand (250,000) persons, according to the most recent Federal Decennial Census, or to a candidate committee authorized by such a candidate to receive contributions or make expenditures on his or her behalf, for any campaign; or~~

~~3. One Thousand Dollars (\$1,000.00) to a candidate for other local office, or to a candidate committee authorized by such a candidate to receive contributions or make expenditures on his or her behalf, for any campaign~~ The limits set forth in the Rules of the Ethics Commission to a campaign committee for a candidate for municipal office or to a campaign committee for a candidate for county office or to a municipal or county political committee.

B. No candidate, candidate committee, or other committee shall knowingly accept contributions in excess of the amounts provided herein.

C. These restrictions shall not apply to a committee supporting or opposing a ~~ballot measure~~ state question or local question or to a candidate making a contribution of his or her own funds to his or her own campaign.

D. It shall be prohibited for a campaign contribution to be made to a particular candidate or committee through an intermediary or conduit for the purpose of:

1. Evading requirements of effective Rules of the Ethics Commission promulgated pursuant to Article XXIX of the Oklahoma Constitution or laws relating to the reporting of contributions and expenditures; or

2. Exceeding the contribution limitations imposed by subsection A of this section.

Any person making a contribution in violation of this subsection or serving as an intermediary or conduit for such a contribution, upon conviction, shall be subject to the penalties prescribed in subsections E and F of this section.

E. Any person who knowingly and willfully violates any provision of this section where the aggregate amount contributed exceeds the contribution limitation specified in subsection A of this section by Five Thousand Dollars (\$5,000.00) or more, upon conviction, shall be guilty of a felony punishable by a fine of up to four times the amount exceeding the contribution limitation or by imprisonment in the State Penitentiary for up to one (1) year, or by both such fine and imprisonment.

F. Any person who knowingly and willfully violates any provision of this section where the aggregate amount contributed is less than Five Thousand Dollars (\$5,000.00) in excess of the contribution limitation specified in subsection A of this section, upon conviction, shall be guilty of a misdemeanor punishable by a fine of not more than three times the amount exceeding the contribution limitation or One Thousand Dollars (\$1,000.00), whichever is greater, or by imprisonment in the county jail for up to one (1) year, or by both such fine and imprisonment.

G. No lobbyist or lobbyist principal as defined in ~~Section 4249 of Title 74 of the Oklahoma Statutes~~ the Rules of the Ethics Commission shall make or promise to make a contribution to, or solicit or promise to solicit a contribution for a member of the Oklahoma Legislature or a candidate for a state legislative office during any regular legislative session, beginning the first Monday in February, through its adjournment, and for five (5) calendar days following sine die adjournment. A member of the Oklahoma Legislature or a candidate for a state legislative office shall not intentionally solicit or accept a contribution from a lobbyist or lobbyist principal as defined in ~~Section 4249 of Title 74 of the Oklahoma Statutes~~ the Rules of the Ethics Commission during any regular legislative session and for five (5) calendar days after sine die adjournment. For the purposes of this subsection, a candidate shall mean any person who has filed a statement of organization for a state legislative office pursuant to ~~Oklahoma Statutes, Title 74, Chapter 62 Appendix, Rule 257:10-1-8~~ the Rules of the Ethics Commission.

H. Any person who knowingly and willfully violates any provision of subsection G of this section, upon conviction, shall be guilty of a misdemeanor punishable by a fine of not more than One

Thousand Dollars (\$1,000.00), or by imprisonment in the county jail for up to one (1) year, or by both such fine and imprisonment.

SECTION 3. AMENDATORY 21 O.S. 2011, Section 187.2, is amended to read as follows:

Section 187.2 A. 1. ~~No corporation shall contribute to any campaign fund of any party committee of this state or to any other person for the benefit of such party committee or its candidates, nor shall it, through any agent, officer, representative, employee, attorney, or any other person or persons, so contribute. Nor shall any such corporation, directly or through such other person, make any loan of money or anything of value, or give or furnish any privilege, favor or other thing of value to any party committee, or to any representative of a party committee, or to any other person for it, or to any candidate upon the ticket of any political party.~~

~~B. A corporation shall not make a contribution or expenditure to, or for the benefit of, a candidate or committee in connection with an election, except that this provision shall not apply to:~~

~~1. A campaign or committee solely for or against a ballot measure or local question; or~~

~~2. The establishment, administration, and solicitation of contributions to a political action committee to be utilized for political purposes by a corporation or labor union may make a contribution to a political party, a political action committee or a candidate committee, and no political party committee, political action committee or candidate committee may accept a contribution from a corporation or labor union, except as permitted by law or the Rules of the Ethics Commission.~~

~~2. No limited liability company that has one or more incorporated members may make a contribution to a political party committee, a political action committee or a candidate committee, except as permitted by law or the Rules of the Ethics Commission.~~

~~3. No partnership that has one or more incorporated partners may make a contribution to a political party committee, a political action committee or a candidate committee, except as permitted by law or the Rules of the Ethics Commission.~~

~~C.~~ B. No candidate, candidate committee, political party committee, political action committee or other committee shall knowingly accept contributions given in violation of the provisions of subsection A ~~or B~~ of this section.

~~D.~~ C. The provisions of this section shall not apply to a bank, savings and loan association or credit union loaning money to a candidate in connection with his or her own campaign which is to be repaid with interest at a rate comparable to that of loans for equivalent amounts for other purposes.

~~E.~~ D. Any person who knowingly and willfully violates any provision of this section where the aggregate amount contributed exceeds Five Thousand Dollars (\$5,000.00), upon conviction, shall be guilty of a felony punishable by a fine of up to four times the amount of the prohibited contribution or by imprisonment in the State Penitentiary for up to one (1) year, or by both such fine and imprisonment.

~~F.~~ E. Any person who knowingly and willfully violates any provision of this section where the aggregate amount contributed is Five Thousand Dollars (\$5,000.00) or less, upon conviction, shall be guilty of a misdemeanor punishable by a fine of not more than three times the amount of the prohibited contribution or One Thousand Dollars (\$1,000.00), whichever is greater, or by imprisonment in the county jail for up to one (1) year, or by both such fine and imprisonment.

SECTION 4. This act shall become effective January 1, 2015.

Passed the Senate the 13th day of May, 2014.

Presiding Officer of the Senate

Passed the House of Representatives the 24th day of April, 2014.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

An Act

ENROLLED SENATE
BILL NO. 1745

By: Griffin, Sparks and Ivester
of the Senate

and

Russ of the House

An Act relating to campaign finance and financial disclosure; stating legislative findings; creating campaign finance and financial disclosure acts for counties, municipalities, technology center districts and school districts; providing short titles; defining terms; requiring candidates to establish campaign committee and setting forth procedures; requiring statement of organization and reports of contributions and expenditures; making certain documents public records and setting forth schedule for maintenance; requiring posting to websites; requiring certain persons to file statements of financial interests; providing for enforcement and setting forth procedures; providing for protests of assessments; specifying duties of Ethics Commission; providing for division thereof; authorizing Executive Director to employ or contract for staff; creating Political Subdivisions Enforcement Fund; providing for deposits thereto and expenditures therefrom; providing for certain transfers; providing for cessation of enforcement under certain circumstances; repealing 51 O.S. 2011, Sections 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324 and 325, which relate to the Political Subdivisions Ethics Act; providing for codification; providing for noncodification; and providing an effective date.

SUBJECT: Campaign finance

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

A. This act shall be known as the "Local Government Campaign Finance and Financial Disclosure Act". The Local Government Campaign Finance and Financial Disclosure Act shall be codified in those titles of the Oklahoma Statutes relating to the various levels of local government to which the act applies.

B. The Legislature hereby finds that:

1. The Oklahoma Constitution requires that all elections shall be free and equal and prohibits local and special laws for the conduct of elections;

2. The conduct of campaigns for county, municipal, technology center district and independent school district elections is inextricably intertwined with the elections themselves and that the conduct of such campaigns is a matter of statewide concern;

3. For the citizens of this state to be adequately informed regarding possible conflicts of interest, financial disclosure by candidates, elected officials and other officials of certain county and municipal governments is necessary;

4. Information regarding campaigns for county, municipal, technology center district and independent school district elections and financial disclosure documents should be made available locally to be more accessible to the electorate; and

5. Enforcement of laws governing campaigns for elective office for counties, municipalities, technology center districts and independent school districts should be uniform statewide.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 138.11 of Title 19, unless there is created a duplication in numbering, reads as follows:

Sections 2 through 10 of this act shall be the provisions of the Local Government Campaign Finance and Financial Disclosure Act

applicable to counties and shall be known as the "County Campaign Finance and Financial Disclosure Act".

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 138.12 of Title 19, unless there is created a duplication in numbering, reads as follows:

A. Definitions of terms used in the County Campaign Finance and Financial Disclosure Act shall be the same as those terms are defined in Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, unless otherwise provided herein.

B. As used in the County Campaign Finance and Financial Disclosure Act:

1. "Campaign committee" means a committee which may be composed of one or more persons the purpose of which is to support the election of a specific candidate to county office, whose name as it will appear on the ballot shall appear in the name of the committee;

2. "County office" means any elective county office for which Declarations of Candidacy are filed with the secretary of the county election board as required by Section 5-103 of Title 26 of the Oklahoma Statutes; and

3. "County political committee" means any committee composed of one or more persons whose purpose includes the election or defeat of one or more candidates for county office but which is not required to register with the Ethics Commission or the Federal Election Commission.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 138.13 of Title 19, unless there is created a duplication in numbering, reads as follows:

Each campaign committee shall file a notarized statement of organization with the county election board subject to the same requirements as set forth for candidate committees for state office to file statements of organization with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited

to time for filing and contents, except as otherwise provided in the County Campaign Finance and Financial Disclosure Act. The statement of organization shall be accompanied by a check drawn upon the campaign committee's account in the amount of Fifty Dollars (\$50.00) as a nonrefundable processing fee to be deposited in the County Election Board Special Depository Account. Expenditures from such fees may be made by the secretary of the county election board for any lawful purpose.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 138.14 of Title 19, unless there is created a duplication in numbering, reads as follows:

Every county political committee shall file a notarized statement of organization with the county election board subject to the same requirements as set forth for political committees required to file statements of organization with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited to time for filing and contents.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 138.15 of Title 19, unless there is created a duplication in numbering, reads as follows:

Every campaign committee and every county political committee shall file reports of contributions and expenditures with the county election board subject to the same requirements as set forth for reports of contributions and expenditures filed with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited to time for filing and contents.

SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 138.16 of Title 19, unless there is created a duplication in numbering, reads as follows:

Statements of organization and reports of contributions and expenditures required under the County Campaign Finance and Financial Disclosure Act shall be public records. The county election board shall maintain statements of organization and reports of contributions and expenditures for four (4) years after the date

on which they are filed or prepared, if not posted on the county's website as provided herein, at which time the documents may be destroyed or retained at the discretion of the county election board. If the county in which the statements of organization are filed maintains an Internet website, the county election board may post on the website copies of statements of organization and reports of contributions and expenditures.

SECTION 8. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 138.17 of Title 19, unless there is created a duplication in numbering, reads as follows:

All candidates for county office and all elected county officers shall be required to file a notarized statement of financial interests with the county election board subject to the same requirements as set forth for statements of financial interests filed with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution.

SECTION 9. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 138.18 of Title 19, unless there is created a duplication in numbering, reads as follows:

Statements of financial interests required under the County Campaign Finance and Financial Disclosure Act shall be public records. The county election board shall maintain statements of financial interests for four (4) years after the date on which they are filed, at which time the documents may be destroyed or retained at the discretion of the county election board.

SECTION 10. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 138.19 of Title 19, unless there is created a duplication in numbering, reads as follows:

The County Campaign Finance and Financial Disclosure Act shall be enforced by the Ethics Commission in the same manner as Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution are enforced, including but not limited to acceptance of complaints, civil prosecutions, settlement agreements and any other compliance practices or requirements. Complaints may be received by the Ethics Commission alleging filing

of statements required to be filed under the County Campaign Finance and Financial Disclosure Act later than the prescribed time for filing or failure to produce reports required to be available for public inspection and copying. Such complaints shall be in the same form as other complaints. Upon receipt of such complaints, the Ethics Commission shall investigate whether the allegation or allegations are true and, if so, shall assess a late reporting penalty of up to One Hundred Dollars (\$100.00) per day, not to exceed a maximum of One Thousand Dollars (\$1,000.00) for the filing of any statement or report. If the Ethics Commission determines the allegation or allegations are not true, it shall take no further action. Persons assessed a late reporting penalty may protest the assessment subject to provisions of the Administrative Procedures Act.

SECTION 11. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 56-101 of Title 11, unless there is created a duplication in numbering, reads as follows:

Sections 11 through 20 of this act shall be the provisions of the Local Government Campaign Finance and Financial Disclosure Act applicable to municipalities and shall be known as the "Municipal Campaign Finance and Financial Disclosure Act".

SECTION 12. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 56-102 of Title 11, unless there is created a duplication in numbering, reads as follows:

A. Definitions of terms used in the Municipal Campaign Finance and Financial Disclosure Act shall be the same as those terms are defined in Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, unless otherwise provided herein.

B. As used in the Municipal Campaign Finance and Financial Disclosure Act:

1. "Campaign committee" means a committee which may be composed of one or more persons the purpose of which is to support the election of a specific candidate to municipal office, whose name as it will appear on the ballot shall appear in the name of the committee;

2. "Municipal office" means any elective municipal office for which Declarations of Candidacy are filed with the secretary of the county election board as required by Sections 16-109 and 16-110 of Title 11 of the Oklahoma Statutes; and

3. "Municipal political committee" means any committee composed of one or more persons whose purpose includes the election or defeat of one or more candidates for municipal office but which is not required to register with the Ethics Commission or the Federal Election Commission.

SECTION 13. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 56-103 of Title 11, unless there is created a duplication in numbering, reads as follows:

The Municipal Campaign Finance and Financial Disclosure Act shall apply only to municipalities with a population of more than ten thousand (10,000) according to the most recent Federal Decennial Census and a general fund expenditure budget in excess of Ten Million Dollars (\$10,000,000.00) in the fiscal year in which the municipal elections are held.

SECTION 14. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 56-104 of Title 11, unless there is created a duplication in numbering, reads as follows:

Each campaign committee shall file a statement of organization with the municipal clerk subject to the same requirements as set forth for candidate committees for state office required to file statements of organization with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited to time for filing and contents.

SECTION 15. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 56-105 of Title 11, unless there is created a duplication in numbering, reads as follows:

Every municipal political committee shall file a statement of organization with the municipal clerk subject to the same requirements as set forth for political committees required to file

statements of organization with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited to time for filing and contents.

SECTION 16. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 56-106 of Title 11, unless there is created a duplication in numbering, reads as follows:

Every campaign committee and every municipal political committee shall file a report of contributions and expenditures with the municipal clerk subject to the same requirements as set forth for candidate committees and political action committees, respectively, required to file reports of contributions and expenditures with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited to time for filing and contents.

SECTION 17. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 56-107 of Title 11, unless there is created a duplication in numbering, reads as follows:

Statements of organization and reports of contributions and expenditures required to be filed with the municipal clerk under the Municipal Campaign Finance and Financial Disclosure Act shall be public records. The municipal clerk shall maintain statements of organization and reports of contributions and expenditures for four (4) years after the date on which they are filed, if not posted on the municipality's website as provided herein, at which time the documents may be destroyed or retained subject to the discretion of the municipal clerk. If the municipality in which the statements of organization and reports of contributions and expenditures are filed maintains an Internet website, the municipal clerk may post on the website copies of statements of organization and reports of contributions and expenditures.

SECTION 18. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 56-108 of Title 11, unless there is created a duplication in numbering, reads as follows:

All candidates for municipal office and all elected municipal officers shall be required to file a statement of financial

interests with the municipal clerk subject to the same requirements as set forth for candidates for state office required to file statements of financial interests with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited to time for filing and contents.

SECTION 19. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 56-109 of Title 11, unless there is created a duplication in numbering, reads as follows:

Statements of financial interests required to be filed with the municipal clerk under the Municipal Campaign Finance and Financial Disclosure Act shall be public records. The municipal clerk shall maintain statements of financial interests for four (4) years after the date on which they are filed, if not posted on the municipality's website as provided herein, at which time the documents may be destroyed or retained subject to the discretion of the municipal clerk. If the municipality in which the statements of financial interests are filed maintains an Internet website, the municipal clerk may post on the website copies of statements of financial interests.

SECTION 20. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 56-110 of Title 11, unless there is created a duplication in numbering, reads as follows:

The Municipal Campaign Finance and Financial Disclosure Act shall be enforced by the Ethics Commission in the same manner as Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution are enforced, including but not limited to acceptance of complaints, civil prosecutions, settlement agreements and any other compliance practices or requirements. Complaints may be received by the Ethics Commission alleging filing of statements or reports required to be filed under the Municipal Campaign Finance and Financial Disclosure Act later than the prescribed time for filing. Such complaints shall be in the same form as other complaints. Upon receipt of such complaints of late filing, the Ethics Commission shall investigate whether the allegation or allegations are true and, if so, shall assess a late filing penalty of One Hundred Dollars (\$100.00) per day, not to exceed a maximum of One Thousand Dollars (\$1,000.00) for the filing

of any statement or report. If the Ethics Commission determines the allegation or allegations are not true, it shall take no further action. Persons assessed a late filing fee may protest the assessment subject to provisions of the Administrative Procedures Act.

SECTION 21. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-110 of Title 70, unless there is created a duplication in numbering, reads as follows:

Sections 21 through 30 of this act shall be the provisions of the Local Government Campaign Finance and Financial Disclosure Act applicable to technology center districts and independent school districts and shall be known as the "Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act".

SECTION 22. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-111 of Title 70, unless there is created a duplication in numbering, reads as follows:

A. Definitions of terms used in the Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act shall be the same as those terms are defined in Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, unless otherwise provided herein.

B. As used in the Technology Center District and Independent School District Campaign Finance and Disclosure Act:

1. "Campaign committee" means a committee which may be composed of one or more persons the purpose of which is to support the election of a specific candidate to school district office, whose name as it will appear on the ballot shall appear in the name of the committee;

2. "School district" means a technology center district or an independent school district;

3. "School district office" means any elective school district office for which Declarations of Candidacy are filed with the

secretary of the county election board as required by Section 13A-105 of Title 26 of the Oklahoma Statutes; and

4. "School district political committee" means any committee composed of one or more persons whose purpose includes the election or defeat of one or more candidates for school district office but which is not required to register with the Ethics Commission or the Federal Election Commission.

SECTION 23. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-112 of Title 70, unless there is created a duplication in numbering, reads as follows:

The Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act shall apply to all technology center districts and shall apply to all independent school districts.

SECTION 24. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-113 of Title 70, unless there is created a duplication in numbering, reads as follows:

Each campaign committee shall file a statement of organization with the school district clerk subject to the same requirements as set forth for candidate committees for state office required to file statements of organization with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited to time for filing and contents.

SECTION 25. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-114 of Title 70, unless there is created a duplication in numbering, reads as follows:

Every school district political committee shall file a statement of organization with the school district clerk subject to the same requirements as set forth for political committees required to file statements of organization with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited to time for filing and contents.

SECTION 26. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-115 of Title 70, unless there is created a duplication in numbering, reads as follows:

Every campaign committee and every school district political committee shall file a report of contributions and expenditures with the school district clerk subject to the same requirements as set forth for candidate committees and political action committees, respectively, required to file reports of contributions and expenditures with the Ethics Commission under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited to time for filing and contents.

SECTION 27. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-116 of Title 70, unless there is created a duplication in numbering, reads as follows:

Statements of organization and reports of contributions and expenditures required to be filed with the school district clerk under the Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act shall be public records. The school district clerk shall maintain statements of organization and reports of contributions and expenditures for four (4) years after the date on which they are filed, if not posted on the school district's website as provided herein, at which time the documents may be destroyed or retained subject to the discretion of the school district clerk. If the school district in which the statements of organization and reports of contributions and expenditures are filed maintains an Internet website, the school district clerk may post on the website copies of statements of organization and reports of contributions and expenditures.

SECTION 28. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-117 of Title 70, unless there is created a duplication in numbering, reads as follows:

All candidates for school district office and all elected school district officers shall be required to file a statement of financial interests with the school district clerk subject to the same requirements as set forth for candidates for state office required to file statements of financial interests with the Ethics Commission

under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including but not limited to time for filing and contents.

SECTION 29. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-118 of Title 70, unless there is created a duplication in numbering, reads as follows:

Statements of financial interests required to be filed with the school district clerk under the Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act shall be public records. The school district clerk shall maintain statements of financial interests for four (4) years after the date on which they are filed, if not posted on the school district's website as provided herein, at which time the documents may be destroyed or retained subject to the discretion of the school district clerk. If the school district in which the statements of financial interests are filed maintains an Internet website, the school district clerk may post on the website copies of statements of financial interests.

SECTION 30. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-119 of Title 70, unless there is created a duplication in numbering, reads as follows:

The Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act shall be enforced by the Ethics Commission in the same manner as Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution are enforced, including but not limited to acceptance of complaints, civil prosecutions, settlement agreements and any other compliance practices or requirements. Complaints may be received by the Ethics Commission alleging filing of statements or reports required to be filed under the Technology Center District and Independent School District Campaign Finance and Disclosure Act later than the prescribed time for filing. Such complaints shall be in the same form as other complaints. Upon receipt of such complaints of late filing, the Ethics Commission shall investigate whether the allegation or allegations are true and, if so, shall assess a late filing penalty of One Hundred Dollars (\$100.00) per day, not to exceed a maximum of One Thousand Dollars (\$1,000.00) for the filing of any statement or report. If the Ethics Commission

determines the allegation or allegations are not true, it shall take no further action. Persons assessed a late filing fee may protest the assessment subject to provisions of the Administrative Procedures Act.

SECTION 31. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 4261 of Title 74, unless there is created a duplication in numbering, reads as follows:

The Ethics Commission shall design all forms required for compliance with the County Campaign Finance and Financial Disclosure Act, the Municipal Campaign Finance and Financial Disclosure Act and the Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act. Such forms shall be made available in electronic form on the Commission's Internet website.

SECTION 32. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 4262 of Title 74, unless there is created a duplication in numbering, reads as follows:

For purposes of enforcing the County Campaign Finance and Financial Disclosure Act, the Municipal Campaign Finance and Financial Disclosure Act, and the Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act, the Ethics Commission shall establish a special division to be known as the "Political Subdivisions Enforcement Division". The Executive Director of the Ethics Commission may employ staff for the Political Subdivisions Enforcement Division, or may contract for services to be performed by the Division, or both.

SECTION 33. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 4258.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

There is hereby created in the State Treasury a revolving fund for the Ethics Commission to be designated the "Political Subdivisions Enforcement Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all funds appropriated by the Legislature to the fund and all late filing fees, fines from settlement agreements and fines assessed by the District Court for violations of the County Campaign Finance and

Financial Disclosure Act, the Municipal Campaign Finance and Financial Disclosure Act, and the Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act. All monies accruing to the credit of the fund are hereby appropriated and may be budgeted and expended by the Commission for any expenses incurred by the Political Subdivisions Enforcement Division. Expenditures from the fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of the Office of Management and Enterprise Services for approval and payment. No later than January 31, 2016, and every year thereafter, the State Treasurer shall transfer to the General Revenue Fund of the state any monies in the fund in excess of One Hundred Fifty Thousand Dollars (\$150,000.00). If at any time the amount of money in the fund is less than One Hundred Thousand Dollars (\$100,000.00), the Executive Director of the Commission may order that there be no further enforcement by the Political Subdivisions Enforcement Division until the amount of money in the fund is more than One Hundred Thousand Dollars (\$100,000.00).

SECTION 34. REPEALER 51 O.S. 2011, Sections 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324 and 325, are hereby repealed.

SECTION 35. This act shall become effective January 1, 2015.

Passed the Senate the 13th day of May, 2014.

Presiding Officer of the Senate

Passed the House of Representatives the 23rd day of April, 2014.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____

Approved by the Governor of the State of Oklahoma this _____
day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____

An Act

ENROLLED SENATE
BILL NO. 1746

By: Griffin, Sparks and Ivester
of the Senate

and

Russ of the House

An Act relating to lobbying; amending 74 O.S. 2011, Sections 4249, 4250, as amended by Section 1, Chapter 376, O.S.L. 2013, 4251, 4253 and 4255 (74 O.S. Supp. 2013, Section 4250), which relate to registration and conduct of lobbyists; modifying definitions; deleting provisions relating to lobbyist registration and reporting; modifying references; repealing 74 O.S. 2011, Sections 4248, 4259 and 4260, as amended by Section 1023, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2013, Section 4260), which relate to registration and conduct of lobbyists; and providing an effective date.

SUBJECT: Lobbying

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 74 O.S. 2011, Section 4249, is amended to read as follows:

Section 4249. As used in ~~Sections 6 through 12 of this act:~~

~~1. "Lobbying", or any derivative of the word, means any oral or written communication with a member of the Legislature, with the Governor, with a member of the Corporation Commission, with a member of the judiciary or with an employee of the Legislature, the Governor, the Corporation Commission or the judiciary on behalf of a lobbyist principal with regard to the passage, defeat, formulation, modification, interpretation, amendment, adoption, approval or veto of any legislation, rule, regulation, executive order or any other program, policy or position of the state government; provided,~~

~~however, it shall not mean testimony given before, or submitted in writing to, a committee or subcommittee of the Legislature, nor a speech, article, publication or other material that is widely distributed, published in newspapers, magazines or similar publications or broadcast on radio or television; provided further, it shall not mean representation of himself or herself or a client by an attorney acting in a professional capacity as an attorney who has entered an appearance in a court proceeding or quasi-judicial proceeding or a legislative or quasi-judicial proceeding before the Corporation Commission;~~

~~2. "Lobbyist" means any individual who is employed or retained by another for financial or other compensation to perform services that include lobbying, other than an individual whose lobbying activities are only incidental to, and are not a significant part of, the services provided by such individual to the client, except the following individuals shall not be considered lobbyists:~~

- ~~a. an individual appearing before a meeting of a legislative body or executive agency who receives no compensation for his or her appearance other than reimbursement from the state for expenses and who engages in no further or other lobbying,~~
- ~~b. a public or federal official acting in his or her official capacity,~~
- ~~c. a public employee acting on behalf of the governmental entity by which he or she is employed, and~~
- ~~d. any person exercising his or her constitutional right to petition the government who is not specifically required by the provisions of Sections 6 through 11 of this act to register as a lobbyist and who receives no compensation or anything of value for lobbying;~~

~~3. "Lobbyist principal" means any person who employs or retains another person for financial or other compensation to conduct lobbying activities on behalf of the lobbyist principal; provided, however, it shall not mean any individual members, partners, officers or shareholders of a corporation, association, firm, joint venture, joint stock company, syndicate, business trust, estate,~~

~~trust, company, partnership, limited partnership, organization, committee, or club, or a group of persons who are voluntarily acting in concert;~~

~~4. "Public member" means a member appointed to a compensated or uncompensated part-time position on a board, commission, council, authority, bureau, committee, state beneficial public trust, or other establishment of the executive, legislative or judicial branch of the State of Oklahoma. A public member shall not lose this status by receiving reimbursement of expenses or a per diem payment for services. A public member shall not include:~~

- ~~a. members of advisory bodies to the legislative, executive, or judicial branch of state government,~~
- ~~b. Postadjudication Review Board members appointed pursuant to Section 1116.2 of Title 10 of the Oklahoma Statutes,~~
- ~~c. board members of guaranty associations created pursuant to state statute, and~~
- ~~d. precinct inspectors, judges, clerks and counters;~~

~~5. "State employee" means:~~

- ~~a. an elective or appointed officer or an employee of any state governmental entity, except members of the House of Representatives or State Senate, and~~
- ~~b. an employee, other than an adjunct professor, in the service of an institution of higher education comprising The Oklahoma State System of Higher Education.~~

~~The term "state employee" shall not include a public member; and~~

~~6. "State officer" means an elective, appointed or employed officer, including a public member, in the executive, judicial or legislative branch of the State of Oklahoma Sections 4250 through 4255 of this title, terms used shall be defined as they are defined in the Rules of the Ethics Commission.~~

SECTION 2. AMENDATORY 74 O.S. 2011, Section 4250, as amended by Section 1, Chapter 376, O.S.L. 2013 (74 O.S. Supp. 2013, Section 4250), is amended to read as follows:

Section 4250. A. Every lobbyist shall be required to register with the Ethics Commission no later than December 31 of each year or within five (5) days after engaging in lobbying on behalf of one or more lobbyist principals, and pay a registration fee of One Hundred Dollars (\$100.00). All monies collected from this registration fee shall be deposited with the State Treasurer to the credit of the Ethics Commission Fund. Lobbyists shall be required to file reports in accordance with the Rules of the Ethics Commission.

~~B. Information contained on the lobbyist registration form shall be limited to the following:~~

~~1. The lobbyist's name and business address and telephone number;~~

~~2. The name and address of each lobbyist principal by whom the lobbyist is employed or retained; and~~

~~3. The date of the registration.~~

~~All registrations filed under this section shall be certified.~~

~~C. The Ethics Commission shall promulgate rules concerning lobbyist registration and reporting in the same manner as all other Rules of the Ethics Commission are promulgated as prescribed in Section 3 of Article XXIX of the Oklahoma Constitution. Any such rules in effect on the effective date of this act shall remain in effect until modified or repealed by rules promulgated pursuant to the provisions of this subsection or by law passed by the Legislature.~~

~~D. The registration of each lobbyist shall expire on December 31 of each year unless the annual registration fee as set forth in subsection A of this section is paid. The registration fee shall be payable from December 1 through 31 of each year. A lobbyist expenditure report shall be due at this time if such report was not filed for the previous reporting period. If the lobbyist was~~

~~previously unregistered, then the fee is due within five (5) days after engaging in lobbying. The provisions of this section must be complied with before the Ethics Commission can renew a lobbying registration.~~

~~E. Every lobbyist shall file a supplemental registration indicating any change in the information contained in the registration within twenty (20) days after the date of the change. A person who ceases to engage in lobbying shall file a written, verified statement with the Ethics Commission acknowledging the termination of activities. The notice shall be effective immediately upon filing.~~

~~F. All registrations and expenditure reports filed under this section shall be public records and shall be made available for public inspection pursuant to the Open Records Act.~~

~~G. The Ethics Commission shall maintain registrations and expenditure reports in a separate, alphabetical file and make such registrations and expenditure reports available to the public for inspection.~~

~~H. A person who files a notice of termination pursuant to the provisions of subsection D of this section shall file the reports required pursuant to the Rules of the Ethics Commission for any reporting period during which the person was registered at the time the notice of termination is effective.~~

SECTION 3. AMENDATORY 74 O.S. 2011, Section 4251, is amended to read as follows:

Section 4251. No person required to be registered ~~under Section 6 of this act~~ as a lobbyist with the Ethics Commission may:

1. Knowingly or willfully make any false statement or representation of the facts to a member of the legislative branch, judicial branch or executive branch; or
2. Knowing a document to contain a false statement, cause a copy of the document to be received by a member of the legislative branch, judicial branch or executive branch without notifying such member in writing of the truth.

SECTION 4. AMENDATORY 74 O.S. 2011, Section 4253, is amended to read as follows:

Section 4253. No information copied from lobbyist registration forms ~~required by Section 7 of this act or from lists compiled from such forms and reports~~ shall be sold or utilized by any person for the purpose of ~~soliciting campaign contributions or selling tickets to a testimonial or similar fund-raising affair or for any commercial purpose~~ confidential.

SECTION 5. AMENDATORY 74 O.S. 2011, Section 4255, is amended to read as follows:

Section 4255. A. Any person who knowingly and willfully violates any provision of Sections ~~5 through 11 of this act or Chapter 23 of the Rules of the Ethics Commission~~ 4249 through this section of this title commits a misdemeanor. Nothing in Sections ~~5 through 11 of this act~~ 4249 through this section of this title relieves a person of criminal responsibility under the laws of this state relating to perjury.

B. Any person who knowingly and willfully violates any provision of Sections ~~5 through 11 of this act or any provision of Chapter 23 of the Rules of the Ethics Commission~~ 4249 through this section of this title a third and subsequent time, in addition to any other penalties provided herein, shall be prohibited from further lobbying ~~as defined herein~~ for a period of five (5) years. If any person having been so prohibited, lobbies while prohibited, such person shall be permanently prohibited from lobbying and shall be guilty of a felony.

SECTION 6. REPEALER 74 O.S. 2011, Sections 4248, 4259 and 4260, as amended by Section 1023, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2013, Section 4260), are hereby repealed.

SECTION 7. This act shall become effective January 1, 2015.

Passed the Senate the 13th day of May, 2014.

Presiding Officer of the Senate

Passed the House of Representatives the 22nd day of April, 2014.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____

Approved by the Governor of the State of Oklahoma this _____
day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____