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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 532 Session of  
2017

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INTRODUCED BY COSTA, BREWSTER, RAFFERTY, FONTANA, BAKER,  
FARNESE, WAGNER, MENSCH, YUDICHAK, DINNIMAN, TARTAGLIONE,  
VULAKOVICH, HUGHES, SCHWANK, WARD AND HAYWOOD, MARCH 24, 2017

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REFERRED TO STATE GOVERNMENT, MARCH 24, 2017

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AN ACT

1 Amending Title 65 (Public Officers) of the Pennsylvania  
2 Consolidated Statutes, in lobbying disclosure, further  
3 providing for prohibited activities.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 13A07(e) (1) and (2) of Title 65 of the  
7 Pennsylvania Consolidated Statutes are amended and the section  
8 is amended by adding a subsection to read:

9 § 13A07. Prohibited activities.

10 \* \* \*

11 (e) Contingent compensation.--

12 (1) A person may not compensate or incur an obligation  
13 to compensate a person to engage in lobbying for compensation  
14 contingent in whole or in part upon any of the following:

15 (i) Occurrence, nonoccurrence or amendment of  
16 legislative action.

17 (ii) Occurrence, nonoccurrence or amendment of an  
18 administrative action [other than procurement described

1 in paragraph (1)(iv) of the definition of "administrative  
2 action" under section 13A03 (relating to definitions)].

3 (iii) The receipt or award of a grant, credit, loan,  
4 capital funding, contract or any other form of  
5 Commonwealth funds awarded by an agency. The provisions  
6 of this subparagraph shall apply to an affiliated entity.

7 (2) A person may not engage in or agree to engage in  
8 lobbying for compensation contingent in whole or in part upon  
9 any:

10 (i) Occurrence, nonoccurrence or amendment of  
11 legislative action.

12 (ii) Occurrence, nonoccurrence or amendment of an  
13 administrative action [other than procurement described  
14 in paragraph (1)(iv) of the definition of "administrative  
15 action" under section 13A03].

16 (iii) The receipt or award of any grant, credit,  
17 loan, capital funding, contract or any other form of  
18 Commonwealth funds awarded by an agency. The provisions  
19 of this subparagraph shall apply to an affiliated entity.

20 \* \* \*

21 (g) Definitions.--The following words and phrases when used  
22 in this section shall have the meanings given to them in this  
23 subsection unless the context clearly indicates otherwise:

24 "Affiliated entity." Any of the following:

25 (1) A subsidiary or holding company of a lobbying firm  
26 or other business entity owned in whole or in part by a  
27 lobbying firm.

28 (2) An organization recognized by the Internal Revenue  
29 Service as a tax-exempt organization under section 501(c) of  
30 the Internal Revenue Code of 1986 (Public Law 99-514, 26

1 U.S.C. § 501(c) established by a lobbyist or lobbying firm  
2 or an affiliated entity.

3 Section 2. This act shall take effect in 60 days.