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AN ACT  
RELATING TO LOBBYIST REGULATION; CHANGING REPORTING  
REQUIREMENTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 2-11-6 NMSA 1978 (being Laws 1977,  
Chapter 261, Section 6, as amended) is amended to read:

"2-11-6. EXPENDITURE REPORT TO BE FILED--CONTENTS--  
REPORTING PERIODS.--

A. Each lobbyist who receives compensation or  
lobbyist's employer who makes or incurs expenditures or makes  
political contributions for the benefit of or in opposition  
to a state legislator or candidate for the state legislature,  
a state public officer or candidate for state public office,  
a board or commission member or state employee who is  
involved in an official action affecting the lobbyist's  
employer or in support of or in opposition to a ballot issue  
or pending legislation or official action shall file an  
expenditure report with the secretary of state using an  
electronic reporting system approved by the secretary of  
state in accordance with Section 2-11-7 NMSA 1978. The  
expenditure report shall include a sworn statement that sets  
forth:

- (1) the cumulative total of expenditures  
under one hundred dollars (\$100) made or incurred and each

1 expenditure of one hundred dollars (\$100) or more made or  
2 incurred by the employer or lobbyist during the covered  
3 reporting period, indicating the amount spent and a  
4 description of the expenditure. The list shall be separated  
5 into the following categories:

6 (a) meals and beverages;

7 (b) other entertainment expenditures;

8 and

9 (c) other expenditures;

10 (2) each political contribution made, and  
11 whether the contribution is from the lobbyist's employer or  
12 the lobbyist on the lobbyist's own behalf, identified by  
13 amount, date and name of the candidate or ballot issue  
14 supported or opposed; and

15 (3) the names, addresses, employers and  
16 occupations of other contributors and the amounts of their  
17 separate political contributions if the lobbyist or  
18 lobbyist's employer delivers directly or indirectly separate  
19 contributions from those contributors to a candidate, a  
20 campaign committee or anyone authorized by a candidate to  
21 receive funds on the candidate's behalf.

22 B. The expenditure report shall be filed  
23 electronically and shall be electronically authenticated by  
24 the lobbyist or the lobbyist's employer using an electronic  
25 signature as prescribed by the secretary of state in

1 conformance with the Electronic Authentication of Documents  
2 Act and the Uniform Electronic Transactions Act. For the  
3 purposes of the Lobbyist Regulation Act, a report that is  
4 electronically authenticated in accordance with the  
5 provisions of this subsection shall be deemed to have been  
6 subscribed and sworn to by the lobbyist or the lobbyist's  
7 employer that is required to file the report.

8 C. In identifying expenditures pursuant to the  
9 provisions of Paragraph (1) of Subsection A of this section,  
10 in the case of special events, including parties, dinners,  
11 athletic events, entertainment and other functions, to which  
12 all members of the legislature, to which all members of  
13 either house or any legislative committee or to which all  
14 members of a board or commission are invited, expenses need  
15 not be allocated to each individual who attended, but the  
16 date, location, name of the body invited and total expenses  
17 incurred shall be reported.

18 D. A lobbyist who accepts compensation for  
19 lobbying but does not incur expenditures or make political  
20 contributions during a reporting period may file a statement  
21 of no activity in lieu of a full report for that period in  
22 accordance with the reporting schedule in Subsection E of  
23 this section.

24 E. The reports required pursuant to the provisions  
25 of the Lobbyist Regulation Act shall be filed:

1                   (1) no later than January 15 for all  
2 expenditures and political contributions made or incurred  
3 during the preceding year and not previously reported;

4                   (2) within forty-eight hours for each  
5 separate expenditure made or incurred during a legislative  
6 session that was for five hundred dollars (\$500) or more;

7                   (3) no later than the first Wednesday after  
8 the first Monday in May for all expenditures and political  
9 contributions made or incurred through the first Monday in  
10 May of the current year and not previously reported; and

11                   (4) no later than the first Wednesday after  
12 the first Monday in October for all expenditures and  
13 political contributions made or incurred through the first  
14 Monday in October of the current year and not previously  
15 reported.

16                   F. A lobbyist's personal living expenses and the  
17 expenses incidental to establishing and maintaining an office  
18 in connection with lobbying activities or compensation paid  
19 to a lobbyist by a lobbyist's employer need not be reported.

20                   G. A lobbyist or lobbyist's employer shall obtain  
21 and preserve all records, accounts, bills, receipts, books,  
22 papers and documents necessary to substantiate the financial  
23 statements required to be made under the Lobbyist Regulation  
24 Act for a period of two years from the date of filing of the  
25 report containing such items. When the lobbyist is required

1 under the terms of the lobbyist's employment to turn over any  
2 such records to the lobbyist's employer, responsibility for  
3 the preservation of them as required by this section and the  
4 filing of reports required by this section shall rest with  
5 the employer. Such records shall be made available to the  
6 secretary of state or attorney general upon written request.

7 H. A lobbyist's employer who also engages in  
8 lobbying shall also comply with the provisions of this  
9 section. A lobbyist and the lobbyist's employer shall  
10 coordinate their reporting to ensure that the contributions  
11 and expenditures that each have reported are not duplicative.

12 I. An organization of two or more persons,  
13 including an individual who makes any representation as being  
14 an organization, that within one calendar year expends funds  
15 in excess of two thousand five hundred dollars (\$2,500) not  
16 otherwise reported under the Lobbyist Regulation Act to  
17 conduct an advertising campaign for the purpose of lobbying  
18 shall register with the secretary of state within forty-eight  
19 hours after expending two thousand five hundred dollars  
20 (\$2,500). Such registration shall indicate the name of the  
21 organization and the names, addresses and occupations of any  
22 of its principals, organizers or officers and shall include  
23 the name of any lobbyist or lobbyist's employer who is a  
24 member of the organization. Within fifteen days after a  
25 legislative session, the organization shall report the

1 contributions, pledges to contribute, expenditures and  
2 commitments to expend for the advertising campaign for the  
3 purpose of lobbying, including the names, addresses,  
4 employers and occupations of the contributors, to the  
5 secretary of state on a prescribed form."

6 SECTION 2. EFFECTIVE DATE.--The effective date of the  
7 provisions this act is July 1, 2017. \_\_\_\_\_

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