

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

MINNESOTA STATE REGULATIONS

Notice of filing by the Commissioner of Administration

We have received on this date, stamped and filed 2 copies of Rules and Regulations pertaining to the Minnesota State Ethics Commission
(Agency or Board)

Regulation No. EC 200 thru 212 (new)

Subject: Lobbyist Registration and Reporting

Department of Administration
Publication, Central Services Division
Documents Section
140 Centennial Office Building
St. Paul, Minnesota 55155
Telephone: (612) 296-2874

FILED
RICHARD L. BRUBACHER
Commissioner of Administration
DEC 31 1974 3:40 PM
BY Eda Staudenmaier
AUTH. SIGNATURE EJ

Stamped and filed with the Secretary of State 12-31-74

Rev. 9-72

MINNESOTA STATE ETHICS COMMISSION

RULES AND REGULATIONS FOR LOBBYIST REGISTRATION AND REPORTING

EC 200 - EC 212

Adopted December 5, 1974

EC 200. Purpose of the Rules

The purpose of Rules EC 200 - 212 is to implement the lobbyist registration and reporting provisions of Minnesota Laws 1974, Chapter 470 (Minnesota Statutes, 1974, Sec. 10A.01 - 10A.34), hereinafter "the Act".

EC 201. Definitions

A. "Address" means street and number (Post Office box or rural route, if appropriate), room number (if any), city, state and zip code.

B. "Association" means business, corporation, firm, partnership, committee, labor organization, club or any other group of two or more persons, which includes more than an immediate family, acting in concert. Minn. Stat. 10A.01, subd. 3 (1974)

C. "Attempt to influence" means any effort to persuade a public official to support or oppose proposed legislation or to direct the outcome of an administrative action in a particular way.

D. "Disbursement" means any payments or expenditures made by the lobbyist, or any employer or employee of the lobbyist, for lobbying purposes.

E. "Employee of the lobbyist" means a person employed by the lobbyist to assist him in his lobbying activities.

F. "Employer of the lobbyist" means the person or association by whom he is employed for the purpose of lobbying.

G. "File", "Filed" and "Filing" means delivery to the Minnesota State Ethics Commission by midnight of the prescribed date for filing, or deposit as certified mail in a U.S. Post Office, postage prepaid, no later than midnight two days before the prescribed filing date.

H. "Lobbying" means to attempt to influence legislative or administrative actions by communicating with public officials. For purposes of these rules "administrative action" means making rules or regulations, or cases of rate setting or power plant siting. For purposes of these rules "communicating" means any written or oral contact by a lobbyist with a public official. Lobbying does not include a request for information or interpretation.

I. "Lobbyist" means:

1. Any individual who is engaged for pay or other consideration, or who is authorized by another person to spend money, for the purpose of attempting to influence legislative or administrative action by communicating with public officials.

2. Any officially designated representative of any person or association which has as a major purpose the influencing of legislative or administrative action by communicating with public officials. An officially designated representative is a person authorized by another to lobby on the latter's behalf.

3. Any individual who spends more than $250, not including travel expenses and membership dues, in any year for the purpose of attempting to influence legislative or administrative action by communicating with public officials.

"Lobbyist" does not include:

4. A public official, or employee of the state or any of its political subdivisions or public bodies, acting in his official capacity.

5. Parties and their representatives appearing or acting in any proceeding before a state board, commission or agency of the executive branch other than rule-making proceedings or cases of rate-setting or power plant siting.

6. Individuals in the course of selling goods or services to be paid for by public funds.

7. News media or their employees or agents, but only while acting in the ordinary course of business of publishing or broadcasting news items, editorials or other comments or paid advertisements which directly or indirectly urge official action.

8. Paid expert witnesses whose testimony is requested by the body before which they are appearing or by one of the parties to a proceeding, but only while acting in the ordinary course of preparing or delivering testimony.

Minn. Stat. 10A.01, subd. 11 (1974).

J. "Occupation and principal place of business" means, if self-employed, type of work or profession and city and state where self-employed; or, if employed by another, the type of work or title, name of employer or employing organization, and city and state of employment.

K. "Public Official" means:

1. Any member of the legislature;

2. Any person holding a constitutional office in the executive branch and his chief administrative deputy;

3. Any member of a state board or commission with rule-making authority as provided in Minn. Stat. 15A.0411, subd. 3;

4. Any person employed by the legislature as secretary of the senate, chief clerk of the house, revisor of statutes, legislative auditor, or researcher or attorney in the office of legislative research;

5. Any person employed by the executive branch in a position specified in Minn. Stat. 15A.081;

6. Any member of the metropolitan council, metropolitan transit commission, metropolitan sewer board or metropolitan airports commission.

Minn. Stat. 10A.01, subd. 18 (1974).

EC 202. Obligation to Register

Each lobbyist must register with the Commission by filing the Lobbyist Registration Form (EC Form 4) within five days after lobbyist activity has commenced by the lobbyist. No lobbyist shall be required to register before January 15, 1975.

EC 203. Required Registration Information

A. The Lobbyist Registration Form (EC Form 4) shall include the following information:

1. Name and address of the lobbyist.

2. Principal place of business of the lobbyist, if any.

3. Name and address of each person or association, if any, by whom the lobbyist is retained or employed, or on whose behalf the lobbyist appears.

4. The names and addresses of the officers and directors of each association the lobbyist represents.

5. A general description of the subject or subjects on which the lobbyist expects to lobby, which general description shall include a listing of the categories of legislative or governmental activity concerning which the person expects to lobby.

B. Each person or association on whose behalf a lobbyist is required to report shall provide the information required in EC 203 (A) and EC 205 to the lobbyist no later than five days before each prescribed filing date.

EC 204. Obligation and Time to Report

A. Each person who is a lobbyist at any time during a calendar year shall file a Lobbyist Disbursement Report (EC Form 5) which shall include all disbursements made during the applicable reporting period as provided in EC 205. No Lobbyist Disbursement Report (EC Form 5) shall cover any activities or disbursements made prior to January 1, 1975.

B. After filing the Lobbyist Registration Form (EC Form 4), each lobbyist must file Lobbyist Disbursement Reports (EC Form 5) on the following dates of each year, beginning with the first such date which occurs 15 days or more after commencement of lobbying:

February 15;

March 15;

April 15;

June 15; and

October 15.

C. The first Lobbyist Disbursement Report (EC Form 5) shall include disbursements subject to reporting under EC 205 which are made from the day lobbying commences to the day 15 days immediately preceding the current filing date. Each subsequent Lobbyist Disbursement Report (EC Form 5) shall include reportable disbursements made from the end of the period covered by the preceding report to the day 15 days immediately preceding the current filing date.

D. A lobbyist who testifies at only one legislative committee hearing, or at one proceeding of a state board, commission or agency, and who is not otherwise engaged in lobbying, shall register as required by Rule EC 202, but may terminate his requirement to file a Lobbyist Disbursement Report (EC Form 5) by identifying on the Lobbyist Registration Form (EC Form 4) the date, place, and forum of the single appearance as a lobbyist, and by stating (1) that no reportable disbursements were made in connection with the appearance such as to require reporting by the lobbyist, or (2) the name of the person or association reporting any reportable disbursements made in connection with the appearance.

E. Except as provided in EC 304 (D), a lobbyist who terminates his activities as a lobbyist may terminate his duty to report by indicating on a Lobbyist Disbursement Report (EC Form 5) the fact that his activities as a lobbyist have terminated. If such person subsequently renews lobbyist activity, then he must re-register in accordance with Rule EC 202 and file reports as required by Rule EC 204.

EC 205. Required Reporting Information

A. Disbursements. The lobbyist shall report the following information on the Lobbyist Disbursement Report (EC Form 5):

1. All information required on the Lobbyist Registration Form (EC Form 4) by EC 203 (A), (1-4), and a general description of the subject or subjects on which the lobbyist has lobbied, which general description shall include a listing of the categories of legislative or administrative activity concerning which the person has lobbied during the reporting period.

2. Total disbursements by the lobbyist, or any employer or employee of the lobbyist, for lobbying purposes in each of the following categories:

a. Preparation and distribution of lobbying materials. This category shall include any disbursements for preparation and distribution of

[redacted]y printed material, publication, [redacted]m, slide, recording, video tape, or other communication material specifically prepared by or for a lobbyist, or any employer or employee of the lobbyist, and which advocates, promotes or supports the special interests and concerns of an individual or association, and which is used to attempt to influence the action of any public official.

b. Media Advertising.

c. Telegraph and telephone.

d. Postage.

e. Fees and allowances. This category shall include disbursements for consulting fees, or other fees, for services done or to be done, as well as expenses incurred in rendering such services. This category shall not include compensation paid to the lobbyist by his employer for services rendered as a lobbyist on behalf of the employer.

f. Entertainment. This category shall include disbursements for entertainment including but not limited to sporting, theatrical and musical events, made on behalf of any public official, as well as for the lobbyist, or employer or employee of the lobbyist, when in the company of any public official.

g. Food and Beverages. This category shall include disbursements for food and beverages for any public official, as well as food and beverages for the lobbyist, or any employer or employee of the lobbyist, when in the company of any public official.

h. Travel and Lodging. This category shall include all disbursements for travel and lodging of the lobbyist, any employer or employee of

[redacted]e lobbyist, or of any public offi[redacted]l, except those incurred for the purpose of enabling the lobbyist, or any employer or employee of the lobbyist, to attend a meeting of or to appear before a committee of the legislature, or a state board, commission or agency.

i. Gifts. This category shall include the cost of anything of value given or paid voluntarily to a public official without full and adequate consideration, and which is not reported in categories (a) - (h) but shall not include contributions to candidates. For purposes of these rules, "contribution to a candidate" shall include any contribution made for the purpose of influencing the nomination for election or election of a candidate to office.

j. Other disbursements. This category shall include all disbursements not reported in categories (a) - (i), but shall not include non-reimbursed, ordinary and necessary office expenses including clerical expense.

3. Total disbursements reported to date during the calendar year in each of the categories listed in EC 205 (A) (2).

B. Gifts, Loans, Honorariums, Items or Benefits. The lobbyist shall report on the Lobbyist Disbursement Report (EC Form 5) the name and address of each public official receiving any gift, honorarium, loan, item or benefit from the lobbyist, or any employer or employee of the lobbyist, equal in value to $20 or more, excluding contributions to candidates, and date on which it was received, whether or not it was given for lobbying purposes, in the following categories:

1. Gifts. This category shall include anything of value, other than an item or benefit, given or paid voluntarily by the lobbyist, or any employer or employee of the lobbyist, to a public official without the public official providing full and adequate consideration.

2. Loans. This category shall include anything of value given or paid voluntarily by the lobbyist, or any employer or employee of the lobbyist, to a public official which the public official agrees to return at some future time or to repay with something of value, except a loan from an institution engaged primarily in the business of making loans when made in the ordinary course of business on substantially the same terms as those prevailing for comparable transactions with other persons.

3. Honorariums. This category shall include anything of value given or paid voluntarily by the lobbyist, or any employer or employee of the lobbyist, to a public official for services for which there is no obligation to make payment, for example, a speech, an article, or similar service.

4. Items or Benefits. This category shall include entertainment, food and beverages, travel and lodging.

The name and address of the public official and the date of the transaction shall be reported only when the value of the gift, honorarium, loan, item or benefit provided to a public official in a single transaction is equal in value to $20 or more. Whenever a disbursement for a gift, item or benefit for a public official is reported under EC 205 (A) (2), the name and address of the public official must also be reported under EC 205 (B) if the value of such gift, item or benefit is equal in value to $20 or more. The lobbyist is not required to report any item or benefit given or paid to a part-time, non-elected public official by the lobbyist's employer, if it is given or paid to such public official in his non-official capacity by a person other than the lobbyist, without any participation by the lobbyist in the transaction, in connection with a specific business activity unrelated to lobbying.

C. Original Source of Funds. The lobbyist shall report on the Lobbyist Disbursement Report (EC Form 5) the following information as to the "original source of funds" in excess of $500 in the calendar year used for the purpose of lobbying: The name, address and employer, or if self-employed, the occupation and principal place of business, of each original source of funds in excess of $500. It shall not include the amount paid. For reporting purposes, original source of funds shall mean any person or association who disburses $500 or more in any year directly to the lobbyist, or to any employer of the lobbyist, to be used for purposes of lobbying, including fees or salary paid to a lobbyist as compensation.

EC 206. Lobbyist Retained by More Than One Employer

A lobbyist retained by or representing more than one employer shall submit a separate Lobbyist Registration Form (EC Form 4), and a separate Lobbyist Disbursement Report (EC Form 5), for each employer by whom he is retained. If disbursements have been made on behalf of more than one employer, the lobbyist may report such disbursements on one Lobbyist Disbursement Report (EC Form 5) as a joint disbursement together with a statement reasonably allocating disbursements among the several employers.

EC 207. Employers Which Employ More Than One Lobbyist

If the same person or association employs or is represented by more than one lobbyist, each lobbyist must register separately. However, one registered lobbyist may report all the disbursements for lobbying purposes made by all lobbyists representing a common employer, person or association. In such case, each lobbyist shall file a certified report on his Lobbyist Disbursement Report (EC Form 5) stating the name of the employer, person or association which the lobbyists represent in common. The reporting lobbyist shall certify the names of the lobbyists for whom the Lobbyist Disbursement Report is made. Each other lobbyist shall certify on his Lobbyist Disbursement Report to the accuracy of the single report of his disbursements by the reporting lobbyist.

EC 208. Place to Obtain and File Forms

All Lobbyist Registration Forms (EC Form 4) and Lobbyist Disbursement Reports (EC Form 5) shall be on forms issued by the Minnesota State Ethics Commission and shall be filed with the Minnesota State Ethics Commission.

EC 209. Changes and Corrections

Any material changes in information previously submitted, and any corrections to a Lobbyist Registration Form (EC Form 4) or Lobbyist Disbursement Report (EC Form 5), shall be filed in writing with the Commission within ten days following the date of the event prompting the change or the date upon which the person filing became aware of the inaccuracy. The change or correction shall identify the form and the paragraph containing the information to be changed or corrected, and shall be signed and certified to be true by the person filing it.

EC 210. Contingent Fees Prohibited

No person or association shall employ a lobbyist for compensation which is dependent upon the result or outcome of any legislative or administrative action. Any person or association violating these provisions is guilty of a gross misdemeanor.

EC 211. Failure to Report

The Commission must notify by registered mail any lobbyist who fails to register or report within five days after the required filing date. A lobbyist who knowingly fails to register or make such periodic reports within seven days after receiving notice from the Commission is guilty of a misdemeanor.

EC 212. Penalty for False Statements

Any registration form or report required by these rules shall be signed and certified to be true by the person required to file the report. Any person who signs and certifies to be true a report or statement which he knows contains false information or who knowingly omits required information is guilty of a felony.

APPROVED AS TO FORM AND LEGALITY

DEC 31 1974 19

WARREN SPANNAUS, ATTORNEY GENERAL

BY Michael B Miller

SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED – 3:15 pm
DEC 31 1974
Arlen I. Erdahl
Secretary of State

FILED
RICHARD L. BRUBACHER
Commissioner of Administration
DEC 30 1974 3:40
BY Edna Henderman
AUTH. SIGNATURE

STATE OF MINNESOTA

STATE ETHICS COMMISSION

COUNTY OF RAMSEY

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In the matter of the Proposed Adoption of Rules of the State Ethics Commission Governing Lobbyist Registration and Reporting (EC 200 - EC 215)

ORDER FOR HEARING

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To effectively implement Minnesota Laws 1974, Chapter 470, the Minnesota State Ethics Commission deems it necessary to consider adoption of the proposed rules captioned above pursuant to the authority vested in the Commission by said Chapter 470, Section 2, subd. 13.

NOW, THEREFORE, IT IS ORDERED this 20th day of September, 1974, that a public hearing on the proposed rules captioned above be held in Room 15, State Capitol, Saint Paul, Minnesota, on November 1, 1974, commencing at 9:30 A.M., and continuing until all representatives of associations or other interested groups or persons have had an opportunity to be heard.

IT IS FURTHER ORDERED, that notice of said hearing be given to all representatives of associations or other interested groups or persons who have registered their names with the Secretary of State for that purpose and all persons who are presently members of the Minnesota Legislature.

STATE OF MINNESOTA
ETHICS COMMISSION

By Spencer Sokolowski
Spencer Sokolowski
Chairman

STATE OF MINNESOTA

COUNTY OF RAMSEY

STATE ETHICS COMMISSION

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In the matter of the Proposed Adoption of Rules of the State Ethics Commission Governing Lobbyist Registration and Reporting (EC 200 - EC 215)

NOTICE OF HEARING

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NOTICE IS HEREBY GIVEN that a public hearing will be held pursuant to Minnesota Statutes Section 15.0412 (1973) and Minnesota Laws 1974, Chapter 470, in the above-entitled matter, in Room 15, State Capitol, Saint Paul, Minnesota on November 1, 1974, commencing at 9:30 A.M., and continuing until all representatives or other interested groups of persons have had an opportunity to be heard concerning adoption of the proposed rules captioned above by submitting either oral or written data, statements or arguments. Statements or briefs may be submitted in writing without appearing at the hearing by mailing to the Minnesota State Ethics Commission, Room 74, State Office Building, Saint Paul, Minnesota 55155, at any time prior to closing of the record. The record shall close at 4:30 P.M. on November 14, 1974.

Copies of the proposed rules and forms are now available and may be obtained by writing to the office of the Commission at the address below. Additional copies will be available at the door on the date of the hearing.

These rules are proposed rules only and are subject to alterations or modifications as the Agency deems necessary and appropriate from its consideration of all the evidence adduced at the public hearing and all statements entered into the record.

Dated this 24th day of September, 1974.

MINNESOTA STATE ETHICS COMMISSION

By Spencer Sokolowski
Spencer Sokolowski, Chairman

Minnesota State Ethics Commission
Room 74, State Office Building
Saint Paul, Minnesota 55155

Telephone: 612-296-5148
612-296-5149

MINNESOTA STATE ETHICS COMMISSION

PROPOSED LOBBYIST RULES AND

REGULATIONS INDEX

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EC 215 Penalty for False Statements

STATE OF MINNESOTA)
) SS
COUNTY OF RAMSEY)

DAVID L. NORRGARD, being first duly sworn upon oath, deposes and says:

1. That he is the Executive Director in the Office of the State Ethics Commission for the State of Minnesota.

2. That on the 25th day of September, 1974, he went to the Secretary of State's office for the State of Minnesota and requested a current list of all representatives of associations or other interested groups or persons who had registered their names with the Secretary of State for the purpose of obtaining notices of public hearings relating to the promulgation of rules pursuant to Minn. Stat. 15.0412.

3. That on the 25th day of September, 1974, in response to the above request, the Secretary of State provided him with such a list, a copy of which is attached hereto and incorporated by reference.

Further affiant sayeth not.

David L. Norrgard

DAVID L. NORRGARD

Subscribed and sworn to before me
This 25 day of September, 1974.

Sharon Rachner

SHARON RACHNER
Notary Public, Ramsey Co., Minn.
MY COMMISSION EXPIRES
June 11, 1980

Notary Public

STATE OF MINNESOTA)
) SS
COUNTY OF RAMSEY)

CERTIFICATE

In the matter of the Proposed
Adoption of Lobbyist Rules and
Regulations to be promulgated by
the State Ethics Commission

I hereby certify that the attached 385 labels constitute the complete list of persons, associations, and other interested groups who as of 10:00 o'clock A.M., this 25th day of September, 1974, have requested, pursuant to M.S. 1969, Stat. 15.0421, that their names be placed on file with the Sceretary of State for the purpose of receiving notice of public hearing on proposed rules on the subject captioned above.

ARLEN I. ERDAHL
Secretary of State
State of Minnesota

Arlen I. Erdahl
BY Neil Dron

STATE OF MINNESOTA)
)
COUNTY OF RAMSEY)

In the matter of the Proposed Adoption of Lobbyist Rules and Regulations to be promulgated by the State Ethics Commission

AFFIDAVIT

OF MAILING

Elsa M. Carpenter, BEING FIRST DULY SWORN, deposes and says:

That on the 25th day of Sept., 1974, at the City of St.Paul, County of Ramsey, State of Minnesota, she served the attached Notice of Hearing by depositing in the United States mail at said City of St. Paul, a true and correct copy thereof, properly enveloped, with postage prepaid, to all persons and associations at the addresses listed on the attached Certificate of the Secretary of State.

Elsa M. Carpenter

Subscribed and sworn to before me this 25th day of Sept 1974.

Helen Oslund

HELEN OSLUND
NOTARY PUBLIC - MINNESOTA
RAMSEY COUNTY
My Comm. Expires Jan. 8, 1978

STATE OF MINNESOTA

COUNTY OF RAMSEY

STATE ETHICS COMMISSION

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In the matter of the Proposed Adoption of Rules of the State Ethics Commission Governing Lobbyist Registration and Reporting (EC 200 - EC 215)

STATEMENT OF NEED

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The above captioned rules are not amendments to existing rules of the State Ethics Commission.

The need to adopt these rules arises in order to enable the State Ethics Commission to implement the lobbyist registration and reporting requirements of Minn Stat. 10A.03 et seq. (1974), as provided in Minn. Stat. 10A.02, subd. 13 (1974), and in order to provide both the public and lobbyists with information regarding the scope of Minn. Stat. 10A.03 et seq. (1974).

These rules are necessary in order that lobbyists may register with the Commission, as required by Minn. Stat. 10A.03 subd. 2 (1974), and may provide the Commission with such information concerning their activities as is required by Minn. Stat. 10A.04 (1974). These rules are further necessary in order that the Commission may make available forms for such registration and reporting.

Dated: November 8, 1974

MINNESOTA STATE ETHICS COMMISSION

By Spencer Sokolowski

Spencer Sokolowski, Chairman

STATE OF MINNESOTA

STATE ETHICS COMMISSION

COUNTY OF RAMSEY

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In the matter of the proposed Adoption of Rules of the State Ethics Commission Governing Lobbyist Registration and Reporting (EC 200-EC 212)

FINDINGS OF FACT

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The above-entitled matter came on for hearing before the Minnesota State Ethics Commission [hereinafter the Commission] on the 1st day of November, 1974, at 9:30 a.m. in Room 15 of the State Capitol, Saint Paul, Minnesota, after proper notice required by Minnesota Statutes § 15.0412 (1971) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose and upon all members of the Minnesota Legislature.

After affording all persons an opportunity to present written and oral data, statements and arguments, having considered all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, the Commission finds the following:

1. Individuals and associations who spend money for the purpose of attempting to influence public policy are required by Minn. Stat. 10A.03-10A.05 (1974) to register with the Minnesota State Ethics Commission and to file periodic reports on their activities.

2. Major categories of disbursements by lobbyists include preparation and distribution of lobbying materials, media advertising, telephone and telegraph, fees and allowances, entertainment, food and beverages, travel and lodging, and gifts to public officials.

3. Requiring lobbyists to report their total disbursements in each of the above categories at periodic intervals will provide the public with useful information about the scope of lobbying activity.

4. Requiring lobbyists to report the name and address of any public official for whom they have provided a gift, honorarium, loan or other item or benefit equal in value to $20 or more, and the date on which the benefit was provided, will also provide the public with useful information about the relationship between lobbyists and public officials.

5. When, on a single occasion, a public official is given a meal or entertainment or other benefit equal in value to $20 or more by a lobbyist, that fact will be of proper interest and concern to the public.

6. Citizens will also be apprised about the extent of lobbying activity if lobbyists are required to disclose the names of individuals or associations who gave to a lobbyist or his employer more than $500 in any calendar year to be used for lobbying purposes.

7. Individuals who restrict their lobbying activities to testifying at only one legislative committee hearing or at only one proceeding of a state board, commission or agency usually do not make such expenditures for lobbying purposes as to make it appropriate for them to continue to file lobbyist disbursement reports after they have testified.

8. If a lobbyist represents more than one employer, requiring him to submit separate reports for each employer will make more information available to the public than if he filed one report for all employers.

9. If a person or association employs more than one lobbyist, no public purpose would be served by requiring each lobbyist to file a separate report.

MINNESOTA STATE ETHICS COMMISSION

By _____
Spencer Sokolowski, Chairman

STATE OF MINNESOTA

STATE ETHICS COMMISSION

COUNTY OF RAMSEY

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In the matter of the Proposed Adoption of Rules of the State Ethics Commission Governing Lobbyist Registration and Reporting (EC 200-EC 212)

CERTIFICATE OF COMMISSION'S ADOPTION OF RULES RESOLUTION

- - - - - - - - - - - - - - - - -

I, Rosemary Davis, do hereby certify that I am secretary of the Minnesota State Ethics Commission, a commission duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Commission duly and properly called and held on the 5th day of December, 1974; that a quorum was present at said meeting; that a majority of those present voted for the resolution; that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

> "RESOLVED, that the rules governing lobbyist registration and reporting (EC 200-EC 212) be and they hereby are approved and adopted, pursuant to authority vested in us by Laws of Minnesota 1974, chapter 470, section 2, subdivision 13, and that Spencer Sokolowski, Chairman of the Minnesota State Ethics Commission, be and he hereby is authorized to sign an order adopting those rules."

IN WITNESS WHEREOF, I have hereunto subscribed my name this 7 day of December, 1974.

Rosemary Davis

Rosemary Davis, Secretary

Nancy Sokolowski

Attest by one other Officer.

STATE OF MINNESOTA

STATE ETHICS COMMISSION

COUNTY OF RAMSEY

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In the matter of the Proposed Adoption of Rules of the State Ethics Commission Governing Lobbyist Registration and Reporting (EC 200 - EC 215)

AFFIDAVIT OF COMMISSION'S AUTHORIZING RESOLUTION

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I, ROSEMARY DAVIS, do hereby certify that I am secretary of the Minnesota State Ethics Commission, a commission duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Commission duly and properly called and held on the 20th day of September, 1974; that a quorum was present at said meeting; that a majority of those present voted for the resolution; that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

> "RESOLVED, that Spencer Sokolowski Chairman of the Minnesota State Ethics Commission, be and he hereby is granted the authority and directed to call a hearing for the purpose of promulgating rules of the Commission governing lobbyist registration and reporting, as well as perform any and all acts incidental thereto, including but without being limited to, signing an order for hearing and notice of hearing as well as acting as presiding officer at all hearings."

IN WITNESS WHEREOF, I have hereunto subscribed my name this 24th day of September, 1974.

MINNESOTA STATE ETHICS COMMISSION

Rosemary Davis

Rosemary Davis, Secretary

Spencer Sokolowski

Attest by one other officer

STATE OF MINNESOTA

STATE ETHICS COMMISSION

COUNTY OF RAMSEY

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In the matter of the Proposed Adoption of Rules of the State Ethics Commission Governing Lobbyist Registration and Reporting (EC 200-EC 212)

ORDER ADOPTING RULES

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The above-entitled matter came on for hearing before the Minnesota State Ethics Commission on the 1st day of November, 1974, at 9:30 a.m. in Room 15 of the State Capitol, Saint Paul, Minnesota, after proper notice required by Minnesota Statutes § 15.0412 (1971) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, and applicable statutory standards or criteria, and having confirmed the need for the above-captioned rules:

NOW, THEREFORE, IT IS ORDERED that these rules identified as EC 200-EC 212 are adopted this 6th day of December, 1974, pursuant to authority vested in the Commission by Laws of Minnesota 1974, chapter 470, section 2, subdivision 13.

MINNESOTA STATE ETHICS COMMISSION

By Spencer Sokolowski

Spencer Sokolowski, Chairman

STATE OF MINNESOTA

STATE ETHICS COMMISSION

COUNTY OF RAMSEY

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In the matter of the Proposed Adoption of Rules of the State Ethics Commission Governing Lobbyist Registration and Reporting (EC 200-EC 212)

STATEMENT OF COMPLIANCE WITH MANUAL OF RULE MAKING PROCEDURES

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I, Special Assistant Attorney General Joan Swartz, do hereby declare that I have examined the proposed rules and all related documents and that, based on them and my personal familiarity with the applicable procedures, the Manual of Rule Making Procedures has been followed. Any exceptions are noted below.

Joan Swartz
Special Assistant Attorney General

Dated: December 9, 1974.

Although the Notice of Hearing says the record will close on November 14, 1974, in fact, the record remained open until November 21, 1974, and that fact was announced at the hearing.