

Union Calendar No. 368

104TH CONGRESS
2^D SESSION

H. R. 3435

[Report No. 104-699]

To make technical amendments to the Lobbying Disclosure Act of 1995.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 1996

Mr. CANADY of Florida (for himself and Mr. FRANK of Massachusetts) introduced the following bill; which was referred to the Committee on the Judiciary

JULY 24, 1996

Additional sponsors: Mr. ZIMMER and Mr. UPTON

JULY 24, 1996

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italics]

[For text of introduced bill, see copy of bill as introduced on May 10, 1996]

A BILL

To make technical amendments to the Lobbying Disclosure Act of 1995.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE AND REFERENCE.**

2 (a) *SHORT TITLE.*—*This Act may be cited as the*
3 *“Lobbying Disclosure Technical Amendments Act of 1996”.*

4 (b) *REFERENCE.*—*Whenever in this Act an amend-*
5 *ment or repeal is expressed in terms of an amendment to,*
6 *or repeal of, a section or other provision, the reference shall*
7 *be considered to be made to a section or other provision*
8 *of the Lobbying Disclosure Act of 1995.*

9 **SEC. 2. DEFINITION OF COVERED EXECUTIVE BRANCH OF-**
10 **ICIAL.**

11 *Section 3(3)(F) (2 U.S.C. 1602(3)(F)) is amended by*
12 *striking “7511(b)(2)” and inserting “7511(b)(2)(B)”.*

13 **SEC. 3. CLARIFICATION OF EXCEPTION TO LOBBYING CON-**
14 **TACT.**

15 (a) *CERTAIN COMMUNICATIONS.*—*Section 3(8)(B)(ix)*
16 *(2 U.S.C. 1602(8)(B)(ix)) is amended by inserting before*
17 *the semicolon the following: “, including any communica-*
18 *tion compelled by a Federal contract, grant, loan, permit,*
19 *or license”.*

20 (b) *DEFINITION OF “PUBLIC OFFICIAL”.*—*Section*
21 *3(15)(F) (2 U.S.C. 1602(15)(F)) is amended by inserting*
22 *“, or a group of governments acting together as an inter-*
23 *national organization” before the period.*

1 **SEC. 4. INTERESTS.**

2 (a) SECTION 4.—Section 4(b)(4)(C) (2 U.S.C.
3 1603(b)(4)(C)) is amended by striking “direct interest” and
4 inserting “significant direct interest”.

5 (b) SECTION 5.—Section 5(b)(2)(D) (2 U.S.C.
6 1604(b)(2)(D)) is amended by striking “of the interest, if
7 any,” and inserting “of any significant direct interest”.

8 (c) SECTION 14.—Section 14 (2 U.S.C. 1609) is
9 amended—

10 (1) in subsection (a)(2), by striking “a direct in-
11 terest” and inserting “a significant direct interest”;
12 and

13 (2) in subsection (b)(2), by striking “a direct in-
14 terest” and inserting “a significant direct interest”.

15 **SEC. 5. ESTIMATES BASED ON TAX REPORTING SYSTEM.**

16 (a) SECTION 15(a).—Section 15(a) (2 U.S.C. 1610
17 (a)) is amended—

18 (1) by striking “A registrant” and inserting “A
19 person, other than a lobbying firm,”; and

20 (2) by amending paragraph (2) to read as fol-
21 lows:

22 “(2) for all other purposes consider as lobbying
23 contacts and lobbying activities only—

24 “(A) lobbying contacts with covered legisla-
25 tive branch officials (as defined in section 3(4))

1 *and lobbying activities in support of such con-*
2 *tacts; and*

3 “(B) lobbying of Federal executive branch
4 officials to the extent that such activities are in-
5 fluencing legislation as defined in section
6 4911(d) of the Internal Revenue Code of 1986.”.

7 (b) SECTION 15(b).—Section 15(b) (2 U.S.C. 1610(b))
8 is amended—

9 (1) by striking “A registrant that is subject to”
10 and inserting “A person, other than a lobbying firm,
11 who is required to account and does account for lob-
12 bying expenditures pursuant to”; and

13 (2) by amending paragraph (2) to read as fol-
14 lows:

15 “(2) for all other purposes consider as lobbying
16 contacts and lobbying activities only—

17 “(A) lobbying contacts with covered legisla-
18 tive branch officials (as defined in section 3(4))
19 and lobbying activities in support of such con-
20 tacts; and

21 “(B) lobbying of Federal executive branch
22 officials to the extent that amounts paid or costs
23 incurred in connection with such activities are
24 not deductible pursuant to section 162(e) of the
25 Internal Revenue Code of 1986.”.

1 (c) *SECTION 5(c).*—*Section 5(c) (2 U.S.C. 1604(c)) is*
2 *amended by striking paragraph (3).*

3 **SEC. 6. DISCLOSURE OF INDIVIDUAL REGISTERED LOBBY-**
4 **ISTS.**

5 *Section 5(b) (2 U.S.C. 1604(b)) is amended—*

6 (1) *in paragraph (2), by inserting “and” at the*
7 *end of subparagraph (B), by striking subparagraph*
8 *(C), and by redesignating subparagraph (D) as sub-*
9 *paragraph (C), and*

10 (2) *by redesignating paragraphs (2), (3), and (4)*
11 *as paragraphs (3), (4), and (5), respectively, and by*
12 *adding after paragraph (1) the following:*

13 “(2) *a list of employees of the registrant who*
14 *acted as lobbyists on behalf of the client during the*
15 *semi-annual reporting period;”.*

16 **SEC. 7. EXEMPTION BASED ON REGISTRATION UNDER LOBBY-**
17 **ING ACT.**

18 *Section 3(h) of the Foreign Agents Registration Act of*
19 *1938 (22 U.S.C. 613(h)) is amended by striking “is re-*
20 *quired to register and does register” and inserting “has en-*
21 *gaged in lobbying activities and has registered”.*

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