STATE OFFICIALS (% Capitol Station, Austin, Texas 78711)

Governor:	
Bill Clements	475-4101
State Capitol, Second Floor	
Lt. Governor:	
William P. Hobby, Jr.	475-3535
State Capitol, Room 219	
Secretary of State:	
George Strake, Jr.	475-2015
State Capitol, First Floor	
Attorney General:	
Mark White	475-2501
Supreme Court Building, Seventh Floor	
Comptroller:	
Bob Bullock	475-2206
Lyndon Baines Johnson Building	
Treasurer:	
Warren G. Harding	475-2591
Lyndon Baines Johnson Building	
Land Office Commissioner:	
Bob Armstrong	475-2071
Stephen F. Austin Building	
Agriculture Commissioner:	
Reagan V. Brown	475-2760
Stephen F. Austin Building	
Railroad Commissioners:	
James E. Nugent, Chairman	445-1110
Arthur (Buddy) Temple	445-1112
Mack Wallace	445-1111
1124 S. IH35	

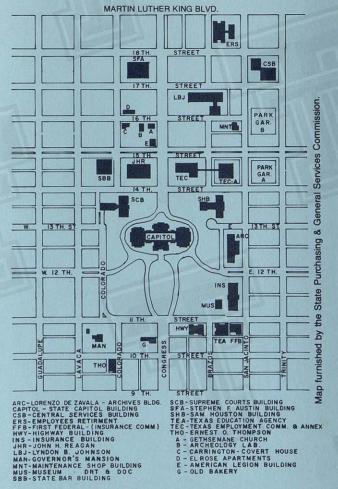
LEGISLATIVE LEADERS

President of Senate:	
William P. Hobby, Jr.	475-353
State Capitol, Room 219	
President Pro Tem of Senate:	
John Traeger	475-3756
State Capitol, Room G35-B	
Speaker of the House:	
Bill Clayton	475-331
State Capitol, Room 241	
Speaker Pro Tem of the House:	
Craig Washington	475-5828
State Capitol, Room 416-C1	

LEGISLATIVE INFORMATION

SENATE Bill Distribution Bill Status Information, Legislative Ref. Lib. Calendar Clerk Committee Information, Room 218 Secretary of the Senate Sergeant-at-Arms	475-2520 475-3026 475-2572 475-5818 475-4271 475-3411
HOUSE Bill Distribution Chief Clerk House Administration Journal Clerk Legislative Division Sergeant-at-Arms	475-8452 475-5616 475-2829 475-6294 475-2213 475-4330
Legislative Information System Toll Free Number Legislative Reference Library Tour Guide Desk	475-3026 1-800-252-9693 475-4626 475-3070

CAPITOL COMPLEX



February 1981

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The League of Women Voters is a nonpartisan political organization whose purpose is to encourage citizens to participate actively in government and politics. Membership is open to all citizens 18 years and older. For further information, please contact: League of Women Voters of Texas, 1212 Guadalupe, #109, Austin, Texas 78701. Telephone: 512-472-1100.

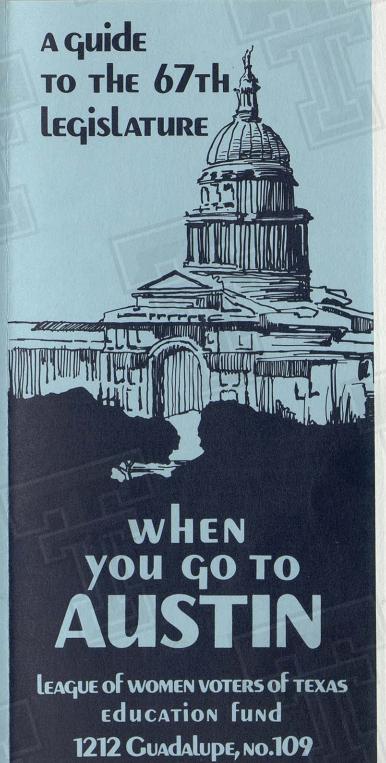


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Austin, Texas 78701

TEXAS HOUSE OF REPRESENTATIVES SEATING CHART

TEXAS HOUSE OF REPRESENTATIVES SEATING CHART													
		BURNETT TOM GREEN	VALLES EL PASO	HENDERSON HARRIS T. SMITH	TRAVIS	67TH	I LEGISLA	TURE	EL PASO	SAUNDERS	BUSH	ALEY	
		GAVIN	S. THOMPSON	HARRIUNG	GALVESTON		BILL CLAYTON		SAN PATRICIO	TRAVIS	CHISS	OOUND DOHLEN	
		PIERCE	GLOSSBRENNER JIM WELLS	WALVERDE COODY	PARKER		SPEAKER		ICO HINOJOSA		3 BLYTHE	ILEN PATRICK BEXAR	
		SPECIAL	FINNELL	MESSER BELL WHITMIRE	HARRIS								
					SALINAS	SHARP	KUBIAK	G. THOMPSON	AGNICH	FLORENCE	SHAW	HACKNEY	
	PATTERSON	DALLAS	BLANTON	BURLESON	LUBBOCK	VICTORIA	MILAM	TAYLOR	DALLAS	CASS	HOWARD	HACKNEY	
							LEONARD						
	REYNOLDS WILSON	DALLAS	MALONEY DALLAS	NOWLIN BEXAR	PRESNAL BRAZOS	LEWIS	TARRANT		DELCO	PEVETO ORANGE	JONES	B. GIBSON JOHNSON	
	EMMETT HARRIS	GASTON DALLAS	BENEDICT	JACKSON DALLAS	GRUBBS	McFARLAND	G. GREEN	TARRANT	WALLACE	LYON	TEJEDA BEXAR	HERNANDEZ BEXAR	
	WHALEY	BUCHANAN	PRICE	POLK EL PASO	HANNA	CRADDICK	MADLA BEXAR	ADKISSON BEXAR	BRYANT	LUNA	HORN	ELIZONDO BEXAR	
	GWY	MOORE	JEFFERSON	a raso	SIEFREIS	MIODATO			0.000	10441IS			
	SEMOS	A. HILL	GEISTWEIDT	DE LAY	L. HALL	C. SMITH	WATSON	S. Avenneyse	BARRIENTOS	B. CLARK	A. EDWARDS	T. GARCIA	
	DALLAS	DALLAS	MASON	FORT BEND	TARRANT	DALLAS	HARRIS	HARRIS	TRAVIS	SMITH	HARRIS	HIDALGO	
	McWILLIAMS	WOLENS	ALLEE	URIBE	SCHLUETER	FOX	HOLLOWE	LL WARE	J. CLARK	COCKERHAM	LONDON	TOW	
	HARRISON	DALLAS	HARRIS	CAMERON	BELL	HARRIS	VAN ZAND	T TARRANT	JASPER	WARD	FANNIN	MONTGOMERY	
	BROWDER	WALDROP	CAIN	WILLIS	GILLEY	POLUMBO	COLEMAN	N BROOKSHIRE	E LEE	CRAWFORD	COLBERT	DENTON	
	SAN JACINTO	NAVARRO	DALLAS	TARRANT	HUNT	HARRIS	EL PASO	ANGELINA	HARRIS	JEFFERSON	HARRIS	MoLENNAN	
	BOMER	ATKINSON	воск	RAINS	SUTTON	EVANS	SIMPSON	ROBNETT	WASHINGTON	KHOURY	RAGSDALE	HUDSON	
	ANDERSON	BOWIE	COMAL	HAYS	BEXAR	TARRANT	POTTER	LUBBOCK	HARRIS	MCLENNAN	DALLAS	DALLAS	
	STANISWALIS	KELLER	EIKENBURG	TURNER	WRIGHT	DAVIS	LANEY	UHER	GONZALES	DANBURG	M. GARCIA	RANGEL	
	POTTER	DALLAS	COLLIN	HOUSTON	HARRIS	DALLAS	HALE	MATAGORDA	NUECES	HARRIS	BEXAR	KLEBERG	
	HALEY	COTTLE	RUDD	PENNINGTON	WILSON	NABERS BROWN	8 HALL WEBB	J. GIBSON ECTOR	D. LEE CAMERON	MORENO EL PASO	BERLANGA NUECES	A SMITH HARRIS	MARTIN
										HEAT NA			

TEXAS HOUSE OF REPRESENTATIVES (P.O. Box 2910, Austin, Texas 78769)

District	Representative	Phone	Office
No.		No.	No.
57-D	Adkisson, Tommy	475-5809	141A
33-R	Agnich, Fred	475-2636	G61-B
98	Allee, Henry	475-5751	360
1	Atkinson, Hamp	475-5887 475-3072	400A 403B
37-A 99	Barrientos, Gonzalo Barton, Erwin W.	475-3072	M143-B
20	Benedict, Jerry	475-5773	316A
48-B	Berlanga, Hugo	475-5743	404B
33-B	Blanton, Bill	475-5843	412A
91	Blythe, Bill	475-2401	357A
38	Bock, Bennie	475-5987	302-C1
14	Bomer, Elton	475-2954 475-4244	416A 411A
16	Brookshire, Oscar Browder, Larry	475-3932	G57-C2
33-L	Bryant, John	475-5873	315A
64	Buchanan, J. W.	475-3127	G17-A1
60	Burnett, Richard	475-6229	G04-B
22	Bush, Robert	475-2983	148B
33-K	Cain, David	475-5807	G10
32-B	Cary, Reby	475-3122	G04-A
33-P	Ceverha, Bill	475-5951	357-B
12 5	Clark, Bill	475-3640	313C G57-C3
74	Clark, Jerry Clayton, Bill	475-4213 475-3400	241
69	Cockerham, Jerry	475-3434	110E
33-O	Cofer, Lanell	475-5925	G55-C4
80	Colbert, Paul	475-5625	315C
72-B	Coleman, Ronald	475-6279	144A
7-C	Collazo, Frank	475-3078	417C
42	Coody, Bill	475-5635	300C
68	Craddick, Tom	475-4305	113A
7-B	Crawford, Bo	475-4261	150B
19-B 79	Criss, Lloyd Danburg, Debra	475-5749 475-5627	154G 427B
33-A	Davis, Bob	475-4461	G17-B1
21	DeLay, Tom	475-2573	106A
37-D	Delco, Wilhelmina	475-5973	413C
35-A	Denton, Betty	475-5775	G09
85	Edwards, Al	475-5847	417B
24	Eikenburg, Frank	475-5885	410C
57-I	Elizondo, Paul	475-2817	141B
78 32-E	Emmett, Ed Evans, Charles	475-3546 475-5779	108A 151A
53	Finnell, Charles	475-5764	355
2	Florence, Buck	475-2019	114E
93	Fox, Milton	475-4693	345
59-B	Garcia, A. C. (Tony)	475-2181	143B
57-K	Garcia, Matt	475-6188	106B
33-M	Gaston, R. C. (Frank)	475-5921	403D
52	Gavin, John	475-3941	G04-C
56 33	Giestweidt, Gerald	475-0370 475-2909	147A G14
73	Gibson, Bruce Gibson, Jay	475-2909	G13-A1
10	Gilley, Smith	475-3881	153A
58	Glossbrenner, Ernestine	475-6197	427A
48-A	Gonzales, Amold	475-3316	G16-B
95	Green, Gene	475-2813	110D
61	Grubbs, Walter	475-6239	109A
84	Hackney, Clint	475-5916	413A
4	Haley, Bill	475-3619	417A
32-C	Hall, Lanny	475-5769	143C

TEXAS HOUSE OF REPRESENTATIVES

District No.	Representative	Phone No.	Office No.
57	Hall, W. N. (Billy)	475-2077	300B
54	Hanna, Joe	475-3864	351
92	Hartung, Frank	475-5797	352-B
101	Heatly, Bill	475-2192	149
94	Henderson, Don	475-3164	400E
57-J	Hemandez, Joe	475-5697	417-D1
33-D	Hill, Anita	475-5857	G59-B
37-C	Hill, Gerald	475-6461	416B
59-A	Hinojosa, Juan	475-2849	413B
11	Hollowell, Bill	475-5733	353
25	Hom, Jim	475-3416	154B
33-C	Hudson, Sam	475-3479	154A
33-Q	Jackson, Lee	475-2791	102-B1
34	Jones, Neal T. (Buddy)	475-2992	G14
29	Keese, Bill	475-4517	315B
33-H	Keller, Ray	475-4343 475-5971	G52-B 154C
35-B	Khoury, Rollin	475-3563	104A
36 76	Kubiak, Dan	475-5671	404D
51	Laney, Pete Lee, Don	475-2535	110C
88	Lee, El Franco	475-3267	313D
32-H	Leonard, Bob	475-3742	354A
32-G	Lewis, Gib	475-3878	145B
23	London, David	475-5753	109E
87	Luna, Al	475-6249	G16-C
33-1	Lyon, Ted	475-5893	114D
70	McBee, Susan	475-2763	G55-B2
32-D	McFarland, Bob	475-3601	151C
19-A	McLeod, Douglas	475-4329	109C
3	McWilliams, Jim	475-3097	410A
57-A	Madla, Frank	475-5677	M109-A1
33-E	Maloney, Bob	475-5693	109D
13	Martin, Mike	475-3584	354B
44	Messer, Bill	475-5795	407B
72-C	Moreno, Paul	475-2241	403A
55	Nabers, Lynn	475-5941	G13-A3
57-F	Nowlin, James	475-5869	G14-A2
57-H	Patrick, Kae T.	475-3700 475-5727	154F 407A
9	Patterson, Pete	475-3202	109F
8	Pennington, Randy Peveto, Wayne	475-4293	412C
57-G	Pierce, George	475-3953	G52-A
71	Polk, Mary	475-3885	411C
96	Polumbo, Tony	475-6647	G55-C
28	Presnal, Bill	475-5654	305
7-A	Price, Al	475-5791	316D
33-N	Ragsdale, Paul	475-5923	M416-C1
45	Rains, Don	475-2195	G11-A2
49	Rangel, Irma	475-4732	412B
47	Reynolds, Jay H.	475-5943	M143-B2
48-C	Riley, Ken	475-5824	G55-B1
75-A	Robnett, Nolan (Buzz)	475-2553	150C
77	Rudd, Jim	475-4192	148C
75-B	Salinas, Froy	475-5867	154D
30	Saunders, Robert	475-2189	110F
43	Schlueter, Stan	475-5641	404C
33-F	Semos, Chris	475-2095	145A
40	Sharp, John	475-5841 475-2617	154H 410B
63	Shaw, Larry Don	475-3706	G11-A1
65 83	Simpson, Bob Smith, Ashley	475-5918	110B
00	Omital, Admoy		,,,,,

TEXAS HOUSE OF REPRESENTATIVES

District	Representative	Phone	Office
No.		No.	No.
33-J	Smith, Carlyle	475-5895	113B
37-B	Smith, Terral	475-5975	G57-C4
67	Staniswalis, Chip	475-3626	108B
57-E	Sutton, Lou Nelle	475-4152	147B
57-B	Tejeda, Frank	475-4506	154E
62	Thompson, Gary	475-3597	G05
89	Thompson, Senfronia	475-3264	403E
18	Tow, Rodney	475-5745	G59-A
15	Tumer, Jim	475-5737	114C
31	Uher, Tom	475-3945	106C
50	Uribe, Hector	475-2624	G13-A2
72-D	Valles, Bob	475-6269	349
39	Von Dohlen, Tim	475-3722	302D
72-A	Vowell, Jack	475-6289	352C
27	Waldrop, Tom	475-5757	404A
97	Wallace, Ralph	475-2815	313B
32-1	Ware, Bob	475-5791	109B
86	Washington, Craig	475-5828	416-C1
17	Watson, Ed	475-2228	G56-A
32-A	Webber, Bobby	475-5814	316C
66	Whaley, Foster	475-3883	148D
82	Whitmire, John	475-5931	304
41	Wieting, Leroy	475-4383	140
32-F	Willis, Doyle	475-5831	102-A1
81	Wilson, Ron	475-5933	G16-A1
33-G	Wolens, Steve	475-5875	411B
90	Wright, Brad	475-4221	400D
57-C	To be filled by special election		



HOUSE COMMITTEES

AGRICULTURE AND LIVESTOCK — Wieting, Chairman; Patterson, Vice Chairman; Garcia of Hidalgo, Gibson of Johnson, Keese, Kubiak, Laney, McBee, Reynolds, Saunders, Waldrop.

APPROPRIATIONS — Presnal, Chairman; Rains, Vice Chairman; Agnich, Collazo, Crawford, Garcia of Bexar, Gibson of Ector, Grubbs, Haley, Hartung, Heatty, Hollowell, Kubiak, Moreno, Rudd, Smith of Dallas, Sutton, Thompson of Harris, Valles, Whaley, Willis.

BUSINESS AND INDUSTRY — Semos, Chairman; DeLay, Vice Chairman; Danburg, Glossbrenner, Leonard, McLeod, Polumbo, Robnett, Wolens.

 ${\it CALENDARS-- McBee, Chairwoman; Messer, Vice Chairman; Bock, Davis, Keller, McFarland, Nabers, Rudd, Wilson. } \\$

CONSTITUTIONAL AMENDMENTS — McFarland, Chairman; Whaley, Vice Chairman; Atkinson, Barrientos, Delco, Elizondo, Sharp, Ware, District 57-C.

CRIMINAL JURISPRUDENCE — Nabers, Chairman; Cofer, Vice Chairwoman; Browder, Burnett, Hernandez, Hudson, Jones, Maloney, Smith of Travis, Uher, Waldrop.

HOUSE COMMITTEES CONTINUED

ELECTIONS — Hill of Travis, Chairman; Ware, Vice Chairman; Browder, Danburg, Gaston, Gibson of Ector, Horn, McBee, Shaw, Wallace, Wieting.

EMPLOYMENT PRACTICES — Jackson, Chairman; Criss, Vice Chairman; Blythe, Chairman, Standing Subcommittee on Pensions; Hinojosa, Leonard, Messer, Presnal, Riley, Watson.

ENERGY RESOURCES — Hanna, Chairman; Clark of Jasper, Vice Chairman; Craddick, Eikenburg, Hall of Webb, Hudson, Nowlin, McWilliams, Polk, Robnett, Wilson.

ENVIRONMENTAL AFFAIRS — Bock, Chairman; Lee of Harris, Vice Chairman; Agnich, Benedict, Jackson, Lewis, Reynolds, Shaw, Thompson of Harris, Turner, Watson.

FINANCIAL INSTITUTIONS — Schlueter, Chairman; Ceverha, Vice Chairman; Brookshire, Hartung, McFarland, Nabers, Rains, Von Dohlen, Whitmire.

GOVERNMENT ORGANIZATION — Evans, Chairman; Collazo, Vice Chairman; Bomer, Cary, Gonzales, Henderson, Hinojosa, Keese, Staniswalis, Thompson of Taylor, Tow.

HEALTH SERVICES — Wilson, Chairman; Grubbs, Vice Chairman; Bock, Finnell, Gonzales, London, Madla, Uribe, Wright.

HIGHER EDUCATION — Delco, Chairwoman; Cain, Vice Chairman; Cockerham, Coleman, Crawford, Florence, Gaston, Horn, Martin, Price, Simpson, Vowell, Wolens.

HOUSE ADMINISTRATION — Laney, Chairman; Hollowell, Vice Chairman; Evans, Florence, Grubbs, Haley, Willis.

HOUSE GENERAL INVESTIGATING COMMITTEE — Finnell, Chairman; Hollowell, Vice Chairman; Emmett, Rudd, Washington.

HUMAN SERVICES — Washington, Chairman; Clark of Smith, Vice Chairman; Polumbo, Chairman, Standing Subcommittee on Aging; Barton, Green, Hackney, Martin, Smith of Dallas, Vowell.

INSURANCE — Simpson, Chairman; Webber, Vice Chairman; Bryant, Gavin, Green, Lee of Cameron, London, Patrick, Saunders, Smith of Harris, Uribe.

INTERGOVERNMENTAL AFFAIRS — Lewis, Chairman; Pierce, Vice Chairman; Adkisson, Colbert, Criss, Edwards, Emmett, Gavin, Keller, Lee of Cameron, Pennington, Salinas, Wallace.

JUDICIARY — Bush, Chairman; Garcia of Bexar, Vice Chairman; Adkisson, Allee, Colbert, Coleman, Denton, Khoury, Maloney, Nowlin, Rangel.

JUDICIAL AFFAIRS — Florence, Chairman; Hill of Dallas, Vice Chairwoman; Allee, Gibson of Johnson, Gilley, Heatly, Luna, Lyon, Moreno, Pennington, Smith of Harris.

LIQUOR REGULATION — Coody, Chairman; Sutton, Vice Chairwoman; Cofer, Denton, Keller, Luna, Price, Salinas, Tejeda.

LOCAL AND CONSENT CALENDARS — Nowlin, Chairman; Berlanga, Vice Chairman; Emmett, Geistweidt, Gibson of Johnson, Polk, Saunders, Sharp, Ware.

NATURAL RESOURCES — Craddick, Chairman; Geistweidt, Vice Chairman; Buchanan, Clark of Jasper, Cockerham, Laney, Lyon, McWilliams, Patrick, Patterson, Staniswalis.

PUBLIC EDUCATION — Atkinson, Chairman; Blanton, Vice Chairman; Barton, Bryant, Evans, Fox, Glossbrenner, Halley, Hall of Tarrant, Hanna, Peveto.

REGIONS, COMPACTS, AND DISTRICTS — Von Dohlen, Chairman; Valles, Vice Chairman; Berlanga, Buchanan, Bush, Cary, Clark of Smith, Coody, Davis, Finnell, Hill of Travis, Hollowell, Messer, Ragsdale, Semos, Thompson of Taylor, Washington, Willis, Wright.

RULES — Wright, Chairman; Glossbrenner, Vice Chairwoman; Collazo, Kubiak, Patterson, Tejeda, Thompson of Harris, Thompson of Taylor, Webber.

SECURITY AND SANCTIONS — Hall of Webb, Chairman; McLeod, Vice Chairman; Benedict, Burnett, DeLay, Hernandez, Rudd, Tow, Webber.

STATE AFFAIRS — Uher, Chairman; Ceverha, Vice Chairman; Blanton, Blythe, Bomer, Elizondo, Fox, Geistweidt, Gilley, Hill of Dallas, Madla, Pierce, Ragsdale, Smith of Travis.

TRANSPORTATION — Henderson, Chairman; Hall of Tarrant, Vice Chairman; Brookshire, Cain, Edwards, Eikenburg, Emmett, Hackney, Rangel, Tejeda, District 57-C.

WAYS AND MEANS — Davis, Chairman; Peveto, Vice Chairman; Barrientos, Berlanga, Garcia of Hidalgo, Khoury, Lee of Harris, Polk, Riley, Schlueter, Sharp, Turner, Whitmire.

TEXAS SENATE

(P.O. Box 12068, Austin, Texas 78711)

District	Senators	Telephone	Office	District	Senators	Telephone	Office
No.		No.	No.	No.		No.	No.
12	Andujar, Betty	475-2526	129-A	13	Mengden, Walter H., Jr.	475-3408	126
3	Blake, Roy	475-2671	122	15	Ogg, Jack	475-2261	124
11	Brooks, Chet	475-2901	325	4	Parker, Carl	475-2809	128-B
17	Brown, James E. (Buster)	475-5881	116	7	Richards, Mike	475-2751	331
5	Caperton, Kent	475-4371	329	29	Santiesteban, H. Tati	475-3641	129-C
14	Doggett, Lloyd	475-3731	332	31	Sarpalius, Bill	475-3222	211
30	Farabee, Ray	475-4446	120	28	Short, E. L.	475-0176	319
22	Glasgow, Bob	475-3452	321	25	Snelson, W. E. (Pete)	475-3494	128-C
8	Harris, O. H. (Ike)	475-4171	128-A	21	Traeger, John A.	475-3756	G35-B
1	Howard, Ed	475-0140	118	9	Travis, Dee	475-3758	212
24	Jones, Grant	475-3733	328	20	Truan, Carlos	475-4279	333
19	Kothmann, Glenn	475-3911	303	26	Vale, R. L. (Bob)	475-0156	G35-A
16	Leedom, John	475-3764	327	6	Williams, Lindon	475-3643	324
23	Mauzy, Oscar	475-2528	129-B	18	Wilson, John	475-2753	320
2	McKnight, Peyton	475-4175	326	27	To be filled by special election	475-3471	419
10	Meier, Bill	475-3496	421				

TEXAS SENATE SEATING CHART

LIFLITENANT GOVERNOR WILLIAM P. HOBBY

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CALENDAR CLERK

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TRAEGER

BROOKS

SNELSON

SANTIESTEBAN

ANDUJAR

CAPERTON

MEIER

RICHARDS

SARPALIUS

MENGDEN

JONES

FARABEE

GLASGOW

SPECIAL

ELECTION

PARKER

TRUAN

WILSON

MAUZY

KOTHMANN

DOGGETT

LEEDOM

BROWN

HOWARD

WILLIAMS

TRAVIS

VALE

McKNIGHT

HARRIS

BLAKE

SGT. AT ARMS

SENATE COMMITTEES

ADMINISTRATION - Blake, Chairman; Howard, Vice Chairman; Brown, Mauzy, Richards, Travis, Vale

SUBCOMMITTEE ON RULES - Mauzy, Chairman; Travis, Vice Chairman; Brown,

ECONOMIC DEVELOPMENT — Harris, Chairman; McKnight, Vice Chairman; Andujar, Glasgow, Jones, Sarpalius, Traeger, Travis, Wilson.

EDUCATION - Snelson, Chairman; Truan, Vice Chairman; Jones, Leedom, Mauzy, Richards, Short, Travis, Vale, Williams, (Vacancy).

FINANCE - Jones, Chairman; Howard, Vice Chairman; Blake, Brooks, Farabee, Harris, McKnight, Meier, Parker, Santiesteban, Short, Snelson, Traeger

HUMAN RESOURCES - Brooks, Chairman; Wilson, Vice Chairman; Andujar, Brown, Caperton, Doggett, Glasgow, Leedom, Sarpalius, Truan, (Vacancy).

SUBCOMMITTEE ON CONSUMER AFFAIRS — Doggett, Chairman; Leedom, Vice

SUBCOMMITTEE ON PUBLIC HEALTH — Andujar, Chairwoman; (Vacancy), Vice Chairman: Brown, Glasgow, Sarpalius INTERGOVERNMENTAL RELATIONS — Traeger, Chairman; Parker, Vice Chairman;

Kothmann, Leedom, Mengden, Ogg, Snelson, Williams, (Vacancy). JURISPRUDENCE - Mauzy, Chairman; Meier, Vice Chairman; Caperton, Doggett,

Farabee, Glasgow, Mengden, Parker, Santiesteban. SUBCOMMITTEE ON CIVIL MATTERS - Parker, Chairman; Caperton, Vice

Chairman; Doggett, Santiestebar SUBCOMMITEE ON CRIMINAL MATTERS — Meier, Chairman; Glasgow, Vice

NATURAL RESOURCES — Santiesteban, Chairman; Williams, Vice Chairman; Brown, Kothmann, Mengden, Ogg, Sarpalius, Short, Truan, Vale, Wilson.

Chairman: Farabee, Menoden,

200 to 204 South 205 to 207

231 to 236 West Front 238 to 245 West Back

216 to 226

North 209 to 215 East Front

East Back

SUBCOMMITTEE ON AGRICULTURE — Sarpalius, Chairman; Truan, Vice

SUBCOMMITTEE ON ENERGY — Mengden, Chairman; Vale, Vice Chairman; Ogg.

SUBCOMMITTEE ON WATER — Short, Chairman; Brown, Vice Chairman; Williams.

STATE AFFAIRS - Farabee, Chairman; Kothmann, Vice Chairman; Andujar, Blake, Brooks, Caperton, Doggett, Harris, Howard, McKnight, Meier, Ogg, Richards.

SUBCOMMITTEE ON ELECTIONS — Ogg, Chairman; Richards, Vice Chairman; Caperton, Doggett, Harris.

SUBCOMMITTEE ON NOMINATIONS — McKnight, Chairman; Andujar, Vice Chairwoman; Blake, Brooks, Howard, Kothmann, Meier,

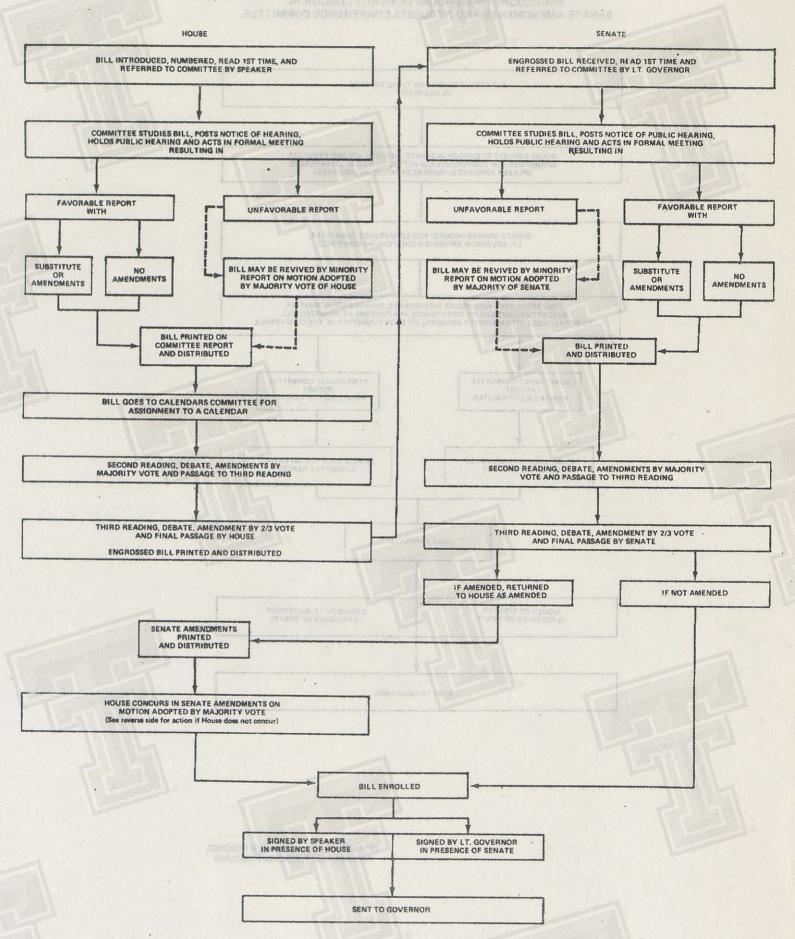
CAPITOL OFFICE LOCATIONS

ROUND FL	OOR	THIRD FLO Numbers	OR
G1 to G4	South	300 to 306	South
35 to G17	North	305 to 316	North
320 to G44	East	317 to 321	East Front
350 to G73	West	324 to 333	East Back
		345 to 362	West Back
FIRST FLOO	R		
Numbers		FOURTH F	LOOR

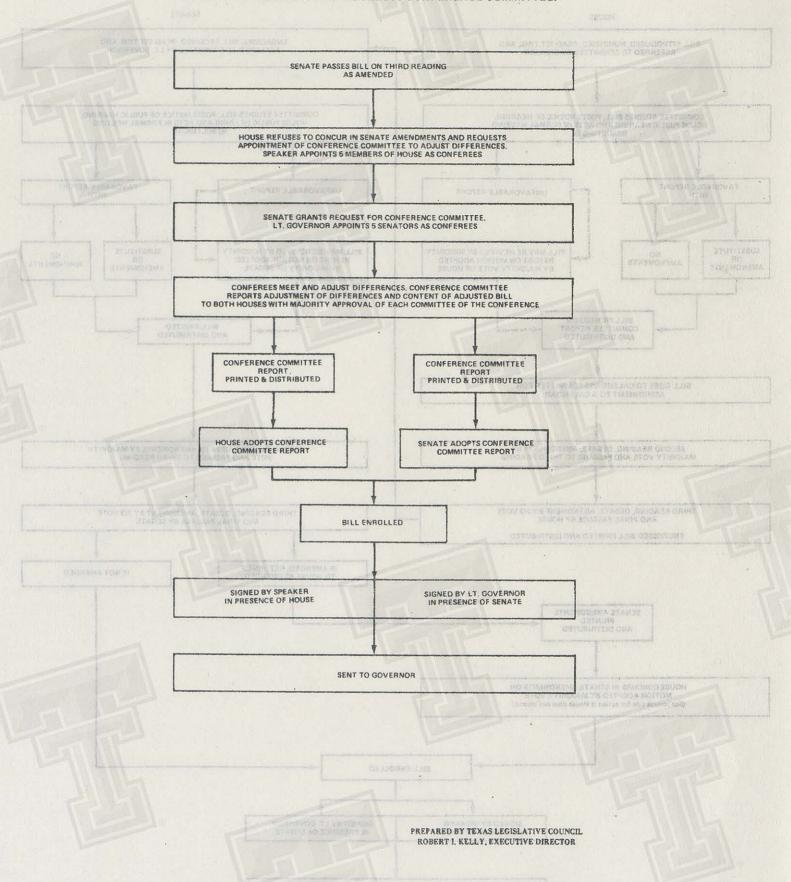
Numbers	FOURTH FLOOR
101 to 106 South	Numbers
107 to 114 North	400 to 405 South
115 to 129 East	407 to 417 North Fro
140 to 155 West	419 to 422 East From
	425 to 427 West From
SECOND FLOOR	
Numbers	

BASIC STEPS IN THE TEXAS LEGISLATIVE PROCESS *

This diagram displays the sequential flow of a bill from the time it is introduced in the House of Representatives to final passage and transmittel to the Governor. A bill introduced in the Senate would follow the same procedures in reverse.



PROCEDURE WHEN HOUSE DOES NOT CONCUR IN SENATE AMENDMENTS AND REQUESTS CONFERENCE COMMITTEE.





LEAGUE OF WOMEN VOTERS OF TEXAS

lobby law update

Who must register as a lobbyist?

CATEGORY 1 - A person* who spends more than \$200 in a calendar quarter (not including travel, food, or lodging expenses) for communicating directly** with one or more members of the legislative or executive branch to influence legislation.

- * "Person" means an individual, corporation, association, firm, partnership, committee, club, or other organization, or a group of persons who are voluntarily acting in concert.
- ** "Communicating directly" means contact in person or by telephone, telegraph, or letter.

Under this category of the law local Leagues do not need to register because they do not spend this amount of money to lobby.

CATEGORY 2 - A person who receives compensation or reimbursement from another to communicate directly with a member of the legislative or executive branch to influence legislation.

Under this category of the law if you communicate directly to influence legislation and if you are reimbursed by the League, then you must register within five days after the first direct communication.

SOME EXAMPLES:

Alice Action is a member of the League City League. Alice sends telegrams in her name to 7 members of the Legislature urging them to support a bill for displaced homemakers. The League City League reimburses Alice. Alice must register as a lobbyist.

Mary Sunshine is the Government Chair of the League City League. Mary writes the official League letter in support of the Sunset Legislation using League stationery and stamps. Mary does not have to register as she is not being reimbursed. The letter is paid for as a part of the League's lobbying budget (and the League is spending less than \$200/quarter for lobbying). Should Mary Sunshine send a telegram she should be sure that it is billed to the League's account. If it is billed to her and requires reimbursement then she must register as a lobbyist.

On Legislative Day a delegation of people from the League City League come to Austin to meet with their legislators over lunch. The League City League pays

LOBBY LAW UPDATE PAGE 2

for entertaining the legislators with money from the League treasury. The individuals would not have to register. The River City League is also in town. They take their legislators to lunch and pay for entertaining them from their own funds expecting to be reimbursed by the River City League. They must register and report the amount spent. The cost of each Leaguer's meals (other than the lunch) or transportation to and from Austin do not have to be reported. The cost of the individuals' meal with the legislators should be reported.

HOW DO I REGISTER?

If you are required to register as a lobbyist, the act of registration and subsequent filing of reports are your responsibility, not the League's. Copies of the forms may be obtained by writing or calling Kerry McGee, Suite 125, State Capitol, Austin, Texas, 78711. (512) 475 - 2015. Be sure to keep duplicate copies of all paper submitted. There are three forms that are required: the registration form, supplemental registration and activities report form, and termination notice form. Failure to file forms properly is a Class A Misdemeanor. THE PENALITIES ARE A FINE OF UP TO \$2,000, UP TO ONE YEAR IN JAIL, OR BOTH.

Was must register as a lobbyist?

1. Registration form - The Form must be completed, notarized, and filed with the Secretary of State within five days after the first direct communication triggering the requirement.

(Note: Item 3 on the form does not require you to list donations from local League contributors. When filling in Item 6, if you do not have specific bill numbers, you may list major League positions or legislative priorities).

2. Supplemental Registration and Activities Report Form. This report must be notarized and filed with the Secretary of State (1) between the first and the 10th day of each month following a month in which the Legislature is in session (including special sessions) covering the activities during the previous month, or (2) between the first and the 10th day of the month immediately following the last month in a calendar quarter when the Legislature is not in session.

(Note: If you take your legislator out for a tour of the county jail and then take the lawmaker to lunch you will have to report your expenses if you are reimbursed by the League. The same rule applies if you take your legislator to lunch for pre-session interviews. On the other hand, if you invite your legislator to a League dinner and his dinner is paid directly by the League this does not have to be reported. The League would be required to report cost of entertainment if over \$200 in a calendar quarter. If the League has a lobbyist at the time of the League dinner the amount for entertainment should be reported by the lobbyist. See Sec. 2 b 1 of Article 6252-9c VTCS).

3. Termination Notice Form. When you know that you will no longer be reimbursed by the League for your activities, fill out a termination notice form, have it notarized, and send it in. DO NOT FAIL TO DO SO. Until you have filed a notice of termination you are required to continue to file monthly or quarterly reports even if you have no activity. (REFER TO PENALTIES FOR FAILING TO FILE AS NOTED ABOVE).

If you have any question about the lobby laws contact: Kerry McGee, Suite 125, State Capitol, Austin, Texas, 78711, (512) 475 - 2015.



LEAGUE OF WOMEN VOTERS OF TEXAS

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LOBBY DO'S

DO respond to Action Alerts sent by the state board during the legislative session; if, for some valid reason you cannot respond, please let us know.

When writing to your legislators, DO use the correct salutation and address. These are:

The Honorable The Senate	Dear Senator:
Austin, Texas 78711	
The Honorable	Dear Representative
House of Representatives	
Austin, Texas 78769	

DO describe a bill by its popular name and by number, if possible.

DO present a concise statement of the reasons for your position, particularly if you are writing about a subject on which you have specialized knowledge.

DO make your letters short and confine each letter to one subject.

DO personalize your letters; form letters are not persuasive.

DO write letters that are constructive and positive, and communicate that you would like to know your legislator's position on the bill you are writing about.

DO time your letter to arrive while the issue is still alive.

DO write letters of commendation when your legislator has done something of which you particularly approve, such as sponsoring legislation or voting for a particular piece of legislation.

DO try to establish a relationship of mutual trust with your legislator.

DO follow through with any commitments you make; i.e., if you promise your legislator further information, see that it is received in a timely manner.

DO follow up a visit or a telephone call with a letter.

DO depend on your own good judgement when communicating with your legislator; good humor and courtesy cover many situations.

DO send the state office any new or novel arguments for or against League measures picked up during your contacts with legislators.

DO make friends for the League. Leave a legislator with a friendly feeling toward the League even if you disagree on this particular issue. (You will probably agree on others.) LISTEN to your legislator's point of view with care.

LOBBY DON'TS

DON'T write to any legislators other then your own, except when requested to do so.
Our motto is: "Each takes care of its own." There are two exceptions to this rule:

- 1. You are urged to write to the Speaker and to the Lieutenent Governor in support of League positions as directed in Action Alerts
- You may be requested to contact legislators from non-League areas.
 (Please volunteer to do this if you know a legislator from a non-League area.)

DON'T be rude or threatening. It will get you nowhere.

DON'T be vague. Let your legislator know what you want.

DON'T write a chain letter or a form letter.

DON'T become a chronic letter writer.

DON'T write a legislator more than once on the same subject, unless you have new facts to present which may help the legislator.

DON'T begin on the righteous note of "As a citizen and taxpayer..." Your elected representatives assume you are not an alien, and they know we all pay taxes.

DON'T apologize for taking your legislator's time. If you are brief and to the point, your legislator is glad to hear from you.

DON'T assume that your legislator has less interest in and concern for good government than you, the constituent, do.

DON'T be afraid to admit ignorance on special points. You might say, "I'll look that up and let you know later." Then be sure to do so.

DON'T oppose or support items not within the League positions when acting as a League member for the League.

DON'T be careless with remarks in the galleries, elevators or other places in the capitol. DON'T talk personalities—you may be sitting alongside that Senator's wife or husband in the gallery. On the other hand, DON'T be afraid to be friendly. Sometimes a contact in the gallery can reveal lots of information. Simply exercise caution and common sense in your conversations.

Welcome - James Kaster-Leg. Lionson for Hov. Clements 11 Brian Graham ! Lobbighy From the Grassroots Level 1



LEAGUE OF WOMEN VOTERS OF HOUSTON

1947 West Gray, Suite 202 Houston, Texas 77019 (713) 529-3171 -

May 2, 1980

To: Diana Clark, President, LWV-Texas From: LWV-Houston

Re: Authorization to act at State level on a local position

Enclosed is a copy of our reply to the comments of the Action VP of the LWV-Dallas, Kay Irvin, concerning our request for permission to lobby for our annexation positions at state level.

Some of the comments made in the last section of her memo have raised questions concerning precisely what action we may take at state level if permission is granted us to act at all, and also, if we do not have such authorization, what the limits are to action on a local position.

We had understood that, with authorization, we would be able to lobby state legislators, contact committees, and testify at hearings, but this is not clearly stated.

"Taking Action - Guidelines for Local Leagues" (April, 1976) merely speaks of acting on a local position at various governmental levels, leaving the impression that, given permission to act, it is acceptable to contact more than the League"s own legislators. While it does point out that authorization for action given by National to a State or Local League is limited to the congressional delegates of the League receiving the authorization, no such limitation was laid down for action at the state level.

A second question concerns the nature of the permission given by a local League. "Taking Action" states that "permission of the state board along with clearance and concurrence of the other local Leagues affected by the action - if legislation or governmental action results in mandated astion" is required. Clearance would seem to imply permission; concurrence suggests something more. The February, 1979, issue of "Taking Action" does not repeat this phrase, but mentions only assent or objections. Does this supersede the 1976 "Taking Action"?

Thus we wish to request clarification of state policy in the following questions:

First, what are the limits to the action we may take A) without state board authorization? 3) with state board authorization?

Second, what is the implication of a local League's assent to another League's request to act on a local poistion at state level? Is "clearance and concurrence" still required and what does it mean in this context?

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Lynne Johnson, LW-House

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To: Iucy Polter, President, LWV-Dallas From: IWV-Houston

Re: LWV-Houston request to lobby for its annexation positions at the state level

We appreciate the opportunity you have given us to respond to Kay Irvin's comments. Taking her points in order:

POINT 1: Houston has a policy of encouraging growth in its ETJ through water districts, with the objective of annexing the water districts when they are fully - or almost fully - developed. The City has such a hands-off policy toward planning that it has not even passed a subdivision ordinance and only enforces its subdivision regulations by its ability to withhold permission for the formation of water districts.

At the same time, Houston is a "low-service" city; services provided to residents are minimal, yet it must be stretched to cover newly annexed areas. If areas without water or sewage facilities are annexed, a situation that Houston tries to avoid, the City does not feel that the provision of these services is its responsibility and several such areas within the city limits have gone for years without these facilities.

Other Texas cities are more concerned with planning growth in their ETJs and making sure that the growth will be compatible with orderly annexation.

Therefore we have not felt that annexation is a problem of the same dimensions in other cities and did not consider that other local leagues would be interested in a state study. With hindsight we agree that we should have given them the opportunity to decide for themselves.

POINT 2: The legislation that we would like to support would require that:

- A) Annexation would be preceded by multiple public hearings, at least one of which must be within 3 miles of the affected area. (This can be supported under the LWV position of greater citizen input.)
- B) Plans for municipal services and capital improvements for the area to be annexed must be provided within 60 days. Capital improvements must begin within $2\frac{1}{2}$ years.

These plans will be part of the annexation ordinance. Thus failure to implement them would be cause for de-annexation.

That a city should provide services to its residents seems so reasonable to us that we do not believe that other leagues would object to such amendments to the Nunicipal Annexation Act. They would not interfere with orderly growth nor would they conflict with other League position; actually some, such as "capabilities for planning and management of land resources" would be enhanced by requiring advance planning.

Our position does not cover consolidation as this is a contractual matter between the two cities involved.

POINT 3: We have not asked for concurrence in the sense that we wish other local leagues to lobby; we are requesting permission for us to do so. However we would like to do more than lobby our own legislators; we would like to lobby other state officials and to testify at hearings, making it clear in all cases that we are speaking only for the Houston League.

In a telephone conversation with the State League, we understood that we would be able to do this. However it is true that this is not clearly spelled out and we are asking the State Lwague to take this question under consideration and to clarify it.



LEAGUE OF WOMEN VOTERS OF TEXAS

lobby law update

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LOBBY LAW UPDATE PAGE 2

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If you have any question about the lobby laws contact: Kerry McGee, Suite 125, State Capitol, Austin, Texas, 78711, (512) 475 - 2015.



LEAGUE OF WOMEN VOTERS OF TEXAS

NANCY BENE LEGISLATIVE DIRECTOR

1212 GUADALUPE #109, AUSTIN, TX 78701 512-472-3841 512-472-1100

LOBBYING - WHY, WHO, WHAT, WHEN & WHERE

The Office of the Secretary of State has prepared this booklet to assist citizens in determining whether they are lobbyists required to register under Article 6252-9(c), Vernon's Texas Civil Statutes, and if so, what is required of them.

WHY

On January 1, 1974, Article 6252-9(c), Vernon's Texas Civil Statutes became effective. Its purpose was to "preserve and maintain the integrity of the legislative process" by requiring registration and reporting of persons engaged in activities designed to influence legislation. It preserved, however, the fullest opportunity for people to petition their government for the redress of grievances and freely express to members of the legislative and executive branches of government their opinions on legislation, pending executive actions and current issues.

WHO

Persons required to register under this act are:

- (1) a person who makes a total expenditure in excess of \$200 in a calendar quarter, not including his own travel, food, or lodging expenses, or his own membership dues, for communicating directly with one or more members of the legislative or executive branch to influence legislation; and
- (2) a person other than a member of the judicial, legislative, or executive branch who receives compensation or reimbursement from another to communicate directly with a member of the legislative or executive branch to influence legislation. This requires the registration by a person specifically employed for such communication, as well as a person who is compensated or reimbursed for this activity in addition to or in the course of other regular employment.

Persons not required to register under this act are:

- (1) (a) persons whose contact with the legislative or executive branch is only to disseminate news through a bona fide news medium and not to influence legislation;
- (1) (b) persons who, receiving no compensation or reimbursement from another, pay for advertisements which oppose or promote legislation;
- (2) persons who appear before a legislative or executive hearing without receiving compensation for such. Such persons may, however, receive actual expenses of attending the hearings.

(4) persons whose only activity to influence legislation is compensating or reimbursing an individual registrant to act in their behalf to communicate directly with a member of the legislative or executive branch to influence legislation.

WHAT

A registration form must be filed with the Secretary of State of the State of Texas within five days of the first direct communication with a member of the legislative or executive branch requiring registration.

ALL FORMS MUST BE NOTARIZED AND CONTAIN THE FOLLOWING INFORMATION:

- (1) Name and residential address of registrant;
- (2) Normal business and business address of registrant;
- (3) The full name and address of each person who paid a membership fee, dues or other assessment in excess of \$500 during the preceding calendar or fiscal year to the registrant or to the person by whom the registrant is reimbursed, retained, or employed regardless of whether it was paid solely to influence legislation.
- (4) Full name and address of the person by whom the registrant is reimbursed, retained, or employed to communicate directly with a member of the legislative or executive branch to influence legislation;
- (5) Full name and address of the person on whose behalf the registrant has communicated directly with a member of the legislative or executive branch to influence legislation;
 - (6) Specific description of, or if pending, the number assigned to, the legislation about which the registrant has communicated directly with a member of the legislative or executive branch to influence legislation, including, if known, the bill number and whether the registrant supports or opposes each bill;
 - (7) If the activities are done on behalf of the members of a group, other than a corporation, a description of methods of policy making and actual number of members in the group must be given.

Once registration procedures are followed, the registrant must report his activities to the Secretary of State in the form of Supplemental Registration and Activities Reports. These reports should contain the following:

(1) Expenditures

- A. Postage
- B. Telegraph
- C. Publication, printing, and reproduction
- D. Entertainment, including any transportation, dining, lodging, or admission expenses incurred in connection with such entertainment; and
- E. Gifts or loans, other than contributions as defined by Article 14.01 of the Texas Election Code.
- (2) Legislation about which the registrant has communicated directly with a member of the legislative or executive branch.
- A. List of legislation, including Bill numbers, if any; and
- B. Position on the legislation.

If a registrant wishes to terminate his registration(s), an official termination form must be filed with the Secretary of State. This form must contain the following:

- (1) Name of registrant;
- (2) Date of termination;
- (3) Which registration registrant wishes to terminate.

Until such time that this official termination notice is received by the Secretary of State, registrants are required to file reports of their activities and expenditures before the deadlines set forth in Article 6252-9(c), Vernon's Texas Civil Statutes (see next paragraph).

WHEN

Supplemental Registration and Activities Reports must be filed on these dates:

(1) During the legislative session - One report per registration is due monthly within ten days of the end of each month.

Jan. report due by Feb. 10

Feb. report due by Mar. 10

Mar. report due by Apr. 10

Apr. report due by May. 10

May. report due by Jun. 10

(2) Special Session - When the legislature goes into special session a report is due for that period within ten days of the end of the month in which that session occurs.

Example - Should the session extend into June, a report would be due by July 10 to cover June activities and expenditures.

(3) When the legislature is not in session - One report per registration is due quarterly (every three months) within ten days of the end of each quarter.

I - Quarter (Jan. - Feb. - Mar.) due by Apr. 10
II - Quarter (Apr. - May. - Jun.) due by Jul. 10
III - Quarter (Jul. - Aug. - Sep.) due by Oct. 10
IV - Quarter (Oct. - Nov. - Dec.) due by Jan. 10

WHERE

The Secretary of State of the State of Texas is responsible under this act to provide forms for registration, reporting and termination. All registrations, reports and terminations must be handled by contacting the Secretary of State's Lobby Registrar at 512/475-2015, in Suite 125, Capitol Building, or by writing to Secretary of State, Lobby Registrar, P. O. Box 12887, Capitol Station, Austin, Texas 78711.

COMMONLY ASKED QUESTIONS

- Q. Is there a fee for registering, reporting or terminating?
- A. No fee is required for registering, reporting or terminating.
- Q. How much would I have to be paid or reimbursed by another before I would be required to register with the Secretary of State?
- A. Attorney General Opinion H-583 specifically states that there is no minimum amount which triggers the registration requirement. Any amount, large or small, would require your registration.
- Q. Do I have to file a report even if I haven't done any lobbying lately?
- A. Yes, a report must be filed with the Secretary of State, whether or not any expenditures or communications are made, as long as you are registered.
- Q. What if I have "direct communications to influence legislation" with my own legislator?
- A. If you meet the requirements for registration, you are required to register and report your activities even if the "direct communications" are with your own legislator.
- Q. If I never file a termination form with the Secretary of State to end my registration, how long would I be registered?

A. Unless the official termination form is received by this office, your registration would be in effect indefinitely. You must continue to report until you file a termination notice for each registration.

- Q. What are the penalties if I don't register, report or file a termination notice?
- A. A person who violates any provision of Article 6252-9(c), Vernon's Texas Civil Statutes, other than the provision for contingent fees, commits a Class A misdemeanor.
- Q. What is a contingent fee?
- A. A contingent fee is when the amount of a lobbyist's fee, or the payment of the fee itself, is dependent on the success or failure of his lobbying efforts.
- Q. If a person pays or accepts a contingent fee, what are the penalties?
- A. The penalty for retaining or employing a person on a contingent basis or being retained or employed on a contingent basis is a felony in the third degree.
- Q. Who can enforce the provisions of this act?
- A. The provisions of this act may be enforced by the attorney general or any county attorney or district attorney. A district court in Travis County may issue an injunction to enforce the provisions of this act on application of any citizen of this state.
- Q. Can anyone look at the records kept at the Secretary of State's Office?
- A. Yes, the files maintained by the Secretary of State are public records.
- Q. Can I get a list of the persons registered with the Secretary of State as lobbyists?
- A. An updated, alphabetized list is maintained by the Secretary of State's Lobby Registrar. A copy can be purchased at a nominal fee (paid in advance) by a request in person, in writing, or by telephone.

- (7) "Expenditure" means a payment, distribution, loan, advance, reimbursement, deposit, or gift of money or any thing of value, and includes a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure.
- (8) "Secretary" means the Secretary of State of the State of Texas.
 (9) "Registrant" means a person required by Section 3 of this Act to register.

Persons required to register

Sec. 3. The following persons must register with the secretary as provided in Section 5 of this Act:

- (a) a person who makes a total expenditure in excess of \$200 in a calendar quarter, not including his own travel, food, or lodging expenses, or his own membership dues, for communicating directly with one or more members of the legislative or executive branch to influence legislation; and
- (b) a person who receives compensation or reimbursement from another to communicate directly with a member of the legislative or executive branch to influence legislation. This subsection requires the registration of a person, other than a member of the judicial, legislative, or executive branch, who, as a part of his regular employment, has communicated directly with a member of the legislative or executive branch to influence legislation on behalf of the person by whom he is compensated or reimbursed, whether or not any compensation in addition to the salary for that regular employment is received for the communication

Exceptions

Sec. 4. The following persons are not required to register under the provisions of this Act:

- (1) persons who own, publish, or are employed by a newspaper or other regularly published periodical, or a radio station, television station, wire service, or other bona fide news medium which in the ordinary course of business disseminates news, letters to the editors, editorial or other comment, or paid advertisements which directly or indirectly oppose or promote legislation, if such persons engage in no further or other activities and represent no other persons in connection with influencing legislation;
- (2) persons whose only direct communication with a member of the legislative or executive branch to influence legislation is an appearance before or testimony to one or more members of the legislative or executive branch in a hearing conducted by or on behalf of either the legislative or executive branch if such persons receive no special or extra compensation for their appearance other than actual expenses in attending the hearing;
- (3) persons who encourage or solicit others to communicate directly with members of the legislative or executive branch to influence legislation; and
- (4) persons whose only activity to influence legislation is compensating or reimbursing an individual registrant to act in their behalf to communicate directly with a member of the legislative or executive branch to influence legislation.

Registration

Sec. 5. (a) Every person required to register under this Act shall file a registration form with the secretary within five days after the first direct communication with a member of the legislative or executive branch requiring such person's registration.

(b) The registration shall be written, verified, and shall contain the following information:

(1) the registrant's full name and address;

(2) the registrant's normal business and business address:

(3) the full name and address of each person who paid a membership fee, dues or other assessment in excess of \$500 during the preceding calendar or fiscal year to the registrant or to the person by whom the registrant is reimbursed, retained, or employed regardless of whether it was paid solely to influence legislation:

(4) the full name and address of each person:

- (A) by whom the registrant is reimbursed, retained, or employed to communicate directly with a member of the legislative or executive branch to influence legislation; and
- (B) on whose behalf the registrant has communicated directly with a member of the legislative or executive branch to influence legislation: and
- (5) a specific description of, or, if pending, the number assigned to the legislation about which the registrant has communicated directly with a member of the legislative or executive branch to influence legislation, including, if known, the bill numbers and, if known, whether the registrant supports or opposes each bill listed.

(c) If a registrant's activities are done on behalf of the members of a group other than a corporation, the registration form shall include a statement of the number of members of the group and a full description of the methods by which the registrant develops and makes decisions

about positions on policy.

Supplemental registration and activities report

(a) Every person registered under Section 5 of this Act shall file with the secretary a report concerning the activities set out in Subsection (b) of this section. The report must be filed:

(1) between the 1st and 10th day of each month subsequent to a month in which the legislature is in session covering the activities dur-

ing the previous month; and

(2) between the 1st and 10th day of each month immediately subsequent to the last month in a calendar quarter when the legislature is not in session covering the activities during the previous quarter.

(b) The report shall be written, verified, and contain the following information:

- (1) the total expenditures made by the registrant for directly communicating with a member of the legislative or executive branch to influence legislation, including expenditures made by others on behalf of the registrant for those direct communications if the expenditures were made with his express or implied consent or were ratified by him. The expenditures for directly communicating with a member of the legislative or executive branch to influence legislation shall be stated in the following categories:
 - (A) postage;

(B) telegraph;

(C) publication, printing, and reproduction;

(D) entertainment, including any transportation, dining, lodging, or admission expenses incurred in connection with such entertainment; and

(E) gifts or loans, other than contributions as defined by Article

14.01 of the Texas Election Code;

(2) a list of legislation, including, if pending, the number assigned to the legislation, about which the registrant, any person retained or employed by the registrant to appear on his behalf, or any other person appearing on his behalf, communicated directly with a member of the legislative or executive branch, including, if known, a statement of the regis-

trant's position on such legislation.

(c) Each person who made expenditures on behalf of a registrant that are required to be reported by Subsection (b) of this section or who has other information required to be reported by the registrant under this Act shall provide a full, verified account of his expenditures to the registrant at least seven days before the registrant's report is due to be filed

Termination notice

Sec. 7. (a) A person who ceases to engage in activities requiring him to register under this Act shall file a written, verified statement with the secretary acknowledging the termination of activities. The notice is effective immediately.

(b) A person who files a notice of termination under this section must file the reports required under Section 6 of this Act for any re-

porting period during which he was registered under this Act.

Maintenance of reports

Sec. 8. (a) All reports filed under this Act are public records and shall be made available for public inspection during regular business hours

(b) The secretary shall design and provide appropriate forms, covering only the items required to be disclosed under this Act, to be used for the registration and reporting of information required by this Act, maintain registrations and reports in a separate, alphabetical file, purge the files of registrations and reports after five years from the date of filing, and maintain a deputy available to receive registrations and reports and make such registrations and reports available to the public for inspection.

Penalty

Sec. 9. (a) A person, as defined in this Act, who violates any provision of this Act other than Section 11 commits a Class A misdemeanor. A person, as defined in this Act, who violates Section 11 of this Act commits a felony of the third degree. Nothing in this Act relieves a person of criminal responsibility under the laws of this state relating to perjury.

(b) A person who receives compensation or reimbursement or makes an expenditure for engaging in direct communication to influence legislation and who fails to file any registration form or activities report which such person is required to file by this Act, in addition, shall pay to the state an amount equal to three times the compensation, reimburse-

ment, or expenditure.

See V.T.C.A. Penal Code, § 12.21.
 See V.T.C.A. Penal Code, § 12.34.

False communications

Sec. 10. No person, for the purpose of influencing legislation, may:

(1) knowingly or wilfully make any false statement or misrepresentation of the facts to a member of the legislative 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 or executive branch without notifying such member in writing of the truth.

Contingent fees

Sec. 11. No person may retain or employ another person to influence legislation for compensation contingent in whole or in part on the passage

or defeat of any legislation, or the approval or veto of any legislation by the governor, and no person may accept any employment or render any service for compensation contingent on the passage or defeat of any legislation or the approval or veto of any legislation by the governor.

Admission to floors

Sec. 12. No person who is registered or required to be registered under the provisions of this Act may go on the floor of either house of the legislature while that house is in session except on invitation of that house.

Enforcement

- Sec. 13. (a) The provisions of this Act may be enforced by the attorney general or any county or district attorney.
- (b) A district court in Travis County may issue an injunction to enforce the provisions of this Act on application by any citizen of this state.

Venue

Sec. 14. An offense under this Act, including perjury, may be prosecuted in Travis County or in any other county where it may be prosecuted under the Code of Criminal Procedure, 1965, as amended.

Repealer

Sec. 15. Chapter 9, Acts of the 55th Legislature, 1st Called Session, 1957 (Article 183-1, Vernon's Texas Penal Code) is repealed.

Effective date

Sec. 16. This Act takes effect January 1, 1974.

Severability

Sec. 17. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

Acts 1973, 63rd Leg., p. 1096, ch. 422, eff. Jan. 1, 1974. Secs. 2 to 7 amended by Acts 1975, 64th Leg., p. 1811, ch. 550, § 1, eff. Sept. 1, 1975; Sec. 9 amended by Acts 1975, 64th Leg., p. 1814, ch. 550, § 2, eff. Sept. 1, 1975.

Title of Act:

An Act relating to the activities, registration, and reporting requirements of persons engaging in activities designed to influence legislation; providing for enforcement of the Act; providing penalties; prohibiting certain acts; repealing Chapter 9, Acts of the 55th Legislature, 1st Called Session, 1957 (Article 183—1, Vernon's Texas Penal Code); and declaring an emergency. Acts 1973, 63rd Leg., p. 1096, ch 422.

Cross References

Architectural examiners board, persons required to register as lobbyist under this article not to serve as member or general counsel, see art. 249a, § 3(b).

Barber examiners board, general counsel or member, conduct requiring registration as lobbyist under this article prohibited, see art. 8407a, § 29D. Cosmetology commission, person required to register as lobbyist under this article not to serve as general counsel or member, see art. 8451a, § 6(b).

Irrigators board, person required to register as lobbyist under this article not to serve as general counsel, see art. 8751, § 5(d)

Land surveying board, person registered as lobbyist under this article not to serve as member or general counsel, see art. 5282c, § 7(d).

Law examiners board, person required to register as lobbyist not to serve as member or general counsel, see art. 304(e).

Motor vehicle commission, person required to register as lobbyist under this article not to serve as member or general counsel, see art. 4413(36), § 2.09(c).

Nursing home administrators licensure board, persons required to register as lobbyists not to serve as members or general counsel, see art. 4142d, § 3A.

Real estate commission, person required to register as lobbyist under this article not to serve as member or general counsel, see art. 6573a, § 5(f).

Speaker of the house,

Campaign financing, see art. 5428a.

Legislative bribery, see art. 5428b.

State board of morticians, person quired to register as lobbylst under this article not to serve as member or general counsel, see art. 4282b, § 2, subsec. A(6).

State board of public accountancy, persons required to register under this article not to serve as counsel or member, see art. 41a-1, \$ 4(h).

Structural pest control board, persons required to register as lobbyists under this article not to serve as general counsel or member, see art. 135b-6, § 3(d).

Texas turnpike authority, members prohibited from activity requiring registration as lobbyist under this article, see art. 6674v, § 21.

Library references Statutes @= 24. C.J.S. Statutes § 6.

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Construction and application 2 Validity 1

1. Validity

The forced registration of those who merely make expenditures to solicit others by advertising campaigns, etc., to communicate directly with members of the executive or legislative branches impermissibly burdens the right of free speech in the context of the proposed legislation. Op.Atty. Gen.1973, No. H-18.

The omission of judicial personnel from those governmental officers and employees exempted from registration requirements when acting officially is impermissible. Id.

Vague definitions and reporting requirements should be corrected to avoid overbreadth. Id.

This article does not require the "person" (used in its inclusive sense) who employs or reimburses another to communicate with a member of the legislative or executive branch, to register. Op. Atty. Gen.1973, No. H-191.

The requirement of this article that periodic statements be filed of expenditures made to directly communicate with members of the legislative and executive branches to influence legislation, is not rendered unconstitutional by virtue of the fact that such expenditures could constitute bribery if coupled with the intent to influence the public servant in a specific exercise of his official duties by the conferral of a "benefit" as that term is defined in V.T.C.A. Penal Code, § 1.07(a)(6). Op. Atty.Gen.1974, No. H-265.

Construction and application

The legislature may require registration by those who sperd money or other things of value to directly influence legislative or administrative action (and by the agents thereof) and may reasonably adopt registration requirements based on amounts so spent. Op.Atty.Gen.1973, No. H-18.

Lobbyists registering under this article will not be required to file an activity report between the first and tenth days of February, 1974. Op. Atty. Gen. 1974, No. LA-77.

This article is designed to give those subject to the possible influence resulting from communication sufficient information to enable them to be fully aware of pressures being brought. Op.Atty.Gen.1974, No. H-236.

The registrant, under § 5(b) of this article, must identify those contributing \$500 or more and must identify those proposals in which he is interested, stating whether

he favors or opposes them. Id. Contributions to defray the expenses of the Southern Governors' Conference to be hosted by Texas in 1974 are not subject to the campaign reporting provisions of V.A. Election Code, art. 14.01 et seq., nor are the persons who make them subject to this article. Op.Atty.Gen.1974, No. H-252.

This article excepts from the requirement that persons seeking to communicate directly to influence legislative action must register, county judges, county commissioners, county attorneys and general managers of conservation districts created under Const. art. 16, § 59. Op.Atty.Gen.1974, No. H-297.

A "person", as defined in this article. who makes a total expenditure in excess of \$200 in a calendar quarter for communicating directly with a member of the legislative branch to influence legislation may designate its employed legislative representative or lobbyist to prepare, verify and file the required registration and activity reports, but the person required to file under either §§ 5 or 6 of this article will remain civilly and criminally liable for compliance with those sections of the statute. Op. Atty. Gen. 1974, No. H-311.

A registrant under this article who cannot, through diligent effort, discover expenditures made by others on his behalf, may be excused for a failure to report

Contributions made by corporations or individuals to the Austin Inaugural Committee are not subject to the campaign reporting provisions of V.A.T.S. Election Code, art. 14.01 et seq., nor are the persons or corporations who make them subject to this article. Op.Atty.Gen.1974, No. H-486.

Expenditures required to be reported under this article are those which are made for directly communicating with a member of the legislative or executive branch for the purpose of influencing legislation. Op. Atty.Gen.1975, No. H-583.

Persons who merely respond to a legislator's inquiries are not required to register unless they do so as part of their usual course of employment. Members of the legislative, executive and judicial branches who contact legislators as part of their governmental duties are not required to register. Id. Contributions to defray the expenses of the Southern Governors' Conference and not made directly or indirectly to any office holder need not be reported as campaign expenditures. Op.Atty.Gen.1975, No. 11-743.

Art. 6252-11. Position Classification Act of 1961

1. Construction and application

The duties prescribed by the legislature on the Position Classification Officer, the State Auditor and the Legislative Audit Committee by the provisions of this article, and the riders in the General Appropriations Act relating to the Position Classification Plan, constitute lawfully delegated powers and are not in violation of Const. art. 2, § 1. Op.Atty.Gen.1971, No. M-779.

The riders in the current General Appropriations Act relating to the Position Classification Plan for State employees do not amend, modify or repeal this article, the Position Classification Act of 1961, the pre-existing law for the Position Classification Plan contained in the General Appropriations Act. Id.

The Teacher Retirement System of Texas is not governed by the Position Classification Plan in granting a merit increase in salary. Op.Atty.Gen.1971, No. M-949.

Holidays, vacations, approved sick leave, other approved leaves of absence, with or without pay, do not break the continuity of one's service so as to preclude five years "continuous service" necessary to entitle a state employee to receive longevity pay. The five years may be completed at any time prior to the fiscal year in question and once completed entitle the employee to the longevity pay despite the fact that, subsequent to the completion, there may have been an unauthorized interruption. Op.Atty.Gen.1973, No. H-105.

S.C.R. 1 and Acts 1973, 63rd Leg., p. 2, ch. 2 exempt the Constitutional Revision Commission from the provisions of this article and from the classification salary schedule and other personnel provisions of the General Appropriation Act. Op.Atty. Gen.1973, No. LA-1.

The comptroller cannot properly withhold the issuance of a salary warrant to a state employee promoted in violation of the Position Classification Plan, in the absence of a prior establishment of a debt by agreement with the employee, or by the State's proper allegation of a debt's existence in accordance with the provisions of this article, or

by some other lawfully effective means, Op.Atty.Gen.1973, No. LA-57.

2. Computation of salary

State employees under the classification system may be reclassified downward, without change in duty assignment, without a mandatory reduction in rate of pay, not to exceed step 7 rate of the lower salary group. Op. Atty. Gen. 1970, No. M-706.

The proper rate per hour of salary for an employee on an hourly basis is to be determined by dividing the dally rate by the number of hours of the normal work day for the particular employment, but not less than eight hours. However, where the legislature has made a lump sum appropriation for hourly wages without placing limitations on the rate of pay to be paid hourly employees, the head of the agency to whom the appropriation is made has the sole discretion to fix the hourly rate of pay for such employees. Op.Atty.Gen.1971, No. M-850.

An employee's pay for any period of less than a month is determined by multiplying the number of days employed (by employed is meant the number of calendar days elapsed from the first day of employment during the month through termination date, both inclusive) during the month by the monthly salary of that month and dividing the resulting figure by the number of calendar days in that month. Id.

The monthly salary for state employees is determined by dividing the annual salary by twelve. Id.

Where the legislature has made specific lump sum appropriations for hourly wages the head of the agency to whom the appropriation is made has the sole discretion to fix the hourly rate of pay of such employee. Op.Atty.Gen.1971, No. M-888.

The comptroller of public accounts is legally authorized to expend monies out of funds for the payment of salaries of positions in state government which have been exempted from the position classification plan by executive order of the governor or direction of the legislature, as provided in this article. Op. Atty. Gen. 1972, No. M-1227.

Art. 6252—11b. Notices and information of certain state job opportunities

Definitions

Section 1. In this Act:

- (1) "State agency" means:
- (A) any department, commission, board, office, or other agency that:
- (i) is in the executive branch of state government;
- (ii) has authority that is not limited to a geographical portion of the state; and



THE ATTORNEY GENERAL OF TEXAS

AUSTIN, TEXAS 78711

JOHN L. HILL ATTORNEY GENERAL

April 16, 1975

The Honorable William T. "Bill" Moore Chairman, State Affairs Committee The Senate of the State of Texas Austin, Texas 78711

Opinion No. H- 583

Re: Interpretation of the Lobby Control Act

Dear Senator Moore:

You have asked our opinion on 45 questions involving the Lobby Control Act, article 6252-9c. Your questions are too numerous to list separately, but many of them are arranged in groups dealing with single subjects. In the interest of brevity, we have consolidated and summarized your questions wherever possible.

Your first group of questions involves the circumstances under which an individual who is employed by another and who communicates with a public official to influence legislation is required to register under section 3 of the Act. Section 3 provides:

- (a) The following persons must register with the secretary as provided in Section 5 of this Act:
- (1) a person who makes a total expenditure in excess of \$200 in a calendar quarter, not including his own travel, food, or lodging expenses, or his own membership dues, for communicating directly with one or more members of the legislative or executive branch to influence legislation; and
- (2) a person who receives compensation or reimbursement from another to communicate directly with a member of the legislative or executive branch to influence legislation.

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(b) A person, other than a member of the judicial, legislative, or executive branch, who, as part of his regular employment, communicates directly with a member of the legislative or executive branch to influence legislation, whether or not any compensation in addition to the salary for that regular employment is received for the communication, must register under Subsection (a), Paragraph (2), of this section.

There are five questions in your first group but they are effectively summarized by your question 1(e) which is:

What is the test for determining whether a salaried individual communicates directly with a member of the legislative or executive branch to influence legislation "as a part of his regular employment," as the quoted phrase is used in Section 3(b)?

It is our view that a person communicates with a public official or candidate within the scope of his regular employment when the communication is on behalf of and at the express or implied direction of his employer or is ratified by his employer. We do not believe that it is necessary that a specific portion of his salary be allocable to his role of communicating with members of the legislative and executive branches. It is sufficient that he be employed and that he communicate with public officials or candidates to influence legislation as an incident of his employment. Furthermore, an individual who receives compensation or reimbursement from another person to communicate directly with a member of the legislative or executive branch to influence legislation must register pursuant to section 3(a)(2). Whether he receives a salary is not determinative.

Your second series of questions concerns registration by "a group of persons who are voluntarily acting in concert." Such groups are "persons" required to register under section 3. See section 2(1). We believe that the test for whether a group is within this definition is that contained in Rock Creek Oil v. Moore, 41 S. W. 2d 501 (Tex. Civ. App. --Amarillo 1931); rev'd. on other grounds, 59 S. W. 2d 815 (Tex. Comm. 1933).

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[Concerted action is: 'Action that has been planned, arranged, adjusted, agreed upon and settled between parties acting together in pursuance of some design or in accordance with some scheme.' 41 S.W.2d at 504.

Thus, when persons are acting pursuant to agreement and in pursuit of some common goal they would constitute "a group of persons who are voluntarily acting in concert." A group may designate any member or employee to actually prepare, sign and file the report. Attorney General Opinion H-311 (1974).

Your third series of questions involves communications between an individual and a public official when the communication is initiated by the public official. You offer examples of a legislator placing a telephone call to a citizen or sending the citizen a questionnaire to ascertain his position on proposed legislation. You ask if this type contact constitutes a direct communication to influence legislation for purposes of registration under the Act. As a practical matter, the only instance in which a question might arise is when the citizen is contacted in the course of his employment. You also ask whether registration is required of an individual who is requested to appear before a legislative committee and receives reimbursement from the State for his expenses while at the same time being compensated by his employer.

We do not believe that the Lobby Control Act was intended to require registration by a person merely because in the course of his employment, he responded to a legislator's telephone call or letter or appeared before a committee at the committee's specific request. However, neither do we believe that the Act can be construed to permit a subterfuge by which persons can avoid registration by making certain that the communication was initiated by the public official. Persons are required to register under the Act when they communicate directly with a member of the legislative or executive branch for the purpose of influencing legislation and (1) spend more than \$200 in a calendar quarter for that purpose, (2) receive compensation or reimbursement from another for those activities, or (3) do so as part of their regular employment. The Act is designed to require registration by those persons who spend substantial sums of money for lobbying activities and those who are paid by other persons to represent their interests before the legislative or executive branch of the government. Persons who lobby on behalf of

their employer in the course of their regular employment fall into this latter group; however, we do not believe that persons who merely respond to a legislator's inquiry necessarily do so as part of their regular employment. In most cases responding to the inquiry by the public official will not be part of the person's regular employment. On the contrary, it will be an unusual and unanticipated duty. Some persons, however, may be expressly or impliedly designated by their employer to handle communications with public officials and such duties will be a usual part of their employment. These persons normally would be within the ambit of the registration provisions of the Act.

You also ask whether a person who communicates with a public official for the purpose of providing factual information which may have an effect on legislation or for the purpose of delivering a campaign contribution to the official would be required to register under the Act. The necessity to register would depend on the occurrence of a direct communication with the public official to influence legislation. In the cases you cite the answer generally would depend on a factual determination in the particular instance of whether the communication was made to influence legislation.

You next ask if section 3(a)(2) requires registration of a person who receives reimbursement from another to communicate directly with a public official to influence legislation if the individual does not make a total expenditure in excess of \$200 in a calendar quarter. An individual who is compensated or reimbursed by another person to communicate with members of the legislative or executive branch to influence legislation is required to register under section 3(a)(2). Unlike section 3(a)(1) this provision includes no minimum expenditure which triggers the registration requirement.

You also ask what expenditures are to be included under section 3(a)(1) in determining whether a person has spent in excess of \$200 in a calendar quarter. That section refers to "a total expenditure in excess of \$200 in a calendar quarter, not including his own travel, food, or lodging expenses, or his own membership dues, for communicating directly with one or more members of the legislative or executive branch to influence legislation." We believe this would include any expenditure, other than those specifically excepted, which are reasonably related to communication to influence legislation. Whether a specific expenditure is made for that purpose depends on the facts of the individual case, but for an example of some of the types of expenses which might qualify see section 6(b)(1).

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You next ask if section 3(b) exempts a member of the judicial, legislative or executive branch from the operation of section 3(a)(1) as well as from the operat ion of section 3(a)(2). Section 3(b)(1) requires registration of persons spending a certain amount of money to influence legislation. Section 3(a)(2) requires registration of persons who lobby on behalf of another for compensation or reimbursement. Section 3(b) provides that a person other than a member of the legislative, executive, or judicial branch who, as a part of his regular employment, directly communicates with a public official to influence legislation is required to register under section 3(a)(2). Due to its specific reference to section 3(a)(2) and the explanatory nature of its contents, in our opinion section 3(b) was intended to modify only section 3(a)(2) and does not apply to section 3(a)(1). However, the responsibilities of members of the legislative and executive departments may necessarily entail the expenditure of money to communicate with other members of these departments. This is particularly true in regard to members of the Legislature. In addition, the policy expressed in section I concerns communications by non-members with members of the executive and legislative departments. Consequently, we feel that members of the legislative and executive departments acting in the course of their official duties are impliedly exempted from the requirements of section 3(a)(1), just as they are expressly exempted from 3(a)(2). And see Attorney General Opinion H-297 (1974).

You next ask if an individual who has registered because of his attempt to influence legislation is required to register again when he communicates with a public official in an attempt to influence legislation on behalf of another person. You indicate that you are specifically concerned with the situation in which registration is clearly required for the first contact but where the second contact standing alone would not have required registration.

It should be noted that this particular situation will rarely, if ever, occur. If a person is lobbying on behalf of another and is reimbursed for that service, he is required to register regardless of the amount of reimbursement or compensation he receives unless he falls in the very narrow exception of section 3(b). Nonetheless, the registration requirement is a personal one. Once a person is required to register he must furnish certain data outlined in section 5 indicating, inter alia, the name and address of each person by whom he is reimbursed, retained or employed to communicate directly with public officials to influence legislation. He also is required to update the information periodically.

You next call our attention to section 5 of the Act which requires that a person register within five days after the first undertaking requiring registration. You ask when the first undertaking requiring registration occurs. It is our view that a person is not required to register until he satisfies each element requiring him to register under any particular subsection. For purposes of section 3(a)(1) he would be required to register within five days after he had directly communicated with a public official and had spent in excess of \$200 for that purpose. For purposes of section 3(a)(2) and 3(b) he would be required to register as soon as he had directly communicated with a public official either on behalf of another who is reimbursing or compensating him or as a part of his regular employment.

Section 5(b)(3) requires the filing of the "name and address of each person who made a contribution or paid a membership fee in excess of \$500 during the preceding 12 month period to the registrant or to the person by whom the registrant is reimbursed, retained, or employed. . . "
Section 5(d) requires that a supplemental registration be filed indicating any change in the registration within ten days after the date of the change. You ask if, after an initial registration, any contributions or membership fee in excess of \$500 must be reported within ten days of receipt. It is our opinion that the statute clearly requires an affirmative answer.

Section 5(b)(4)(A) requires that a registrant list the name of the person who has retained or employed him. You ask whom a salaried associate in a law firm should list as the person who retains or employs him.

An associate generally is employed by the firm, and the client's contract for services to be rendered is with the firm rather than the associate. Nevertheless, we think the Act contemplates that individuals required to register list the persons whom they are representing. Thus, the associate in a law firm, as well as its partners, should list the firm's client as the person who is employing, reimbursing or retaining him. Additionally, the attorney who is acting on behalf of his law firm may need to list the name of the firm as well. Of course, compliance will be assured when the names of both the firm and the client are listed.

Section 5(c) requires that the information filed by a registrant who performs his activities on behalf of a group other than a corporation include a description of the methods by which the "registrant" develops and makes decisions on policy. The actual registrant is the lobbyist and not necessarily the client who

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employs him. Attorney General Opinion H-191 (1973). You suggest that perhaps only the fact that the lobbyist - registrant follows the policy set by his client is all that need be reported. We believe the Legislature intended that the decision-making practices of the employer be described for otherwise there would be no full description of the method by which policy decisions are made.

You finally ask several questions about section 6 which provides:

- Sec. 6. (a) Every person registered under Section 5 of this Act shall file with the secretary a report concerning the activities set out in Subsection (b) of this section. The report must be filed:
- (1) between the 1st and 10th day of each month subsequent to a month in which the legislature is in session covering the activities during the previous month; and
 - (2) between the 1st and 10th day of each month immediately subsequent to the last month in a calendar quarter covering the activities during the previous quarter.
 - (b) The report shall be written, verified, and contain the following information:
- (1) the total expenditures made by the registrant for directly communicating with a member of the legislative or executive branch to influence legislation, including expenditures made by others on behalf of the registrant for those direct communications if the expenditures were made with his express or implied consent or were ratified by him. Such report shall include a breakdown of expenditures into the following categories:
 - (A) postage and telegraph;
- (B) publication and advertising;
- (C) travel and fees;
 - (D) entertainment;
 - (E) gifts, loans, and political contributions; and
 - (F) other expenditures;

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- (2) a list of legislation supported or opposed by the registrant, by any person retained or employed by the registrant to appear on his behalf, or by any other person appearing on his behalf, together with a statement of the registrant's position for or against such legislation.
- (c) Each person who made expenditures on behalf of a registrant that are required to be reported by Subsection (b) of this section or who has other information required to be reported by the registrant under this section or Section 5 shall provide a full, verified account of his expenditures to the registrant at least seven days before the registrant's report is due to be filed.

Your first question in this series asks if a registrant is required to make both quarterly and monthly reports during a legislative session. Section 6(a)(2) requires that a registrant make reports each quarter and section 6(a)(1) requires monthly reports during a legislative session. There is nothing in the Act to suggest that the filing of monthly reports obviates the necessity of filing the quarterly reports which cover the same period. Indeed the language of the statute indicates that the reports are to be filed monthly during the legislative session and to be filed each quarter.

Your next question asks if an expenditure made for directly communicating with a member of the Legislature must be reported even though no legislation is mentioned or discussed. The statutory test as to whether an expenditure must be reported is whether it was made for direct communication to influence legislation. Although most communications which are designed to influence legislation will include discussion of a particular bill, it is conceivable that some communications which are designed to influence legislation will not directly involve a particular bill. In any event, if the communication is for that purpose it meets the statutory test and should be reported.

You ask several questions concerning how and whether a publication expense is required to be reported. You pose different situations in which a publication is distributed to public officials as well as to private citizens. As in the case of all expenditures, costs of publication and advertising must be reported if they are for directly communicating with a public official for the purpose of influencing legislation. Direct communication is defined in section 2(5) as

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"contact in person or by telephone, telegraph, or letter." Thus, it is probable that an advertisement placed in a newspaper of general circulation would not constitute an expenditure for directly communicating with an official so long as no special action was taken to call the advertisement to the official's attention. Whether a registrant should report the full or only a pro rata cost of advertisements or publications directed toward both private citizens and public officals depends on the facts of each case. Of course, report of the full cost would always be in compliance with the statute. An advertising campaign designed solely to encourage private citizens to contact legislators is not required to be reported. Attorney General Opinion H-18(1973).

You next ask several questions concerning the reporting of entertainment, travel, fees, gifts, loans, political contributions and other expenditures. You present several specific examples and ask if reporting is required in each instance. As indicated above, whether any particular expenditure is required to be reported depends on the facts surrounding that expenditure. If it is made for direct communication with a member of the legislative or executive branch for the purpose of influencing legislation then it must be reported. If, as a factual matter, the expenditure is not made for that purpose, then it need not be reported.

You finally ask if the requirement that "other expenditures" be reported is so vague as to cause the act to be unconstitutional. As we have indicated, the expenditures which must be reported are those incurred when a registrant directly communicates with members of the legislative or executive departments for the purpose of influencing legislation. This standard is virtually identical to the one upheld against a similar contention in United States v. Harriss, 347 U.S. 612 (1953), and given the holding of that case we believe there is no constitutional problem. See also Attorney General Opinion H-18 (1973).

SUMMARY

Expenditures required to be reported under article 6252-9c, V. T. C.S., are those which are made for directly communicating with a member of the legislative or executive branch for the purpose of influencing legislation.

The Honorable William T. "Bill" Moore, page 10 (H-583)

Persons who merely respond to a legislator's inquiries are not required to register unless they do so as part of their usual course of employment. Members of the legislative, executive and judicial branches who contact legislators as part of their governmental duties are not required to register.

Very truly yours,

JOHN L. HILL

Attorney General of Texas

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APPROVED:

DAVID M. KENDALL, First Assistant

C. ROBERT HEATH, Chairman

Opinion Committee

OFFICE OF THE SECRETARY OF STATE

AUSTIN, TEXAS 78711

Registration Form For Persons Engaged in Activities Designed to Influence Legislation

Pursuant to Sec. 2(1) of Article 6252-9(c), V.T.C.S., a "person" is defined as "an individual, corporation, association, firm, partnership, committee, club, or other organization, or a group of persons who are voluntarily acting in concert."

Persons required to register:

Sec. 3 of the Act provides that the following persons must register with the Secretary of State as provided in Section 5 of Art. 6252-9(c) V.T.C.S.:

(a) a person who makes a total expenditure in excess of \$200 in a calendar quarter, not including his own travel, food, or lodging expenses, or his own membership dues, for communicating directly with one or more members of the legislative or executive branch to influence legislation; and

(b) a person who receives compensation or reimbursement from another to communicate directly with a member of the legislative or executive branch to influence legislation. This subsection requires the registration of a person, other than a member of the judicial, legislative, or executive branch, who, as part of his regular employment, has communicated directly with a member of the legislative or executive branch to influence legislation on behalf of the persons by whom he is compensated or reimbursed, whether or not any compensation in addition to the salary for that regular employment is received for the communication.

Exceptions - please see reverse side

Instructions:

1. Name of Registrant:

(1) Please type information in spaces provided. (2) Each registrant must file a separate registration form for each "person" for whom the registrant communicates directly with a member of the legislative or executive branch to influence legislation.

	Address of Registrant:
2.	
	Normal Business Address of Registrant:
3,	The full name and address of each person who paid a membership fee, dues or other assessment in excess of \$500 during the preceding calendar or fiscal year to the registrant or to the person by whom the registrant is reimbursed, retained, or employed regardless of whether it was paid solely to influence legislation:
	Name:
	Address:
	Name:
	Address:

Exceptions: Sec. 4. The following persons are not required to register under the provisions of this Act: (1) persons who own, publish, or are employed by a newspaper or other regularly published periodical, or a radio station, television station, wire service, or other bona fide news medium which in the ordinary course of business disseminates news, letters to the editors, editorial or other comment, or paid advertisements which directly or indirectly oppose or promote legislation, if such persons engage in no further or other activities and represent no other persons in connection with influencing legislation; (2) persons whose only direct communication with a member of the legislative or executive branch to influence legislation is an appearance before or testimony to one or more members of the legislative or executive branch in a hearing conducted by or on behalf of either the legislative or executive branch if such persons receive no special or extra compensation for their appearance other than actual expenses in attending the hearing; (3) persons who encourage or solicit others to communicate directly with members of the legislative or executive branch to influence legislation; and (4) persons whose only activity to influence legislation is compensating or reimbursing an individual registrant to act in their behalf to communicate directly with a member of the legislative or executive branch to influence legislation.

January Report Due by February 10

STATE OF TEXAS

OFFICE OF THE SECRETARY OF STATE

AUSTIN, TEXAS 78711

SUPPLEMENTAL REGISTRATION AND ACTIVITIES REPORT

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Month By	Day Year	Month	Day	Year
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"a bill, resolution, amendment, nomination, or other matter pending in either house of the legislature; any other matter which may be the subject of action by either house, or any committee thereof, including the introduction, consideration, passage, defeat, approval, or veto of the matter; or any matter pending in or which may be the subject of action by a constitutional convention.

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	Notary Public,
	County, Texas

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February Report Due by March 10

STATE OF TEXAS

OFFICE OF THE SECRETARY OF STATE

AUSTIN, TEXAS 78711

SUPPLEMENTAL REGISTRATION AND ACTIVITIES REPORT

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	Notary Public, County, Texas

March Report
Due by April 10

STATE OF TEXAS

OFFICE OF THE SECRETARY OF STATE

AUSTIN, TEXAS 78711

SUPPLEMENTAL REGISTRATION AND ACTIVITIES REPORT

Report of activities designed to influence legislation pursuant to Article 6252-9(c) V.T.C.S., filed for the period of through

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	Notary Public, County, Texas

April Report Due by May 10

STATE OF TEXAS

OFFICE OF THE SECRETARY OF STATE

AUSTIN, TEXAS 78711

SUPPLEMENTAL REGISTRATION AND ACTIVITIES REPORT

Registrant n behalf of . EXPENDITURES - for purposes of this report, the word "expendituing defined by Article 6252-9(c) V.T.C.S., as follows: "a payment, distribution, loan, advance, reimbursement, depondence or gift of money or any thing of value, and includes a contraspromise, or agreement, whether or not legally enforceable, to make an expenditure." 1. Total expenditures made by registrant for directly communiting with a member of the legislative or executive branch influence legislation, including expenditures made by othe on behalf of myself for those direct communications if the expenditures were made with my express and/or implied consor were ratified by me: A. Postage B. Telegraph C. Publication, printing, and reproduction S. D. Entertainment, including any transportation, dining, lodging, or admission expenses incurred in connection with such entertainment E. Gifts or loans, other than contributions as defined by Article 14.01 of the Texas Election Code S.			Day Year Month Day	Year
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"a bill, resolution, amendment, nomination, or other matter pending in either house of the legislature; any other matter which may be the subject of action by either house, or any committee thereof, including the introduction, consideration, passage, defeat, approval, or veto of the matter; or any matter pending in or which may be the subject of action by a constitutional convention.

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	Signature of Registrant
Sworn to and subscribed	before me by
	Notary Public,
	County, Texas

May Report Due by June 10

STATE OF TEXAS

OFFICE OF THE SECRETARY OF STATE

AUSTIN, TEXAS 78711

SUPPLEMENTAL REGISTRATION AND ACTIVITIES REPORT

Report of activities designed to influence legislation pursuant to Article 6252-9(c) V.T.C.S., filed for the period of through

Month By		Day Year Month	Day	Year
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II, LEGISLATION - for purposes of this report, the word "legislation" is defined by Article 6252-9(c) V.T.C.S. as follows:

"a bill, resolution, amendment, nomination, or other matter pending in either house of the legislature; any other matter which may be the subject of action by either house, or any committee thereof, including the introduction, consideration, passage, defeat, approval, or veto of the matter; or any matter pending in or which may be the subject of action by a constitutional convention.

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nd Activities Report, filed her ect, and fully shows all informarsuant to Article 6252-9(c) V.	e foregoing Supplemental Registration rewith is in all things true and contation required to be reported by me T.C.S.
	Signature of Registrant
Sworn to and subscribed befo	re me by
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	Notary Public,

STATE OF TEXAS OFFICE OF THE SECRETARY OF STATE

AUSTIN, TEXAS 78711

SUPPLEMENTAL REGISTRATION AND ACTIVITIES REPORT

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в.	Telegraph	\$
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D.	Entertainment, including any transportation, dining, lodging, or admission expenses incurred in connection with such entertainment	ş
Ε.	Gifts or loans, other than contributions as defined by Article 14.01 of the Texas Elections	on \$

TOTAL LEGISLATION - for purposes of this report, the word "legislation"

"a bill, resolution, amendment, nomination, or other matter pending in either house of the legislature; any other matter which may be the subject of action by either house, or any committee thereof, including the introduction, consideration, passage, defeat, approval, or veto of the matter; or any matter pending in or which may be the subject of action by a constitutional convention.

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	Signature of Registrant
Sworn to and subscribed before is the day of tness my hand and seal.	me by
	Notary Public, County, Texas

STATE OF TEXAS

OFFICE OF THE SECRETARY OF STATE

AUSTIN, TEXAS 78711

TERMINATION NOTICE FORM

I,	, registrant
hereby state that as of this date	
I do hereby cease to engage in activities that requ	uired me to register with the Office of
the Secretary of State on behalf of	
pursuant to Sec. (7), Article 6252-9c, V. A. C. S.	
VERIFICATION	ON
I do solemnly swear that the foregoing Term things true and correct, and fully shows all infor pursuant to Article 6252-9c, V. A. C. S.	
	Signature of Registrant
Sworn to and subscribed before me by	
this the day of to certify which, witness my hand and seal.	198
2	Notary Public, County, Texas