

**Lee County Board of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20030575

1. REQUESTED MOTION:

ACTION REQUESTED: Direct to Public Hearing revised Lee County Lobbying Ordinance.

WHY ACTION IS NECESSARY: Public Hearing is required to make ordinance revisions.

WHAT ACTION ACCOMPLISHES: Sets the matter for Public Hearing for June 10, 2003.

**2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #**

A12A

3. MEETING DATE:

05-20-2003

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:
(Specify)**

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER Lee County
Ordinance 89-40 as amended by
Lee County Ordinance 90-07.

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
- B. DEPARTMENT County Attorney's Office
- C. DIVISION
- BY: James G. Yaeger
County Attorney

7. BACKGROUND:

Revisions to the Lee County Lobbying Ordinance were discussed at the May 5, 2003 Management and Planning Meeting see attached documents. The ordinance will be restated without underlining for adoption, with Board directed revisions, to include the new Exhibit "A", Lobbying Log Form.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager	
N/A	N/A	N/A	N/A	<i>[Signature]</i>	<i>Open 5/8/03</i>	OA	OM	RISK	GC	<i>HS. fa 5/8/03</i> <i>DDS</i>
					<i>RK 5/8</i>	<i>5/8/03</i>	<i>5/8/03</i>	<i>5/8/03</i>	<i>5/8/03</i>	

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

CO. ATTY.
FORWARDED
TO CO. ADMIN.
5-8-03

**RECEIVED BY
COUNTY ADMIN. RK**
5-8-03
1.15
**COUNTY ADMIN.
FORWARDED TO:**
5/8/03

**MANAGEMENT & PLANNING COMMITTEE
AGENDA REQUEST FORM
COMMISSION DISTRICT #**

*MT P
Agenda Doc's
5 MAY 03*

PRESENTED BY: David M. Owen, Chief Assistant County Attorney

REQUESTED BY: "Blue Ribbon" Committee, County Attorney's Office, and the Board of County Commissioners.

TITLE FOR AGENDA: Overview and discussion of proposed revisions to Lee County Lobbying Ordinance.

1. DESCRIPTION & OBJECTIVE OF THE ISSUE: Last year, after several meetings and discussions, the Board directed the Lee County Lobbying Ordinance (Ordinance 89-40, as amended by Ordinance 90-07) to a "Blue Ribbon" citizen committee for review. After numerous meetings and discussions on other similar government lobbyist ordinances, the committee recommended certain revisions to the existing ordinance for further Board consideration and direction. The draft ordinance forwarded by the committee is similar to the draft previously discussed with the Board as noted, and with certain other modifications further highlighted in the attached April 2, 2003 memorandum, attached as "Exhibit A".

2. PROPOSED POLICY, PROCEDURE OR PLAN OF ACTION: Consider further action concerning the Lee County Lobbying Ordinance.

3. OPTIONS (List Advantages/Disadvantages of Options):


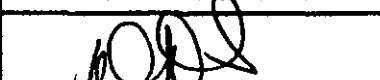
1. Leave existing Ordinance, 89-40 as amended, "as is".
 - A. Terms are not updated.
 - B. Clarifications of intent of ordinance, not implemented.
 - C. State Attorney recommendations not implemented.
2. Hold public hearing on the committee recommended re-draft, which repeals the existing ordinance, but replaces it with noted revisions:
 - A. Updates ordinance, includes State Attorney's recommendations.
 - B. Requires all ~~other~~ persons to keep contact logs to use one form and to file the form even if no lobbying contact is made.
 - C. Continue to require "unpaid" lobbyists to register as lobbyists and be recorded on contact logs.
3. Revise further or repeal the existing ordinance and utilize only state law provisions for public documents and "Code of Ethics" disclosures. (See also Lobbying Regulations Outline - Government Lobbying Regulations, attached as "Exhibit B".)

4. FINANCIAL IMPACTS/FUNDING SOURCE:

1. Minimal.
2. Minimal - printing of required forms, time to keep and file logs and registrations; Clerk's Office time on filings and use of office storage space.
3. Unknown/none.

5. STAFF RECOMMENDATIONS, AND JUSTIFICATION: Option 2 - Public Hearing on Committee Recommendations. Board should recognize the definition of lobbying still includes "unpaid" persons attempting to influence on behalf of a third party (the principal). As the result, many additional citizens will have to register as a county "lobbyist" in order to avoid a technical violation of the ordinance.


6. MANDATED? No **BY WHAT AUTHORITY?**

COUNTY ATTORNEY	COUNTY MANAGER	MEETING DATE	TIME REQUIRED
		May 5, 2003	15 Minutes

**MEMORANDUM
FROM THE
OFFICE OF COUNTY ATTORNEY**

DATE: April 2, 2003

TO: Lee County Board of
County Commissioners

FROM: 
David M. Owen
Chief Assistant County Attorney

RE: **LEE COUNTY LOBBYING ORDINANCE/BLUE RIBBON COMMITTEE**

Gentlemen;

Please find attached the final draft of the above-referenced Ordinance in "black-line" format, as forwarded by your Review Committee. The Committee held numerous meetings, reviewed other government lobbying regulations and after a great deal of discussion determined that the attached draft should be submitted to you for your further consideration and direction.

To a large extent, the draft Ordinance is very similar to the draft which the Board discussed last year. The draft does contain those revisions for clarification and/or enhancements, previously noted by the State Attorney's Office, either in prior correspondence or comments and as submitted in prior drafts. In general, the submitted draft provides as follows:

Page 1, Section Two (A), "Lobbying". The definition remains the same as previously provided, but clarifies lobbying as it pertains to lobbyist contacts outside a public meeting or hearing on the record.

Page 1, Section Two (B), "Lobbyist". The definition remains the same and continues to apply to both paid and unpaid persons who engage in lobbying on behalf of another (a Principal).

Page 2, Section Two (E), "Employee". The covered employees remain the same, but classifications are updated to current listings, to include deputy and interim Department and Division Directors.

Pages 2-3, Section Three, Record-keeping Responsibilities.

i. Clarifies the existing Ordinance to reflect that the record-keeping contact pertains only to oral lobbying communications or meetings for lobbying outside a

Re: LEE COUNTY LOBBYING ORDINANCE/BLUE RIBBON COMMITTEE

public meeting or hearing (all forms of written correspondence, to include electronic media are already public records under Chapter 119, F.S.).

- ii. Provides for a uniform written log with required information (Exhibit "A").
- iii. Removes Board members from the requirement to keep a written log for contacts with County employees discussing matters within their job function. (Lee County employees discussing County business have previously been exempt from being classified as a lobbyist, Section Five.)
- iv. Clarifies when Board members and employees written logs are to be filed. Also requires filing of logs regardless of lobbying contacts or not within the recording period.

Page 4, Section Four, Annual Registration of Lobbyist. Maintains current registration requirements, however, the section clarifies that an appearance at public hearings or meetings does not require registration as a lobbyist. The disclosure by a lobbyist on the Annual Registration Form of the nature and extent of any direct business association with an Advisory Board member would pertain to only those bodies that are statutorily created.

Pages 4-5, Section Five, Exemptions.

- i. Clarifies that the persons falling within the exemption provisions are not lobbyists and as the result, are not required to register as a lobbyist.
- ii. Five (D). Clarifies that persons who speak at public meetings or hearings on the record are not required to register as lobbyists.
- iii. Five (F). Provides an exemption for other government officials and employees who are conducting official business; the exemption is similar to that for Lee County employees discussing government business.
- iv. Five (G & H). Provides exemptions for persons who are making only informational requests to the County with no intent to influence the decision-making process and/or who may likewise be contacted by county officials for only factual information.

Page 6, Section Six, Validity of Action. Clarifies that any persons' failure to comply with the Ordinance does not affect the validity of any County actions taken by the

Re: LEE COUNTY LOBBYING ORDINANCE/BLUE RIBBON COMMITTEE

Board of County Commissioners or staff. This provision is consistent with the effects of any failure to comply with Florida Statutes Chapter 112, Code of Ethics - Standards of Conduct provisions.

Page 7, Section Ten, Penalties. The penalties for an intentional violation of the Ordinance were not changed from the existing Ordinance. An intentional violation of the Ordinance by any person subject to its terms constitutes a misdemeanor of the Second Degree, punishable by a fine of up to \$500.00 and/or imprisonment not to exceed 60 days in the County jail.

We are scheduling the above for your May Management and Planning meeting for discussion and further direction. If we receive any additional input from the Committee or others between now and that meeting, we will forward same to your attention. If you have any questions, please let us know.

DMO/cdd

Attachment

xc: Lobbying Ordinance Blue Ribbon Committee Members
Holly Schwartz, Assistant to the County Manager
Andrea R. Fraser, Assistant County Attorney

LEE COUNTY ORDINANCE NO. _____

AN ORDINANCE RELATING TO LOBBYING ACTIVITIES IN LEE COUNTY; REPEALING ORDINANCE NOS. 89-40 AND 90-07; PROVIDING FOR DEFINITIONS; PROVIDING FOR RECORD-KEEPING RESPONSIBILITIES; ANNUAL REGISTRATION; EXEMPTIONS; QUARTERLY LOBBYING STATEMENTS; CLERK TO MAINTAIN REGISTRATION, LOBBY LOGS AND LOBBYING STATEMENTS; PROHIBITED CONDUCT OF COUNTY OFFICIALS AND EMPLOYEES; PENALTIES; ENFORCEMENT; SEVERABILITY; AND EFFECTIVE DATE.

SECTION ONE **REPEALER**

Lee County Ordinance Nos. 89-40 and 90-07 are hereby repealed in their entirety.

SECTION TWO **DEFINITIONS**

A. "Lobbying" means communications outside of a duly noticed public meeting or hearing on the record, whether written or oral by a lobbyist, with any member or members of the Board of County Commissioners, or any member or members of any decision-making body under the jurisdiction of the Board, or any county employee, whereby the lobbyist seeks to encourage or influence the passage, defeat, modification or repeal of any item which may be presented for vote before the Board of County Commissioners, or any Decision-Making Body under the jurisdiction of the Board, or which may be presented for consideration by a county employee as a recommendation to the Board or decision-making body.

B. "Lobbyist" means any person, firm, corporation or other legal entity, paid or unpaid, who, on behalf of another, engages in the activity of lobbying as defined in this ordinance.

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LEE COUNTY ATTORNEY'S OFFICE
April 1, 2003

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C. "Immediate Family" shall mean the lineal descendants, antecedent and the collateral kin of both the individual involved and the spouse of any such person.

D. "Principal" means the person, firm, corporation, or other legal entity which has arranged for a lobbyist to engage in lobbying.

E. "Employee" means:

- (1) County Manager, Deputy County Manager, Assistant County Managers, and Public Works Director;
- (2) County Attorney, Deputy County Attorney, Chief Assistant County Attorneys, and Assistant County Attorneys;
- (3) Executive Director of the Port Authority;
- (4) Department Heads; Directors or Interim Department Directors, Department Deputy or Interim Deputy Director, Division Heads Directors or Interim Division Directors, Division Deputy Directors, or Interim Division Deputy Directors, and Office Directors. Managers.
- (5) All employees within the Purchasing Department with the exception of the secretarial staff.

F. "Decision-Making Body" means any body established by the Board of County Commissioners which is subject to its jurisdiction.

SECTION THREE RECORD-KEEPING RESPONSIBILITIES

County Commissioners and employees, as specified in Section Two (E), who make regulatory decisions or recommendations to the Board of County Commissioners shall be

responsible for maintaining a written log which documents each oral lobbying communication or meeting with a lobbyist held for the purpose of lobbying outside a duly noticed public meeting or hearing on the record. The written log shall be of uniform form (Exhibit "A", hereto). ~~In addition, Commissioners shall document their contact with county employees who are employed in positions which either make recommendations to the Board or make regulatory decisions as a part of their job functions.~~ County Commissioners nor County employees shall not be required to maintain a record of their contact with Commissioners each other, while acting within the scope of their official capacities. The log shall, at a minimum, reflect the name of the lobbyist, or employee(s), the date of the oral lobbying communication or lobbying meeting, and the subject matter discussed.

County Commissioners shall deliver their logs to the Clerk of Court at the end of each quarter and at the conclusion of their final term in office. County employees as designated in Section Two (E) must deliver their logs to the Clerk at the end of each quarter and upon the conclusion of their employment with Lee County. All lobby logs must be in the form provided for in Exhibit "A", hereto.

Individuals who serve as members of advisory boards or advisory committees to the county, who are either volunteers or receive no compensation from the county for their services, are not required to maintain the logs as described in this section.

All individuals subject to the requirements of this section must file lobby logs as set out above, regardless of whether any lobbying contacts are reported during any reporting period.

SECTION FOUR

ANNUAL REGISTRATION OF LOBBYISTS

All lobbyists shall register with the Clerk of the Board of County Commissioners on an annual basis. Every unregistered lobbyist shall register prior to the first occasion such unregistered lobbyist engages in the activity of lobbying as defined in this ordinance. ~~All unregistered lobbyist appearing at public hearings or meetings shall register concurrently with seeking the passage, defeat, modification or repeal of any item which may be presented to the Board or decision-making body.~~ Every person, firm or other entity required to register as a lobbyist shall register on forms prepared by the Clerk's Office. The lobbyist shall state under oath their name, business address, the name and business address of each principal represented, the general and specific areas of legislative interest and the nature and extent of any direct business association or partnership with any current member of the Board, a county employee, or person sitting on a decision-making body that is created by Florida Law, and under the jurisdiction of the Board of County Commissioners. Each firm, corporation or other legal entity, may register in the name of such firm, corporation or legal entity, provided the registration shall list the names of all persons which may engage in lobbying as defined in this ordinance.

SECTION FIVE

EXEMPTIONS

The following persons are not lobbyists as defined in Section Two, and shall not be required to register as lobbyists or keep records as lobbyist:

- (A) Lee County employees discussing government business;
- (B) Law enforcement personnel conducting an investigation;

- (C) Persons who communicate with Board members in their individual capacity for the purpose of self-representation, or on behalf of their family, without compensation or reimbursement;
- (D) Individuals who appear at public meetings or hearings and ~~speaks on their own behalf or on behalf of others with whom they have a personal interest in the item being discussed;~~ and communicate on the record;
- (E) Consultants under contract with Lee County who communicate with Commissioners or employees regarding issues related to the scope of services in their contract;
- (F) Any government officials or employees who are acting in their official capacity or in the normal course of their duties, unless they are proposing in a competitive procurement;
- (G) Persons who make purely informational requests to a Board member, Advisory Board member or Employee with no intent to affect a decision or recommendation on any item; and
- (H) Persons or representatives of organizations contacted by a Board member, Advisory Board member or Employee when the contact is initiated by that Board member, Advisory Board Member or Employee in their official capacity in the normal course of their duties to obtain factual information.

SECTION SIX

VALIDITY OF ACTION

The validity of any decision, action or determination made by the Commission, Advisory Board or Staff shall not be affected by the failure of any person to comply with the provisions of this Ordinance.

SECTION SIX SEVEN

QUARTERLY LOBBYING STATEMENT

Each Quarter, all lobbyists shall submit to the Clerk's Office a signed statement under oath listing lobbying expenditures, the sources of the funds, and an itemization as to the amount expended for each member of the Board of County Commissioners, a county employee or any other person on a Decision-Making Body under the jurisdiction of the Board of County Commissioners. The statement shall be rendered on forms as provided by the Clerk's Office.

SECTION SEVEN EIGHT MAINTAINING REGISTRATIONS AND LOBBYING STATEMENTS

The Clerk of the Board of County Commissioners shall accept and maintain the Lobbyist Registrations, Quarterly Lobbying Statements and Lobbying Logs, which shall be open for public inspection.

SECTION EIGHT NINE PROHIBITED CONDUCT OF COUNTY OFFICIALS AND EMPLOYEES

No county official or employee of Lee County shall solicit or accept any compensation, payment, favor, service, or thing of value from a lobbyist when such county official or employee, as specified in Section Two (E), knows, or with the exercise of reasonable care, should know, that it was given to influence a vote or recommendation favorable to the lobbyist.

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April 1, 2003**

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SECTION NINE TEN PENALTIES

The penalties for an intentional violation of this ordinance are those as specified in Section 125.69(1), Florida Statutes, as it may be amended or re-numbered from time to time.

SECTION TEN ELEVEN SEVERABILITY

The provisions of this ordinance are severable, and it is the intention to confer the whole or any part of the powers herein provided for. If any of the provisions of this ordinance shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair any remaining provisions of this ordinance. It is hereby declared to be the legislative intent that this ordinance would have been adopted had such unconstitutional provision not been included therein.

SECTION ELEVEN TWELVE EFFECTIVE DATE

This Ordinance will become effective immediately upon receipt of official acknowledgment of the Office of Secretary of State of Florida that this Ordinance has been filed with said office.

The foregoing Ordinance was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and being put to a vote, the vote was as follows:

BOB JANES _____
DOUGLAS ST. CERNY _____
RAY JUDAH _____
ANDREW COY _____
JOHN ALBION _____

DULY PASSED AND ADOPTED this _____ day of _____, 2003.

ATTEST: CHARLIE GREEN
CLERK OF THE COURT

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

LOBBYING REGULATIONS

<u>Regulation</u>	<u>Contact Coverage</u>	<u>What Constitutes Lobbying</u>	<u>Who is a Lobbyist</u>	<u>Record Keeping Responsibilities</u>	<u>Material Exemptions</u>	<u>Penalty</u>
Lee County Ordinance 89-40 as amended by Lee County Ordinance 90-17. (County "Lobbyist Ordinance")	BOCC, certain county employees and decision-making bodies under Board jurisdiction.	Written or oral communication. Intent to influence about any item for a vote - BOCC and decision-making body or recommendation of employee to BOCC or decision-making body established by BOCC.	Paid and unpaid. Person, firm or entity who on behalf of another (principal who arranged for lobbyist), engages in lobbying.	<u>Board and designated employees</u> - lobbying contact log for personal visits and phone calls. Board members - contacts with designated employees. <u>Lobbyist</u> - Annual Registration. Prior to first occasion of lobbying. If at public hearing, register concurrently. Quarterly Expenditure Statements.	Lee County employees discussing government business. In individual capacity for self-rep or on behalf of family without payment. Individuals on their own behalf or on behalf of others with whom they have a personal interest in the item being discussed at a public meeting.	Misdemeanor for an intentional violation.

<u>Regulation</u>	<u>Contact Coverage</u>	<u>What Constitutes Lobbying</u>	<u>Who is a Lobbyist</u>	<u>Record Keeping Responsibilities</u>	<u>Material Exemptions</u>	<u>Penalty</u>
<p>Draft revisions to Lee County Ordinance 89-40, as amended as scheduled April 23, 2002/as further recommended by Blue Ribbon Committee for May 3, 2003 Management and Planning Meeting.</p>	<p>Same as above. Also updates certain employee definitions.</p>	<p>Same as above. Also clarifies that lobbying only in public meeting or hearing on the record does not constitute lobbying for registration and record-keeping purposes.</p>	<p>Same as above.</p>	<p>Updated Designated Employee Listing to keep log. Clarified Lobbying contacts as oral and private meetings only for record keeping purposes.</p> <p>Deletes requirement for Board to log contact with county employees.</p> <p>Provided for Uniform Contact Log and clarified log filing times.</p> <p>Log filed whether lobbying contact or not.</p> <p><u>Lobbyist</u> - same as above, except deletes listing of business association with persons on Advisory Boards unless on Statutory Board, LPA, etc.</p>	<p>Same as above, plus</p> <ul style="list-style-type: none"> - Lobbying only in public meeting or hearing on the record. - Government officials or employees acting in official capacity or in course of duties. - Purely informational requests. 	<p>Same as above.</p>

<u>Regulation</u>	<u>Contact Coverage</u>	<u>What Constitutes Lobbying</u>	<u>Who is a Lobbyist</u>	<u>Record Keeping Responsibilities</u>	<u>Material Exemptions</u>	<u>Penalty</u>
Section 112.3148, F.S. Gift Law.	Reporting individuals, elected or appointed, that file State Form 1 and/or Form 6, Disclosures Statements and State procurement employees.	Influencing the governmental decision-making of a reporting individual, procurement employee or his or her agency.	Paid or compensated person who sought to encourage the passage, defeat or modification of any proposal or recommendation (during preceding 12 months).	<u>Reporting individual</u> - none. Prohibited from soliciting a gift or accepting a gift over \$100.00. <u>Lobbyist</u> - Form 30 for gifts over \$25.00, but under \$100.00. Prohibited from giving gift over \$100.00.	FAC 34-13.240 references Lobbyist intent to affect a decision and the taking of action to further or communicate the intent. Purely informational request does not constitute influence.	Civil penalties. F.S. Section 12.317. Discipline actions and civil fine by Commission on Ethics.
Section 11.045, F.S. Lobbying of the State Legislature.	Members or employee of Legislature.	Oral or written communication to influence legislative action or non-action or attempt to obtain goodwill.	Employed and receives payment or who contracts for other economic consideration or principally employed for governmental affairs for lobbying. Employed by a principal.	<u>Lobbyist</u> - Registration. Two (2) times a year plus Expenditure Statements.	By Legislative Rule.	Civil Penalties. Knowing violations. Non-criminal infraction. Discipline and fine. By Legislature.
Section 112.3215, F.S. Lobbying of the State Executive Branch.	State agency or agency official or employee.	On behalf of another, to influence an agency with respect to a decision in the area of policy or procurement or an attempt to obtain goodwill of agency official or employee.	Employed and receives payment or who contracts for other economic consideration or person who is principally employed for governmental affairs. Employed or retained by a principal.	<u>Lobbyist</u> - Registration and Expenditure Reports.	Attorney or representing client in judicial or formal hearings. Employees of agency or of a legislative or judicial branch in the normal course of duties.	Civil Penalties. Failure to timely file reports. - Late fines. Failure to file and knowing false information. - Reprimand. - Two-year prohibition. By Governor and Cabinet.

<u>Regulation</u>	<u>Contact Coverage</u>	<u>What Constitutes Lobbying</u>	<u>Who is a Lobbyist</u>	<u>Record Keeping Responsibilities</u>	<u>Material Exemptions</u>	<u>Penalty</u>
City of South Miami Ordinance 10-00-1712.	City Commission, Mayor, City Boards, Designated Employees (City Manager, City Attorney, Department Heads, etc.)	To encourage the passage, defeat or modification of decisions of City Commission, Mayor, Commissioner or action of City Board or decision or recommendation of designated employees.	Employed or retained, whether paid or not by a principal. Principal must employ or retain the lobbyist.	Covered City officials maintain logs of telephone and electronic communications. <u>Lobbyist</u> - Registration and Expenditure Statements. Lobbyist sign in with Clerk before any private meeting.	Representative of NFP or charitable organizations without compensation. Individual capacity at public hearing for self-representation without compensation, to include associations. Contract entities or experts, etc. in proceedings.	Civil Penalties. - Timely Expenditure Report - Fine. - Discipline and Fines by Administrative Body.
Palm Beach County - Resolution 94-693.	BOCC member or Advisory Board member.	Influence the decision by seeking to encourage the passage, defeat or modification of any pending item - oral, written or other communication.	Employed and receives payment or who contracts for other economic consideration or who represents an organization or other group (Principal).	<u>Paid Lobbyist</u> - Registration. <u>Unpaid Lobbyist</u> - if during a public meeting, registration card to Clerk only.	Any elected local official representing an agency. Purely informational request. No intent to affect a decision.	Non-criminal discipline sanctions on <u>county officials, employees and advisory board members</u> . No lobbyist sanctions.

<u>Regulation</u>	<u>Contact Coverage</u>	<u>What Constitutes Lobbying</u>	<u>Who is a Lobbyist</u>	<u>Record Keeping Responsibilities</u>	<u>Material Exemptions</u>	<u>Penalty</u>
City of Tampa Code 2-500.	City Council, Mayor, designated management employees or employee who recommends expenditure of funds.	Private communication, meeting or discussion. Communicated, disclosed or discussed any matter which is or may be pending before that City official outside public hearing or public meeting.	For compensation of any kind constituting any monetary value.	<u>Lobbyist</u> - Registration and Expenditure Statement.	Excludes public hearings or public meetings. Representative of other government entities discussing government business. Organizations, etc. when contact is initiated by City Official.	Section 1-6. City of Tampa Code.
City of Jacksonville - Section 602-801.	Officer or employee of City.	Each person who lobbies.	For compensation as a Lobbyist.	Lobbyist - Registration.	Government officials or employees in official capacity. At council meeting. No compensation as a lobbyist.	Knowing and willful violation - Misdemeanor.
Pinellas County Ordinance 97-19.	BOCC members.	Meeting privately for the purpose of encouraging the passage, defeat or modification of any pending item before Board.	For compensation. Payment received for lobbying - fee, salary, retainer, forbearance. Retained or employed by principal.	<u>Lobbyist</u> - Registration and Expenditure Statements.	Public meetings Telephone calls, mail. Government employees and officials. Public proceedings.	Warnings. Prohibition on lobbying. Subsequent violations - Misdemeanor.

<u>Regulation</u>	<u>Contact Coverage</u>	<u>What Constitutes Lobbying</u>	<u>Who is a Lobbyist</u>	<u>Record Keeping Responsibilities</u>	<u>Material Exemptions</u>	<u>Penalty</u>
Orange County Section 2-351.	Board members, designated county employees.	Oral, written, electronic communication to influence actions on documents, decisions, or other foreseeable action of the Board.	Compensated or employee of a principal when government relations or communicating with government is a primary or substantial part of employees responsibilities. Contracted by, employed, retained or engaged by a principal.	<u>Lobbyist</u> - Registration and Expenditure Statement. Lobbyist signs at each time of lobbying, a Lobbyist Log in the office reception area of the Board.	None.	Discipline by BOCC for violations of registration and reporting requirements. Failure of Lobbyist to comply with Board order on Lobbyist violation, as provided by law.
Broward County Ordinance 2001-15.	County Commission, decision-making body, or any county employee.	Communication in person, telephone, letter or otherwise seeking to encourage passage, defeat, modification or repeal of any item presented for a vote before Board or decision-making body or county employee as a recommendation.	Employed and receives payment, contracts for economic consideration or principally employed for government affairs to lobby on behalf of another person or government entity.	<u>Lobbyist</u> - Registration and Expenditure Statement to include any contingency fees. Must sign contact logs maintained in reception area.	Individual engaging in lobbying as a volunteer without compensation. Public official acting in his or her official capacity.	Failure to file. Fines levied. Ordinance violation discipline to include suspension or prohibition from Lobbying. Failure to comply with Board order, as provided by law.

<u>Regulation</u>	<u>Contact Coverage</u>	<u>What Constitutes Lobbying</u>	<u>Who is a Lobbyist</u>	<u>Record Keeping Responsibilities</u>	<u>Material Exemptions</u>	<u>Penalty</u>
Hillsborough County Ordinance 88-11, as amended.	BOCC, County Administration, County Attorney, Assistants and Department Heads.	Meeting privately in order to encourage the passage, defeat or modification of any item before BOCC or employee recommendation.	Any person on behalf of another who engages in lobbying, either paid or unpaid.	<u>Lobbyist</u> - Registration and Expenditure Reports.	Government employees discussing government business. County initiated contacts. Public meetings or public hearings. Phone calls, letters.	Warning and then Fines Levied.
Collier County Ordinance 99-22 as amended by 2000-58.	Board member or employee of Board or Advisory Board or Quasi-Judicial Board.	Influencing legislative or quasi-judicial action by oral or written communication or attempt to obtain goodwill of member or employees of Board and Advisory or Quasi-Judicial Board. Influence government decision-making of reporting individuals, procurement employee or agency or recommendations.	For compensation or employed and receives payment or principally employed for government affairs to lobby. Employed or retained by principal. Enhanced gift restrictions on officials, employees and lobbyists.	<u>Lobbyist</u> - Registration.	Public official in official capacity. Appearance as representative of a neighborhood. Association without compensation.	Misdemeanor for intentional violation.

<u>Regulation</u>	<u>Contact Coverage</u>	<u>What Constitutes Lobbying</u>	<u>Who is a Lobbyist</u>	<u>Record Keeping Responsibilities</u>	<u>Material Exemptions</u>	<u>Penalty</u>
City of Orlando Section 2.191	City Council and City Board's	Written, oral communications or discussions, meetings in order to influence Council or Board. Does not include acts of filing applications.	For compensation on behalf of an entity other than employer or for employer if principal position is lobbying governments. Prohibits lobbying outside of open, posted meetings. Can file doc's with recording officer.	<u>Lobbyist</u> - Registration for lobbying at public meetings. Reporting on lobbying expenditures.	Government employees or officials on government business. Appears at request of city or city council members. Appears in regard to contract with city.	City of Orlando Code 1.08
City of Fort Lauderdale Section 2-261	City Commission, Board, City Mgr and City Staff	Written, oral communications for the purpose of influencing legislation or other official actions. Does not include requests for info, applications for a city permit.	Any person engaging in lobbying.	<u>Lobbyist</u> - Registration and Lobbying Expenditure Reports. Fee may be established by Resolution. Must provide a statement of Representation in Communications.	Self-representation without compensation. Representative of not-for-profit without compensation. Officials and employees in official capacity.	Reprimand or Prohibition in lobbying for up to 2 years.

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City of Clearwater Section 2.700	City Commission, City Board or Consultant	Oral communications for the purpose of influencing action or for purpose of encouraging action on any proposal or recommendation.	Receives compensation to act on behalf of entity to lobby. Includes Principal as well as agents, attorneys, officers, and employees of the Principal.	<u>Lobbyist</u> - Registration and Expenditure Report.	Government employees. At request of City. Hired Consultants. Expert Witnesses. Appearance at public hearings, administrative proceedings or quasi-judicial proceedings.	Warning. Then violation of City Code.
City of Miami Beach Section 2-481	City Commissioners, City Boards and Agencies	Seeks to encourage passage, defeat, etc. of City Commission or City Board action during decision-making process.	Employed or retained whether paid or not by a Principal. Includes agents, attorney, employee or officer of Principal.	<u>Lobbyist</u> - Registration and Lobbying Expenditure Reports. All City offices/ departments shall maintain signed sign-in logs for all non-city employees or personnel for registration when they meet with certain personnel. No contingency fees.	Public officers and employees. Persons in contractual privity with City. Appearance in individual capacity at public hearings for self-representation without compensation. Includes homeowner or neighborhood associations. Required appearances at City hearings.	By Administrative Body. Reprimand. Fines. Prohibitions.

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City of Miami Section 2-653	City Commission, City Boards, City Manager or City Staff.	Encourage the passage, defeat or modification of any ordinance, resolution action or decision.	Employed or retained by a Principal.	<u>Lobbyist</u> - Registration, fee, and Expenditure Reports. Required to register, but no fee: - for Collective Bargaining Unit - Volunteers without compensation for NFP's Civic groups, homeowners associations, etc. No contingency fees.	Attorneys representing clients in enforcement proceedings. Government employees and officials. Media. Individual capacity for self-representation.	Fine \$25.00 - failure to file Annual Expenditure Report. New registration fee of \$500.00, if not timely filed after notice and \$25.00 fine paid. Notification to city.
City of North Miami Section 2-304	City Council, city Board and City Staff, i.e., Manager and Assistants, Department Heads, City Attorney and Assistant City Attorneys.	Encourage the passage, defeat or modification of any action, decision or recommendation. Staff actions, recommendations during the entire decision-making process which will foreseeably be heard by council or board.	Employed or retained whether paid or not by a principal. Includes agent, attorney, officer or employee regardless whether lobbying falls within normal scope of employment.	<u>Lobbyist</u> - Registration and fee. Expenditure Report.	In contractual privity with city and appears in official capacity. In individual capacity at public hearing for purpose of self-representation without compensation to include homeowner or business associations. Individual required to appear at public hearing.	City Council can suspend or prohibit future lobbying.

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Miami-Dade County: Conflict of Interest and Code of Ethics Ordinance	County Commission, County Boards, County Personnel	Encourage, passage defeat or modification of County Commission, actions or decisions; County Advisory Board Recommendations; action, decisions or recommendation of county personnel of the entire decision-making process which foreseeable will be heard or reviewed by Commission or County Advisory Board.	All persons, firms or corporations employed or retained by a Principal. Includes Principal and any agent, officer or employee of Principal regardless of whether lobbying falls within normal scope of employment.	<p><u>Lobbyist</u> - Registration, fee, and Expenditure Reports.</p> <p><u>Principals</u> - Prior to lobbying, form filed stating that the Lobbyist is authorized to represent the Principal.</p> <p><u>Persons</u> - Who appear as a <u>representative of a not-for-profit, neighborhood association, etc.</u> without special compensation or reimbursement, to express support or opposition to an item shall register, but can be exempted from filing fee.</p> <p>Representative persons for an individual or firm for oral presentations before county evaluation, selection or similar committee must file <u>affidavit</u> of all persons who may make a presentation. No fee required for presentation members.</p>	<p>Public officer, employee or appointee in official capacity.</p> <p>Individual capacity for purposes of self-representation without compensation or reimbursement.</p>	<p>Administrative fine.</p> <p>Prohibition from lobbying as determined by County Commission on Ethics.</p>