

**BY AUTHORITY**

ORDINANCE NO. \_\_\_\_\_  
SERIES OF 2016

COUNCIL BILL NO. CB16-0920  
COMMITTEE OF REFERENCE:  
Finance and Governance

**A BILL**

**For an ordinance amending sections 2-302(b), 2-303, 2-309(a), 2-310 and 2-311 of Article XIII, "Regulation of Lobbyists," of the Revised Municipal Code.**

**BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

Section I. Paragraph (b) of section 2-302 of the Denver Revised Municipal Code is hereby amended by deleting the language stricken and adding the language underlined below, to read as follows:

Sec. 2-302. - Annual registration statement required.

\* \* \*

(b) *Registration required.* All lobbyists shall file a registration statement with the city clerk within five (5) days after first engaging in lobbying; provided, however, that an individual lobbyist will be considered to have registered if the entity that employs him or her is registered and lists the individual among its lobbyists on its registration or an amendment. ~~The date on which the registration statement is filed shall be the registrant's anniversary date. On or before the registrant's anniversary date in~~ In every succeeding year, all lobbyists shall file an annual registration statement with the city clerk on January 15. The city clerk will make the filed registrations available to the public online within a reasonable time, not to exceed seven (7) business days from the date of receipt.

Section II. Section 2-303 of the Denver Revised Municipal Code is hereby amended by deleting the language stricken and adding the language underlined below, to read as follows:

Sec. 2-303. – Bi-monthly ~~Monthly~~ financial report.

(a) *Form of report; duty of city clerk.* The city clerk shall prepare forms for the bi-monthly ~~monthly~~ financial report and other information required to be filed by this article and electronically furnish such forms and information for use by persons subject to the requirements herein.

(b) *Reports required.* A financial report shall be filed bi-monthly ~~monthly~~ with the city clerk by each registered lobbyist. The report shall be filed no later than the fifteenth day of the succeeding month.

(c) *Information required.* The bi-monthly financial ~~Financial~~ reports required hereunder shall contain the following information for the reporting person:

(1) The reporting person's full name, business or occupation, business mailing address, and business telephone number;

~~(2) A method for the reporting person to report that no money was or will be expended for lobbying during a reporting period;~~

(23) When a lobbyist reports ~~makes~~ an expenditure for lobbying a covered official, the following shall be listed by individual lobbyist:

- a. An itemized list and the estimated value of all gifts, entertainment, and direct or indirect expenditures to, on behalf of, or benefitting the covered official for lobbying purposes, including but not limited to: monies, tickets, gratuities, transfers, loans, advances, deposits, promises, expressed or implied agreements, or any tangible or intangible thing of value of any amount ~~The type and amount of expenditure;~~
- b. The name of the client or employer on whose behalf money is expended;
- c. The name and title of the covered official lobbied;
- d. The date lobbied and the legislative matters on which the official was lobbied; and

~~(4) The reporting person's income, listed by client, derived from lobbying covered officials.~~

(3) The city clerk will make the completed financial reports available to the public on line within a reasonable time, not to exceed seven (7) business days from the date of receipt of the completed financial reports.

Section III. Paragraph (a) of section 2-309 of the Denver Revised Municipal Code is hereby deleted and marked as "reserved".

Sec. 2-309. - Powers of the city clerk; granting and revoking of certificates; barring from registration; reporting to city attorney for criminal prosecution.

~~(a) The city clerk shall grant a certificate of registration as a lobbyist to any person who registers under the provisions of section 2-302 and who supplies the information required. [RESERVED.]~~

Section IV. Section 2-310 of the Denver Revised Municipal Code is hereby amended by deleting the language stricken and adding the language underlined below, to read as follows:

Sec. 2-310. - Notice.

If, in any bi-monthly ~~monthly~~ financial report filed under section 2-303, it is reported that more than fifty dollars (\$50.00) was spent while lobbying a covered official or that a lobbyist donated to a covered official any meals, tickets to events for which admission is charged, or reduced price admissions to events for which admission is charged, then the city clerk shall notify the covered official in writing within twenty-one (21) days. The city clerk shall also notify any covered official if a lobbyist reports any business or employment relationship involving that official within 21 days. Following receipt of either notification, the covered official may, within fifteen (15) days, file a written statement containing the reasons why his or her name should not be included in the report. This statement shall be attached to and remain a part of the report.

Section V. Section 2-311 of the Denver Revised Municipal Code is hereby amended to read as follows:

Sec. 2-311. - Fees.

The clerk is authorized to establish fees and late filing penalties for:

- (1) Filing of lobbyist registration statements as required by subsection 2-302(b);
- (2) Amending lobbyist registration statements as required by subsection 2-302(d);
- (3) Filing bi-monthly ~~monthly~~ financial reports as required by subsection 2-303(b);

1 ~~In an amount sufficient to recover the city's cost for administering this article.~~ The clerk shall establish  
2 ~~a fee schedule and make said schedule available to the public online. the fee structure so that, on~~  
3 ~~the average, a lobbyist's fee expenses will be proportional to the city's expense for that lobbyist.~~

4 Section VI. This ordinance shall take effect January 1, 2017.

5 COMMITTEE APPROVAL DATE:

6 MAYOR-COUNCIL DATE:

7 PASSED BY THE COUNCIL: \_\_\_\_\_, 2016

8 \_\_\_\_\_ - PRESIDENT

9 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2016

10 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
11 EX-OFFICIO CLERK OF THE  
12 CITY AND COUNTY OF DENVER

13 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2016; \_\_\_\_\_, 2016

14 PREPARED BY: T. Shaun Sullivan, Assistant City Attorney DATE: \_\_\_\_\_, 2016

15 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
16 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
17 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to  
18 §3.2.6 of the Charter.

19  
20 Denver City Attorney

21  
22 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2016