

1 Draft of possible legislation to require individuals who are compensated to influence local  
2 government actions to provide notice and pay fee to local clerk

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4 § 2.2-421.1. *Notification to local clerk.*

5 *A. An individual who is compensated to influence or attempt to influence a local government*  
6 *action through oral or written communication with a local government officer or employee shall*  
7 *provide written notice of such status to the clerk of the governing body of the county, city, or*  
8 *town in which the local government officer or employee serves. This requirement shall not apply*  
9 *to an attorney clearly identified on a land use application.*

10 *B. The compensated individual shall provide notice to the clerk within 15 days after first*  
11 *communicating or attempting to communicate with a local government officer or employee. The*  
12 *notice shall include (i) the name, telephone number, and business address of the compensated*  
13 *individual, (ii) the name, telephone number and business address of the entity that is providing*  
14 *the compensation to the individual, and (iii) the local government action (with as much*  
15 *specificity as possible) that the individual is attempting to influence. The notice shall be filed and*  
16 *maintained as a public record for five years in the office of the clerk of the governing body of the*  
17 *county, city, or town. All notices shall expire one calendar year after being filed with a local*  
18 *clerk.*

19 *C. The clerk of the local governing body shall collect a fee of \$25 from the compensated*  
20 *individual for each notification provided. This fee shall be deposited into the general fund of the*  
21 *locality.*

22 *D. For purposes of this section, a local government action means the enactment, repeal or*  
23 *modification of an ordinance or resolution, including actions related to local taxes; the budget of*  
24 *a locality; or a land use proceedings.*

25 *E. This section shall not apply to any person listed in subdivisions 1 through 5 of § 2.2-421, or to*  
26 *any local government employee or officer acting in an official capacity.*

27 *F. Any compensated individual who fails to provide notice as required in this section is guilty of*  
28 *a Class 1 misdemeanor.*

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