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State of Minnesota
HOUSE OF REPRESENTATIVES
NINETIETH SESSION

H. F. No. 1033

02/09/2017 Authored by Lesch; Johnson, S.; Rosenthal; Lillie and Dehn, R.,
The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy

1.1 A bill for an act
1.2 relating to state government; prohibiting individuals and private associations from
1.3 providing certain gifts to officials; amending Minnesota Statutes 2016, section
1.4 10A.071, subdivisions 2, 3.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2016, section 10A.071, subdivision 2, is amended to read:

1.7 Subd. 2. ~~Prohibition~~ **Prohibitions.** (a) A lobbyist or principal may not give a gift or
1.8 request another to give a gift to an official. An official may not accept a gift from a lobbyist
1.9 or principal.

1.10 (b) An individual or private association, regardless of whether the individual or private
1.11 association is a lobbyist or principal, may not give an official a gift in the form of preferential
1.12 admission to an event held in a publicly owned event or entertainment facility, if the purpose
1.13 for giving the gift is due to the recipient's status as an official. For purposes of this paragraph,
1.14 "preferential admission" includes, but is not limited to:

1.15 (1) free or discounted admission tickets or parking privileges;

1.16 (2) free or discounted access to private suites, premium seating areas, or premium event
1.17 experiences; and

1.18 (3) early or priority access to purchase tickets, ticket upgrades, or premium event
1.19 experiences for the event.

1.20 An official may not accept a gift that an individual or private association is prohibited from
1.21 giving under this paragraph.

2.1 Sec. 2. Minnesota Statutes 2016, section 10A.071, subdivision 3, is amended to read:

2.2 Subd. 3. **Exceptions.** (a) The prohibitions in this section do not apply if the gift is:

2.3 (1) a contribution as defined in section 10A.01, subdivision 11;

2.4 (2) services to assist an official in the performance of official duties, including but not
2.5 limited to providing advice, consultation, information, and communication in connection
2.6 with legislation, and services to constituents;

2.7 (3) services of insignificant monetary value;

2.8 (4) a plaque with a resale value of \$5 or less;

2.9 (5) a trinket or memento costing \$5 or less;

2.10 (6) informational material with a resale value of \$5 or less; or

2.11 (7) food or a beverage given at a reception, meal, or meeting if:

2.12 (i) the reception, meal, or meeting is held away from the recipient's place of work by an
2.13 organization before whom the recipient appears to make a speech or answer questions as
2.14 part of a program; or

2.15 (ii) the recipient is a member or employee of the legislature and an invitation to attend
2.16 the reception, meal, or meeting was provided to all members of the legislature at least five
2.17 days prior to the date of the event.

2.18 (b) The prohibitions in this section do not apply if the gift is given:

2.19 (1) because of the recipient's membership in a group, a majority of whose members are
2.20 not officials, and an equivalent gift is given to the other members of the group; or

2.21 (2) by a lobbyist ~~or~~ principal, or individual who is a member of the family of the
2.22 recipient, unless the gift is given on behalf of someone who is not a member of that family.