

CHAPTER 4512
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD
GIFT PROHIBITION

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4512.0010 SCOPE.

This chapter applies to the prohibition of certain gifts pursuant to Minnesota Statutes, section 10A.071.

Statutory Authority: *MS s 10A.02*

History: *20 SR 2504*

Published Electronically: *February 28, 2006*

4512.0100 DEFINITIONS.

Subpart 1. **Scope.** The definitions in this part apply to this chapter and Minnesota Statutes, section 10A.071. The definitions in chapter 4501 and in Minnesota Statutes, chapter 10A, apply to this chapter.

Subp. 2. [Repealed, L 2017 1Sp4 art 3 s 18]

Subp. 3. **Gift.** In addition to those categories specified in Minnesota Statutes, section 10A.071, subdivision 1, the following are included within the definition of gift:

- A. meals and entertainment;
- B. loans of personal property for less than payment of fair market value;
- C. giving preferential treatment for purchases;
- D. honoraria; and
- E. payment of loans or other obligations.

Subp. 4. [Repealed, L 2017 1Sp4 art 3 s 18]

Subp. 5. [Repealed, L 2017 1Sp4 art 3 s 18]

Statutory Authority: *MS s 10A.02*

History: 20 SR 2504; L 2017 1Sp4 art 3 s 18
Published Electronically: August 16, 2017

4512.0200 GIFTS WHICH MAY NOT BE ACCEPTED.

Subpart 1. **Acceptance.** An official may not accept a gift given by a lobbyist or lobbyist principal or given as the result of a request by a lobbyist or lobbyist principal unless the gift satisfies an exception under this part or Minnesota Statutes, section 10A.071.

Subp. 2. **Use of gift to a political subdivision.** An official may not use a gift given by a lobbyist or lobbyist principal to a political subdivision until the gift has been formally accepted by an official action of the governing body of the political subdivision.

Subp. 3. **Exception.** A gift is not prohibited if it consists of informational material given by a lobbyist or principal to assist an official in the performance of official duties and the lobbyist or principal had a significant role in the creation, development, or production of that material.

Statutory Authority: MS s 10A.01; 10A.02; 10A.022; 10A.025
History: 20 SR 2504; 30 SR 903; 49 SR 979
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4512.0300 GIFTS PAID FOR BY THIRD PARTIES.

A gift is given by the individual or association paying for the gift or reimbursing another for the gift.

Statutory Authority: MS s 10A.02
History: 20 SR 2504
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4512.0400 GIFTS PARTIALLY PAID FOR BY LOBBYIST OR LOBBYIST PRINCIPAL.

An official must contemporaneously reimburse the lobbyist or lobbyist principal for the fair market value of any part of a gift paid for by the lobbyist or lobbyist principal.

Statutory Authority: MS s 10A.02
History: 20 SR 2504
Published Electronically: February 28, 2006

4512.0500 WHEN A GIFT IS REQUESTED BY LOBBYIST OR LOBBYIST PRINCIPAL.

A gift is requested by a lobbyist or lobbyist principal if it is the direct result of a request, suggestion, or other affirmative effort by the lobbyist or lobbyist principal.

Statutory Authority: MS s 10A.02
History: 20 SR 2504
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4512.0600 SPECIFIC EXCLUSIONS FROM GIFT DEFINITION.

Subpart 1. **Payment for goods and services.** Payment of the regular price for goods or services provided by an official or an official's business is not a gift to the official.

Subp. 2. **Employment compensation.** A salary increase, promotion, or change from part-time to full-time status for an official who is an employee is not a gift to the official.

Statutory Authority: *MS s 10A.02*

History: *20 SR 2504*

Published Electronically: *February 28, 2006*