

Amendments to House Bill No. 632
Reference Copy

Requested by Greg Hertz
For the (S) Free Conference

Prepared by Julie Johnson
04/19/2021, 03:21:56

1. Title, line 23.

Following: "COSTS;

Insert: "PROHIBITING THE USE OF AMERICAN RESCUE PLAN ACT FUNDS FOR LOBBYING
ACTIVITIES; ALLOWING INJUNCTIVE RELIEF AND ATTORNEY FEES;"

2. Page 25.

Following: line 28

Insert: "NEW SECTION. Section 31. Restrictions on use of funds for lobbying

activities. (1) The governing body of a state, county, or municipality may not spend funds received pursuant to the American Rescue Plan Act of 2021, Public Law 117-2, or provide compensation in any manner to directly or indirectly influence or attempt to influence the outcome of any legislation pending before the legislature.

(2) This subsection does not prevent:

(a) an officer or employee of a state, county, or municipality from providing information for a member of the legislature or appearing before a legislative committee at the request of the member of the legislature or the committee;

(b) an elected officer of a state, county, or municipality from advocating for or against or otherwise influencing or attempting to influence the outcome of legislation pending before the legislature while acting as an officer of the county or municipality;

(c) an employee of a state, county, or municipality from advocating for or against or otherwise influencing or attempting to influence the outcome of legislation pending before the legislature unless those actions would render that person a lobbyist as defined in 5-7-102; or

(d) an organization representing a state, county, or municipality from providing only informational testimony on legislation pending before the

legislature.

(3) If a state, county, or municipality engages in an activity prohibited by subsection (1), a taxpayer or resident of the state, county, or municipality is entitled to appropriate injunctive relief to prevent any further activity prohibited by that subsection.

(4) A taxpayer or resident who prevails in an action under subsection (3) is entitled to recover from the state, county, or municipality, as applicable, the taxpayer's or resident's reasonable attorney fees and costs incurred in bringing the action. "

Renumber: subsequent sections

3. Page 26, line 5.

Strike: "33 THROUGH 36"

Insert: "34 through 37"

4. Page 26, line 8.

Following: "SECTION"

Strike: "37"

Insert: "38"

- END -

Explanation - Note: Because the page and line numbers referred to in these amendment instructions are required to match the page and line numbers of the official bill version being amended, they will not necessarily match the page and line numbers shown in any related Amendments in Context document.