

House Bill 232 (COMMITTEE SUBSTITUTE)

By: Representatives Lindsey of the 54<sup>th</sup>, Smyre of the 132<sup>nd</sup>, Wilkinson of the 52<sup>nd</sup>, Stephens of the 164<sup>th</sup>, Williams of the 4<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 28-7-3 of the Official Code of Georgia Annotated, relating to the  
2 prohibition of contingency compensation of lobbyists, so as to provide that such prohibition  
3 shall not apply to bona fide commission salespersons and that such salespersons shall not be  
4 required to register as lobbyists or otherwise be considered to be lobbyists; to provide for  
5 related matters; to provide an effective date; to repeal conflicting laws; and for other  
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 28-7-3 of the Official Code of Georgia Annotated, relating to the prohibition  
10 of contingency compensation of lobbyists, is amended by designating the existing text of the  
11 Code section as subsection (a) and adding a new subsection to read as follows:

12 "(b) The prohibitions on contingent compensation contained in subsection (a) of this Code  
13 section and in subsection (a) of Code Section 21-5-76 shall not apply to, and shall not  
14 prohibit the retention or employment of, a bona fide commission salesperson who acts in  
15 that capacity with respect to governmental procurements; and such a bona fide commission  
16 salesperson shall not be required to register as a lobbyist or otherwise be subject to the  
17 provisions of Article 4 of Chapter 5 of Title 21."

18 **SECTION 2.**

19 This Act shall become effective upon its approval by the Governor or upon its becoming law  
20 without such approval. It is the express intention of the General Assembly that this Act be  
21 applied retroactively to January 10, 2011, as well as prospectively.

22 **SECTION 3.**

23 All laws and parts of laws in conflict with this Act are repealed.