



ADMINISTRATIVE RULES OF MONTANA



44.12.203 PRINCIPALS--REPORTING OF COMPENSATION PAID TO LOBBYISTS

- (1) Pursuant to [5-7-208](#) (5) (a) , MCA, reports filed by principals shall disclose compensation paid to lobbyists in the following manner:
 - (a) If the compensation paid is a periodic, lump sum, or contingent fee and the primary purpose of the contract is for lobbying or to support or assist lobbying activities, the entire amount of the fee shall be reported.
 - (b) If the lobbyist or the individual engaged in lobbying activities is a salaried employee or officer of the principal, and his duties include lobbying or support or assistance for lobbying activities, the compensation may be allocated and reported on a daily basis or on an hourly basis based on the amount of time the lobbyist or the individual is engaged in lobbying or in supporting or assisting lobbying activities.
 - (c) If the compensation paid is a fee for services that includes lobbying or supporting or assisting lobbying activities but not as the primary purpose of the contract, either:
 - (i) the proportion of the total fee that equals the proportion of the total time spent lobbying or supporting or assisting lobbying activities on behalf of the principal shall be reported; or
 - (ii) if the principal is being billed on an hourly basis, the compensation paid for the actual time billed for lobbying or supporting or assisting lobbying activities on behalf of the principal shall be reported.
- (2) In calculating and reporting compensation paid to a lobbyist or an individual for lobbying or to support or assist lobbying activities as provided in (1) (b) and (c) , a fraction of an hour for each day that a lobbyist or an individual lobbies or supports or assists lobbying activities shall be rounded up to the nearest quarter of an hour and so reported. For example, Lobbyist A reports to Principal White Hat that she spent the following time lobbying or assisting or supporting lobbying activities for the February 15 reporting period in a legislative year:

DATE	HOURS
1/12	3.2
1/13	4.8
1/16	2.1
1/28	1.3

Total	11.4
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Principal White Hat must, for each of the four days Lobbyist A engaged in lobbying or supported or assisted a lobbying activity, calculate and report Lobbyist A's time as follows:

DATE	HOURS
1/12	3.2 is reported as 3.25
1/13	4.8 is reported as 5.00
1/16	2.1 is reported as 2.25
1/28	1.3 is reported as 1.50
Total	11.4 is reported as 12.00

Principal White Hat must report 12 hours (not 11.4 hours) of time for Lobbyist A at the hourly compensation paid to Lobbyist A in the February 15 lobbying report.

Authorizing statute(s): 5-7-111, MCA

Implementing statute(s): 5-7-111, 5-7-208, MCA

History: NEW, 1982 MAR p. 1208, Eff. 6/18/82; AMD, 2002 MAR p. 2458, Eff. 9/13/02; AMD, 2004 MAR p. 1979, Eff. 8/20/04.