

COMMONWEALTH OF MASSACHUSETTS

MILK CONTROL COMMISSION

OFFICIAL ORDER NO. G-302
Effective July 1, 1972

(Re Regulation implementing Executive
Order No. 85 of 1972 promulgated by
(his Excellency, the Governor

By virtue of the authority vested in it by General Laws, Chapter 94A and Executive Order No. 85 of His Excellency, Francis W. Sargent, Governor of the Commonwealth of Massachusetts and as a result of examination and investigation having been made by public hearing, Docket No. 357 held after due notice, and due deliberation having been had, by vote of the members of the Milk Control Commission adopted at their meeting on June 29, 1972, it is hereby

ORDERED: That effective on and after 12:01 A.M., July 1, 1972, the following regulation is hereby adopted:

REGULATION REQUIRING DISCLOSURE OF LOBBYING ACTIVITY

SECTION 1. Definitions. As used in this regulation, the following terms shall mean:

"Lobbying activity", any activity undertaken for the purpose of influencing, either directly or indirectly through an agent or any other intermediary, the Milk Control Commission or any official thereof to take or to refrain from taking any official action that may substantially affect the licensed business of a licensee.

"Official", any officer, member or employee of the Milk Control Commission.

"Official contact", any meeting, hearing (other than a public hearing), telephone conversation or written communication between an official and a licensee, acting in their respective professional capacities, which relates at least in part to any official action of the agency, or to the general business or authority of the agency, but not including routine inquiries or routine reports.

"Official action", any action of the Milk Control Commission or any official thereof which the same is authorized or directed by law to take in its or his official capacity as such, including but not limited to any ruling, regulation, investigation, administrative enforcement or disciplinary proceeding or executive policy decision.

"License", any license, certificate, permit or similar permission to engage in a business.

"Licensee", any person or business holding a license granted by the Milk Control Commission.

"Reporting date", July 31st of each year.

"Reporting period", a period of twelve (12) months ending June 30th.

"Expend" or "expenditure", shall include provision of goods, services or other things of value.

"Sum expended", shall include the fair market value of any such goods, services or things of value.

"Gift or gratuity", any sum of money, goods, services or other things of value such as meals, refreshments, transportation, accommodations or entertainment donated or furnished free of charge or for less than fair market value.

SECTION 2. Reporting Requirement: Every licensee shall, on or before the reporting date, file with the Milk Control Commission a statement, on oath, containing the following information:

- a. The name and business address of the licensee.
- b. The reporting period covered by the statement.
- c. The total sum expended by the licensee on lobbying activities during the reporting period.
- d. A complete list of every official action the outcome of which the licensee attempted to affect through lobbying activities during the reporting period, including, with respect to each such action, a description of the action, the intended result of such activities, and the total sum expended in connection therewith.
- e. A complete list of all official contacts with the Milk Control Commission or any official thereof during the reporting period, including, with respect to each official contact so reported, the date, time of day, and place, the names of all individuals representing the licensee and of all agency officials involved, and the official action or actions, if any, discussed.
- f. A complete list of every gift or gratuity given or provided during the reporting period to any official, directly or through any intermediary, including, with respect to each such gift or gratuity, the date of presentation, an exact description, the value, and the name of the recipient.

g. A complete list of every individual expenditure of ten dollars or more, other than those reported pursuant to the preceding paragraph, made by the licensee in connection with lobbying activities during the reporting period, including, with respect to each such expenditure, the date and nature of the expenditure and official action sought to be affected.

SECTION 3. Membership in Associations. If the licensee is a member of an association organized to promote the interest of the licensed business or profession of the licensee, the statement required by this regulation must be accompanied by a statement of the lobbying activities of said association on behalf of, or related to, matters substantially affecting the business of the licensee, such statement to contain the information relating to such activities required by Section 2 of this regulation. In lieu and in satisfaction of this requirement, an association may file such report directly with the Milk Control Commission.

SECTION 4. Statements Open to Public Inspection. All statements required to be filed by this regulation shall be considered public records and shall be open to public inspection.

This order shall become effective as hereinabove stated, to wit, at 12:01 A.M., July 1, 1972.

MILK CONTROL COMMISSION

Joseph J. Reyer
CHAIRMAN

Frank Bissell
COMMISSIONER

Saul W. Wynn
COMMISSIONER

Seal of the
Milk Control
Commission

Dated: Boston, Mass.
June 29, 1972

Publication No. 224 approved by Alfred C. Holland, State Purchasing Agent.

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Communication from the Milk Control Commission Comm. of Mass. relative to regulation implementing Executive Order No. 85 of 1972 requiring disclosure of lobbying activity

9/11/72

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