

Changes to the Law Regulating Contingent Fees

House Bill 3445 (HB 3445), adopted by the 81st Legislature during its regular session, prohibits sales commissions or such fees (contingent fees) in circumstances in which a state agency purchasing decision exceeds 10 million dollars. HB 3445 requires certain persons who have communications in their capacity as an independent contractor, as defined by commission rule, AND whose compensation for those communications is contingent on the outcome of a purchasing decision or negotiations regarding such decisions, to register as a lobbyist and report information about those communications

HB 3445 also requires a person who is paid a sales commission or such fee by a state agency to disclose on a lobby registration the state agency as a client and disclose certain information regarding the sales commission or fee. The following is a list of the legislation, the rules, an advisory opinion, a chart relating to contingent fees, and updated lobby software.

- [HB 3445 – Contingent Fees](#) (Effective 09/01/09)
- [Rules Resulting From HB 3445](#)
- [Ethics Advisory Opinion No. 486](#) (December 2009)
- [Chart on Contingent Fees Under HB 3445](#)
- [Lobby Software](#) (version 2.5.2)