

# LOBBYING SYNOPSIS

1996-2022

## CONTINGENCY COMPENSATION

**No person shall employ a lobbyist nor shall any person be employed as a lobbyist pursuant to any compensation agreement that permits more than half of the compensation to be paid to such a lobbyist to be dependent upon the outcome of any legislative or administrative action. 29 Del. C. § 5834.**

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### **Fees for Lobbying State Agencies--Commission Opinion No. 96-24**

A lobbyist, who represents a company before a State agency in an attempt to obtain business for that company with the State, asked if he could be compensated based on the outcome. The statute is clear that lobbyists cannot enter compensation agreements that permit more than half of the compensation "to be dependent on the outcome of any legislative or administrative action." 29 Del. C. § 5834 (emphasis added). It applies equally to lobbying the General Assembly and State agencies. Accordingly, a lobbyist could not represent a company before a State agency if the compensation agreement violated that provision.