



## STATE OF IDAHO

OFFICE OF THE ATTORNEY GENERAL

LAWRENCE G. WASDEN

June 22, 2021

*Via Certified Mail, Return Receipt Requested  
and regular U.S. Mail*

Dustin Hurst  
802 W. Bannock St., Ste 405  
Boise, ID 83702

Re: Late Lobbyist Registration Fine

Dear Mr. Hurst:

The Idaho Secretary of State has referred this matter to our office because you failed to comply with the lobbying reporting requirements contained in Idaho Code § 67-6617.

The Idaho Secretary of State's website reflects that you first registered as a lobbyist on October 27, 2020 for the Idaho Freedom Foundation. You timely filed an annual report for 2020 and also timely re-registered on January 9, 2021, thus meeting Idaho Code § 67-6617(4). Accordingly, there are no issues concerning your lobbying for Idaho Freedom Foundation.

Your lobbying for Idaho Freedom Action (IFA) is a concern. You first registered as a lobbyist for IFA on April 15, 2021. However, in your March report for IFA, you disclosed reportable expenditures of \$14,316.69 in advertising in relation to SB1179. Given these reportable expenditures in March before your registration as a lobbyist for IFA on April 15, 2021, your registration as a lobbyist for IFA is untimely.

Idaho Code § 67-6617(1) provides as follows: “[b]efore doing any lobbying, or within thirty (30) days after being employed, designated, or contracted as a lobbyist, **whichever occurs first**, a lobbyist shall register by filing with the secretary of state a lobbyist registration statement . . . .” *Id.* (emphasis added). The March advertising that you disclosed as reportable expenditures constitute the act of lobbying since you were attempting to affect SB1179. *See* Idaho Code § 67-6602(12).

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Given the lobbying efforts for IFA in March before your registration with the Idaho Secretary of State, this is a violation of Idaho Code § 67-6625(1). Pursuant to Idaho Code § 67-6625, the Idaho Secretary of State is assessing a fine against you in the amount of \$250.00. Please note that in the event you do not pay the fine within 30 days, our office will file a civil action for the fine. There will be no more letters attempting to resolve this matter. You may contact me at (208) 334-4541 if you wish to discuss this matter.

Sincerely,

*/s/ Robert A. Berry*

ROBERT A. BERRY  
Deputy Attorney General

cc: Sheryl Millard,  
Elections Compliance Specialist  
Idaho Secretary of State