

Interest Group Mediation: A Process-Based Mechanism for Controlling and Improving Congressional Lobbying Practices

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I. INTRODUCTION

The complexities of modern society increase the amount of necessary government actions and decrease the amount of deliberation that goes into them. The resulting strain on our policymaking system leads government officials to rely on lobbyists and leads lobbyists to fight viciously for influence over government officials. Symptoms of this problem surface with scandals such as the Abramoff² affair and trends such as the recent lobbying boom. These instances of corruption and inefficiency in congressional practices have renewed interest in lobbying reform. While lobbyists provide legislatures with benefits such as information and representation of special interests, lobbying often becomes a spending war between conflicting interests that consume the efforts of both legislators and advocacy groups. Currently, the only limitations over lobbying practices are disclosure laws that require lobbyists to reveal their lobbying activities after spending a certain amount influencing officials.

Mediation may offer an adaptable and widely-beneficial mechanism in congressional lobbying practices. If Congress had the power to push opposing interest groups to enter mediation after spending a certain amount in lobbying on an issue, they may be able to preclude costly, indirect fighting by reaching consensus over policy action. Opening and facilitating

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¹ Meredith McGehee, *Lobby Reform as Window Dressing*, 31-SUM ADMIN. & REG. L. NEWS 4, 4 (2006).

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