

SB1538



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB1538

Introduced 2/9/2017, by Sen. Chuck Weaver

SYNOPSIS AS INTRODUCED:

25 ILCS 170/6

from Ch. 63, par. 176

Amends the Lobbyist Registration Act. Provides that a person required to register under the Act must include in his or her report a description of (i) any business relationship that the registrant has with a State official, and (ii) any familial relationship with a State official that is known to the registrant. Defines "familial relationship".

LRB100 09792 RJF 19962 b

A BILL FOR

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Lobbyist Registration Act is amended by
5 changing Section 6 as follows:

6 (25 ILCS 170/6) (from Ch. 63, par. 176)

7 Sec. 6. Reports.

8 (a) Lobbyist reports. Except as otherwise provided in this
9 Section, every lobbyist registered under this Act who is solely
10 employed by a lobbying entity shall file an affirmation,
11 verified under oath pursuant to Section 1-109 of the Code of
12 Civil Procedure, with the Secretary of State attesting to the
13 accuracy of any reports filed pursuant to subsection (b) as
14 those reports pertain to work performed by the lobbyist. Any
15 lobbyist registered under this Act who is not solely employed
16 by a lobbying entity shall personally file reports required of
17 lobbying entities pursuant to subsection (b). A lobbyist may,
18 if authorized so to do by a lobbying entity by whom he or she is
19 employed or retained, file lobbying entity reports pursuant to
20 subsection (b) provided that the lobbying entity may delegate
21 the filing of the lobbying entity report to only one lobbyist
22 in any reporting period.

23 (b) Lobbying entity reports. Every lobbying entity

1 registered under this Act shall report expenditures related to
2 lobbying. The report shall itemize each individual expenditure
3 or transaction and shall include the name of the official on
4 whose behalf the expenditure was made, the name of the client
5 if the expenditure was made on behalf of a client, the total
6 amount of the expenditure, a description of the expenditure,
7 the vendor or purveyor to whom the expenditure was made
8 (including the address or location of the expenditure), the
9 date on which the expenditure occurred and the subject matter
10 of the lobbying activity, if any. For those expenditures made
11 on behalf of a client, if the client is a client registrant,
12 the report shall also include the name and address of the
13 client or clients of the client registrant or the official or
14 officials on whose behalf the expenditure ultimately was made.
15 Each expenditure required to be reported shall include all
16 expenses made for or on behalf of an official or his or her
17 immediate family member living with the official.

18 (b-1) The report shall include any change or addition to
19 the client list information, required in Section 5 for
20 registration, since the last report, including the names and
21 addresses of all clients who retained the lobbying entity
22 together with an itemized description for each client of the
23 following: (1) lobbying regarding executive action, including
24 the name of any executive agency lobbied and the subject
25 matter; (2) lobbying regarding legislative action, including
26 the General Assembly and any other agencies lobbied and the

1 subject matter; and (3) lobbying regarding administrative
2 action, including the agency lobbied and the subject matter.
3 Registrants who made no reportable expenditures during a
4 reporting period shall file a report stating that no
5 expenditures were incurred.

6 (b-2) Expenditures attributable to lobbying officials
7 shall be listed and reported according to the following
8 categories:

9 (1) Travel and lodging on behalf of others, including,
10 but not limited to, all travel and living accommodations
11 made for or on behalf of State officials during sessions of
12 the General Assembly.

13 (2) Meals, beverages and other entertainment.

14 (3) Gifts (indicating which, if any, are on the basis
15 of personal friendship).

16 (4) Honoraria.

17 (5) Any other thing or service of value not listed
18 under categories (1) through (4), setting forth a
19 description of the expenditure. The category travel and
20 lodging includes, but is not limited to, all travel and
21 living accommodations made for or on behalf of State
22 officials in the State capital during sessions of the
23 General Assembly.

24 (b-3) Expenditures incurred for hosting receptions,
25 benefits and other large gatherings held for purposes of
26 goodwill or otherwise to influence executive, legislative or

1 administrative action to which there are 25 or more State
2 officials invited shall be reported listing only the total
3 amount of the expenditure, the date of the event, and the
4 estimated number of officials in attendance.

5 (b-4) The report must include a description of any business
6 relationship that a registrant has with an official.

7 (b-5) The report must include a description of any familial
8 relationship with an official that is known to the registrant.
9 For the purposes of this subsection, "familial relationship"
10 includes those people related to the registrant as father,
11 mother, son, daughter, brother, sister, uncle, aunt, great
12 aunt, great uncle, first cousin, nephew, niece, husband, wife,
13 fiance, fiancée, grandfather, grandmother, grandson,
14 granddaughter, father-in-law, mother-in-law, son-in-law,
15 daughter-in-law, brother-in-law, sister-in-law, stepfather,
16 stepmother, stepson, stepdaughter, stepbrother, stepsister,
17 half brother, half sister, and including the father, mother,
18 grandfather, or grandmother of the registrant's fiance or
19 fiancée.

20 (b-7) Matters excluded from reports. The following items
21 need not be included in the report:

22 (1) Reasonable and bona fide expenditures made by the
23 registrant who is a member of a legislative or State study
24 commission or committee while attending and participating
25 in meetings and hearings of such commission or committee.

26 (2) Reasonable and bona fide expenditures made by the

1 registrant for personal sustenance, lodging, travel,
2 office expenses and clerical or support staff.

3 (3) Salaries, fees, and other compensation paid to the
4 registrant for the purposes of lobbying.

5 (4) Any contributions required to be reported under
6 Article 9 of the Election Code.

7 (5) Expenditures made by a registrant on behalf of an
8 official that are returned or reimbursed prior to the
9 deadline for submission of the report.

10 (c) A registrant who terminates employment or duties which
11 required him or her to register under this Act shall give the
12 Secretary of State, within 30 days after the date of such
13 termination, written notice of such termination and shall
14 include therewith a report of the expenditures described
15 herein, covering the period of time since the filing of his or
16 her last report to the date of termination of employment. Such
17 notice and report shall be final and relieve such registrant of
18 further reporting under this Act, unless and until he or she
19 later takes employment or assumes duties requiring him or her
20 to again register under this Act.

21 (d) Failure to file any such report within the time
22 designated or the reporting of incomplete information shall
23 constitute a violation of this Act.

24 A registrant shall preserve for a period of 2 years all
25 receipts and records used in preparing reports under this Act.

26 (e) Within 30 days after a filing deadline or as provided

1 by rule, the lobbyist shall notify each official on whose
2 behalf an expenditure has been reported. Notification shall
3 include the name of the registrant, the total amount of the
4 expenditure, a description of the expenditure, the date on
5 which the expenditure occurred, and the subject matter of the
6 lobbying activity.

7 (f) A report for the period beginning January 1, 2010 and
8 ending on June 30, 2010 shall be filed no later than July 15,
9 2010, and a report for the period beginning July 1, 2010 and
10 ending on December 31, 2010 shall be filed no later than
11 January 15, 2011. Beginning January 1, 2011, reports shall be
12 filed semi-monthly as follows: (i) for the period beginning the
13 first day of the month through the 15th day of the month, the
14 report shall be filed no later than the 20th day of the month
15 and (ii) for the period beginning on the 16th day of the month
16 through the last day of the month, the report shall be filed no
17 later than the 5th day of the following month. A report filed
18 under this Act is due in the Office of the Secretary of State
19 no later than the close of business on the date on which it is
20 required to be filed.

21 (g) All reports filed under this Act shall be filed in a
22 format or on forms prescribed by the Secretary of State.

23 (Source: P.A. 98-459, eff. 1-1-14.)