



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB0793

Introduced 2/10/2021, by Rep. Patrick Windhorst

SYNOPSIS AS INTRODUCED:

5 ILCS 420/2-101

from Ch. 127, par. 602-101

Amends the Illinois Governmental Ethics Act. Provides that a member of the General Assembly, his or her spouse, and any immediate family member living with that member of the General Assembly shall not, for compensation, lobby any official of the executive or legislative branch of State government or any official of any unit of local government. Provides that a person who violates these provisions is guilty of official misconduct, a Class 3 felony. Defines terms. Repeals current provisions banning members of the General Assembly from lobbying, a Class A misdemeanor. Effective immediately.

LRB102 04199 RJF 14216 b

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 Illinois Governmental Ethics Act is amended
5 by changing Section 2-101 as follows:

6 (5 ILCS 420/2-101) (from Ch. 127, par. 602-101)

7 Sec. 2-101. Prohibition on lobbying.

8 (a) Notwithstanding any provision of law to the contrary,
9 on and after the effective date of this amendatory Act of the
10 102nd General Assembly, a member of the General Assembly, his
11 or her spouse, and any immediate family member living with
12 that member of the General Assembly shall not, for
13 compensation:

14 (1) lobby or otherwise act in a capacity that would
15 require that person to register as a lobbyist under the
16 Lobbyist Registration Act or any lobbyist registration
17 ordinance adopted by a unit of local government or school
18 district; or

19 (2) communicate with any official of the executive or
20 legislative branch of State government or any official of
21 any unit of local government or school district for the
22 ultimate purpose of influencing any executive,
23 legislative, or administrative action.

1 (b) A person who violates the provisions of this Section
2 is guilty of official misconduct under Section 33-3 of the
3 Criminal Code of 2012.

4 (c) For purposes of this Section only:

5 "Lobbying" includes, but is not limited to, the meaning
6 provided in Section 1-109 of this Act and the meaning provided
7 in subsection (e) of Section 2 of the Lobbyist Registration
8 Act.

9 "Official of the executive or legislative branch of State
10 government" has the meaning provided in subsection (c) of
11 Section 2 of the Lobbyist Registration Act.

12 ~~No legislator may engage in lobbying, as that term is defined~~
13 ~~in Section 1-109, if he accepts compensation specifically~~
14 ~~attributable to such lobbying, other than that provided by law~~
15 ~~for members of the General Assembly. Nothing in this Section~~
16 ~~prohibits a legislator from lobbying without compensation.~~

17 ~~A violation of this Section shall constitute a Class A~~
18 ~~misdemeanor.~~

19 (Source: P.A. 77-2830.)

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.