



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB4591

Introduced 1/21/2022, 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 governing body or official of any unit of local government. Provides that a person who violates these provisions is guilty of official misconduct, a Class 3 felony. Makes conforming and other changes. Effective immediately.

LRB102 22533 RJF 31674 b

1 AN ACT concerning 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. Government official 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 governing
21 body or official of any unit of local government or school
22 district for the ultimate purpose of influencing any
23 executive, legislative, or administrative action.

1 In addition to any other penalty imposed by this Section,
2 a person who violates the provisions of this subsection (a) is
3 guilty of official misconduct under Section 33-3 of the
4 Criminal Code of 2012.

5 ~~No legislator may engage in promoting or opposing in any~~
6 ~~manner the passage by the General Assembly of any legislative~~
7 ~~matter affecting the interests of any individual, association,~~
8 ~~or corporation as distinct from those of the people of the~~
9 ~~State as a whole, if he or she accepts compensation~~
10 ~~specifically attributable to such lobbying, other than that~~
11 ~~provided by law for members of the General Assembly. Nothing~~
12 ~~in this Section prohibits a legislator from lobbying without~~
13 ~~compensation.~~

14 (a-5) No ~~legislator or~~ executive branch constitutional
15 officer shall engage in compensated lobbying of the governing
16 body of a municipality, county, or township, or an official
17 thereof, on behalf of any lobbyist or lobbying entity that is
18 registered to lobby the General Assembly or the executive
19 branch of the State of Illinois.

20 (b) No elected or appointed county executive or
21 legislative official shall engage in compensated lobbying of
22 the governing body of a county, municipality, township, the
23 General Assembly, a State executive branch office or agency,
24 or an official thereof, on behalf of any lobbyist or lobbying
25 entity that is registered to lobby the county in which the
26 official is elected or appointed.

1 (c) No elected or appointed municipal executive or
2 legislative official shall engage in compensated lobbying of
3 the governing body of a county, municipality, township, the
4 General Assembly, a State executive branch office or agency,
5 or an official thereof, on behalf of any lobbyist or lobbying
6 entity that is registered to lobby the municipality in which
7 the official is elected or appointed.

8 (d) No elected or appointed township executive or
9 legislative official shall engage in compensated lobbying of
10 the governing body of a county, municipality, township, the
11 General Assembly, a State executive branch office or agency,
12 or an official thereof, on behalf of any lobbyist or lobbying
13 entity that is registered to lobby the township in which the
14 official is elected or appointed.

15 (e) No elected or appointed municipal executive or
16 legislative official shall engage in compensated lobbying of
17 the governing body of a county, municipality, or township, the
18 General Assembly, a State executive branch office or agency,
19 or an official thereof, on behalf of any lobbyist or lobbying
20 entity if the person is an elected or appointed municipal
21 executive or legislative official from a municipality exempted
22 by the preemption provision of Section 11.2 of the Lobbyist
23 Registration Act.

24 (f) A violation of this Section shall constitute a Class A
25 misdemeanor.

26 (Source: P.A. 102-664, eff. 1-1-22.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.