

SB3647



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB3647

Introduced 2/10/2012, by Sen. Darin M. LaHood

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 any business or familial relationship, or both, that the registrant has with a State official. Defines "familial relationship".

LRB097 17381 JDS 62583 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. Each expenditure required to
11 be reported shall include all expenses made for or on behalf of
12 an official or his or her immediate family member living with
13 the official.

14 (b-1) The report shall include any change or addition to
15 the client list information, required in Section 5 for
16 registration, since the last report, including the names and
17 addresses of all clients who retained the lobbying entity
18 together with an itemized description for each client of the
19 following: (1) lobbying regarding executive action, including
20 the name of any executive agency lobbied and the subject
21 matter; (2) lobbying regarding legislative action, including
22 the General Assembly and any other agencies lobbied and the
23 subject matter; and (3) lobbying regarding administrative
24 action, including the agency lobbied and the subject matter.
25 Registrants who made no reportable expenditures during a
26 reporting period shall file a report stating that no

1 expenditures were incurred.

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

5 (1) travel and lodging on behalf of others, including,
6 but not limited to, all travel and living accommodations
7 made for or on behalf of State officials during sessions of
8 the General Assembly.

9 (2) meals, beverages and other entertainment.

10 (3) gifts (indicating which, if any, are on the basis
11 of personal friendship).

12 (4) honoraria.

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

20 (b-3) Expenditures incurred for hosting receptions,
21 benefits and other large gatherings held for purposes of
22 goodwill or otherwise to influence executive, legislative or
23 administrative action to which there are 25 or more State
24 officials invited shall be reported listing only the total
25 amount of the expenditure, the date of the event, and the
26 estimated number of officials in attendance.

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

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

16 (1) Reasonable and bona fide expenditures made by the
17 registrant who is a member of a legislative or State study
18 commission or committee while attending and participating
19 in meetings and hearings of such commission or committee.

20 (2) Reasonable and bona fide expenditures made by the
21 registrant for personal sustenance, lodging, travel,
22 office expenses and clerical or support staff.

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

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

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

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

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

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

20 (e) Within 30 days after a filing deadline or as provided
21 by rule, the lobbyist shall notify each official on whose
22 behalf an expenditure has been reported. Notification shall
23 include the name of the registrant, the total amount of the
24 expenditure, a description of the expenditure, the date on
25 which the expenditure occurred, and the subject matter of the
26 lobbying activity.

1 (f) A report for the period beginning January 1, 2010 and
2 ending on June 30, 2010 shall be filed no later than July 15,
3 2010, and a report for the period beginning July 1, 2010 and
4 ending on December 31, 2010 shall be filed no later than
5 January 15, 2011. Beginning January 1, 2011, reports shall be
6 filed semi-monthly as follows: (i) for the period beginning the
7 first day of the month through the 15th day of the month, the
8 report shall be filed no later than the 20th day of the month
9 and (ii) for the period beginning on the 16th day of the month
10 through the last day of the month, the report shall be filed no
11 later than the 5th day of the following month. A report filed
12 under this Act is due in the Office of the Secretary of State
13 no later than the close of business on the date on which it is
14 required to be filed.

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

17 (Source: P.A. 96-555, eff. 1-1-10; 96-1358, eff. 7-28-10.)