

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 Lobbyist Registration Act is amended by
5 changing Sections 2, 5, and 6 as follows:

6 (25 ILCS 170/2) (from Ch. 63, par. 172)

7 Sec. 2. Definitions. As used in this Act, unless the
8 context otherwise requires:

9 (a) "Person" means any individual, firm, partnership,
10 committee, association, corporation, or any other organization
11 or group of persons.

12 (b) "Expenditure" means a payment, distribution, loan,
13 advance, deposit, or gift of money or anything of value, and
14 includes a contract, promise, or agreement, whether or not
15 legally enforceable, to make an expenditure, for the ultimate
16 purpose of influencing executive, legislative, or
17 administrative action, other than compensation as defined in
18 subsection (d).

19 (c) "Official" means:

20 (1) the Governor, Lieutenant Governor, Secretary of
21 State, Attorney General, State Treasurer, and State
22 Comptroller;

23 (2) Chiefs of Staff for officials described in item

1 (1);

2 (3) Cabinet members of any elected constitutional
3 officer, including Directors, Assistant Directors and
4 Chief Legal Counsel or General Counsel;

5 (4) Members of the General Assembly; and

6 (5) Members of any board, commission, authority, or
7 task force of the State authorized or created by State law
8 or by executive order of the Governor.

9 (d) "Compensation" means any money, thing of value or
10 financial benefits received or to be received in return for
11 services rendered or to be rendered, for lobbying as defined in
12 subsection (e).

13 Monies paid to members of the General Assembly by the State
14 as remuneration for performance of their Constitutional and
15 statutory duties as members of the General Assembly shall not
16 constitute compensation as defined by this Act.

17 (e) "Lobby" and "lobbying" means any communication with an
18 official of the executive or legislative branch of State
19 government as defined in subsection (c) for the ultimate
20 purpose of influencing any executive, legislative, or
21 administrative action.

22 (f) "Influencing" means any communication, action,
23 reportable expenditure as prescribed in Section 6 or other
24 means used to promote, support, affect, modify, oppose or delay
25 any executive, legislative or administrative action or to
26 promote goodwill with officials as defined in subsection (c).

1 (g) "Executive action" means the proposal, drafting,
2 development, consideration, amendment, adoption, approval,
3 promulgation, issuance, modification, rejection or
4 postponement by a State entity of a rule, regulation, order,
5 decision, determination, contractual arrangement, purchasing
6 agreement or other quasi-legislative or quasi-judicial action
7 or proceeding.

8 (h) "Legislative action" means the development, drafting,
9 introduction, consideration, modification, adoption,
10 rejection, review, enactment, or passage or defeat of any bill,
11 amendment, resolution, report, nomination, administrative rule
12 or other matter by either house of the General Assembly or a
13 committee thereof, or by a legislator. Legislative action also
14 means the action of the Governor in approving or vetoing any
15 bill or portion thereof, and the action of the Governor or any
16 agency in the development of a proposal for introduction in the
17 legislature.

18 (i) "Administrative action" means the execution or
19 rejection of any rule, regulation, legislative rule, standard,
20 fee, rate, contractual arrangement, purchasing agreement or
21 other delegated legislative or quasi-legislative action to be
22 taken or withheld by any executive agency, department, board or
23 commission of the State.

24 (j) "Lobbyist" means any natural person who undertakes to
25 lobby State government as provided in subsection (e).

26 (k) "Lobbying entity" means any entity that hires, retains,

1 employs, or compensates a natural person to lobby State
2 government as provided in subsection (e).

3 (l) "Authorized agent" means the person designated by an
4 entity or lobbyist registered under this Act as the person
5 responsible for submission and retention of reports required
6 under this Act.

7 (m) "Client" means any person or entity that provides
8 compensation to a lobbyist to lobby State government as
9 provided in subsection (e) of this Section.

10 (n) "Client registrant" means a client who is required to
11 register under this Act.

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

13 (25 ILCS 170/5)

14 Sec. 5. Lobbyist registration and disclosure. Every
15 natural person and every entity required to register under this
16 Act shall before any service is performed which requires the
17 natural person or entity to register, but in any event not
18 later than 2 business days after being employed or retained,
19 file in the Office of the Secretary of State a statement in a
20 format prescribed by the Secretary of State containing the
21 following information with respect to each person or entity
22 employing, ~~or~~ retaining, or benefitting from the services of
23 the natural person or entity required to register:

24 (a) The registrant's name, permanent address, e-mail
25 address, if any, fax number, if any, business telephone

1 number, and temporary address, if the registrant has a
2 temporary address while lobbying.

3 (a-5) If the registrant is an entity, the information
4 required under subsection (a) for each natural person
5 associated with the registrant who will be lobbying,
6 regardless of whether lobbying is a significant part of his
7 or her duties.

8 (b) The name and address of the client or clients
9 employing or retaining the registrant to perform such
10 services or on whose behalf the registrant appears. If the
11 client employing or retaining the registrant is a client
12 registrant, the statement shall also include the name and
13 address of the client or clients of the client registrant
14 on whose behalf the registrant will be or anticipates
15 performing services.

16 (c) A brief description of the executive, legislative,
17 or administrative action in reference to which such service
18 is to be rendered.

19 (c-5) Each executive and legislative branch agency the
20 registrant expects to lobby during the registration
21 period.

22 (c-6) The nature of the client's business, by
23 indicating all of the following categories that apply: (1)
24 banking and financial services, (2) manufacturing, (3)
25 education, (4) environment, (5) healthcare, (6) insurance,
26 (7) community interests, (8) labor, (9) public relations or

1 advertising, (10) marketing or sales, (11) hospitality,
2 (12) engineering, (13) information or technology products
3 or services, (14) social services, (15) public utilities,
4 (16) racing or wagering, (17) real estate or construction,
5 (18) telecommunications, (19) trade or professional
6 association, (20) travel or tourism, (21) transportation,
7 (22) agriculture, and (23) other (setting forth the nature
8 of that other business).

9 Every natural person and every entity required to register
10 under this Act shall annually submit the registration required
11 by this Section on or before each January 31. The registrant
12 has a continuing duty to report any substantial change or
13 addition to the information contained in the registration.

14 The Secretary of State shall make all filed statements and
15 amendments to statements publicly available by means of a
16 searchable database that is accessible through the World Wide
17 Web. The Secretary of State shall provide all software
18 necessary to comply with this provision to all natural persons
19 and entities required to file. The Secretary of State shall
20 implement a plan to provide computer access and assistance to
21 natural persons and entities required to file electronically.

22 All natural persons and entities required to register under
23 this Act shall remit a single, annual, and nonrefundable \$300
24 registration fee. Each natural person required to register
25 under this Act shall submit, on an annual basis, a picture of
26 the registrant. A registrant may, in lieu of submitting a

1 picture on an annual basis, authorize the Secretary of State to
2 use any photo identification available in any database
3 maintained by the Secretary of State for other purposes. Each
4 registration fee collected for registrations on or after
5 January 1, 2010 shall be deposited into the Lobbyist
6 Registration Administration Fund for administration and
7 enforcement of this Act.

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

9 (25 ILCS 170/6) (from Ch. 63, par. 176)

10 Sec. 6. Reports.

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

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

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

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

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

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

14 (2) meals, beverages and other entertainment.

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

17 (4) honoraria.

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

25 (b-3) Expenditures incurred for hosting receptions,
26 benefits and other large gatherings held for purposes of

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

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

8 (1) Reasonable and bona fide expenditures made by the
9 registrant who is a member of a legislative or State study
10 commission or committee while attending and participating
11 in meetings and hearings of such commission or committee.

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

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

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

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

22 (c) A registrant who terminates employment or duties which
23 required him to register under this Act shall give the
24 Secretary of State, within 30 days after the date of such
25 termination, written notice of such termination and shall
26 include therewith a report of the expenditures described

1 herein, covering the period of time since the filing of his
2 last report to the date of termination of employment. Such
3 notice and report shall be final and relieve such registrant of
4 further reporting under this Act, unless and until he later
5 takes employment or assumes duties requiring him to again
6 register under this Act.

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

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

12 (e) Within 30 days after a filing deadline or as provided
13 by rule, the lobbyist shall notify each official on whose
14 behalf an expenditure has been reported. Notification shall
15 include the name of the registrant, the total amount of the
16 expenditure, a description of the expenditure, the date on
17 which the expenditure occurred, and the subject matter of the
18 lobbying activity.

19 (f) A report for the period beginning January 1, 2010 and
20 ending on June 30, 2010 shall be filed no later than July 15,
21 2010, and a report for the period beginning July 1, 2010 and
22 ending on December 31, 2010 shall be filed no later than
23 January 15, 2011. Beginning January 1, 2011, reports shall be
24 filed semi-monthly as follows: (i) for the period beginning the
25 first day of the month through the 15th day of the month, the
26 report shall be filed no later than the 20th day of the month

1 and (ii) for the period beginning on the 16th day of the month
2 through the last day of the month, the report shall be filed no
3 later than the 5th day of the following month. A report filed
4 under this Act is due in the Office of the Secretary of State
5 no later than the close of business on the date on which it is
6 required to be filed.

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

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