

# HB3409



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

**HB3409**

by Rep. Stephanie A. Kifowit

#### SYNOPSIS AS INTRODUCED:

25 ILCS 170/6

from Ch. 63, par. 176

Amends the Lobbyist Registration Act. Requires salaries, fees, and other compensation paid to a registrant under the Act for the purposes of lobbying to be disclosed on a lobbying entity report (currently, need not be disclosed).

LRB099 08379 JLK 28531 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 (4.5) Salaries, fees, and other compensation paid to  
18 the registrant for the purposes of lobbying.

19 (5) Any other thing or service of value not listed  
20 under categories (1) through (4.5) ~~(4)~~, setting forth a  
21 description of the expenditure. The category travel and  
22 lodging includes, but is not limited to, all travel and  
23 living accommodations made for or on behalf of State  
24 officials in the State capital during sessions of the  
25 General Assembly.

26 (b-3) Expenditures incurred for hosting receptions,

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

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

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

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

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

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

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

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

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

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

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

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

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

1 report shall be filed no later than the 20th day of the month  
2 and (ii) for the period beginning on the 16th day of the month  
3 through the last day of the month, the report shall be filed no  
4 later than the 5th day of the following month. A report filed  
5 under this Act is due in the Office of the Secretary of State  
6 no later than the close of business on the date on which it is  
7 required to be filed.

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

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