



Rep. Gregory Harris

Adopted in House on Nov 14, 2019

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LRB101 11010 JWD 64794 a

1 AMENDMENT TO SENATE BILL 1639

2 AMENDMENT NO. _____. Amend Senate Bill 1639 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Lobbyist Registration Act is amended by
5 changing Sections 2, 5, and 7 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

1 administrative action, other than compensation as defined in
2 subsection (d).

3 (c) "Official" means:

4 (1) the Governor, Lieutenant Governor, Secretary of
5 State, Attorney General, State Treasurer, and State
6 Comptroller;

7 (2) Chiefs of Staff for officials described in item
8 (1);

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

12 (4) Members of the General Assembly; and

13 (5) Members of any board, commission, authority, or
14 task force of the State authorized or created by State law
15 or by executive order of the Governor.

16 (d) "Compensation" means any money, thing of value or
17 financial benefits received or to be received in return for
18 services rendered or to be rendered, for lobbying as defined in
19 subsection (e).

20 Monies paid to members of the General Assembly by the State
21 as remuneration for performance of their Constitutional and
22 statutory duties as members of the General Assembly shall not
23 constitute compensation as defined by this Act.

24 (e) "Lobby" and "lobbying" means any communication with an
25 official of the executive or legislative branch of State
26 government as defined in subsection (c) for the ultimate

1 purpose of influencing any executive, legislative, or
2 administrative action.

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

8 (g) "Executive action" means the proposal, drafting,
9 development, consideration, amendment, adoption, approval,
10 promulgation, issuance, modification, rejection or
11 postponement by a State entity of a rule, regulation, order,
12 decision, determination, contractual arrangement, purchasing
13 agreement or other quasi-legislative or quasi-judicial action
14 or proceeding.

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

25 (i) "Administrative action" means the execution or
26 rejection of any rule, regulation, legislative rule, standard,

1 fee, rate, contractual arrangement, purchasing agreement or
2 other delegated legislative or quasi-legislative action to be
3 taken or withheld by any executive agency, department, board or
4 commission of the State.

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

7 (k) "Lobbying entity" means any entity that hires, retains,
8 employs, or compensates a natural person to lobby State
9 government as provided in subsection (e).

10 (l) "Authorized agent" means the person designated by an
11 entity or lobbyist registered under this Act as the person
12 responsible for submission and retention of reports required
13 under this Act.

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

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

19 (o) "Unit of local government" has the meaning ascribed to
20 it in Section 1 of Article VII of the Illinois Constitution and
21 also includes school districts and community college
22 districts.

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

24 (25 ILCS 170/5)

25 Sec. 5. Lobbyist registration and disclosure. Every

1 natural person and every entity required to register under this
2 Act shall before any service is performed which requires the
3 natural person or entity to register, but in any event not
4 later than 2 business days after being employed or retained,
5 file in the Office of the Secretary of State a statement in a
6 format prescribed by the Secretary of State containing the
7 following information with respect to each person or entity
8 employing, retaining, or benefitting from the services of the
9 natural person or entity required to register:

10 (a) The registrant's name, permanent address, e-mail
11 address, if any, fax number, if any, business telephone
12 number, and temporary address, if the registrant has a
13 temporary address while lobbying.

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

19 (b) The name and address of the client or clients
20 employing or retaining the registrant to perform such
21 services or on whose behalf the registrant appears. If the
22 client employing or retaining the registrant is a client
23 registrant, the statement shall also include the name and
24 address of the client or clients of the client registrant
25 on whose behalf the registrant will be or anticipates
26 performing services.

1 (b-5) If the registrant employs or retains a
2 sub-registrant, the statement shall include the name and
3 address of the sub-registrant and identify the client or
4 clients of the registrant on whose behalf the
5 sub-registrant will be or is anticipated to be performing
6 services.

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

10 (c-5) Each executive and legislative branch agency the
11 registrant expects to lobby during the registration
12 period.

13 (c-6) The nature of the client's business, by
14 indicating all of the following categories that apply: (1)
15 banking and financial services, (2) manufacturing, (3)
16 education, (4) environment, (5) healthcare, (6) insurance,
17 (7) community interests, (8) labor, (9) public relations or
18 advertising, (10) marketing or sales, (11) hospitality,
19 (12) engineering, (13) information or technology products
20 or services, (14) social services, (15) public utilities,
21 (16) racing or wagering, (17) real estate or construction,
22 (18) telecommunications, (19) trade or professional
23 association, (20) travel or tourism, (21) transportation,
24 (22) agriculture, and (23) other (setting forth the nature
25 of that other business).

26 (d) A confirmation that the registrant has a sexual

1 harassment policy as required by Section 4.7, that such
2 policy shall be made available to any individual within 2
3 business days upon written request (including electronic
4 requests), that any person may contact the authorized agent
5 of the registrant to report allegations of sexual
6 harassment, and that the registrant recognizes the
7 Inspector General has jurisdiction to review any
8 allegations of sexual harassment alleged against the
9 registrant or lobbyists hired by the registrant.

10 (e) Each unit of local government in this State for
11 which the registrant is or expects to be required to
12 register to lobby the local government during the
13 registration period. "Lobby" shall have the meaning
14 ascribed to it by the relevant unit of local government.

15 (f) Each elected or appointed public office in this
16 State to be held by the registrant at any time during the
17 registration period.

18 Every natural person and every entity required to register
19 under this Act shall annually submit the registration required
20 by this Section on or before each January 31. The registrant
21 has a continuing duty to report any substantial change or
22 addition to the information contained in the registration.
23 Registrants registered as of the effective date of this
24 amendatory Act of the 101st General Assembly shall update their
25 registration to add the information required under subsections
26 (b-5), (e), and (f), if applicable, within 30 days after the

1 effective date of this amendatory Act of the 101st General
2 Assembly.

3 The Secretary of State shall make all filed statements and
4 amendments to statements publicly available by means of a
5 searchable database that is accessible through the World Wide
6 Web. The Secretary of State shall provide all software
7 necessary to comply with this provision to all natural persons
8 and entities required to file. The Secretary of State shall
9 implement a plan to provide computer access and assistance to
10 natural persons and entities required to file electronically.

11 All natural persons and entities required to register under
12 this Act shall remit a single, annual, and nonrefundable \$300
13 registration fee. Each natural person required to register
14 under this Act shall submit, on an annual basis, a picture of
15 the registrant. A registrant may, in lieu of submitting a
16 picture on an annual basis, authorize the Secretary of State to
17 use any photo identification available in any database
18 maintained by the Secretary of State for other purposes. Each
19 registration fee collected for registrations on or after
20 January 1, 2010 shall be deposited into the Lobbyist
21 Registration Administration Fund for administration and
22 enforcement of this Act.

23 (Source: P.A. 100-554, eff. 11-16-17.)

24 (25 ILCS 170/7) (from Ch. 63, par. 177)

25 Sec. 7. Duties of the Secretary of State.

1 (a) It shall be the duty of the Secretary of State to
2 provide appropriate forms for the registration and reporting of
3 information required by this Act and to keep such registrations
4 and reports on file in his office for 3 years from the date of
5 filing. He shall also provide and maintain a register with
6 appropriate blanks and indexes so that the information required
7 in Sections 5 and 6 of this Act may be accordingly entered.
8 Such records shall be considered public information and open to
9 public inspection.

10 (b) Within 5 business days after a filing deadline, the
11 Secretary of State shall notify persons he determines are
12 required to file but have failed to do so.

13 (c) The Secretary of State shall provide adequate software
14 to the persons required to file under this Act, and all
15 registrations, reports, statements, and amendments required to
16 be filed shall be filed electronically. The Secretary of State
17 shall promptly make all filed reports publicly available by
18 means of a searchable database that is accessible through the
19 World Wide Web. The Secretary of State shall provide all
20 software necessary to comply with this provision to all persons
21 required to file. The Secretary of State shall implement a plan
22 to provide computer access and assistance to persons required
23 to file electronically.

24 (d) The Secretary of State shall include registrants'
25 pictures when publishing or posting on his or her website the
26 information required in Section 5.

1 (d-5) Within 90 days after the effective date of this
2 amendatory Act of the 101st General Assembly, the Secretary of
3 State shall create a publicly accessible and searchable
4 database bringing together disclosures by registered lobbyists
5 under this Act, contributions by registered lobbyists required
6 to be disclosed under the Election Code, and statements of
7 economic interests required to be filed by State officials and
8 employees under the Illinois Governmental Ethics Act.

9 (e) The Secretary of State shall receive and investigate
10 allegations of violations of this Act. Any employee of the
11 Secretary of State who receives an allegation shall immediately
12 transmit it to the Secretary of State Inspector General.

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

14 Section 99. Effective date. This Act takes effect upon
15 becoming law."