

# HB2109



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB2109

Introduced 2/7/2023, by Rep. Camille Y. Lilly

### SYNOPSIS AS INTRODUCED:

25 ILCS 115/4

from Ch. 63, par. 15.1

Amends the General Assembly Compensation Act. Makes a technical change in a Section concerning the office allowances.

LRB103 29333 BMS 55720 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 General Assembly Compensation Act is  
5 amended by changing Section 4 as follows:

6 (25 ILCS 115/4) (from Ch. 63, par. 15.1)

7 Sec. 4. Office allowance. Beginning July 1, 2001 and  
8 through July 1, 2020, each member of the ~~the~~ House of  
9 Representatives is authorized to approve the expenditure of  
10 not more than \$61,000 per year and each member of the Senate is  
11 authorized to approve the expenditure of not more than \$73,000  
12 per year to pay for "personal services", "contractual  
13 services", "commodities", "printing", "travel", "operation of  
14 automotive equipment", "telecommunications services", as  
15 defined in the State Finance Act, and the compensation of one  
16 or more legislative assistants authorized pursuant to this  
17 Section, in connection with his or her legislative duties and  
18 not in connection with any political campaign. On July 1, 2002  
19 and on July 1 of each year thereafter, the amount authorized  
20 per year under this Section for each member of the Senate and  
21 each member of the House of Representatives shall be increased  
22 by a percentage increase equivalent to the lesser of (i) the  
23 increase in the designated cost of living index or (ii) 5%. The

1 designated cost of living index is the index known as the  
2 "Employment Cost Index, Wages and Salaries, By Occupation and  
3 Industry Groups: State and Local Government Workers: Public  
4 Administration" as published by the Bureau of Labor Statistics  
5 of the U.S. Department of Labor for the calendar year  
6 immediately preceding the year of the respective July 1st  
7 increase date. The increase shall be added to the then current  
8 amount, and the adjusted amount so determined shall be the  
9 annual amount beginning July 1 of the increase year until July  
10 1 of the next year. No increase under this provision shall be  
11 less than zero.

12 Beginning July 1, 2021, each member of the House of  
13 Representatives is authorized to approve the expenditure of  
14 not more than \$179,000 per year and each member of the Senate  
15 is authorized to approve the expenditure of not more than  
16 \$214,000 per year to pay for "personal services", "contractual  
17 services", "commodities", "printing", "travel", "operation of  
18 automotive equipment", "telecommunications services", as  
19 defined in the State Finance Act, and the compensation of one  
20 or more legislative assistants authorized pursuant to this  
21 Section, in connection with his or her legislative duties and  
22 not in connection with any political campaign. On July 1, 2022  
23 and on July 1 of each year thereafter, the amount authorized  
24 per year under this Section for each member of the Senate and  
25 each member of the House of Representatives shall be increased  
26 by a percentage increase equivalent to the lesser of (i) the

1 increase in the designated cost of living index or (ii) 5%. The  
2 designated cost of living index is the index known as the  
3 "Employment Cost Index, Wages and Salaries, By Occupation and  
4 Industry Groups: State and Local Government Workers: Public  
5 Administration" as published by the Bureau of Labor Statistics  
6 of the U.S. Department of Labor for the calendar year  
7 immediately preceding the year of the respective July 1st  
8 increase date. The increase shall be added to the then current  
9 amount, and the adjusted amount so determined shall be the  
10 annual amount beginning July 1 of the increase year until July  
11 1 of the next year. No increase under this provision shall be  
12 less than zero.

13 A member may purchase office equipment if the member  
14 certifies to the Secretary of the Senate or the Clerk of the  
15 House, as applicable, that the purchase price, whether paid in  
16 lump sum or installments, amounts to less than would be  
17 charged for renting or leasing the equipment over its  
18 anticipated useful life. All such equipment must be purchased  
19 through the Secretary of the Senate or the Clerk of the House,  
20 as applicable, for proper identification and verification of  
21 purchase.

22 Each member of the General Assembly is authorized to  
23 employ one or more legislative assistants, who shall be solely  
24 under the direction and control of that member, for the  
25 purpose of assisting the member in the performance of his or  
26 her official duties. A legislative assistant may be employed

1 pursuant to this Section as a full-time employee, part-time  
2 employee, or contractual employee, at the discretion of the  
3 member. If employed as a State employee, a legislative  
4 assistant shall receive employment benefits on the same terms  
5 and conditions that apply to other employees of the General  
6 Assembly. Each member shall adopt and implement personnel  
7 policies for legislative assistants under his or her direction  
8 and control relating to work time requirements, documentation  
9 for reimbursement for travel on official State business,  
10 compensation, and the earning and accrual of State benefits  
11 for those legislative assistants who may be eligible to  
12 receive those benefits. The policies shall also require  
13 legislative assistants to periodically submit time sheets  
14 documenting, in quarter-hour increments, the time spent each  
15 day on official State business. The policies shall require the  
16 time sheets to be submitted on paper, electronically, or both  
17 and to be maintained in either paper or electronic format by  
18 the applicable fiscal office for a period of at least 2 years.  
19 Contractual employees may satisfy the time sheets requirement  
20 by complying with the terms of their contract, which shall  
21 provide for a means of compliance with this requirement. A  
22 member may satisfy the requirements of this paragraph by  
23 adopting and implementing the personnel policies promulgated  
24 by that member's legislative leader under the State Officials  
25 and Employees Ethics Act with respect to that member's  
26 legislative assistants.

1           As used in this Section the term "personal services" shall  
2 include contributions of the State under the Federal Insurance  
3 Contribution Act and under Article 14 of the Illinois Pension  
4 Code. As used in this Section the term "contractual services"  
5 shall not include improvements to real property unless those  
6 improvements are the obligation of the lessee under the lease  
7 agreement. Beginning July 1, 1989, as used in the Section, the  
8 term "travel" shall be limited to travel in connection with a  
9 member's legislative duties and not in connection with any  
10 political campaign. Beginning on the effective date of this  
11 amendatory Act of the 93rd General Assembly, as used in this  
12 Section, the term "printing" includes, but is not limited to,  
13 newsletters, brochures, certificates, congratulatory  
14 mailings, greeting or welcome messages, anniversary or  
15 birthday cards, and congratulations for prominent achievement  
16 cards. As used in this Section, the term "printing" includes  
17 fees for non-substantive resolutions charged by the Clerk of  
18 the House of Representatives under subsection (c-5) of Section  
19 1 of the Legislative Materials Act. No newsletter or brochure  
20 that is paid for, in whole or in part, with funds provided  
21 under this Section may be printed or mailed during a period  
22 beginning February 1 of the year of a general primary  
23 election, except that in 2022 the period shall begin on May 15,  
24 2022, and ending the day after the general primary election  
25 and during a period beginning September 1 of the year of a  
26 general election and ending the day after the general

1 election, except that such a newsletter or brochure may be  
2 mailed during those times if it is mailed to a constituent in  
3 response to that constituent's inquiry concerning the needs of  
4 that constituent or questions raised by that constituent. The  
5 printing or mailing of any newsletter or brochure paid for, in  
6 whole or in part, with funds under this Section between  
7 February 1, 2022 and the effective date of this amendatory Act  
8 of the 102nd General Assembly shall not be considered a  
9 violation of this Section. Nothing in this Section shall be  
10 construed to authorize expenditures for lodging and meals  
11 while a member is in attendance at sessions of the General  
12 Assembly.

13 Any utility bill for service provided to a member's  
14 district office for a period including portions of 2  
15 consecutive fiscal years may be paid from funds appropriated  
16 for such expenditure in either fiscal year.

17 If a vacancy occurs in the office of Senator or  
18 Representative in the General Assembly, any office equipment  
19 in the possession of the vacating member shall transfer to the  
20 member's successor; if the successor does not want such  
21 equipment, it shall be transferred to the Secretary of the  
22 Senate or Clerk of the House of Representatives, as the case  
23 may be, and if not wanted by other members of the General  
24 Assembly then to the Department of Central Management Services  
25 for treatment as surplus property under the State Property  
26 Control Act. Each member, on or before June 30th of each year,

1 shall conduct an inventory of all equipment purchased pursuant  
2 to this Act. Such inventory shall be filed with the Secretary  
3 of the Senate or the Clerk of the House, as the case may be.  
4 Whenever a vacancy occurs, the Secretary of the Senate or the  
5 Clerk of the House, as the case may be, shall conduct an  
6 inventory of equipment purchased.

7 In the event that a member leaves office during his or her  
8 term, any unexpended or unobligated portion of the allowance  
9 granted under this Section shall lapse. The vacating member's  
10 successor shall be granted an allowance in an amount, rounded  
11 to the nearest dollar, computed by dividing the annual  
12 allowance by 365 and multiplying the quotient by the number of  
13 days remaining in the fiscal year.

14 From any appropriation for the purposes of this Section  
15 for a fiscal year which overlaps 2 General Assemblies, no more  
16 than 1/2 of the annual allowance per member may be spent or  
17 encumbered by any member of either the outgoing or incoming  
18 General Assembly, except that any member of the incoming  
19 General Assembly who was a member of the outgoing General  
20 Assembly may encumber or spend any portion of his annual  
21 allowance within the fiscal year.

22 The appropriation for the annual allowances permitted by  
23 this Section shall be included in an appropriation to the  
24 President of the Senate and to the Speaker of the House of  
25 Representatives for their respective members. The President of  
26 the Senate and the Speaker of the House shall voucher for



1 payment individual members' expenditures from their annual  
2 office allowances to the State Comptroller, subject to the  
3 authority of the Comptroller under Section 9 of the State  
4 Comptroller Act.

5 Nothing in this Section prohibits the expenditure of  
6 personal funds or the funds of a political committee  
7 controlled by an officeholder to defray the customary and  
8 reasonable expenses of an officeholder in connection with the  
9 performance of governmental and public service functions.

10 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22.)