



Rep. Scott Drury

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09800HB4317ham001

LRB098 17559 OMW 56578 a

1 AMENDMENT TO HOUSE BILL 4317

2 AMENDMENT NO. _____. Amend House Bill 4317 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Lobbyist Registration Act is amended by
5 changing Section 3 as follows:

6 (25 ILCS 170/3) (from Ch. 63, par. 173)

7 Sec. 3. Persons required to register.

8 (a) Except as provided in Section 9, any natural person
9 who, for compensation or otherwise, undertakes to lobby, or any
10 person or entity who employs or compensates another person for
11 the purposes of lobbying, shall register with the Secretary of
12 State as provided in this Act, unless that person or entity
13 qualifies for one or more of the following exemptions.

14 (1) Persons or entities who, for the purpose of
15 influencing any executive, legislative, or administrative
16 action and who do not make expenditures that are reportable

1 pursuant to Section 6, appear without compensation or
2 promise thereof only as witnesses before committees of the
3 House and Senate for the purpose of explaining or arguing
4 for or against the passage of or action upon any
5 legislation then pending before those committees, or who
6 seek without compensation or promise thereof the approval
7 or veto of any legislation by the Governor.

8 ~~(1.4) A unit of local government or a school district.~~

9 (1.5) An elected or appointed official or an employee
10 of a unit of local government or school district who, in
11 the scope of his or her public office or employment, seeks
12 to influence executive, legislative, or administrative
13 action exclusively on behalf of that unit of local
14 government or school district.

15 (2) Persons or entities who own, publish, or are
16 employed by a newspaper or other regularly published
17 periodical, or who own or are employed by a radio station,
18 television station, or other bona fide news medium that in
19 the ordinary course of business disseminates news,
20 editorial or other comment, or paid advertisements that
21 directly urge the passage or defeat of legislation. This
22 exemption is not applicable to such an individual insofar
23 as he or she receives additional compensation or expenses
24 from some source other than the bona fide news medium for
25 the purpose of influencing executive, legislative, or
26 administrative action. This exemption does not apply to

1 newspapers and periodicals owned by or published by trade
2 associations and not-for-profit corporations engaged
3 primarily in endeavors other than dissemination of news.

4 (3) Persons or entities performing professional
5 services in drafting bills or in advising and rendering
6 opinions to clients as to the construction and effect of
7 proposed or pending legislation when those professional
8 services are not otherwise, directly or indirectly,
9 connected with executive, legislative, or administrative
10 action.

11 (4) Persons or entities who are employees of
12 departments, divisions, or agencies of State government
13 and who appear before committees of the House and Senate
14 for the purpose of explaining how the passage of or action
15 upon any legislation then pending before those committees
16 will affect those departments, divisions, or agencies of
17 State government.

18 (5) Employees of the General Assembly, legislators,
19 legislative agencies, and legislative commissions who, in
20 the course of their official duties only, engage in
21 activities that otherwise qualify as lobbying.

22 (6) Persons or entities in possession of technical
23 skills and knowledge relevant to certain areas of
24 executive, legislative, or administrative actions, whose
25 skills and knowledge would be helpful to officials when
26 considering those actions, whose activities are limited to

1 making occasional appearances for or communicating on
2 behalf of a registrant, and who do not make expenditures
3 that are reportable pursuant to Section 6 even though
4 receiving expense reimbursement for those occasional
5 appearances.

6 (7) Any full-time employee of a bona fide church or
7 religious organization who represents that organization
8 solely for the purpose of protecting the right of the
9 members thereof to practice the religious doctrines of that
10 church or religious organization, or any such bona fide
11 church or religious organization.

12 (8) Persons or entities that receive no compensation
13 other than reimbursement for expenses of up to \$500 per
14 year while engaged in lobbying State government, unless
15 those persons make expenditures that are reportable under
16 Section 6.

17 (9) Any attorney or group or firm of attorneys in the
18 course of representing a client in any administrative or
19 judicial proceeding, or any witness providing testimony in
20 any administrative or judicial proceeding, in which ex
21 parte communications are not allowed and who does not make
22 expenditures that are reportable pursuant to Section 6.

23 (9.5) Any attorney or group or firm of attorneys in the
24 course of representing a client in an administrative or
25 executive action involving a contractual or purchasing
26 arrangement and who does not make expenditures that are

1 reportable pursuant to Section 6.

2 (10) Persons or entities who, in the scope of their
3 employment as a vendor, offer or solicit an official for
4 the purchase of any goods or services when (1) the
5 solicitation is limited to either an oral inquiry or
6 written advertisements and informative literature; or (2)
7 the goods and services are subject to competitive bidding
8 requirements of the Illinois Procurement Code; or (3) the
9 goods and services are for sale at a cost not to exceed
10 \$5,000; and (4) the persons or entities do not make
11 expenditures that are reportable under Section 6.

12 (b) It is a violation of this Act to engage in lobbying or
13 to employ any person for the purpose of lobbying who is not
14 registered with the Office of the Secretary of State, except
15 upon condition that the person register and the person does in
16 fact register within 2 business days after being employed or
17 retained for lobbying services.

18 (c) The Secretary shall promulgate a rule establishing a
19 list of the entities required to register under this Act,
20 including the name of each board, commission, authority, or
21 task force. The Secretary may require a person or entity
22 claiming an exemption under this Section to certify the person
23 or entity is not required to register under this Act. Nothing
24 prohibits the Secretary from rejecting a certification and
25 requiring a person or entity to register.

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

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".