

SB1673



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB1673

Introduced 2/13/2013, by Sen. Matt Murphy

SYNOPSIS AS INTRODUCED:

10 ILCS 5/9-8.7 new
20 ILCS 3005/9.3 new

Amends the Election Code. Prohibits campaign contributions to General Assembly members from recipients of their legislative member initiatives for 5 years after initial disbursement of moneys. Amends the Governor's Office of Management and Budget Act. Requires GOMB to establish a single updated searchable database website accessible by the public at no cost that includes information concerning each entity that receives Illinois funding. Requires GOMB to report to the General Assembly concerning the website. Effective immediately.

LRB098 06942 HLH 36999 b

FISCAL NOTE ACT
MAY APPLY

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 Election Code is amended by adding Section
5 9-8.7 as follows:

6 (10 ILCS 5/9-8.7 new)

7 Sec. 9-8.7. Prohibited contributions.

8 (a) For the purposes of this Section, "legislative member
9 initiative" is defined as provided in Section 9.3 of the
10 Governor's Office of Management and Budget Act.

11 (b) A political committee organized by or on behalf of a
12 State Senator or State Representative may not accept a
13 contribution from the recipient of that Senator's or
14 Representative's legislative member initiative for 5 years
15 beginning on the date of first disbursement of moneys under
16 that initiative to that recipient.

17 (c) A contribution accepted in violation of this Section
18 shall escheat to the State and be deposited into the State
19 treasury.

20 Section 10. The Governor's Office of Management and Budget
21 Act is amended by adding Section 9.3 as follows:

1 (20 ILCS 3005/9.3 new)

2 Sec. 9.3. Illinois Funding Accountability and Transparency
3 Law.

4 (a) In general:

5 (1) Website. Beginning July 1, 2013 and subject to
6 paragraphs (2) and (3), the Governor's Office of Management
7 and Budget (GOMB) shall ensure the existence and operation
8 of a single updated searchable database website accessible
9 by the public at no cost that includes for each entity
10 receiving Illinois funding:

11 (A) the name of the entity;

12 (B) the amount of any Illinois funds that the
13 entity has received in each of the last 10 fiscal
14 years;

15 (C) an itemized breakdown of each transaction,
16 including funding agency, program source, and a
17 description of the purpose of each funding action;

18 (D) the location of the entity and primary location
19 of performance, including the city, state, and country
20 and, if in Illinois, the Legislative and
21 Representative District;

22 (E) a unique identifier for each such entity and
23 parent entity, should the entity be owned by another
24 entity;

25 (F) with respect to moneys disbursed pursuant to a
26 legislative member initiative, the identity of the

1 Legislative or Representative District of the General
2 Assembly member pursuant to whose initiative the
3 moneys were appropriated; and

4 (G) any other relevant information.

5 (2) Initial data. Beginning July 1, 2013, the website
6 shall include data for fiscal years 2011, 2012, and 2013.

7 (3) Previous fiscal years. Not later than July 1, 2014,
8 information required by this Section shall be posted on the
9 website for fiscal years 2001 through 2010.

10 (b) Definitions. In this Section:

11 (1) Entity. The term "entity":

12 (A) includes:

13 (i) a corporation;

14 (ii) an association;

15 (iii) a partnership;

16 (iv) a limited liability company;

17 (v) a limited liability partnership;

18 (vi) any other legal business entity;

19 (vii) grantees, contractors, and, on and after
20 January 1, 2014, subgrantees and subcontractors;
21 and

22 (viii) any unit of local government, school
23 district, or other state or federal governmental
24 unit; but

25 (B) does not include:

26 (i) an individual recipient of Illinois or

1 federal assistance;
2 (ii) a State employee; or
3 (iii) a grant or contract of such a nature that
4 its disclosure could reasonably be expected to
5 cause damage to homeland security.

6 (2) Illinois funding. The term "Illinois funding":

7 (A) means Illinois financial assistance and
8 expenditures, which include grants, contracts,
9 subgrants, subcontracts, loans, awards, and other
10 forms of financial assistance; but

11 (B) does not include credit card transactions or
12 minor purchases.

13 (3) Legislative member initiative. The term
14 "legislative member initiative" means an appropriation for
15 a grant or distribution to a specific unit of local
16 government, specific school district, specific
17 not-for-profit organization, or specific non-governmental
18 entity for infrastructure improvements or operating
19 expenses. Appropriations that are part of a statewide
20 program and are based on generally applicable standards of
21 eligibility are not legislative member initiatives.
22 "Infrastructure improvements" include without limitation
23 capital improvements, capital projects, planning,
24 construction, reconstruction, equipment, utilities,
25 vehicles, and all costs associated with economic
26 development, community programs, educational programs,

1 public health, and public safety.

2 (4) Searchable database website. The term "searchable
3 database website" means a website that allows the public
4 to:

5 (A) search Illinois funding by name of entity,
6 parent entity, or type of industry, by geography,
7 including location of the entity and the primary
8 location of the performance, by amounts and types of
9 Illinois funding, by program sources, by type of
10 activity being performed, by time factors such as
11 fiscal years or multiple fiscal years, by Legislative
12 District and Representative District numbers, and by
13 other relevant information; and

14 (B) download data included in subparagraph (A),
15 including outcomes from searches.

16 (c) Website. The database website established by this
17 Section:

18 (1) shall not be considered in compliance if it relies
19 upon links to other existing websites and databases, unless
20 each of those sites has information from all agencies and
21 each category of information required to be itemized can be
22 searched electronically by field in a single search;

23 (2) shall provide an opportunity for the public to
24 provide input about the utility of the site and
25 recommendations for improvements; and

26 (3) shall be updated not later than 30 days after the

1 award of any assistance requiring a posting.

2 (d) GOMB responsibilities. The Director of GOMB shall
3 provide guidance to agency heads to ensure compliance with this
4 Section.

5 (e) Report. By March 1 of each year, the Director of GOMB
6 shall report to the General Assembly on implementation and
7 operation of the website, which shall include data about the
8 usage and public feedback on the utility of the site, including
9 recommendations for improvements. The annual report shall be
10 made publicly available on the website.

11 Section 99. Effective date. This Act takes effect upon
12 becoming law.