



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB3160

Introduced 2/15/2018, by Sen. Karen McConnaughay

SYNOPSIS AS INTRODUCED:

5 ILCS 420/1-102.5 new	
5 ILCS 420/1-104.3 new	
5 ILCS 420/1-104.4 new	
5 ILCS 420/1-104.5 new	
5 ILCS 420/1-105.2 new	
5 ILCS 420/1-105.3 new	
5 ILCS 420/1-105.4 new	
5 ILCS 420/1-105.5 new	
5 ILCS 420/1-105.6 new	
5 ILCS 420/1-105.7 new	
5 ILCS 420/1-110	from Ch. 127, par. 601-110
5 ILCS 420/1-112.5 new	
5 ILCS 420/1-113.6 new	
5 ILCS 420/1-113.7 new	
5 ILCS 420/4A-102	from Ch. 127, par. 604A-102
5 ILCS 420/4A-103	from Ch. 127, par. 604A-103
5 ILCS 420/4A-108	
5 ILCS 420/4A-104 rep.	
25 ILCS 170/6	from Ch. 63, par. 176

Amends the Illinois Governmental Ethics Act. Creates a uniform statement of economic interest form that must be completed by all persons who are required to file that form under the Act. Changes the nature of the required disclosures that must be made. Authorizes the Secretary of State to institute an electronic statement of economic interest filing system. Repeals a provision that established a separate form for persons required to file a statement of economic interests with county clerks. Provides applicability clause. Defines terms. Effective January 1, 2019, except that specified Sections take effect immediately.

LRB100 18532 RJF 33750 b

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 Illinois Governmental Ethics Act is amended
5 by changing Sections 1-110, 4A-102, 4A-103, and 4A-108 and by
6 adding Sections 1-102.5, 1-104.3, 1-104.4, 1-104.5, 1-105.2,
7 1-105.3, 1-105.4, 1-105.5, 1-105.6, 1-105.7, 1-112.5, 1-113.6,
8 and 1-113.7 as follows:

9 (5 ILCS 420/1-102.5 new)

10 Sec. 1-102.5. Asset. "Asset" means, for the purposes of
11 Sections 4A-102 and 4A-103, an item that is owned and has
12 monetary value. For the purposes of Sections 4A-102 and 4A-103,
13 assets include, but are not limited to: stocks, bonds (except
14 those issued by the federal, state, or local governments),
15 sector mutual funds, sector exchange traded funds, commodity
16 futures, investment real estate, and partnership interests.
17 For the purposes of Sections 4A-102 and 4A-103, assets do not
18 include: personal residences; personal vehicles; savings or
19 checking accounts; bonds, notes, or securities issued by any
20 branch of federal, state, or local government; Medicare
21 benefits; inheritances or bequests; diversified mutual funds;
22 annuities; pensions (including government pensions);
23 retirement accounts; college savings plans that are qualified

1 tuition plans; qualified tax-advantaged savings programs that
2 allow individuals to save for disability-related expenses;
3 non-income producing trust holdings; or tangible personal
4 property.

5 (5 ILCS 420/1-104.3 new)

6 Sec. 1-104.3. Creditor. "Creditor" means, for the purposes
7 of Sections 4A-102 and 4A-103, an individual, organization, or
8 other business entity to whom money or its equivalent is owed,
9 no matter whether that obligation is secured or unsecured,
10 except that if a filer makes a loan to members of his or her
11 family, or a political committee registered with the Illinois
12 State Board of Elections, or a political committee, principal
13 campaign committee, or authorized committee registered with
14 the Federal Election Commission, then that filer does not, by
15 making such a loan, become a creditor of that individual or
16 entity for the purposes of Sections 4A-102 and 4A-103 of this
17 Act.

18 (5 ILCS 420/1-104.4 new)

19 Sec. 1-104.4. Debt. "Debt" means, for the purposes of
20 Sections 4A-102 and 4A-103, any money or monetary obligation
21 owed at any time during the preceding calendar year to an
22 individual, company, or other organization, other than a loan
23 that is from a financial institution, government agency, or
24 business entity and that is granted on terms made available to

1 the general public. For the purposes of Sections 4A-102 and
2 4A-103, "debt" includes, but is not limited to: personal loans
3 from friends or business associates, business loans made
4 outside the lender's regular course of business, and loans made
5 at below market rates. For the purposes of Sections 4A-102 and
6 4A-103, "debt" does not include: (i) debts to or from financial
7 institutions or government entities, such as mortgages,
8 student loans, credit card debts, or loans secured by
9 automobiles, household furniture, or appliances, as long as
10 those loans were made on terms available to the general public
11 and do not exceed the purchase price of the items securing
12 them; or (ii) debts to or from a political committee registered
13 with the Illinois State Board of Elections or political
14 committees, principal campaign committees, or authorized
15 committees registered with the Federal Election Commission.

16 (5 ILCS 420/1-104.5 new)

17 Sec. 1-104.5. Diversified funds. "Diversified funds" means
18 investment products, such as mutual funds, exchange traded
19 funds, or unit investment trusts, that invest in a wide variety
20 of securities.

21 (5 ILCS 420/1-105.2 new)

22 Sec. 1-105.2. Economic relationship. "Economic
23 relationship" means, for the purposes of Sections 4A-102 and
24 4A-103, any joint or shared ownership interests in businesses

1 and creditor-debtor relationships with third parties, other
2 than commercial lending institutions, where: (a) the filer is
3 entitled to receive (i) more than 7.5% of the total
4 distributable income, or (ii) an amount in excess of the salary
5 of the Governor; or (b) the filer together with his or her
6 spouse or minor children is entitled to receive (i) more than
7 15%, in the aggregate, of the total distributable income, or
8 (ii) an amount in excess of 2 times the salary of the Governor.

9 (5 ILCS 420/1-105.3 new)

10 Sec. 1-105.3. Family. "Family" means, for the purposes of
11 Sections 4A-102 and 4A-103, a filer's spouse, children,
12 step-children, parents, step-parents, siblings, step-siblings,
13 half-siblings, sons-in-law, daughters-in-law, grandfathers,
14 grandmothers, grandsons, and granddaughters, as well as the
15 father, mother, grandfather, and grandmother of the filer's
16 spouse.

17 (5 ILCS 420/1-105.4 new)

18 Sec. 1-105.4. Immediate family. "Immediate family" means,
19 for the purposes of Sections 4A-102 and 4A-103, family of the
20 filer living in the filer's residence.

21 (5 ILCS 420/1-105.5 new)

22 Sec. 1-105.5. Filer. "Filer" means, for the purposes of
23 Section 4A-102 and 4A-103, a person required to file a

1 statement of economic interests pursuant to this Act.

2 (5 ILCS 420/1-105.6 new)

3 Sec. 1-105.6. Income. "Income" means, for the purposes of
4 Sections 4A-102 and 4A-103, income from whatever source
5 derived, required to be reported on the filer's federal income
6 tax return, including, but not limited to: compensation
7 received for services rendered or to be rendered (as reported
8 on any Internal Revenue Service forms, including, but not
9 limited to, W-2, 1099, or K-1); earnings or capital gains from
10 the sale of assets; profit; interest or dividend income from
11 all assets; revenue from leases and rentals, royalties, prizes,
12 awards, or barter; forgiveness of debt; and earnings derived
13 from annuities or trusts other than testamentary trusts.
14 "Income" does not include compensation earned for service in
15 the position that necessitates the filing of the statement of
16 economic interests or income from the sale of a personal
17 residence or personal vehicle.

18 (5 ILCS 420/1-105.7 new)

19 Sec. 1-105.7. Investment real estate. "Investment real
20 estate" means any real property, other than a filer's personal
21 residences, purchased to produce a profit, whether from income
22 or resale. Investment real estate may be described by the city
23 and state where the real estate is located.

1 (5 ILCS 420/1-110) (from Ch. 127, par. 601-110)

2 Sec. 1-110. "Lobbyist" means an individual who is required
3 to be registered to engage in lobbying activities pursuant to
4 any statute, regulation, or ordinance adopted by a unit of
5 government in the State of Illinois ~~any person required to be~~
6 ~~registered under "An Act concerning lobbying and providing a~~
7 ~~penalty for violation thereof", approved July 10, 1957, as~~
8 ~~amended.~~

9 (Source: Laws 1967, p. 3401.)

10 (5 ILCS 420/1-112.5 new)

11 Sec. 1-112.5. Personal residence. "Personal residence"
12 means, for the purposes of Sections 4A-102 and 4A-103, a
13 filer's primary home residence and any residential real
14 property held by the filer and used by the filer for
15 residential rather than commercial or income generating
16 purposes.

17 (5 ILCS 420/1-113.6 new)

18 Sec. 1-113.6. Sector funds. "Sector funds" means mutual
19 funds or exchange traded funds invested in a particular
20 industry or business.

21 (5 ILCS 420/1-113.7 new)

22 Sec. 1-113.7. Spouse. "Spouse" means a party to a marriage,
23 a party to a civil union, or a registered domestic partner.

1 (5 ILCS 420/4A-102) (from Ch. 127, par. 604A-102)

2 Sec. 4A-102. The statement of economic interests required
3 by this Article shall include the economic interests of the
4 person making the statement as provided in this Section. The
5 following interests shall be listed by all persons required to
6 file:

7 (1) each asset that has a value of more than \$25,000 as
8 of the end of the preceding calendar year and is: (i) held
9 in the filer's name, (ii) held jointly by the filer with
10 his or her spouse, or (iii) held jointly by the filer with
11 his or her minor child or children;

12 (2) excluding the income from the position that
13 requires the filing of a statement of economic interests
14 under this Act, each source of income that generated in
15 excess of \$10,000 in income during the preceding calendar
16 year (as reported on the filer's federal income tax return
17 covering the preceding calendar year) and, if the sale or
18 transfer of an asset produced more than \$10,000 in capital
19 gains during the preceding calendar year, the transaction
20 date on which that asset was sold or transferred;

21 (3) each creditor of a debt in excess of \$25,000 that,
22 during the preceding calendar year, was: (i) owed by the
23 filer, (ii) owed jointly by the filer with his or her
24 spouse or (iii) owed jointly by the filer with his or her
25 minor child or children;

1 (4) each debtor of a debt in excess of \$25,000 that,
2 during the preceding calendar year, was: (i) owed to the
3 filer, (ii) owed jointly to the filer with his or her
4 spouse, or (iii) owed jointly to the filer with his or her
5 minor child or children;

6 (5) each lobbyist known to the filer to be registered
7 with any unit of government in the State of Illinois: (i)
8 with whom the filer maintains an economic relationship, or
9 (ii) who is a member of the filer's immediate family; and

10 (6) each source and type of gift or gifts, or
11 honorarium or honoraria, valued singly or in the aggregate
12 in excess of \$1,000 that was received during the preceding
13 calendar year.

14 For the purposes of this Section, the unit of local
15 government in relation to which a person is required to file
16 under item (o) of Section 4A-101 shall be the unit of local
17 government that contributes to the pension fund of which such
18 person is a member of the board.

19 ~~The interest (if constructively controlled by the person~~
20 ~~making the statement) of a spouse or any other party, shall be~~
21 ~~considered to be the same as the interest of the person making~~
22 ~~the statement. Campaign receipts shall not be included in this~~
23 ~~statement.~~

24 ~~(a) The following interests shall be listed by all~~
25 ~~persons required to file:~~

26 ~~(1) The name, address and type of practice of any~~

1 ~~professional organization or individual professional~~
2 ~~practice in which the person making the statement was~~
3 ~~an officer, director, associate, partner or~~
4 ~~proprietor, or served in any advisory capacity, from~~
5 ~~which income in excess of \$1200 was derived during the~~
6 ~~preceding calendar year;~~

7 ~~(2) The nature of professional services (other~~
8 ~~than services rendered to the unit or units of~~
9 ~~government in relation to which the person is required~~
10 ~~to file) and the nature of the entity to which they~~
11 ~~were rendered if fees exceeding \$5,000 were received~~
12 ~~during the preceding calendar year from the entity for~~
13 ~~professional services rendered by the person making~~
14 ~~the statement.~~

15 ~~(3) The identity (including the address or legal~~
16 ~~description of real estate) of any capital asset from~~
17 ~~which a capital gain of \$5,000 or more was realized in~~
18 ~~the preceding calendar year.~~

19 ~~(4) The name of any unit of government which has~~
20 ~~employed the person making the statement during the~~
21 ~~preceding calendar year other than the unit or units of~~
22 ~~government in relation to which the person is required~~
23 ~~to file.~~

24 ~~(5) The name of any entity from which a gift or~~
25 ~~gifts, or honorarium or honoraria, valued singly or in~~
26 ~~the aggregate in excess of \$500, was received during~~

1 ~~the preceding calendar year.~~

2 ~~(b) The following interests shall also be listed by~~
3 ~~persons listed in items (a) through (f), item (l), item~~
4 ~~(n), and item (p) of Section 4A-101:~~

5 ~~(1) The name and instrument of ownership in any~~
6 ~~entity doing business in the State of Illinois, in~~
7 ~~which an ownership interest held by the person at the~~
8 ~~date of filing is in excess of \$5,000 fair market value~~
9 ~~or from which dividends of in excess of \$1,200 were~~
10 ~~derived during the preceding calendar year. (In the~~
11 ~~case of real estate, location thereof shall be listed~~
12 ~~by street address, or if none, then by legal~~
13 ~~description). No time or demand deposit in a financial~~
14 ~~institution, nor any debt instrument need be listed;~~

15 ~~(2) Except for professional service entities, the~~
16 ~~name of any entity and any position held therein from~~
17 ~~which income of in excess of \$1,200 was derived during~~
18 ~~the preceding calendar year, if the entity does~~
19 ~~business in the State of Illinois. No time or demand~~
20 ~~deposit in a financial institution, nor any debt~~
21 ~~instrument need be listed.~~

22 ~~(3) The identity of any compensated lobbyist with~~
23 ~~whom the person making the statement maintains a close~~
24 ~~economic association, including the name of the~~
25 ~~lobbyist and specifying the legislative matter or~~
26 ~~matters which are the object of the lobbying activity,~~

1 ~~and describing the general type of economic activity of~~
2 ~~the client or principal on whose behalf that person is~~
3 ~~lobbying.~~

4 ~~(c) The following interests shall also be listed by~~
5 ~~persons listed in items (g), (h), (i), and (o) of Section~~
6 ~~4A-101:~~

7 ~~(1) The name and instrument of ownership in any~~
8 ~~entity doing business with a unit of local government~~
9 ~~in relation to which the person is required to file if~~
10 ~~the ownership interest of the person filing is greater~~
11 ~~than \$5,000 fair market value as of the date of filing~~
12 ~~or if dividends in excess of \$1,200 were received from~~
13 ~~the entity during the preceding calendar year. (In the~~
14 ~~case of real estate, location thereof shall be listed~~
15 ~~by street address, or if none, then by legal~~
16 ~~description). No time or demand deposit in a financial~~
17 ~~institution, nor any debt instrument need be listed.~~

18 ~~(2) Except for professional service entities, the~~
19 ~~name of any entity and any position held therein from~~
20 ~~which income in excess of \$1,200 was derived during the~~
21 ~~preceding calendar year if the entity does business~~
22 ~~with a unit of local government in relation to which~~
23 ~~the person is required to file. No time or demand~~
24 ~~deposit in a financial institution, nor any debt~~
25 ~~instrument need be listed.~~

26 ~~(3) The name of any entity and the nature of the~~

1 ~~governmental action requested by any entity which has~~
2 ~~applied to a unit of local government in relation to~~
3 ~~which the person must file for any license, franchise~~
4 ~~or permit for annexation, zoning or rezoning of real~~
5 ~~estate during the preceding calendar year if the~~
6 ~~ownership interest of the person filing is in excess of~~
7 ~~\$5,000 fair market value at the time of filing or if~~
8 ~~income or dividends in excess of \$1,200 were received~~
9 ~~by the person filing from the entity during the~~
10 ~~preceding calendar year.~~

11 ~~For the purposes of this Section, the unit of local~~
12 ~~government in relation to which a person required to file under~~
13 ~~item (o) of Section 4A-101 shall be the unit of local~~
14 ~~government that contributes to the pension fund of which such~~
15 ~~person is a member of the board.~~

16 (Source: P.A. 96-6, eff. 4-3-09; 97-754, eff. 7-6-12.)

17 (5 ILCS 420/4A-103) (from Ch. 127, par. 604A-103)

18 Sec. 4A-103. The statement of economic interests required
19 by this Article to be filed with the Secretary of State or
20 county clerk shall be ~~filled in by typewriting or hand~~
21 ~~printing, shall be~~ verified, dated, and signed by the person
22 making the statement and shall contain substantially the
23 following:

24 STATEMENT OF ECONOMIC INTERESTS

1 INSTRUCTIONS:

2 You may find the following documents helpful to you in
3 completing this form:

4 (1) federal income tax returns, including any related
5 schedules, attachments, and forms; and

6 (2) investment and brokerage statements.

7 To complete this form, you do not need to disclose specific
8 amounts or values or report interests relating either to
9 political committees registered with the Illinois State Board
10 of Elections or to political committees, principal campaign
11 committees, or authorized committees registered with the
12 Federal Election Commission.

13 The information you disclose will be available to the
14 public.

15 You must answer all 6 questions. Certain questions will ask
16 you to report any applicable assets or debts held in your name;
17 held jointly with your spouse; or held jointly by you with your
18 minor child. If you have any concerns about whether an interest
19 should be reported, please consult your department's ethics
20 officer, if applicable.

21 Please ensure that the information you provide is complete
22 and accurate. If you need more space than the form allows,
23 please attach additional pages for your response. If you are
24 subject to the State Officials and Employees Ethics Act, your
25 ethics officer must review your statement of economic interests

1 before you file it. Failure to complete the statement in good
 2 faith and within the prescribed deadline may subject you to
 3 fines, imprisonment, or both.

4 BASIC INFORMATION:

5 Name:.....

6 Job title:

7 Office, department, or agency that requires you to file this
 8 form:.....

9 Other offices, departments, or agencies that require you to
 10 file a Statement of Economic Interests form:.....

11 Full mailing address:.....

12 Preferred e-mail address (optional)

13 QUESTIONS:

14 1. If you have any single asset that was worth more than
 15 \$25,000 as of the end of the preceding calendar year and is
 16 held in your name, held jointly by you with your spouse, or
 17 held jointly by you with your minor child, list such assets
 18 below. In the case of investment real estate, list the city and
 19 state where the investment real estate is located. If you do
 20 not have any such assets, list "none" below.

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 2 2. Excluding the position for which you are required to
 3 file this form, list the source of any income in excess of
 4 \$10,000 in income as reported on your federal income tax return
 5 covering the preceding calendar year. If you sold an asset that
 6 produced more than \$10,000 in capital gains in the preceding
 7 calendar year, list the name of the asset and the transaction
 8 date on which the sale or transfer took place. If you had no
 9 other sources of income exceeding \$10,000, list "none" below.

<u>Source of Income / Name of</u>	<u>Date Sold (if applicable)</u>
<u>Asset</u>	
<u>.....</u>	<u>.....</u>
<u>.....</u>	<u>.....</u>
<u>.....</u>	<u>.....</u>

15 3. Excluding debts incurred on terms available to the
 16 general public, such as mortgages, student loans, and credit
 17 card debts, if you owed any single debt in the preceding
 18 calendar year exceeding \$25,000, list the creditor of the debt
 19 below. If you had no such debts, list "none" below.

20 List the creditor for all applicable debts owed by you,
 21 owed jointly by you with your spouse, or owed jointly by you
 22 with your minor child. In addition to the types of debts listed
 23 above, you do not need to report any debts to or from financial
 24 institutions or government agencies, such as debts secured by
 25 automobiles, household furniture or appliances, as long as the

1 debt was made on terms available to the general public, debts
 2 to members of your family, or debts to or from a political
 3 committee registered with the Illinois State Board of Elections
 4 or any political committee, principal campaign committee, or
 5 authorized committee registered with the Federal Election
 6 Commission.

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11 4. Excluding debts owed to you by members of your family or
 12 by a political committee, if there is any entity or person who
 13 owed any debt to you in the preceding calendar year exceeding
 14 \$25,000, list the debtor below. If no such debts were owed to
 15 you, list "none" below.

16 List the debtor for all applicable debts owed to you, owed
 17 jointly to you with your spouse, or owed jointly to you with
 18 your minor child. You do not need to report loans made to
 19 members of your family or to a political committee registered
 20 with the Illinois State Board of Elections or any political
 21 committee, principal campaign committee, or authorized
 22 committee registered with the Federal Election Commission.

23
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26 5. If you maintain an economic relationship with a lobbyist

1 or if a member of your immediate family is known to you to be a
 2 lobbyist registered with any unit of government in the State of
 3 Illinois, list the name of the lobbyist below and identify the
 4 nature of your relationship with the lobbyist. If you do not
 5 have an economic relationship with a lobbyist, list "none"
 6 below.

<u>Name of Lobbyist</u>	<u>Relationship to Filer</u>
.....
.....
.....

11 6. List the name of any person, organization, or entity
 12 that was the source of a gift or gifts, or honorarium or
 13 honoraria, valued singly or in the aggregate in excess of
 14 \$1,000 received during the preceding calendar year.

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18 VERIFICATION:

19 "I declare that this statement of economic interests
 20 (including any attachments) has been examined by me and to the
 21 best of my knowledge and belief is a true, correct and complete
 22 statement of my economic interests as required by the Illinois
 23 Governmental Ethics Act. I understand that the penalty for
 24 willfully filing a false or incomplete statement is a fine not

1 to exceed \$2,500 or imprisonment in a penal institution other
2 than the penitentiary not to exceed one year, or both fine and
3 imprisonment."

4 Printed Name of Filer

5 Date

6 Signature.....

7 If this statement of economic interests requires ethics officer
8 review prior to filing, the applicable ethics officer must
9 complete the following:

10 CERTIFICATION OF ETHICS OFFICER REVIEW:

11 "In accordance with law, as Ethics Officer, I reviewed this
12 statement of economic interests prior to its filing."

13 Printed Name of Ethics Officer

14 Date

15 Signature.....

16 Preferred e-mail address (optional)

17 ~~STATEMENT OF ECONOMIC INTEREST~~

18 ~~(TYPE OR HAND PRINT)~~

19 ~~.....~~

20 ~~(name)~~

21 ~~.....~~

22 ~~(each office or position of employment for which this statement~~
23 ~~is filed)~~

1
.....

2 ~~(full mailing address)~~

3 ~~GENERAL DIRECTIONS:~~

4 ~~The interest (if constructively controlled by the person~~
5 ~~making the statement) of a spouse or any other party, shall be~~
6 ~~considered to be the same as the interest of the person making~~
7 ~~the statement.~~

8 ~~Campaign receipts shall not be included in this statement.~~

9 ~~If additional space is needed, please attach supplemental~~
10 ~~listing.~~

11 ~~1. List the name and instrument of ownership in any entity~~
12 ~~doing business in the State of Illinois, in which the ownership~~
13 ~~interest held by the person at the date of filing is in excess~~
14 ~~of \$5,000 fair market value or from which dividends in excess~~
15 ~~of \$1,200 were derived during the preceding calendar year. (In~~
16 ~~the case of real estate, location thereof shall be listed by~~
17 ~~street address, or if none, then by legal description.) No time~~
18 ~~or demand deposit in a financial institution, nor any debt~~
19 ~~instrument need be listed.~~

Business Entity	Instrument of Ownership
.....
.....
.....
.....

25 ~~2. List the name, address and type of practice of any~~
26 ~~professional organization in which the person making the~~

1 ~~statement was an officer, director, associate, partner or~~
 2 ~~proprietor or served in any advisory capacity, from which~~
 3 ~~income in excess of \$1,200 was derived during the preceding~~
 4 ~~calendar year.~~

Name	Address	Type of Practice
.....
.....
.....

9 ~~3. List the nature of professional services rendered (other~~
 10 ~~than to the State of Illinois) to each entity from which income~~
 11 ~~exceeding \$5,000 was received for professional services~~
 12 ~~rendered during the preceding calendar year by the person~~
 13 ~~making the statement.~~

14

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16 ~~4. List the identity (including the address or legal~~
 17 ~~description of real estate) of any capital asset from which a~~
 18 ~~capital gain of \$5,000 or more was realized during the~~
 19 ~~preceding calendar year.~~

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22 ~~5. List the identity of any compensated lobbyist with whom~~
 23 ~~the person making the statement maintains a close economic~~
 24 ~~association, including the name of the lobbyist and specifying~~
 25 ~~the legislative matter or matters which are the object of the~~
 26 ~~lobbying activity, and describing the general type of economic~~

1 ~~activity of the client or principal on whose behalf that person~~
2 ~~is lobbying.~~

3	Lobbyist	Legislative Matter	Client or Principal
4
5

6 ~~6. List the name of any entity doing business in the State~~
7 ~~of Illinois from which income in excess of \$1,200 was derived~~
8 ~~during the preceding calendar year other than for professional~~
9 ~~services and the title or description of any position held in~~
10 ~~that entity. (In the case of real estate, location thereof~~
11 ~~shall be listed by street address, or if none, then by legal~~
12 ~~description). No time or demand deposit in a financial~~
13 ~~institution nor any debt instrument need be listed.~~

14	Entity	Position Held
15
16
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18 ~~7. List the name of any unit of government which employed~~
19 ~~the person making the statement during the preceding calendar~~
20 ~~year other than the unit or units of government in relation to~~
21 ~~which the person is required to file.~~

22
23

24 ~~8. List the name of any entity from which a gift or gifts,~~
25 ~~or honorarium or honoraria, valued singly or in the aggregate~~
26 ~~in excess of \$500, was received during the preceding calendar~~

1 ~~year.~~

2 ~~.....~~

3 ~~VERIFICATION:~~

4 ~~"I declare that this statement of economic interests~~
5 ~~(including any accompanying schedules and statements) has been~~
6 ~~examined by me and to the best of my knowledge and belief is a~~
7 ~~true, correct and complete statement of my economic interests~~
8 ~~as required by the Illinois Governmental Ethics Act. I~~
9 ~~understand that the penalty for willfully filing a false or~~
10 ~~incomplete statement shall be a fine not to exceed \$1,000 or~~
11 ~~imprisonment in a penal institution other than the penitentiary~~
12 ~~not to exceed one year, or both fine and imprisonment."~~

13 ~~.....~~ ~~.....~~

14 ~~(date of filing)~~ ~~(signature of person making the statement)~~

15 (Source: P.A. 95-173, eff. 1-1-08.)

16 (5 ILCS 420/4A-108)

17 Sec. 4A-108. Internet-based systems of filing.

18 (a) Notwithstanding any other provision of this Act or any
19 other law, the Secretary of State and county clerks are
20 authorized to institute an Internet-based system for the filing
21 of statements of economic interests in their offices. With
22 respect to county clerk systems, the determination to institute
23 such a system shall be in the sole discretion of the county
24 clerk and shall meet the requirements set out in this Section.
25 With respect to a Secretary of State system, the determination

1 to institute such a system shall be in the sole discretion of
2 the Secretary of State and shall meet the requirements set out
3 in this Section and those Sections of the State Officials and
4 Employees Ethics Act requiring ethics officer review prior to
5 filing. The system shall be capable of allowing an ethics
6 officer to approve a statement of economic interests and shall
7 include a means to amend a statement of economic interests.
8 When this Section does not modify or remove the requirements
9 set forth elsewhere in this Article, those requirements shall
10 apply to any system of Internet-based filing authorized by this
11 Section. When this Section does modify or remove the
12 requirements set forth elsewhere in this Article, the
13 provisions of this Section shall apply to any system of
14 Internet-based filing authorized by this Section.

15 (b) In any system of Internet-based filing of statements of
16 economic interests instituted by the Secretary of State or a
17 county clerk:

18 (1) Any filing of an Internet-based statement of
19 economic interests shall be the equivalent of the filing of
20 a verified, written statement of economic interests as
21 required by Section 4A-101 and the equivalent of the filing
22 of a verified, dated, and signed statement of economic
23 interests as required by Section 4A-103 ~~4A-104~~.

24 (2) The Secretary of State and county clerks who
25 institute a system of Internet-based filing of statements
26 of economic interests shall establish a password-protected

1 website to receive the filings of such statements. A
2 website established under this Section shall set forth and
3 provide a means of responding to the items set forth in
4 Section 4A-103 ~~4A-102~~ that are required of a person who
5 files a statement of economic interests with that officer.
6 A website established under this Section shall set forth
7 and provide a means of generating a printable receipt page
8 acknowledging filing.

9 (3) The times for the filing of statements of economic
10 interests set forth in Section 4A-105 shall be followed in
11 any system of Internet-based filing of statements of
12 economic interests; provided that a candidate for elective
13 office who is required to file a statement of economic
14 interests in relation to his or her candidacy pursuant to
15 Section 4A-105(a) ~~shall not use the Internet to file his or~~
16 ~~her statement of economic interests but shall file his or~~
17 ~~her statement of economic interests in a written or printed~~
18 ~~form and~~ shall receive a written or printed receipt for his
19 or her filing.

20 A candidate filing for Governor, Lieutenant Governor,
21 Attorney General, Secretary of State, Treasurer,
22 Comptroller, State Senate, State House of Representatives,
23 Supreme Court Judge, appellate court judge, or circuit
24 court judge shall not use the Internet to file his or her
25 statement of economic interests, but shall file his or her
26 statement of economic interests in a written or printed

1 form and shall receive a written or printed receipt for his
2 or her filing. Annually, the duly appointed ethics officer
3 for each legislative caucus shall certify to the Secretary
4 of State whether his or her caucus members will file their
5 statements of economic interests electronically or in a
6 written or printed format for that year. If the ethics
7 officer for a caucus certifies that the statements of
8 economic interests shall be written or printed, then
9 members of the General Assembly of that caucus shall not
10 use the Internet to file his or her statement of economic
11 interests, but shall file his or her statement of economic
12 interests in a written or printed form and shall receive a
13 written or printed receipt for his or her filing. If no
14 certification is made by an ethics officer for a
15 legislative caucus, or if a member of the General Assembly
16 is not affiliated with a legislative caucus, then the
17 affected member or members of the General Assembly may file
18 their statements of economic interests using the Internet.

19 (4) In the first year of the implementation of a system
20 of Internet-based filing of statements of economic
21 interests, each person required to file such a statement is
22 to be notified in writing of his or her obligation to file
23 his or her statement of economic interests by way of the
24 Internet-based system. If access to the web site requires a
25 code or password, this information shall be included in the
26 notice prescribed by this paragraph.

1 (5) When a person required to file a statement of
2 economic interests has supplied the Secretary of State or a
3 county clerk, as applicable, with an email address for the
4 purpose of receiving notices under this Article by email, a
5 notice sent by email to the supplied email address shall be
6 the equivalent of a notice sent by first class mail, as set
7 forth in Section 4A-106. A person who has supplied such an
8 email address shall notify the Secretary of State or county
9 clerk, as applicable, when his or her email address changes
10 or if he or she no longer wishes to receive notices by
11 email.

12 (6) If any person who is required to file a statement
13 of economic interests and who has chosen to receive notices
14 by email fails to file his or her statement by May 10, then
15 the Secretary of State or county clerk, as applicable,
16 shall send an additional email notice on that date,
17 informing the person that he or she has not filed and
18 describing the penalties for late filing and failing to
19 file. This notice shall be in addition to other notices
20 provided for in this Article.

21 (7) The Secretary of State and each county clerk who
22 institutes a system of Internet-based filing of statements
23 of economic interests may also institute an Internet-based
24 process for the filing of the list of names and addresses
25 of persons required to file statements of economic
26 interests by the chief administrative officers that must

1 file such information with the Secretary of State or county
2 clerk, as applicable, pursuant to Section 4A-106. Whenever
3 the Secretary of State or a county clerk institutes such a
4 system under this paragraph, every chief administrative
5 officer must use the system to file this information.

6 (8) The Secretary of State and any county clerk who
7 institutes a system of Internet-based filing of statements
8 of economic interests shall post the contents of such
9 statements filed with him or her available for inspection
10 and copying on a publicly accessible website. Such postings
11 shall not include the addresses or signatures of the
12 filers.

13 (Source: P.A. 99-108, eff. 7-22-15.)

14 (5 ILCS 420/4A-104 rep.)

15 Section 10. The Illinois Governmental Ethics Act is amended
16 by repealing Section 4A-104.

17 Section 15. The Lobbyist Registration Act is amended by
18 changing Section 6 as follows:

19 (25 ILCS 170/6) (from Ch. 63, par. 176)

20 Sec. 6. Reports.

21 (a) Lobbyist reports. Except as otherwise provided in this
22 Section, every lobbyist registered under this Act who is solely
23 employed by a lobbying entity shall file an affirmation,

1 verified under oath pursuant to Section 1-109 of the Code of
2 Civil Procedure, with the Secretary of State attesting to the
3 accuracy of any reports filed pursuant to subsection (b) as
4 those reports pertain to work performed by the lobbyist. Any
5 lobbyist registered under this Act who is not solely employed
6 by a lobbying entity shall personally file reports required of
7 lobbying entities pursuant to subsection (b). A lobbyist may,
8 if authorized so to do by a lobbying entity by whom he or she is
9 employed or retained, file lobbying entity reports pursuant to
10 subsection (b) provided that the lobbying entity may delegate
11 the filing of the lobbying entity report to only one lobbyist
12 in any reporting period.

13 (b) Lobbying entity reports. Every lobbying entity
14 registered under this Act shall report expenditures related to
15 lobbying. The report shall itemize each individual expenditure
16 or transaction and shall include the name of the official on
17 whose behalf the expenditure was made, the name of the client
18 if the expenditure was made on behalf of a client, the total
19 amount of the expenditure, a description of the expenditure,
20 the vendor or purveyor to whom the expenditure was made
21 (including the address or location of the expenditure), the
22 date on which the expenditure occurred and the subject matter
23 of the lobbying activity, if any. For those expenditures made
24 on behalf of a client, if the client is a client registrant,
25 the report shall also include the name and address of the
26 client or clients of the client registrant or the official or

1 officials on whose behalf the expenditure ultimately was made.
2 Each expenditure required to be reported shall include all
3 expenses made for or on behalf of an official or his or her
4 immediate family member living with the official.

5 (b-1) The report shall include any change or addition to
6 the client list information, required in Section 5 for
7 registration, since the last report, including the names and
8 addresses of all clients who retained the lobbying entity
9 together with an itemized description for each client of the
10 following: (1) lobbying regarding executive action, including
11 the name of any executive agency lobbied and the subject
12 matter; (2) lobbying regarding legislative action, including
13 the General Assembly and any other agencies lobbied and the
14 subject matter; and (3) lobbying regarding administrative
15 action, including the agency lobbied and the subject matter.
16 Registrants who made no reportable expenditures during a
17 reporting period shall file a report stating that no
18 expenditures were incurred.

19 (b-2) Expenditures attributable to lobbying officials
20 shall be listed and reported according to the following
21 categories:

22 (1) Travel and lodging on behalf of others, including,
23 but not limited to, all travel and living accommodations
24 made for or on behalf of State officials during sessions of
25 the General Assembly.

26 (2) Meals, beverages and other entertainment.

1 (3) Gifts (indicating which, if any, are on the basis
2 of personal friendship).

3 (4) Honoraria.

4 (5) Any other thing or service of value not listed
5 under categories (1) through (4), setting forth a
6 description of the expenditure. The category travel and
7 lodging includes, but is not limited to, all travel and
8 living accommodations made for or on behalf of State
9 officials in the State capital during sessions of the
10 General Assembly.

11 (b-3) If expenditures are ~~Expenditures~~ incurred for
12 hosting receptions, benefits, and other large gatherings held
13 for purposes of goodwill or otherwise to influence executive,
14 legislative, or administrative action and if the total number
15 of State officials invited to such an event is equal to or
16 greater than the number of State legislators in the smaller
17 minority caucus of either the House of Representatives or the
18 Senate, as defined in the rules of those chambers, then ~~to~~
19 ~~which there are 25 or more State officials invited shall be~~
20 ~~reported listing~~ only the total amount of the expenditure, the
21 date of the event, and the estimated number of officials in
22 attendance shall be reported.

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

25 (1) Reasonable and bona fide expenditures made by the
26 registrant who is a member of a legislative or State study

1 commission or committee while attending and participating
2 in meetings and hearings of such commission or committee.

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

6 (3) Salaries, fees, and other compensation paid to the
7 registrant for the purposes of lobbying.

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

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

13 (c) A registrant who terminates employment or duties which
14 required him or her to register under this Act shall give the
15 Secretary of State, within 30 days after the date of such
16 termination, written notice of such termination and shall
17 include therewith a report of the expenditures described
18 herein, covering the period of time since the filing of his or
19 her last report to the date of termination of employment. Such
20 notice and report shall be final and relieve such registrant of
21 further reporting under this Act, unless and until he or she
22 later takes employment or assumes duties requiring him or her
23 to again register under this Act.

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

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

3 (e) Within 30 days after a filing deadline or as provided
4 by rule, the lobbyist shall notify each official on whose
5 behalf an expenditure has been reported. Notification shall
6 include the name of the registrant, the total amount of the
7 expenditure, a description of the expenditure, the date on
8 which the expenditure occurred, and the subject matter of the
9 lobbying activity.

10 (f) A report for the period beginning January 1, 2010 and
11 ending on June 30, 2010 shall be filed no later than July 15,
12 2010, and a report for the period beginning July 1, 2010 and
13 ending on December 31, 2010 shall be filed no later than
14 January 15, 2011. Beginning January 1, 2011, reports shall be
15 filed semi-monthly as follows: (i) for the period beginning the
16 first day of the month through the 15th day of the month, the
17 report shall be filed no later than the 20th day of the month
18 and (ii) for the period beginning on the 16th day of the month
19 through the last day of the month, the report shall be filed no
20 later than the 5th day of the following month. A report filed
21 under this Act is due in the Office of the Secretary of State
22 no later than the close of business on the date on which it is
23 required to be filed.

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

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

1 Section 98. Applicability. The provisions of this
2 amendatory Act of the 100th General Assembly concerning
3 statements of economic interests shall apply to statements of
4 economic interests filed in 2020 and for each year thereafter.
5 Any statement of economic interest filed prior to 2020 shall
6 apply the law in effect before the effective date of this
7 amendatory Act of the 100th General Assembly.

8 Section 99. Effective date. This Act takes effect January
9 1, 2019, except that Section 15 and this Section take effect
10 upon becoming law.