



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB4380

Introduced 1/14/2026, by Rep. Lindsey LaPointe

SYNOPSIS AS INTRODUCED:

5 ILCS 430/25-5
5 ILCS 430/25-20
5 ILCS 430/25-52

Amends the State Officials and Employees Ethics Act. Provides that the appointing authorities of the Legislative Ethics Commission shall (rather than may) appoint at least one commissioner from the general public. Allows the Legislative Inspector General to issue subpoenas without the advance approval of the Commission. Provides that, within 60 days after the Legislative Ethics Commission's receipt of a summary report and response from the ultimate jurisdictional authority or agency head regarding a potential violation of this Act or potential wrongful acts within the jurisdiction of the Legislative Inspector General, the Legislative Inspector General (rather than the Commission) shall make available to the public the report and response or a redacted version of the report and response. Provides that the Legislative Inspector General (rather than the Commission) may make available to the public any other summary report and response of the ultimate jurisdictional authority or agency head or a redacted version of the report and response without prior approval from the Commission. Provides that the Commission shall adopt no rule requiring the Legislative Inspector General to seek the Commission's advance approval before publishing summary reports. Provides for the redaction of summary reports by the Legislative Inspector General and related requirements. Makes conforming and other changes.

LRB104 18131 WRO 31570 b

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The State Officials and Employees Ethics Act is
5 amended by changing Sections 25-5, 25-20, and 25-52 as
6 follows:

7 (5 ILCS 430/25-5)

8 (Text of Section before amendment by P.A. 104-435)

9 Sec. 25-5. Legislative Ethics Commission.

10 (a) The Legislative Ethics Commission is created.

11 (b) The Legislative Ethics Commission shall consist of 8
12 commissioners appointed 2 each by the President and Minority
13 Leader of the Senate and the Speaker and Minority Leader of the
14 House of Representatives.

15 The terms of the initial commissioners shall commence upon
16 qualification. Each appointing authority shall designate one
17 appointee who shall serve for a 2-year term running through
18 June 30, 2005. Each appointing authority shall designate one
19 appointee who shall serve for a 4-year term running through
20 June 30, 2007. The initial appointments shall be made within
21 60 days after the effective date of this Act.

22 After the initial terms, commissioners shall serve for
23 4-year terms commencing on July 1 of the year of appointment

1 and running through June 30 of the fourth following year.
2 Commissioners may be reappointed to one or more subsequent
3 terms.

4 A vacancy shall occur upon a commissioner's death,
5 resignation, removal, disqualification, termination of
6 legislative service in the house or caucus of the appointing
7 authority, or other inability to act. Vacancies occurring
8 other than at the end of a term shall be filled by the
9 appointing authority only for the balance of the term of the
10 commissioner whose office is vacant.

11 Terms shall run regardless of whether the position is
12 filled.

13 (c) The appointing authorities shall appoint commissioners
14 who have experience holding governmental office or employment
15 and may appoint commissioners who are members of the General
16 Assembly, and each appointing authority shall appoint at least
17 one commissioner ~~as well as commissioners~~ from the general
18 public. A commissioner who is a member of the General Assembly
19 must recuse himself or herself from participating in any
20 matter relating to any investigation or proceeding in which he
21 or she is the subject or is a complainant. A person is not
22 eligible to serve as a commissioner if that person (i) has been
23 convicted of a felony or a crime of dishonesty or moral
24 turpitude, (ii) is, or was within the preceding 12 months,
25 engaged in activities that require registration under the
26 Lobbyist Registration Act, (iii) is a relative of the

1 appointing authority, (iv) is a State officer or employee
2 other than a member of the General Assembly, or (v) is a
3 candidate for statewide, federal, or judicial office.

4 (c-5) If a commissioner is required to recuse himself or
5 herself from participating in a matter as provided in
6 subsection (c), the recusal shall create a temporary vacancy
7 for the limited purpose of consideration of the matter for
8 which the commissioner recused himself or herself, and the
9 appointing authority for the recusing commissioner shall make
10 a temporary appointment to fill the vacancy for consideration
11 of the matter for which the commissioner recused himself or
12 herself.

13 (d) The Legislative Ethics Commission shall have
14 jurisdiction over current and former members of the General
15 Assembly regarding events occurring during a member's term of
16 office and current and former State employees regarding events
17 occurring during any period of employment where the State
18 employee's ultimate jurisdictional authority is (i) a
19 legislative leader, (ii) the Senate Operations Commission, or
20 (iii) the Joint Committee on Legislative Support Services. The
21 Legislative Ethics Commission shall have jurisdiction over
22 complainants and respondents in violation of subsection (d) of
23 Section 25-90. The jurisdiction of the Commission is limited
24 to matters arising under this Act.

25 An officer or executive branch State employee serving on a
26 legislative branch board or commission remains subject to the

1 jurisdiction of the Executive Ethics Commission and is not
2 subject to the jurisdiction of the Legislative Ethics
3 Commission.

4 (e) The Legislative Ethics Commission must meet, either in
5 person or by other technological means, monthly or as often as
6 necessary. At the first meeting of the Legislative Ethics
7 Commission, the commissioners shall choose from their number a
8 chairperson and other officers that they deem appropriate. The
9 terms of officers shall be for 2 years commencing July 1 and
10 running through June 30 of the second following year. Meetings
11 shall be held at the call of the chairperson or any 3
12 commissioners. Official action by the Commission shall require
13 the affirmative vote of 5 commissioners, and a quorum shall
14 consist of 5 commissioners. Commissioners shall receive no
15 compensation but may be reimbursed for their reasonable
16 expenses actually incurred in the performance of their duties.

17 (f) No commissioner, other than a commissioner who is a
18 member of the General Assembly, or employee of the Legislative
19 Ethics Commission may during his or her term of appointment or
20 employment:

21 (1) become a candidate for any elective office;

22 (2) hold any other elected or appointed public office
23 except for appointments on governmental advisory boards or
24 study commissions or as otherwise expressly authorized by
25 law;

26 (3) be actively involved in the affairs of any

1 political party or political organization; or

2 (4) advocate for the appointment of another person to
3 an appointed or elected office or position or actively
4 participate in any campaign for any elective office.

5 (f-5) No commissioner who is a member of the General
6 Assembly may be a candidate for statewide, federal, or
7 judicial office. If a commissioner who is a member of the
8 General Assembly files petitions to be a candidate for a
9 statewide, federal, or judicial office, he or she shall be
10 deemed to have resigned from his or her position as a
11 commissioner on the date his or her name is certified for the
12 ballot by the State Board of Elections or local election
13 authority and his or her position as a commissioner shall be
14 deemed vacant. Such person may not be reappointed to the
15 Commission during any time he or she is a candidate for
16 statewide, federal, or judicial office.

17 (g) An appointing authority may remove a commissioner only
18 for cause.

19 (h) The Legislative Ethics Commission shall appoint an
20 Executive Director subject to the approval of at least 3 of the
21 4 legislative leaders. The compensation of the Executive
22 Director shall be as determined by the Commission. The
23 Executive Director of the Legislative Ethics Commission may
24 employ, subject to the approval of at least 3 of the 4
25 legislative leaders, and determine the compensation of staff,
26 as appropriations permit.

1 (i) In consultation with the Legislative Inspector
2 General, the Legislative Ethics Commission may develop
3 comprehensive training for members and employees under its
4 jurisdiction that includes, but is not limited to, sexual
5 harassment, employment discrimination, and workplace civility.
6 The training may be recommended to the ultimate jurisdictional
7 authorities and may be approved by the Commission to satisfy
8 the sexual harassment training required under Section 5-10.5
9 or be provided in addition to the annual sexual harassment
10 training required under Section 5-10.5. The Commission may
11 seek input from governmental agencies or private entities for
12 guidance in developing such training.

13 (Source: P.A. 101-81, eff. 7-12-19; 101-221, eff. 8-9-19;
14 101-617, eff. 12-20-19; 102-664, eff. 1-1-22.)

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25 matter relating to any investigation or proceeding in which he
26 or she is the subject or is a complainant. A person is not

1 eligible to serve as a commissioner if that person (i) has been
2 convicted of a felony or a crime of dishonesty or moral
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4 engaged in activities that require registration under the
5 Lobbyist Registration Act, (iii) is a relative of the
6 appointing authority, (iv) is a State officer or employee
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9 person or by other technological means, monthly or as often as
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11 Commission, the commissioners shall choose from their number a
12 chairperson and other officers that they deem appropriate. The
13 terms of officers shall be for 2 years commencing July 1 and
14 running through June 30 of the second following year. Meetings
15 shall be held at the call of the chairperson or any 3
16 commissioners. Official action by the Commission shall require
17 the affirmative vote of 5 commissioners, and a quorum shall
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19 compensation but may be reimbursed for their reasonable
20 expenses actually incurred in the performance of their duties.

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24 employment:

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1 except for appointments on governmental advisory boards or
2 study commissions or as otherwise expressly authorized by
3 law;

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5 political party or political organization; or

6 (4) advocate for the appointment of another person to
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10 Assembly may be a candidate for statewide, federal, or
11 judicial office. If a commissioner who is a member of the
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13 statewide, federal, or judicial office, he or she shall be
14 deemed to have resigned from his or her position as a
15 commissioner on the date his or her name is certified for the
16 ballot by the State Board of Elections or local election
17 authority and his or her position as a commissioner shall be
18 deemed vacant. Such person may not be reappointed to the
19 Commission during any time he or she is a candidate for
20 statewide, federal, or judicial office.

21 (g) An appointing authority may remove a commissioner only
22 for cause.

23 (h) The Legislative Ethics Commission shall appoint an
24 Executive Director subject to the approval of at least 3 of the
25 4 legislative leaders. The compensation of the Executive
26 Director shall be as determined by the Commission. The

1 Executive Director of the Legislative Ethics Commission may
2 employ, subject to the approval of at least 3 of the 4
3 legislative leaders, and determine the compensation of staff,
4 as appropriations permit.

5 (i) In consultation with the Legislative Inspector
6 General, the Legislative Ethics Commission may develop
7 comprehensive training for members and employees under its
8 jurisdiction that includes, but is not limited to, sexual
9 harassment, employment discrimination, and workplace civility.
10 The training may be recommended to the ultimate jurisdictional
11 authorities and may be approved by the Commission to satisfy
12 the sexual harassment training required under Section 5-10.5
13 or be provided in addition to the annual sexual harassment
14 training required under Section 5-10.5. The Commission may
15 seek input from governmental agencies or private entities for
16 guidance in developing such training.

17 (Source: P.A. 104-435, eff. 7-1-26.)

18 (5 ILCS 430/25-20)

19 Sec. 25-20. Duties of the Legislative Inspector General.
20 In addition to duties otherwise assigned by law, the
21 Legislative Inspector General shall have the following duties:

22 (1) To receive and investigate, without advance
23 approval of the Legislative Ethics Commission, allegations
24 of violations of this Act and other wrongful acts within
25 his or her jurisdiction based on a complaint. Except as

1 otherwise provided in paragraph (1.5), an investigation
2 may not be initiated more than one year after the alleged
3 wrongful act or the most recent act of a series of alleged
4 wrongful acts based on the same wrongful conduct except if
5 there is reasonable cause to believe that fraudulent
6 concealment has occurred. To constitute fraudulent
7 concealment sufficient to toll this limitations period,
8 there must be an affirmative act or representation
9 calculated to prevent discovery of the fact that a
10 violation or other wrongful act has occurred. The
11 Legislative Inspector General shall have the discretion to
12 determine the appropriate means of investigation as
13 permitted by law.

14 (1.5) Notwithstanding any provision of law to the
15 contrary, the Legislative Inspector General, whether
16 appointed by the Legislative Ethics Commission or the
17 General Assembly, may initiate an investigation based on
18 information provided to the Office of the Legislative
19 Inspector General or the Legislative Ethics Commission
20 during the period from December 1, 2014 through November
21 3, 2017. Any investigation initiated under this paragraph
22 (1.5) must be initiated within one year after the
23 effective date of this amendatory Act of the 100th General
24 Assembly.

25 Notwithstanding any provision of law to the contrary,
26 the Legislative Inspector General, through the Attorney

1 General, shall have the authority to file a complaint
2 related to any founded violations that occurred during the
3 period December 1, 2014 through November 3, 2017 to the
4 Legislative Ethics Commission, and the Commission shall
5 have jurisdiction to conduct administrative hearings
6 related to any pleadings filed by the Legislative
7 Inspector General, provided the complaint is filed with
8 the Commission no later than 6 months after the summary
9 report is provided to the Attorney General in accordance
10 with subsection (c) of Section 25-50.

11 (2) To request information relating to an
12 investigation from any person when the Legislative
13 Inspector General deems that information necessary in
14 conducting an investigation.

15 (3) To issue subpoenas, ~~with the advance approval of~~
16 ~~the Commission,~~ to compel the attendance of witnesses for
17 the purposes of testimony and production of documents and
18 other items for inspection and copying, and to make
19 service of those subpoenas and subpoenas issued under item
20 (7) of Section 25-15.

21 (4) To submit reports as required by this Act.

22 (5) To file pleadings in the name of the Legislative
23 Inspector General with the Legislative Ethics Commission,
24 through the Attorney General, as provided in this Article
25 if the Attorney General finds that reasonable cause exists
26 to believe that a violation has occurred.

1 (6) To assist and coordinate the ethics officers for
2 State agencies under the jurisdiction of the Legislative
3 Inspector General and to work with those ethics officers.

4 (7) To participate in or conduct, when appropriate,
5 multi-jurisdictional investigations.

6 (8) To request, as the Legislative Inspector General
7 deems appropriate, from ethics officers of State agencies
8 under his or her jurisdiction, reports or information on
9 (i) the content of a State agency's ethics training
10 program and (ii) the percentage of new officers and
11 employees who have completed ethics training.

12 (9) To establish a policy that ensures the appropriate
13 handling and correct recording of all investigations of
14 allegations and to ensure that the policy is accessible
15 via the Internet in order that those seeking to report
16 those allegations are familiar with the process and that
17 the subjects of those allegations are treated fairly.

18 (10) To post information to the Legislative Inspector
19 General's website explaining to complainants and subjects
20 of an investigation the legal limitations on the
21 Legislative Inspector General's ability to provide
22 information to them and a general overview of the
23 investigation process.

24 (Source: P.A. 102-664, eff. 1-1-22.)

25 (5 ILCS 430/25-52)

1 Sec. 25-52. Release of summary reports.

2 (a) Within 60 days after the Legislative Ethics
3 Commission's receipt of a summary report and response from the
4 ultimate jurisdictional authority or agency head regarding a
5 potential violation of this Act or potential wrongful acts
6 within the jurisdiction of the Legislative Inspector General
7 ~~that resulted in a suspension of at least 3 days or termination~~
8 ~~of employment~~, the Legislative Inspector General ~~Ethics~~
9 ~~Commission~~ shall make available to the public the report and
10 response or a redacted version of the report and response. The
11 Legislative Inspector General ~~Ethics Commission~~ may make
12 available to the public any other summary report and response
13 of the ultimate jurisdictional authority or agency head or a
14 redacted version of the report and response without prior
15 approval from the Legislative Ethics Commission. The
16 Legislative Ethics Commission shall adopt no rule requiring
17 the Legislative Inspector General to seek the Commission's
18 advance approval before publishing summary reports authorized
19 under this Article. Any commission rule in existence on, the
20 effective date of this amendatory Act of the 104th General
21 Assembly requiring the Legislative Inspector General to seek
22 the Commission's advance approval before commencing any
23 investigation is void.

24 (b) The Legislative Inspector General ~~Ethics Commission~~
25 shall redact information in the summary report that may reveal
26 the identity of witnesses, complainants, or informants or if

1 the Legislative Inspector General ~~Commission~~ determines it is
2 appropriate to protect the identity of a person before
3 publication. ~~The Commission may also redact any information it~~
4 ~~believes should not be made public.~~ Prior to publication, the
5 Legislative Inspector General ~~Commission~~ shall permit the
6 respondents, Legislative Ethics Commission ~~Inspector General~~,
7 and Attorney General to review documents to be made public and
8 offer suggestions for redaction or provide a response that
9 shall be made public with the summary report.

10 (c) The Legislative Ethics Commission may withhold
11 publication of the report or response if the Legislative
12 Inspector General or Attorney General certifies that
13 publication will interfere with an ongoing investigation.

14 (Source: P.A. 96-555, eff. 8-18-09.)

15 Section 95. No acceleration or delay. Where this Act makes
16 changes in a statute that is represented in this Act by text
17 that is not yet or no longer in effect (for example, a Section
18 represented by multiple versions), the use of that text does
19 not accelerate or delay the taking effect of (i) the changes
20 made by this Act or (ii) provisions derived from any other
21 Public Act.