



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

SB1480

Introduced 2/7/2023, by Sen. Ann Gillespie

#### SYNOPSIS AS INTRODUCED:

5 ILCS 420/4A-103	from Ch. 127, par. 604A-103
5 ILCS 420/4A-106	from Ch. 127, par. 604A-106
5 ILCS 420/4A-106.5	

Amends the Illinois Governmental Ethics Act. Provides that all questions must be answered on the statement of economic interest. Provides that the Secretary of State shall neither accept a statement of economic interest for filing nor issue a receipt indicating that the statement has been filed unless the statement is verified, dated, and signed by the person making the statement and all questions on the statement are answered. Provides that the county clerk shall neither accept a statement of economic interest for filing nor issue a receipt indicating that a statement has been filed unless the statement is verified, dated, and signed by the person making the statement and all questions on the statement are answered.

LRB103 29268 DTM 55655 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 4A-103, 4A-106, and 4A-106.5 as follows:

6 (5 ILCS 420/4A-103) (from Ch. 127, par. 604A-103)

7 Sec. 4A-103. The statement of economic interests required  
8 by this Article to be filed with the Secretary of State or  
9 county clerk shall be verified, dated, and signed by the  
10 person making the statement, shall have all questions answered  
11 by the person making the statement, and shall contain  
12 substantially the following:

13 STATEMENT OF ECONOMIC INTERESTS

14 INSTRUCTIONS:

15 You may find the following documents helpful to you in  
16 completing this form:

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

19 (2) investment and brokerage statements.

20 To complete this form, you do not need to disclose  
21 specific amounts or values or report interests relating either

1 to political committees registered with the Illinois State  
2 Board of Elections or to political committees, principal  
3 campaign committees, or authorized committees registered with  
4 the Federal Election Commission.

5 The information you disclose will be available to the  
6 public.

7 You must answer all 6 questions. Certain questions will  
8 ask you to report any applicable assets or debts held in, or  
9 payable to, your name; held jointly by, or payable to, you with  
10 your spouse; or held jointly by, or payable to, you with your  
11 minor child. If you have any concerns about whether an  
12 interest should be reported, please consult your department's  
13 ethics officer, if applicable.

14 Please ensure that the information you provide is complete  
15 and accurate. If you need more space than the form allows,  
16 please attach additional pages for your response. If you are  
17 subject to the State Officials and Employees Ethics Act, your  
18 ethics officer must review your statement of economic  
19 interests before you file it. Failure to complete the  
20 statement in good faith and within the prescribed deadline may  
21 subject you to fines, imprisonment, or both.

22 BASIC INFORMATION:

23 Name:.....

24 Job title: .....

25 Office, department, or agency that requires you to file this

1 form:.....

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

4 Full mailing address:.....

5 Preferred e-mail address (optional): .....

6 QUESTIONS:

7 1. If you have any single asset that was worth more than  
8 \$10,000 as of the end of the preceding calendar year and is  
9 held in, or payable to, your name, held jointly by, or payable  
10 to, you with your spouse, or held jointly by, or payable to,  
11 you with your minor child, list such assets below. In the case  
12 of investment real estate, list the city and state where the  
13 investment real estate is located. If you do not have any such  
14 assets, list "none" below.

15 .....  
16 .....  
17 .....  
18 .....  
19 .....

20 2. Excluding the position for which you are required to  
21 file this form, list the source of any income in excess of  
22 \$7,500 required to be reported during the preceding calendar  
23 year. If you sold an asset that produced more than \$7,500 in  
24 capital gains in the preceding calendar year, list the name of  
25 the asset and the transaction date on which the sale or

1 transfer took place. If you had no such sources of income or  
2 assets, list "none" below.

3	Source of Income / Name of	Date Sold (if applicable)
4	Asset	
5	.....	.....
6	.....	.....
7	.....	.....

8 3. Excluding debts incurred on terms available to the  
9 general public, such as mortgages, student loans, and credit  
10 card debts, if you owed any single debt in the preceding  
11 calendar year exceeding \$10,000, list the creditor of the debt  
12 below. If you had no such debts, list "none" below.

13 List the creditor for all applicable debts owed by you,  
14 owed jointly by you with your spouse, or owed jointly by you  
15 with your minor child. In addition to the types of debts listed  
16 above, you do not need to report any debts to or from financial  
17 institutions or government agencies, such as debts secured by  
18 automobiles, household furniture or appliances, as long as the  
19 debt was made on terms available to the general public, debts  
20 to members of your family, or debts to or from a political  
21 committee registered with the Illinois State Board of  
22 Elections or any political committee, principal campaign  
23 committee, or authorized committee registered with the Federal  
24 Election Commission.

25 .....

1 .....  
 2 .....  
 3 .....

4 4. List the name of each unit of government of which you or  
 5 your spouse were an employee, contractor, or office holder  
 6 during the preceding calendar year other than the unit or  
 7 units of government in relation to which the person is  
 8 required to file and the title of the position or nature of the  
 9 contractual services.

10 Name of Unit of Government	Title or Nature of Services
11 .....	.....
12 .....	.....
13 .....	.....

14 5. If you maintain an economic relationship with a  
 15 lobbyist or if a member of your family is known to you to be a  
 16 lobbyist registered with any unit of government in the State  
 17 of Illinois, list the name of the lobbyist below and identify  
 18 the nature of your relationship with the lobbyist. If you do  
 19 not have an economic relationship with a lobbyist or a family  
 20 member known to you to be a lobbyist registered with any unit  
 21 of government in the State of Illinois, list "none" below.

22 Name of Lobbyist	Relationship to Filer
23 .....	.....
24 .....	.....

1 .....  
2

3 6. List the name of each person, organization, or entity  
4 that was the source of a gift or gifts, or honorarium or  
5 honoraria, valued singly or in the aggregate in excess of \$500  
6 received during the preceding calendar year and the type of  
7 gift or gifts, or honorarium or honoraria, excluding any gift  
8 or gifts from a member of your family that was not known to be  
9 a lobbyist registered with any unit of government in the State  
10 of Illinois. If you had no such gifts, list "none" below.

11 .....  
12 .....  
13

14 7. List the name of any spouse or immediate family member  
15 living with the person making this statement employed by a  
16 public utility in this State and the name of the public utility  
17 that employs the relative.

17 Name and Relation	Public Utility
18 .....	.....
19 .....	.....
20 .....	.....

21 VERIFICATION:

22 "I declare that this statement of economic interests  
23 (including any attachments) has been examined by me and to the  
24 best of my knowledge and belief is a true, correct and complete  
25 statement of my economic interests as required by the Illinois

1 Governmental Ethics Act. I understand that the penalty for  
2 willfully filing a false or incomplete statement is a fine not  
3 to exceed \$2,500 or imprisonment in a penal institution other  
4 than the penitentiary not to exceed one year, or both fine and  
5 imprisonment."

6 Printed Name of Filer: .....  
7 Date:.....  
8 Signature: .....

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

12 CERTIFICATION OF ETHICS OFFICER REVIEW:

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

15 Printed Name of Ethics Officer: .....  
16 Date:.....  
17 Signature: .....  
18 Preferred e-mail address (optional): .....  
19 (Source: P.A. 102-662, eff. 9-15-21; 102-664, eff. 1-1-22.)

20 (5 ILCS 420/4A-106) (from Ch. 127, par. 604A-106)  
21 Sec. 4A-106. Persons filing statements with Secretary of  
22 State; notice; certification of list of names; alphabetical

1 list; receipt; examination and copying of statements. The  
2 statements of economic interests required of persons listed in  
3 Section 4A-101 shall be filed with the Secretary of State. On  
4 or before February 1 annually, the chief administrative  
5 officer of any State agency in the executive, legislative, or  
6 judicial branch employing persons required to file under item  
7 (f) or item (l) of Section 4A-101 and the chief administrative  
8 officer of a board or panel described in item (n) or (p) of  
9 Section 4A-101 shall certify to the Secretary of State the  
10 names and mailing addresses of those persons. In preparing the  
11 lists, each chief administrative officer, or his or her  
12 designee, shall set out the names in alphabetical order.

13 On or before April 1 annually, the Secretary of State  
14 shall notify (1) all persons whose names have been certified  
15 to him under items (f), (l), (n), and (p) of Section 4A-101,  
16 and (2) all persons described in items (a) through (e) and item  
17 (j) of Section 4A-101, other than candidates for office who  
18 have filed their statements with their nominating petitions,  
19 of the requirements for filing statements of economic  
20 interests. A person required to file with the Secretary of  
21 State by virtue of more than one position as listed in Section  
22 4A-101, and filing his or her statement of economic interests  
23 in writing, rather than through the Internet-based system,  
24 shall be notified of and is required to file only one statement  
25 of economic interests relating to all items under which the  
26 person is required to file with the Secretary of State.

1           Except as provided in Section 4A-106.1, the notices  
2 provided for in this Section shall be in writing and deposited  
3 in the U.S. Mail, properly addressed, first class postage  
4 prepaid, on or before the day required by this Section for the  
5 sending of the notice. A certificate executed by the Secretary  
6 of State attesting that he or she has sent the notice by the  
7 means permitted by this Section constitutes prima facie  
8 evidence thereof.

9           Any person who files or has filed a statement of economic  
10 interest under this Section is entitled to receive from the  
11 Secretary of State a receipt indicating that the person has  
12 filed such a statement, the date of such filing, and the  
13 identity of the governmental unit or units in relation to  
14 which the filing is required. However, the Secretary of State  
15 shall neither accept a statement of economic interest for  
16 filing nor issue a receipt indicating that the statement has  
17 been filed unless the statement is verified, dated, and signed  
18 by the person making the statement and all questions on the  
19 statement are answered.

20           The Secretary of State may employ such employees and  
21 consultants as he considers necessary to carry out his duties  
22 hereunder, and may prescribe their duties, fix their  
23 compensation, and provide for reimbursement of their expenses.

24           All statements of economic interests filed under this  
25 Section shall be available for examination and copying by the  
26 public at all reasonable times. Not later than 12 months after

1 the effective date of this amendatory Act of the 93rd General  
2 Assembly, beginning with statements filed in calendar year  
3 2004, the Secretary of State shall make statements of economic  
4 interests filed with the Secretary available for inspection  
5 and copying via the Secretary's website.

6 (Source: P.A. 101-221, eff. 8-9-19.)

7 (5 ILCS 420/4A-106.5)

8 Sec. 4A-106.5. Persons filing statements with county  
9 clerk; notice; certification of list of names; alphabetical  
10 list; receipt; examination and copying of statements. The  
11 statements of economic interests required of persons listed in  
12 Section 4A-101.5 shall be filed with the county clerk of the  
13 county in which the principal office of the unit of local  
14 government with which the person is associated is located. If  
15 it is not apparent which county the principal office of a unit  
16 of local government is located, the chief administrative  
17 officer, or his or her designee, has the authority, for  
18 purposes of this Act, to determine the county in which the  
19 principal office is located. Annually, on or before February  
20 1, the chief administrative officer, or his or her designee,  
21 of each unit of local government with persons described in  
22 Section 4A-101.5 shall certify to the appropriate county clerk  
23 a list of names and addresses of persons that are required to  
24 file. In preparing the lists, each chief administrative  
25 officer, or his or her designee, shall set out the names in

1 alphabetical order.

2 On or before April 1 annually, the county clerk of each  
3 county shall notify all persons whose names have been  
4 certified to him under Section 4A-101.5, other than candidates  
5 for office who have filed their statements with their  
6 nominating petitions, of the requirements for filing  
7 statements of economic interests. A person required to file  
8 with a county clerk by virtue of more than one item among items  
9 set forth in Section 4A-101.5 shall be notified of and is  
10 required to file only one statement of economic interests  
11 relating to all items under which the person is required to  
12 file with that county clerk.

13 Except as provided in Section 4A-106.1, the notices  
14 provided for in this Section shall be in writing and deposited  
15 in the U.S. Mail, properly addressed, first class postage  
16 prepaid, on or before the day required by this Section for the  
17 sending of the notice. Alternatively, a county clerk may send  
18 the notices electronically to all persons whose names have  
19 been thus certified to him. A certificate executed by a county  
20 clerk attesting that he or she has sent the notice by the means  
21 permitted by this Section constitutes prima facie evidence  
22 thereof.

23 From the lists certified to him or her under this Section  
24 of persons described in Section 4A-101.5, the clerk of each  
25 county shall compile an alphabetical listing of persons  
26 required to file statements of economic interests in his or

1 her office under any of those items. As the statements are  
2 filed in his or her office, the county clerk shall cause the  
3 fact of that filing to be indicated on the alphabetical  
4 listing of persons who are required to file statements. Within  
5 30 days after the due dates, the county clerk shall mail to the  
6 State Board of Elections a true copy of that listing showing  
7 those who have filed statements.

8 The county clerk of each county shall note upon the  
9 alphabetical listing the names of all persons required to file  
10 a statement of economic interests who failed to file a  
11 statement on or before May 1. It shall be the duty of the  
12 several county clerks to give notice as provided in Section  
13 4A-105 to any person who has failed to file his or her  
14 statement with the clerk on or before May 1.

15 Any person who files or has filed a statement of economic  
16 interest under this Section is entitled to receive from the  
17 county clerk a receipt indicating that the person has filed  
18 such a statement, the date of filing, and the identity of the  
19 governmental unit or units in relation to which the filing is  
20 required. However, the county clerk shall neither accept a  
21 statement of economic interest for filing nor issue a receipt  
22 indicating that the statement has been filed unless the  
23 statement is verified, dated, and signed by the person making  
24 the statement and all questions on the statement are answered.

25 All statements of economic interests filed under this  
26 Section shall be available for examination and copying by the

1 public at all reasonable times.

2 (Source: P.A. 101-221, eff. 8-9-19; 101-617, eff. 12-20-19.)