



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB4986

by Rep. Kelly M. Cassidy

SYNOPSIS AS INTRODUCED:

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-104	from Ch. 127, par. 604A-104

Amends the Illinois Governmental Ethics Act. Modifies the required statement of economic interests under the Act to include disclosure of income received from specified entities on which a person is required to report. Modifies the statement of economic interests forms to make conforming changes.

LRB100 18323 RJF 33529 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 Illinois Governmental Ethics Act is amended
5 by changing Sections 4A-102, 4A-103, and 4A-104 as follows:

6 (5 ILCS 420/4A-102) (from Ch. 127, par. 604A-102)

7 Sec. 4A-102. The statement of economic interests required
8 by this Article shall include the economic interests of the
9 person making the statement as provided in this Section. The
10 interest (if constructively controlled by the person making the
11 statement) of a spouse or any other party, shall be considered
12 to be the same as the interest of the person making the
13 statement. Campaign receipts shall not be included in this
14 statement.

15 (a) The following interests shall be listed by all
16 persons required to file:

17 (1) The name, address, amount of income received
18 from, and type of practice of any professional
19 organization or individual professional practice in
20 which the person making the statement was an officer,
21 director, associate, partner or proprietor, or served
22 in any advisory capacity, from which income in excess
23 of \$1200 was derived during the preceding calendar

1 year;

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

11 (2.5) The name of each client from whom a person,
12 or his or her business, received payments for services
13 provided, if the filer's share of gross receipts was
14 \$5,000 or more, unless disclosure would violate legal
15 confidentiality.

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

21 (4) The name of any unit of government, and the
22 amount of income received for services provided to that
23 unit of government, which has employed the person
24 making the statement during the preceding calendar
25 year other than the unit or units of government in
26 relation to which the person is required to file.

1 (5) The name of any entity from which a gift or
2 gifts, or honorarium or honoraria, valued singly or in
3 the aggregate in excess of \$500, was received during
4 the preceding calendar year, and the monetary value of
5 each gift or honorarium received from that entity.

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

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

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

1 (3) The identity of any compensated lobbyist with
2 whom the person making the statement maintains a close
3 economic association, including the name of the
4 lobbyist and specifying the legislative matter or
5 matters which are the object of the lobbying activity,
6 and describing the general type of economic activity of
7 the client or principal on whose behalf that person is
8 lobbying.

9 (c) The following interests shall also be listed by
10 persons listed in items (g), (h), (i), and (o) of Section
11 4A-101:

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

23 (2) Except for professional service entities, the
24 name of any entity and any position held therein from
25 which income in excess of \$1,200 was derived during the
26 preceding calendar year, and the amount of income

1 received, if the entity does business with a unit of
2 local government in relation to which the person is
3 required to file. No time or demand deposit in a
4 financial institution, nor any debt instrument need be
5 listed.

6 (3) The name of any entity and the nature of the
7 governmental action requested by any entity which has
8 applied to a unit of local government in relation to
9 which the person must file for any license, franchise
10 or permit for annexation, zoning or rezoning of real
11 estate during the preceding calendar year if the
12 ownership interest of the person filing is in excess of
13 \$5,000 fair market value at the time of filing or if
14 income or dividends in excess of \$1,200 were received
15 by the person filing from the entity during the
16 preceding calendar year.

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

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

23 (5 ILCS 420/4A-103) (from Ch. 127, par. 604A-103)

24 Sec. 4A-103. The statement of economic interests required
25 by this Article to be filed with the Secretary of State shall

1 be filled in by typewriting or hand printing, shall be
2 verified, dated, and signed by the person making the statement
3 and shall contain substantially the following:

4 STATEMENT OF ECONOMIC INTEREST

5 (TYPE OR HAND PRINT)

6
7 (name)

8
9 (each office or position of employment for which this statement
10 is filed)

11
12 (full mailing address)

13 GENERAL DIRECTIONS:

14 The interest (if constructively controlled by the person
15 making the statement) of a spouse or any other party, shall be
16 considered to be the same as the interest of the person making
17 the statement.

18 Campaign receipts shall not be included in this statement.

19 If additional space is needed, please attach supplemental
20 listing.

21 1. List the name and instrument of ownership in any entity
22 doing business in the State of Illinois, in which the ownership
23 interest held by the person at the date of filing is in excess
24 of \$5,000 fair market value or from which dividends in excess
25 of \$1,200 were derived during the preceding calendar year. (In
26 the case of real estate, location thereof shall be listed by

1 street address, or if none, then by legal description.) No time
 2 or demand deposit in a financial institution, nor any debt
 3 instrument need be listed.

4 Business Entity	Instrument of Ownership
5
6
7
8

9 2. List the name, address, amount of income received from,
 10 and type of practice of any professional organization in which
 11 the person making the statement was an officer, director,
 12 associate, partner or proprietor or served in any advisory
 13 capacity, from which income in excess of \$1,200 was derived
 14 during the preceding calendar year.

15 Name	Address	<u>Income</u>	Type of Practice
16			
17	<u>.....</u>
18	<u>.....</u>
19	<u>.....</u>

20 3. List the nature of professional services rendered (other
 21 than to the State of Illinois), the amount of income received
 22 from performing such services, and the name of ~~to~~ each entity
 23 from which income exceeding \$5,000 was received for
 24 professional services rendered during the preceding calendar
 25 year by the person making the statement.

26

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2 4. List the identity (including the address or legal
3 description of real estate) of, and the amount of income
4 received from, any capital asset from which a capital gain of
5 \$5,000 or more was realized during the preceding calendar year.

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8 5. List the identity of any compensated lobbyist with whom
9 the person making the statement maintains a close economic
10 association, including the name of the lobbyist and specifying
11 the legislative matter or matters which are the object of the
12 lobbying activity, and describing the general type of economic
13 activity of the client or principal on whose behalf that person
14 is lobbying.

15	Lobbyist	Legislative Matter	Client or Principal
16
17

18 6. List the name of any entity doing business in the State
19 of Illinois, and the amount of income received from that
20 entity, from which income in excess of \$1,200 was derived
21 during the preceding calendar year other than for professional
22 services and the title or description of any position held in
23 that entity. (In the case of real estate, location thereof
24 shall be listed by street address, or if none, then by legal
25 description). No time or demand deposit in a financial
26 institution nor any debt instrument need be listed.

1	Entity	<u>Income</u>	Position Held
2	<u>.....</u>
3	<u>.....</u>
4	<u>.....</u>

5 7. List the name of any unit of government, and the amount
6 of income received for services provided to that unit of
7 government, which employed the person making the statement
8 during the preceding calendar year other than the unit or units
9 of government in relation to which the person is required to
10 file.

11
12

13 8. List the name of any entity from which a gift or gifts,
14 or honorarium or honoraria, valued singly or in the aggregate
15 in excess of \$500, was received during the preceding calendar
16 year, and the monetary value of each gift or honorarium
17 received from that entity.

18

19 9. List the name of each client from whom a person, or his
20 or her business, received payments for services provided, if
21 the filer's share of gross receipts was \$5,000 or more, unless
22 disclosure would violate legal confidentiality.

23

24 VERIFICATION:

25 "I declare that this statement of economic interests
26 (including any accompanying schedules and statements) has been

1 examined by me and to the best of my knowledge and belief is a
 2 true, correct and complete statement of my economic interests
 3 as required by the Illinois Governmental Ethics Act. I
 4 understand that the penalty for willfully filing a false or
 5 incomplete statement shall be a fine not to exceed \$1,000 or
 6 imprisonment in a penal institution other than the penitentiary
 7 not to exceed one year, or both fine and imprisonment."

8

9 (date of filing) (signature of person making the statement)

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

11 (5 ILCS 420/4A-104) (from Ch. 127, par. 604A-104)

12 Sec. 4A-104. The statement of economic interests required
 13 by this Article to be filed with the county clerk shall be
 14 filled in by typewriting or hand printing, shall be verified,
 15 dated, and signed by the person making the statement and shall
 16 contain substantially the following:

17 STATEMENT OF ECONOMIC INTERESTS

18 (TYPE OR HAND PRINT)

19

20 (Name)

21

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

24 (full mailing address)

25 GENERAL DIRECTIONS:

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

5 Campaign receipts shall not be included in this statement.

6 If additional space is needed, please attach supplemental
7 listing.

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

18	Business	Instrument of	Position of
19	Entity	Ownership	Management
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21
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23 2. List the name, address, amount of income received from,
24 and type of practice of any professional organization in which
25 the person making the statement was an officer, director,
26 associate, partner or proprietor, or served in any advisory

1 capacity, from which income in excess of \$1,200 was derived
2 during the preceding calendar year.

3	Name	Address	<u>Income</u>	Type of Practice
4	<u>.....</u>
5	<u>.....</u>
6	<u>.....</u>

7 3. List the nature of professional services rendered (other
8 than to the unit or units of local government in relation to
9 which the person is required to file), the amount of income
10 received from performing such services, and the name of ~~to~~ each
11 entity from which income exceeding \$5,000 was received for
12 professional services rendered during the preceding calendar
13 year by the person making the statement.

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

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23 5. List the name of any entity and the nature of the
24 governmental action requested by any entity which has applied
25 to a unit of local government in relation to which the person
26 must file for any license, franchise or permit for annexation,

1 zoning or rezoning of real estate during the preceding calendar
 2 year if the ownership interest of the person filing is in
 3 excess of \$5,000 fair market value at the time of filing or if
 4 income or dividends in excess of \$1200 were received by the
 5 person filing from the entity during the preceding calendar
 6 year.

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10 6. List the name of any entity doing business with a unit
 11 of local government, and the amount of income received from
 12 that entity, in relation to which the person is required to
 13 file from which income in excess of \$1,200 was derived during
 14 the preceding calendar year other than for professional
 15 services and the title or description of any position held in
 16 that entity. No time or demand deposit in a financial
 17 institution nor any debt instrument need be listed.

18
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20 7. List the name of any unit of government, and the amount
 21 of income received for services provided to that unit of
 22 government, which employed the person making the statement
 23 during the preceding calendar year other than the unit or units
 24 of government in relation to which the person is required to
 25 file.

26

1
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3 8. List the name of any entity from which a gift or gifts,
4 or honorarium or honoraria, valued singly or in the aggregate
5 in excess of \$500, was received during the preceding calendar
6 year, and the monetary value of each gift or honorarium
7 received from that entity.

8
9

10 9. List the name of each client from whom a person, or his
11 or her business, received payments for services provided, if
12 the filer's share of gross receipts was \$5,000 or more, unless
13 disclosure would violate legal confidentiality.

14
15

16 VERIFICATION:

17 "I declare that this statement of economic interests
18 (including any accompanying schedules and statements) has been
19 examined by me and to the best of my knowledge and belief is a
20 true, correct and complete statement of my economic interests
21 as required by the Illinois Governmental Ethics Act. I
22 understand that the penalty for willfully filing a false or
23 incomplete statement shall be a fine not to exceed \$1,000 or
24 imprisonment in a penal institution other than the penitentiary
25 not to exceed one year, or both fine and imprisonment."

.....

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

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