



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3872

Introduced 10/17/2019, by Rep. Frances Ann Hurley

SYNOPSIS AS INTRODUCED:

5 ILCS 420/3A-35

Amends the Illinois Governmental Ethics Act. Provides that no spouse of a member of the General Assembly shall be appointed to a board, commission, authority, task force, or other similar body authorized or created by State law if such appointment offers compensation for service as a member of that body. Specifies that this requirement shall only apply to persons appointed to a board, commission, authority, task force, or other similar body on and after the effective date of this amendatory Act. Effective January 1, 2021.

LRB101 13280 RJF 62122 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 adding Section 3A-35 as follows:

6 (5 ILCS 420/3A-35)

7 Sec. 3A-35. Conflicts of interests.

8 (a) In addition to the provisions of subsection (a) of
9 Section 50-13 of the Illinois Procurement Code, it is unlawful
10 for an appointed member of a board, commission, authority, or
11 task force authorized or created by State law or by executive
12 order of the Governor, the spouse of the appointee, or an
13 immediate family member of the appointee living in the
14 appointee's residence to have or acquire a contract or have or
15 acquire a direct pecuniary interest in a contract with the
16 State that relates to the board, commission, authority, or task
17 force of which he or she is an appointee during and for one
18 year after the conclusion of the person's term of office.

19 (b) If (i) a person subject to subsection (a) is entitled
20 to receive more than 7 1/2% of the total distributable income
21 of a partnership, association, corporation, or other business
22 entity or (ii) a person subject to subsection (a) together with
23 his or her spouse and immediate family members living in that

1 person's residence are entitled to receive more than 15%, in
2 the aggregate, of the total distributable income of a
3 partnership, association, corporation, or other business
4 entity then it is unlawful for that partnership, association,
5 corporation, or other business entity to have or acquire a
6 contract or a direct pecuniary interest in a contract
7 prohibited by subsection (a) during and for one year after the
8 conclusion of the person's term of office.

9 (c) Notwithstanding any provision of law to the contrary,
10 no spouse of a member of the General Assembly shall be
11 appointed to a board, commission, authority, task force, or
12 other similar body authorized or created by State law if such
13 appointment offers compensation for service as a member of that
14 body. The provisions of this subsection (c) shall only apply to
15 persons appointed to a board, commission, authority, task
16 force, or other similar body on and after the effective date of
17 this amendatory Act of the 101st General Assembly.

18 (Source: P.A. 93-615, eff. 11-19-03.)

19 Section 99. Effective date. This Act takes effect January
20 1, 2021.