

HB3659



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3659

Introduced 2/17/2023, by Rep. Ryan Spain

SYNOPSIS AS INTRODUCED:

5 ILCS 420/4A-101

from Ch. 127, par. 604A-101

Amends the Illinois Governmental Ethics Act. Provides that directors and employees of an election authority who have a responsibility with respect to the procurement of goods or services shall file verified written statements of economic interests with the Secretary of State.

LRB103 30354 DTM 56784 b

A BILL FOR

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 Section 4A-101 as follows:

6 (5 ILCS 420/4A-101) (from Ch. 127, par. 604A-101)

7 Sec. 4A-101. Persons required to file with the Secretary
8 of State. The following persons shall file verified written
9 statements of economic interests with the Secretary of State,
10 as provided in this Article:

11 (a) Members of the General Assembly and candidates for
12 nomination or election to the General Assembly.

13 (b) Persons holding an elected office in the Executive
14 Branch of this State, and candidates for nomination or
15 election to these offices.

16 (c) Members of a Commission or Board created by the
17 Illinois Constitution, and candidates for nomination or
18 election to such Commission or Board.

19 (d) Persons whose appointment to office is subject to
20 confirmation by the Senate and persons appointed by the
21 Governor to any other position on a board or commission
22 described in subsection (a) of Section 15 of the
23 Gubernatorial Boards and Commissions Act.

1 (e) Holders of, and candidates for nomination or
2 election to, the office of judge or associate judge of the
3 Circuit Court and the office of judge of the Appellate or
4 Supreme Court.

5 (f) Persons who are employed by any branch, agency,
6 authority or board of the government of this State,
7 including but not limited to, the Illinois State Toll
8 Highway Authority, the Illinois Housing Development
9 Authority, the Illinois Community College Board, and
10 institutions under the jurisdiction of the Board of
11 Trustees of the University of Illinois, Board of Trustees
12 of Southern Illinois University, Board of Trustees of
13 Chicago State University, Board of Trustees of Eastern
14 Illinois University, Board of Trustees of Governors State
15 University, Board of Trustees of Illinois State
16 University, Board of Trustees of Northeastern Illinois
17 University, Board of Trustees of Northern Illinois
18 University, Board of Trustees of Western Illinois
19 University, or Board of Trustees of the Illinois
20 Mathematics and Science Academy, and are compensated for
21 services as employees and not as independent contractors
22 and who:

23 (1) are, or function as, the head of a department,
24 commission, board, division, bureau, authority or
25 other administrative unit within the government of
26 this State, or who exercise similar authority within

1 the government of this State;

2 (2) have direct supervisory authority over, or
3 direct responsibility for the formulation,
4 negotiation, issuance or execution of contracts
5 entered into by the State in the amount of \$5,000 or
6 more;

7 (3) have authority for the issuance or
8 promulgation of rules and regulations within areas
9 under the authority of the State;

10 (4) have authority for the approval of
11 professional licenses;

12 (5) have responsibility with respect to the
13 financial inspection of regulated nongovernmental
14 entities;

15 (6) adjudicate, arbitrate, or decide any judicial
16 or administrative proceeding, or review the
17 adjudication, arbitration or decision of any judicial
18 or administrative proceeding within the authority of
19 the State;

20 (7) have supervisory responsibility for 20 or more
21 employees of the State;

22 (8) negotiate, assign, authorize, or grant naming
23 rights or sponsorship rights regarding any property or
24 asset of the State, whether real, personal, tangible,
25 or intangible; or

26 (9) have responsibility with respect to the

1 procurement of goods or services.

2 (f-5) Members of the board of commissioners of any
3 flood prevention district created under the Flood
4 Prevention District Act or the Beardstown Regional Flood
5 Prevention District Act.

6 (g) (Blank).

7 (h) (Blank).

8 (i) (Blank).

9 (j) Persons on the Board of Trustees of the Illinois
10 Mathematics and Science Academy.

11 (k) (Blank).

12 (l) Special government agents. A "special government
13 agent" is a person who is directed, retained, designated,
14 appointed, or employed, with or without compensation, by
15 or on behalf of a statewide executive branch
16 constitutional officer to make an ex parte communication
17 under Section 5-50 of the State Officials and Employees
18 Ethics Act or Section 5-165 of the Illinois Administrative
19 Procedure Act.

20 (m) (Blank).

21 (n) Members of the board of any retirement system or
22 investment board established under the Illinois Pension
23 Code, if not required to file under any other provision of
24 this Section.

25 (o) (Blank).

26 (p) Members of the investment advisory panel created

1 under Section 20 of the Illinois Prepaid Tuition Act.

2 (g) Directors and employees of an election authority
3 who have a responsibility with respect to the procurement
4 of goods or services.

5 This Section shall not be construed to prevent any unit of
6 local government from enacting financial disclosure
7 requirements that mandate more information than required by
8 this Act.

9 (Source: P.A. 101-81, eff. 7-12-19; 101-221, eff. 8-9-19.)