

SB1970



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB1970

Introduced 2/10/2011, by Sen. Kirk W. Dillard

SYNOPSIS AS INTRODUCED:

5 ILCS 430/5-20

Amends the State Officials and Employees Ethics Act. Applies the prohibitions against the inclusion of names, images, and voices in public service announcements and the printing of names and images on promotional materials to State employees who are candidates for public office (now, the prohibitions apply only to executive branch constitutional officers and General Assembly members).

LRB097 00017 JAM 40017 b

A BILL FOR

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 Section 5-20 as follows:

6 (5 ILCS 430/5-20)

7 Sec. 5-20. Public service announcements; other promotional
8 material.

9 (a) Beginning January 1, 2004, no public service
10 announcement or advertisement that is on behalf of any State
11 administered program and contains the proper name, image, or
12 voice of any executive branch constitutional officer, ~~or~~ member
13 of the General Assembly, or, beginning on the effective date of
14 this amendatory Act of the 97th General Assembly, State
15 employee (if the State employee is a candidate for public
16 office) shall be broadcast or aired on radio or television or
17 printed in a commercial newspaper or a commercial magazine at
18 any time.

19 (b) The proper name or image of any executive branch
20 constitutional officer, ~~or~~ member of the General Assembly, or
21 State employee (if the State employee is a candidate for public
22 office) may not appear on any (i) bumper stickers, (ii)
23 commercial billboards, (iii) lapel pins or buttons, (iv)

1 magnets, (v) stickers, and (vi) other similar promotional
2 items, that are not in furtherance of the person's official
3 State duties or governmental and public service functions, if
4 designed, paid for, prepared, or distributed using public
5 dollars. This subsection does not apply to stocks of items
6 existing (i) with respect to executive branch constitutional
7 officers and General Assembly members, on the effective date of
8 this amendatory Act of the 93rd General Assembly and (ii) with
9 respect to State employees who are candidates for public
10 office, on the effective date of this amendatory Act of the
11 97th General Assembly.

12 (c) This Section does not apply to communications funded
13 through expenditures required to be reported under Article 9 of
14 the Election Code.

15 (d) For the purposes of this Section only:

16 (1) "Candidate" means a person who has filed nominating
17 papers or petitions for nomination or election to an
18 elective public office, or who has been appointed to fill a
19 vacancy in nomination, and who remains eligible for
20 placement on a primary or election ballot.

21 (2) "Public office" means any elective office for which
22 candidates are required by the Illinois Governmental
23 Ethics Act to file statements of economic interests.

24 (Source: P.A. 93-615, eff. 11-19-03; 93-617, eff. 12-9-03;
25 93-685, eff. 7-8-04.)