



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4919

Introduced 2/18/2020, by Rep. Margo McDermed

SYNOPSIS AS INTRODUCED:

- 5 ILCS 420/3-108 new
- 5 ILCS 420/3-202 rep.
- 5 ILCS 420/3-203 rep.

Amends the Illinois Governmental Ethics Act. Provides that no legislator shall vote on a question in connection with a conflict of interest in either house of the General Assembly, or in a committee thereof, or attempt to influence the outcome of that question unless a presiding officer of the General Assembly requires that legislator to vote or advises that legislator that there is no conflict. Defines "conflict of interest". Makes conforming changes.

LRB101 14637 RJF 63550 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 3-108 as follows:

6 (5 ILCS 420/3-108 new)

7 Sec. 3-108. Legislator conflicts of interest.

8 (a) Notwithstanding any provision of law to the contrary,
9 and in addition to any other prohibition or requirement
10 specified under this Act, no legislator shall vote on a
11 question in connection with a conflict of interest in either
12 house of the General Assembly, or in a committee thereof, or
13 attempt to influence the outcome of that question unless a
14 presiding officer of the General Assembly requires that
15 legislator to vote or advises that legislator that there is no
16 conflict.

17 (b) For the purposes of this Section, "conflict of
18 interest" includes situations in which:

19 (1) a legislator or a member of the legislator's
20 immediate family has or acquires a direct substantial
21 personal financial interest, distinct from that of the
22 general public, in an enterprise that would be financially
23 benefited by proposed legislation, or derives a direct

1 substantial personal financial benefit from close economic
2 association with a person known by the legislator to have a
3 direct financial interest in an enterprise affected by
4 proposed legislation;

5 (2) a legislator or a member of the legislator's
6 immediate family accepts gifts, other than campaign
7 contributions duly recorded as required by law, from
8 persons affected by legislation or who have an interest in
9 an entity affected by proposed legislation and the
10 legislator knows or reasonably should know that the purpose
11 of the donor in making the gift is to influence the
12 legislator in the performance of the legislator's official
13 duties or vote or is intended as a reward for action on the
14 legislator's part;

15 (3) a legislator receives compensation or
16 reimbursement not authorized by law for services, advice,
17 or assistance as a legislator;

18 (4) a legislator appears for, represents, or advocates
19 on behalf of another before the General Assembly, unless
20 without compensation and for the benefit of a citizen;

21 (5) a legislator or a member of the legislator's
22 immediate family accepts or engages in employment that
23 could impair the legislator's judgment, or when the
24 legislator knows that there is a substantial possibility
25 that an opportunity for employment is being afforded the
26 legislator or a member of the legislator's immediate family

1 with intent to influence the performance of the
2 legislator's official duties, or when the legislator or a
3 member of his or her immediate family stands to derive a
4 personal private gain or loss from employment, because of
5 legislative action, distinct from the gain or losses of
6 other employees or the general community; or

7 (6) a legislator or a member of the legislator's
8 immediate family has an interest in legislation relating to
9 a profession, trade, business, or employment in which the
10 legislator or a member of the legislator's immediate family
11 is engaged and the benefit derived by the legislator or a
12 member of the legislator's immediate family is unique and
13 distinct from that of the general public or persons engaged
14 in similar professions, trades, businesses, or employment.

15 (5 ILCS 420/3-202 rep.)

16 (5 ILCS 420/3-203 rep.)

17 Section 10. The Illinois Governmental Ethics Act is amended
18 by repealing Sections 3-202 and 3-203.