



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB3899

Introduced 2/20/2020, by Sen. Sue Rezin

SYNOPSIS AS INTRODUCED:

5 ILCS 420/4A-102	from Ch. 127, par. 604A-102
5 ILCS 420/4A-102.5 new	
5 ILCS 420/4A-103	from Ch. 127, par. 604A-103
5 ILCS 420/4A-103.5 new	
5 ILCS 420/4A-108	

Amends the Illinois Governmental Ethics Act. Provides revised disclosure of economic interest requirements for members of the General Assembly, candidates for nomination or election to the General Assembly, persons holding an elected office in the Executive Branch, and candidates for nomination or election to the Executive Branch. Makes conforming changes. Provides an applicability clause. Effective January 1, 2021.

LRB101 20312 RJF 69855 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-108 and by adding
6 Sections 4A-102.5 and 4A-103.5 as follows:

7 (5 ILCS 420/4A-102) (from Ch. 127, par. 604A-102)

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

16 (a) Except as otherwise provided in this subsection,
17 the ~~The~~ following interests shall be listed by all persons
18 required to file:

19 (1) The name, address and type of practice of any
20 professional organization or individual professional
21 practice in which the person making the statement was
22 an officer, director, associate, partner or
23 proprietor, or served in any advisory capacity, from

1 which income in excess of \$1200 was derived during the
2 preceding calendar year;

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

11 (3) The identity (including the address or legal
12 description of real estate) of any capital asset from
13 which a capital gain of \$5,000 or more was realized in
14 the preceding calendar year.

15 (4) The name of any unit of government which has
16 employed the person making the statement during the
17 preceding calendar year other than the unit or units of
18 government in relation to which the person is required
19 to file.

20 (5) The name of any entity from which a gift or
21 gifts, or honorarium or honoraria, valued singly or in
22 the aggregate in excess of \$500, was received during
23 the preceding calendar year.

24 For statements filed in 2022 and after, instead of the
25 interests listed in this subsection, members of the General
26 Assembly, candidates for nomination or election to the

1 General Assembly, persons holding an elected office in the
2 Executive Branch, and candidates for nomination or
3 election to the Executive Branch shall list the interests
4 provided under Section 4A-102.5.

5 (b) Except as otherwise provided in this subsection,
6 the ~~The~~ following interests shall also be listed by persons
7 listed in items (a) through (f), item (l), item (n), and
8 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, if the entity does
23 business in the State of Illinois. No time or demand
24 deposit in a financial institution, nor any debt
25 instrument need be listed.

26 (3) The identity of any compensated lobbyist with

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

8 For statements filed in 2022 and after, instead of the
9 interests listed in this subsection, persons listed in
10 items (a) and (b) of Section 4A-101 shall list the
11 interests provided under Section 4A-102.5.

12 (c) The following interests shall also be listed by
13 persons listed in items (a) through (c) and item (e) of
14 Section 4A-101.5:

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

26 (2) Except for professional service entities, the

1 name of any entity and any position held therein from
2 which income in excess of \$1,200 was derived during the
3 preceding calendar year if the entity does business
4 with a unit of local government in relation to which
5 the person is required to file. No time or demand
6 deposit in a financial institution, nor any debt
7 instrument need be listed.

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

19 For the purposes of this Section, the unit of local
20 government in relation to which a person required to file under
21 item (e) of Section 4A-101.5 shall be the unit of local
22 government that contributes to the pension fund of which such
23 person is a member of the board.

24 (Source: P.A. 101-221, eff. 8-9-19.)

25 (5 ILCS 420/4A-102.5 new)

1 Sec. 4A-102.5. General Assembly and Executive Branch
2 statements of economic interests. The economic interests
3 required by this Article to be listed by persons specified in
4 items (a) and (b) of Section 4A-101 shall be listed as provided
5 in this Section. The interest (if constructively controlled by
6 the person making the statement) of a spouse or any other
7 party, shall be considered to be the same as the interest of
8 the person making the statement. Campaign receipts shall not be
9 included in this statement.

10 (a) Each statement of economic interests filed under this
11 Section shall include a full and complete statement with
12 respect to the following:

13 (1) The source, type, and amount or value of income
14 from any source (other than from current employment by the
15 State of Illinois), and the source, date, and amount of
16 honoraria from any source, received during the preceding
17 calendar year, aggregating \$200 or more in value and the
18 source, date, and amount of payments made to charitable
19 organizations in lieu of honoraria, and the person making
20 the statement shall simultaneously file with the
21 applicable ethics officer, on a confidential basis, a
22 corresponding list of recipients of all such payments,
23 together with the dates and amounts of such payments.

24 (2) The source and type of income which consists of
25 dividends, rents, interest, and capital gains, received
26 during the preceding calendar year which exceed \$200 in

1 amount or value, and an indication of which of the
2 following categories the amount or value of such item of
3 income is within:

4 (A) not more than \$1,000;

5 (B) greater than \$1,000 but not more than \$2,500;

6 (C) greater than \$2,500 but not more than \$5,000;

7 (D) greater than \$5,000 but not more than \$15,000;

8 (E) greater than \$15,000 but not more than \$50,000;

9 (F) greater than \$50,000 but not more than
10 \$100,000;

11 (G) greater than \$100,000 but not more than
12 \$1,000,000;

13 (H) greater than \$1,000,000 but not more than
14 \$5,000,000; or

15 (I) greater than \$5,000,000.

16 (3) The identity of the source, a brief description,
17 and the value of all gifts aggregating more than \$250,
18 received from any source other than a relative of the
19 person making the statement during the preceding calendar
20 year, except that any food, lodging, or entertainment
21 received as personal hospitality of an individual need not
22 be disclosed, and any gift with a fair market value of \$100
23 or less need not be aggregated for purposes of this
24 paragraph (3).

25 (4) The identity of the source and a brief description,
26 including a travel itinerary, dates, and nature of expenses

1 provided, of reimbursements received from any source
2 aggregating more than \$250 and received during the
3 preceding calendar year.

4 (5) The identity and category of value of any interest
5 in property held during the preceding calendar year in a
6 trade or business, or for investment or the production of
7 income, which has a fair market value which exceeds \$1,000
8 as of the close of the preceding calendar year, excluding
9 any personal liability owed to the person making the
10 statement by a spouse or by a parent, brother, sister, or
11 child of the person making the statement or of his or her
12 spouse, or any deposits aggregating \$5,000 or less in a
13 personal savings account.

14 For the purposes of disclosures made under this
15 paragraph (5), the categories of value are as follows:

16 (A) not more than \$15,000;

17 (B) greater than \$15,000 but not more than \$50,000;

18 (C) greater than \$50,000 but not more than
19 \$100,000;

20 (D) greater than \$100,000 but not more than
21 \$250,000;

22 (E) greater than \$250,000 but not more than
23 \$500,000;

24 (F) greater than \$500,000 but not more than
25 \$1,000,000;

26 (G) greater than \$1,000,000 but not more than

1 \$5,000,000;

2 (H) greater than \$5,000,000 but not more than
3 \$25,000,000;

4 (I) greater than \$25,000,000 but not more than
5 \$50,000,000; and

6 (J) greater than \$50,000,000.

7 For purposes of this paragraph (5), a personal savings
8 account shall include any certificate of deposit or any
9 other form of deposit in a bank, savings and loan
10 association, credit union, or similar financial
11 institution.

12 (6) The identity and category of value of the total
13 liabilities owed to any creditor other than a spouse or a
14 parent, brother, sister, or child of the person making the
15 statement or of his or her spouse which exceed \$10,000 at
16 any time during the preceding calendar year. With respect
17 to revolving charge accounts, only those with an
18 outstanding liability which exceeds \$10,000 as of the close
19 of the preceding calendar year need be disclosed under this
20 paragraph (6).

21 For the purposes of disclosures made under this
22 paragraph (6), the categories of value are as follows:

23 (A) not more than \$15,000;

24 (B) greater than \$15,000 but not more than \$50,000;

25 (C) greater than \$50,000 but not more than
26 \$100,000;

1 (D) greater than \$100,000 but not more than
2 \$250,000;

3 (E) greater than \$250,000 but not more than
4 \$500,000;

5 (F) greater than \$500,000 but not more than
6 \$1,000,000;

7 (G) greater than \$1,000,000 but not more than
8 \$5,000,000;

9 (H) greater than \$5,000,000 but not more than
10 \$25,000,000;

11 (I) greater than \$25,000,000 but not more than
12 \$50,000,000; and

13 (J) greater than \$50,000,000.

14 (7) A brief description, the date, and category of
15 value of any purchase, sale, or exchange during the
16 preceding calendar year which exceeds \$1,000: in real
17 property, other than property used solely as a personal
18 residence of the person making the statement or his or her
19 spouse; or in stocks, bonds, commodities futures, and other
20 forms of securities. Disclosure is not required under this
21 paragraph (7) of any transaction solely by and between the
22 person making the statement, his or her spouse, or
23 dependent children.

24 For the purposes of disclosures made under this
25 paragraph (7), the categories of value are as follows:

26 (A) not more than \$15,000;

1 (B) greater than \$15,000 but not more than \$50,000;

2 (C) greater than \$50,000 but not more than

3 \$100,000;

4 (D) greater than \$100,000 but not more than

5 \$250,000;

6 (E) greater than \$250,000 but not more than

7 \$500,000;

8 (F) greater than \$500,000 but not more than

9 \$1,000,000;

10 (G) greater than \$1,000,000 but not more than

11 \$5,000,000;

12 (H) greater than \$5,000,000 but not more than

13 \$25,000,000;

14 (I) greater than \$25,000,000 but not more than

15 \$50,000,000; and

16 (J) greater than \$50,000,000.

17 (8) The identity of all positions held on or before the

18 date of filing during the current calendar year (and, for

19 the first statement of economic interests filed by an

20 individual, during the 2-year period preceding such

21 calendar year) as an officer, director, trustee, partner,

22 proprietor, representative, employee, or consultant of any

23 corporation, company, firm, partnership, or other business

24 enterprise, any nonprofit organization, any labor

25 organization, or any educational or other institution

26 other than the State of Illinois. This paragraph (8) shall

1 not require the disclosure of positions held in any
2 religious, social, fraternal, or political entity and
3 positions solely of an honorary nature.

4 If any person, other than the State of Illinois, paid a
5 nonelected person making the statement compensation in
6 excess of \$5,000 in any of the 2 calendar years prior to
7 the calendar year during which the individual files his or
8 her first statement of economic interests under this
9 Section, the individual shall include in the statement: (A)
10 the identity of each source of such compensation; and (B) a
11 brief description of the nature of the duties performed or
12 services rendered by the person making the statement for
13 each such source.

14 This paragraph (8) shall not require any individual to
15 include in the statement any information which is
16 considered confidential as a result of a privileged
17 relationship, established by law, between such individual
18 and any person nor shall it require an individual to
19 disclose any information with respect to any person for
20 whom services were provided by any firm or association of
21 which such individual was a member, partner, or employee
22 unless such individual was directly involved in the
23 provision of such services.

24 (9) A description of the date, parties to, and terms of
25 any agreement or arrangement with respect to: (A) future
26 employment; (B) a leave of absence during the period of

1 employment with the State of Illinois of the person making
2 the statement; (C) continuation of payments by a former
3 employer other than the State of Illinois; and (D)
4 continuing participation in an employee welfare or benefit
5 plan maintained by a former employer.

6 (10) The category of the total cash value of any
7 interest of the person making the statement in a qualified
8 blind trust. For the purposes of disclosures made under
9 this paragraph (10), the categories of value are as
10 follows:

11 (A) not more than \$15,000;

12 (B) greater than \$15,000 but not more than \$50,000;

13 (C) greater than \$50,000 but not more than
14 \$100,000;

15 (D) greater than \$100,000 but not more than
16 \$250,000;

17 (E) greater than \$250,000 but not more than
18 \$500,000;

19 (F) greater than \$500,000 but not more than
20 \$1,000,000;

21 (G) greater than \$1,000,000 but not more than
22 \$5,000,000;

23 (H) greater than \$5,000,000 but not more than
24 \$25,000,000;

25 (I) greater than \$25,000,000 but not more than
26 \$50,000,000; and

1 (J) greater than \$50,000,000.

2 (b) Each statement of economic interests required to be
3 filed under this Section shall also contain the following
4 information regarding the spouse or dependent child of the
5 person making the statement:

6 (1) The source of items of earned income earned by a
7 spouse from any person which exceed \$1,000 and the source
8 and amount of any honoraria received by a spouse, except
9 that, with respect to earned income (other than honoraria),
10 if the spouse is self-employed in business or a profession,
11 only the nature of such business or profession need be
12 reported.

13 (2) All information required to be disclosed under
14 paragraph (2) of subsection (a) with respect to income
15 derived by a spouse or dependent child, and all information
16 concerning assets held by the spouse or dependent child and
17 disclosed under paragraph (5) of subsection (a).

18 (3) In the case of any gifts received by a spouse or
19 dependent child which are not received totally independent
20 of the relationship of the spouse or dependent child to the
21 person making the statement, the identity of the source and
22 a brief description of gifts of transportation, lodging,
23 food, or entertainment and a brief description and the
24 value of other gifts.

25 (4) In the case of any reimbursements received by a
26 spouse or dependent child which are not received totally

1 independent of the relationship of the spouse or dependent
2 child to the person making the statement, the identity of
3 the source and a brief description of each such
4 reimbursement.

5 (5) In the case of items described in paragraphs (5)
6 through (7) of subsection (a), all information required to
7 be reported under those paragraphs other than items: (A)
8 which the person making the statement certifies represent
9 the spouse's or dependent child's sole financial interest
10 or responsibility and which the person making the statement
11 has no knowledge of; (B) which are not in any way, past or
12 present, derived from the income, assets, or activities of
13 the person making the statement; and (C) from which the
14 person making the statement neither derives, nor expects to
15 derive, any financial or economic benefit.

16 (6) For purposes of this Section, categories with
17 amounts or values greater than \$1,000,000 set forth in
18 subsection (a) shall apply to the income, assets, or
19 liabilities of spouses and dependent children only if the
20 income, assets, or liabilities are held jointly with the
21 person making the statement. All other income, assets, or
22 liabilities of the spouse or dependent children required to
23 be reported under this Section in an amount or value
24 greater than \$1,000,000 shall be categorized only as an
25 amount or value greater than \$1,000,000.

26 (c) Each person making the statement shall disclose the

1 information required under subsection (a) with respect to the
2 holdings of and the income from a trust or other financial
3 arrangement from which income is received by, or with respect
4 to which a beneficial interest in principal or income is held
5 by, such individual, his or her spouse, or any dependent child.

6 The person making the statement need not disclose the
7 holdings of or the source of income from any of the holdings
8 of: (1) a qualified blind trust; (2) a trust which was not
9 created directly by the individual, his or her spouse, or any
10 dependent child, and the holdings or sources of income of which
11 such individual, his or her spouse, and any dependent child
12 have no knowledge of; or (3) a widely held investment fund if
13 the fund is publicly traded, or if the assets of the fund are
14 widely diversified and the person making the statement neither
15 exercises control over nor has the ability to exercise control
16 over the financial interests held by the fund.

17 (5 ILCS 420/4A-103) (from Ch. 127, par. 604A-103)

18 Sec. 4A-103. Except as otherwise provided in Section
19 4A-103.5, the ~~The~~ statement of economic interests required by
20 this Article to be filed with the Secretary of State shall be
21 filled in by typewriting or hand printing, shall be verified,
22 dated, and signed by the person making the statement and shall
23 contain substantially the following:

24 STATEMENT OF ECONOMIC INTEREST

25 (TYPE OR HAND PRINT)

1
2

(name)

3
4

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

6
7

(full mailing address)

8 GENERAL DIRECTIONS:

9 The interest (if constructively controlled by the person
10 making the statement) of a spouse or any other party, shall be
11 considered to be the same as the interest of the person making
12 the statement.

13 Campaign receipts shall not be included in this statement.

14 If additional space is needed, please attach supplemental
15 listing.

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

25 Business Entity

Instrument of Ownership

26
.....

1
 2
 3

4 2. List the name, address and type of practice of any
 5 professional organization in which the person making the
 6 statement was an officer, director, associate, partner or
 7 proprietor or served in any advisory capacity, from which
 8 income in excess of \$1,200 was derived during the preceding
 9 calendar year.

10	Name	Address	Type of Practice
11
12
13

14 3. List the nature of professional services rendered (other
 15 than to the State of Illinois) to each entity from which income
 16 exceeding \$5,000 was received for professional services
 17 rendered during the preceding calendar year by the person
 18 making the statement.

19
 20

21 4. List the identity (including the address or legal
 22 description of real estate) of any capital asset from which a
 23 capital gain of \$5,000 or more was realized during the
 24 preceding calendar year.

25
 26

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

8 Lobbyist	Legislative Matter	Client or Principal
9
10

11 6. List the name of any entity doing business in the State
 12 of Illinois from which income in excess of \$1,200 was derived
 13 during the preceding calendar year other than for professional
 14 services and the title or description of any position held in
 15 that entity. (In the case of real estate, location thereof
 16 shall be listed 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 Entity	Position Held
20
21
22

23 7. List the name of any unit of government which employed
 24 the person making the statement during the preceding calendar
 25 year other than the unit or units of government in relation to
 26 which the person is required to file.

1

2

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.

7

8 VERIFICATION:

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

18

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

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

21 (5 ILCS 420/4A-103.5 new)

22 Sec. 4A-103.5. General Assembly and Executive Branch
23 filing. For statements filed in 2022 and after, members of the
24 General Assembly, candidates for nomination or election to the
25 General Assembly, persons holding an elected office in the

1 Executive Branch, and candidates for nomination or election to
2 the Executive Branch shall file statements of economic
3 interests with the Secretary of State on forms prescribed by
4 the Secretary that are substantially similar to forms developed
5 for reporting information required to be disclosed by members
6 of Congress and members of the federal Executive Branch under
7 the federal Ethics in Government Act of 1978, as amended, and
8 shall disclose the information required under Section
9 4A-102.5.

10 (5 ILCS 420/4A-108)

11 Sec. 4A-108. Internet-based systems of filing.

12 (a) Notwithstanding any other provision of this Act or any
13 other law, the Secretary of State and county clerks are
14 authorized to institute an Internet-based system for the filing
15 of statements of economic interests in their offices. With
16 respect to county clerk systems, the determination to institute
17 such a system shall be in the sole discretion of the county
18 clerk and shall meet the requirements set out in this Section.
19 With respect to a Secretary of State system, the determination
20 to institute such a system shall be in the sole discretion of
21 the Secretary of State and shall meet the requirements set out
22 in this Section and those Sections of the State Officials and
23 Employees Ethics Act requiring ethics officer review prior to
24 filing. The system shall be capable of allowing an ethics
25 officer to approve a statement of economic interests and shall

1 include a means to amend a statement of economic interests.
2 When this Section does not modify or remove the requirements
3 set forth elsewhere in this Article, those requirements shall
4 apply to any system of Internet-based filing authorized by this
5 Section. When this Section does modify or remove the
6 requirements set forth elsewhere in this Article, the
7 provisions of this Section shall apply to any system of
8 Internet-based filing authorized by this Section.

9 (b) In any system of Internet-based filing of statements of
10 economic interests instituted by the Secretary of State or a
11 county clerk:

12 (1) Any filing of an Internet-based statement of
13 economic interests shall be the equivalent of the filing of
14 a verified, written statement of economic interests as
15 required by Section 4A-101 or 4A-101.5 and the equivalent
16 of the filing of a verified, dated, and signed statement of
17 economic interests as required by Section 4A-104.

18 (2) The Secretary of State and county clerks who
19 institute a system of Internet-based filing of statements
20 of economic interests shall establish a password-protected
21 website to receive the filings of such statements. A
22 website established under this Section shall set forth and
23 provide a means of responding to the items set forth in
24 Sections 4A-102 and 4A-102.5 ~~Section 4A-102~~ that are
25 required of a person who files a statement of economic
26 interests with that officer. A website established under

1 this Section shall set forth and provide a means of
2 generating a printable receipt page acknowledging filing.

3 (3) The times for the filing of statements of economic
4 interests set forth in Section 4A-105 shall be followed in
5 any system of Internet-based filing of statements of
6 economic interests; provided that a candidate for elective
7 office who is required to file a statement of economic
8 interests in relation to his or her candidacy pursuant to
9 Section 4A-105(a) shall receive a written or printed
10 receipt for his or her filing.

11 A candidate filing for Governor, Lieutenant Governor,
12 Attorney General, Secretary of State, Treasurer,
13 Comptroller, State Senate, or State House of
14 Representatives shall not use the Internet to file his or
15 her statement of economic interests, but shall file his or
16 her statement of economic interests in a written or printed
17 form and shall receive a written or printed receipt for his
18 or her filing. Annually, the duly appointed ethics officer
19 for each legislative caucus shall certify to the Secretary
20 of State whether his or her caucus members will file their
21 statements of economic interests electronically or in a
22 written or printed format for that year. If the ethics
23 officer for a caucus certifies that the statements of
24 economic interests shall be written or printed, then
25 members of the General Assembly of that caucus shall not
26 use the Internet to file his or her statement of economic

1 interests, but shall file his or her statement of economic
2 interests in a written or printed form and shall receive a
3 written or printed receipt for his or her filing. If no
4 certification is made by an ethics officer for a
5 legislative caucus, or if a member of the General Assembly
6 is not affiliated with a legislative caucus, then the
7 affected member or members of the General Assembly may file
8 their statements of economic interests using the Internet.

9 (4) In the first year of the implementation of a system
10 of Internet-based filing of statements of economic
11 interests, each person required to file such a statement is
12 to be notified in writing of his or her obligation to file
13 his or her statement of economic interests by way of the
14 Internet-based system. If access to the website ~~web-site~~
15 requires a code or password, this information shall be
16 included in the notice prescribed by this paragraph.

17 (5) When a person required to file a statement of
18 economic interests has supplied the Secretary of State or a
19 county clerk, as applicable, with an email address for the
20 purpose of receiving notices under this Article by email, a
21 notice sent by email to the supplied email address shall be
22 the equivalent of a notice sent by first class mail, as set
23 forth in Section 4A-106 or 4A-106.5. A person who has
24 supplied such an email address shall notify the Secretary
25 of State or county clerk, as applicable, when his or her
26 email address changes or if he or she no longer wishes to

1 receive notices by email.

2 (6) If any person who is required to file a statement
3 of economic interests and who has chosen to receive notices
4 by email fails to file his or her statement by May 10, then
5 the Secretary of State or county clerk, as applicable,
6 shall send an additional email notice on that date,
7 informing the person that he or she has not filed and
8 describing the penalties for late filing and failing to
9 file. This notice shall be in addition to other notices
10 provided for in this Article.

11 (7) The Secretary of State and each county clerk who
12 institutes a system of Internet-based filing of statements
13 of economic interests may also institute an Internet-based
14 process for the filing of the list of names and addresses
15 of persons required to file statements of economic
16 interests by the chief administrative officers that must
17 file such information with the Secretary of State or county
18 clerk, as applicable, pursuant to Section 4A-106 or
19 4A-106.5. Whenever the Secretary of State or a county clerk
20 institutes such a system under this paragraph, every chief
21 administrative officer must use the system to file this
22 information.

23 (8) The Secretary of State and any county clerk who
24 institutes a system of Internet-based filing of statements
25 of economic interests shall post the contents of such
26 statements filed with him or her available for inspection

1 and copying on a publicly accessible website. Such postings
2 shall not include the addresses or signatures of the
3 filers.

4 (Source: P.A. 100-1041, eff. 1-1-19; 101-221, eff. 8-9-19;
5 revised 9-12-19.)

6 Section 98. Applicability. The provisions of this
7 amendatory Act of the 101st General Assembly concerning
8 statements of economic interests shall apply to statements of
9 economic interests filed in 2022 and for each year thereafter.
10 Any statement of economic interest filed prior to 2022 shall
11 apply the law in effect before the effective date of this
12 amendatory Act of the 101st General Assembly.

13 Section 99. Effective date. This Act takes effect January
14 1, 2021.