



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3760

Introduced 2/22/2021, by Rep. Ryan Spain

SYNOPSIS AS INTRODUCED:

5 ILCS 420/4A-102	from Ch. 127, par. 604A-102
5 ILCS 420/4A-103	from Ch. 127, par. 604A-103
5 ILCS 420/4A-104	from Ch. 127, par. 604A-104

Amends the Illinois Governmental Ethics Act. Provides that all persons required to file a statement of economic interests shall list income from the settlement of a lawsuit for any individual residing in the household of that person. Makes conforming changes.

LRB102 13435 RJF 18781 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-104 as follows:

6 (5 ILCS 420/4A-102) (from Ch. 127, par. 604A-102)

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

15 (a) The following interests shall be listed by all
16 persons required to file:

17 (1) The name, address and type of practice of any
18 professional organization or individual professional
19 practice in which the person making the statement was
20 an officer, director, associate, partner or
21 proprietor, or served in any advisory capacity, from
22 which income in excess of \$1200 was derived during the
23 preceding calendar year;

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

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

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

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

22 (6) The income from the settlement of a lawsuit
23 for any individual residing in the household of the
24 person making the statement.

25 (b) The following interests shall also be listed by
26 persons listed in items (a) through (f), item (1), item

1 (n), and item (p) of Section 4A-101:

2 (1) The name and instrument of ownership in any
3 entity doing business in the State of Illinois, in
4 which an ownership interest held by the person at the
5 date of filing is in excess of \$5,000 fair market value
6 or from which dividends of in excess of \$1,200 were
7 derived during the preceding calendar year. (In the
8 case of real estate, location thereof shall be listed
9 by street address, or if none, then by legal
10 description). No time or demand deposit in a financial
11 institution, nor any debt instrument need be listed;

12 (2) Except for professional service entities, the
13 name of any entity and any position held therein from
14 which income of in excess of \$1,200 was derived during
15 the preceding calendar year, if the entity does
16 business in the State of Illinois. No time or demand
17 deposit in a financial institution, nor any debt
18 instrument need be listed.

19 (3) The identity of any compensated lobbyist with
20 whom the person making the statement maintains a close
21 economic association, including the name of the
22 lobbyist and specifying the legislative matter or
23 matters which are the object of the lobbying activity,
24 and describing the general type of economic activity
25 of the client or principal on whose behalf that person
26 is lobbying.

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

4 (1) The name and instrument of ownership in any
5 entity doing business with a unit of local government
6 in relation to which the person is required to file if
7 the ownership interest of the person filing is greater
8 than \$5,000 fair market value as of the date of filing
9 or if dividends in excess of \$1,200 were received from
10 the entity during the preceding calendar year. (In the
11 case of real estate, location thereof shall be listed
12 by street address, or if none, then by legal
13 description). No time or demand deposit in a financial
14 institution, nor any debt instrument need be listed.

15 (2) Except for professional service entities, the
16 name of any entity and any position held therein from
17 which income in excess of \$1,200 was derived during
18 the preceding calendar year if the entity does
19 business with a unit of local government in relation
20 to which the person is required to file. No time or
21 demand deposit in a financial institution, nor any
22 debt instrument need be listed.

23 (3) The name of any entity and the nature of the
24 governmental action requested by any entity which has
25 applied to a unit of local government in relation to
26 which the person must file for any license, franchise

1 or permit for annexation, zoning or rezoning of real
 2 estate during the preceding calendar year if the
 3 ownership interest of the person filing is in excess
 4 of \$5,000 fair market value at the time of filing or if
 5 income or dividends in excess of \$1,200 were received
 6 by the person filing from the entity during the
 7 preceding calendar year.

8 For the purposes of this Section, the unit of local
 9 government in relation to which a person required to file
 10 under item (e) of Section 4A-101.5 shall be the unit of local
 11 government that contributes to the pension fund of which such
 12 person is a member of the board.

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

14 (5 ILCS 420/4A-103) (from Ch. 127, par. 604A-103)

15 Sec. 4A-103. The statement of economic interests required
 16 by this Article to be filed with the Secretary of State shall
 17 be filled in by typewriting or hand printing, shall be
 18 verified, dated, and signed by the person making the statement
 19 and shall contain substantially the following:

20 STATEMENT OF ECONOMIC INTEREST

21 (TYPE OR HAND PRINT)

22

23 (name)

24

25 (each office or position of employment for which this

1 statement is filed)

2

3 (full mailing address)

4 GENERAL DIRECTIONS:

5 The interest (if constructively controlled by the person
6 making the statement) of a spouse or any other party, shall be
7 considered to be the same as the interest of the person making
8 the statement.

9 Campaign receipts shall not be included in this statement.

10 If additional space is needed, please attach supplemental
11 listing.

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

21 Business Entity	Instrument of Ownership
22
23
24
25

26 2. List the name, address and type of practice of any

1 professional organization in which the person making the
 2 statement was an officer, director, associate, partner or
 3 proprietor or served in any advisory capacity, from which
 4 income in excess of \$1,200 was derived during the preceding
 5 calendar year.

6	Name	Address	Type of Practice
7
8
9

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

15

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

21

22

23 5. List the identity of any compensated lobbyist with whom
 24 the person making the statement maintains a close economic
 25 association, including the name of the lobbyist and specifying
 26 the legislative matter or matters which are the object of the

1 lobbying activity, and describing the general type of economic
 2 activity of the client or principal on whose behalf that
 3 person is lobbying.

4 Lobbyist	Legislative Matter	Client or Principal
5
6

7 6. List the name of any entity doing business in the State
 8 of Illinois from which income in excess of \$1,200 was derived
 9 during the preceding calendar year other than for professional
 10 services and the title or description of any position held in
 11 that entity. (In the case of real estate, location thereof
 12 shall be listed by street address, or if none, then by legal
 13 description). No time or demand deposit in a financial
 14 institution nor any debt instrument need be listed.

15 Entity	Position Held
16
17
18

19 7. List the name of any unit of government which employed
 20 the person making the statement during the preceding calendar
 21 year other than the unit or units of government in relation to
 22 which the person is required to file.

23
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25 8. List the name of any entity from which a gift or gifts,
 26 or honorarium or honoraria, valued singly or in the aggregate

1 in excess of \$500, was received during the preceding calendar
2 year.

3

4 9. List the income from the settlement of a lawsuit for any
5 individual residing in the household of the person making the
6 statement.

7

8

9 VERIFICATION:

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

20

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

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

23 (5 ILCS 420/4A-104) (from Ch. 127, par. 604A-104)

24 Sec. 4A-104. The statement of economic interests required
25 by this Article to be filed with the county clerk shall be

1 filled in by typewriting or hand printing, shall be verified,
2 dated, and signed by the person making the statement and shall
3 contain substantially the following:

4 STATEMENT OF ECONOMIC INTERESTS

5 (TYPE OR HAND PRINT)

6
7 (Name)

8
9 (each office or position of employment for which this

10 statement is filed)

11
12 (full mailing address)

13 GENERAL DIRECTIONS:

14 The interest (if constructively controlled by the person
15 making the statement) of a spouse or any other party, shall be
16 considered to be the same as the interest of the person making
17 the statement.

18 Campaign receipts shall not be included in this statement.

19 If additional space is needed, please attach supplemental
20 listing.

21 1. List the name and instrument of ownership in any entity
22 doing business with a unit of local government in relation to
23 which the person is required to file, in which the ownership
24 interest held by the person at the date of filing is in excess
25 of \$5,000 fair market value or from which dividends in excess
26 of \$1,200 were received during the preceding calendar year.

1 (In the case of real estate, location thereof shall be listed
 2 by street address, or if none, then by legal description.) No
 3 time or demand deposit in a financial institution, nor any
 4 debt instrument shall be listed.

5	Business	Instrument of	Position of
6	Entity	Ownership	Management
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8
9

10 2. List the name, address and type of practice of any
 11 professional organization in which the person making the
 12 statement was an officer, director, associate, partner or
 13 proprietor, or served in any advisory capacity, from which
 14 income in excess of \$1,200 was derived during the preceding
 15 calendar year.

16	Name	Address	Type of Practice
17
18
19

20 3. List the nature of professional services rendered
 21 (other than to the unit or units of local government in
 22 relation to which the person is required to file) to each
 23 entity from which income exceeding \$5,000 was received for
 24 professional services rendered during the preceding calendar
 25 year by the person making the statement.

26

1

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

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9 5. List the name of any entity and the nature of the
10 governmental action requested by any entity which has applied
11 to a unit of local government in relation to which the person
12 must file for any license, franchise or permit for annexation,
13 zoning or rezoning of real estate during the preceding
14 calendar year if the ownership interest of the person filing
15 is in excess of \$5,000 fair market value at the time of filing
16 or if income or dividends in excess of \$1200 were received by
17 the person filing from the entity during the preceding
18 calendar year.

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22 6. List the name of any entity doing business with a unit
23 of local government in relation to which the person is
24 required to file from which income in excess of \$1,200 was
25 derived during the preceding calendar year other than for
26 professional services and the title or description of any

1 position held in that entity. No time or demand deposit in a
2 financial institution nor any debt instrument need be listed.

3

4

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

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10

11 8. List the name of any entity from which a gift or gifts,
12 or honorarium or honoraria, valued singly or in the aggregate
13 in excess of \$500, was received during the preceding calendar
14 year.

15

16 9. List the income from the settlement of a lawsuit for any
17 individual residing in the household of the person making the
18 statement.

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21 VERIFICATION:

22 "I declare that this statement of economic interests
23 (including any accompanying schedules and statements) has been
24 examined by me and to the best of my knowledge and belief is a
25 true, correct and complete statement of my economic interests
26 as required by the Illinois Governmental Ethics Act. I

1 understand that the penalty for willfully filing a false or
 2 incomplete statement shall be a fine not to exceed \$1,000 or
 3 imprisonment in a penal institution other than the
 4 penitentiary not to exceed one year, or both fine and
 5 imprisonment."

6
 7 (date of filing) (signature of person making the statement)
 8 (Source: P.A. 95-173, eff. 1-1-08.)