



## 97TH GENERAL ASSEMBLY

### State of Illinois

#### 2011 and 2012

#### SB3646

Introduced 2/10/2012, by Sen. Darin M. LaHood

#### 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. Requires all persons who must file a statement of economic interests to disclose the name of any immediate family member who is a registered lobbyist. Defines "immediate family member" as a spouse, parent, child, stepchild, adopted child, son-in-law, daughter-in-law, father-in-law, mother-in-law, brother, sister, brother-in-law, sister-in-law, grandparent, or grandchild.

LRB097 17376 JDS 62578 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 the  
11 statement) of a spouse or any other party, shall be considered  
12 to be the same as the interest of the person making the  
13 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 of  
16 government in relation to which the person is required  
17 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 name of any immediate family member who is  
23 a registered lobbyist. For the purposes of this  
24 paragraph (6), "immediate family member" means a  
25 spouse, parent, child, stepchild, adopted child,  
26 son-in-law, daughter-in-law, father-in-law,

1           mother-in-law, brother, sister, brother-in-law,  
2           sister-in-law, grandparent, or grandchild.

3           (b) The following interests shall also be listed by  
4 persons listed in items (a) through (f), item (l), and item  
5 (n) of Section 4A-101:

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

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

23           (3) The identity of any compensated lobbyist with  
24 whom the person making the statement maintains a close  
25 economic association, including the name of the  
26 lobbyist and specifying the legislative matter or

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

5 (c) The following interests shall also be listed by  
6 persons listed in items (g), (h), (i), and (o) of Section  
7 4A-101:

8 (1) The name and instrument of ownership in any  
9 entity doing business with a unit of local government  
10 in relation to which the person is required to file if  
11 the ownership interest of the person filing is greater  
12 than \$5,000 fair market value as of the date of filing  
13 or if dividends in excess of \$1,200 were received from  
14 the entity 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 in excess of \$1,200 was derived during the  
22 preceding calendar year if the entity does business  
23 with a unit of local government in relation to which  
24 the person is required to file. No time or demand  
25 deposit in a financial institution, nor any debt  
26 instrument need be listed.

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

12           For the purposes of this Section, the unit of local  
13 government in relation to which a person required to file under  
14 item (o) of Section 4A-101 shall be the unit of local  
15 government that contributes to the pension fund of which such  
16 person is a member of the board.

17           (Source: P.A. 96-6, eff. 4-3-09.)

18           (5 ILCS 420/4A-103) (from Ch. 127, par. 604A-103)

19           Sec. 4A-103. The statement of economic interests required  
20 by this Article to be filed with the Secretary of State shall  
21 be filled in by typewriting or hand printing, shall be  
22 verified, dated, and signed by the person making the statement  
23 and shall 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 9. List the name of any immediate family member who is a  
9 registered lobbyist.

10 .....

11 VERIFICATION:

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

21 .....

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

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

24 (5 ILCS 420/4A-104) (from Ch. 127, par. 604A-104)

25 Sec. 4A-104. The statement of economic interests required

1 by this Article to be filed with the county clerk shall be  
2 filled in by typewriting or hand printing, shall be verified,  
3 dated, and signed by the person making the statement and shall  
4 contain substantially the following:

5 STATEMENT OF ECONOMIC INTERESTS

6 (TYPE OR HAND PRINT)

7 .....

8 (Name)

9 .....

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

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. (In

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

5	Business	Instrument of	Position of
6	Entity	Ownership	Management
7	.....	.....	.....
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 (other  
 21 than to the unit or units of local government in relation to  
 22 which the person is required to file) to each entity from which  
 23 income exceeding \$5,000 was received for professional services  
 24 rendered during the preceding calendar year by the person  
 25 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.

6 .....

7 .....

8 .....

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 calendar  
14 year if the ownership interest of the person filing is in  
15 excess of \$5,000 fair market value at the time of filing or if  
16 income or dividends in excess of \$1200 were received by the  
17 person filing from the entity during the preceding calendar  
18 year.

19 .....

20 .....

21 .....

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

1 that entity. No time or demand deposit in a financial  
2 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.

9 .....

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 name of any immediate family member who is a  
17 registered lobbyist.

18 .....

19 VERIFICATION:

20 "I declare that this statement of economic interests  
21 (including any accompanying schedules and statements) has been  
22 examined by me and to the best of my knowledge and belief is a  
23 true, correct and complete statement of my economic interests  
24 as required by the Illinois Governmental Ethics Act. I  
25 understand that the penalty for willfully filing a false or  
26 incomplete statement shall be a fine not to exceed \$1,000 or

1 imprisonment in a penal institution other than the penitentiary  
2 not to exceed one year, or both fine and imprisonment."

3 ..... ..

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

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