

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 Section 4A-108 as follows:

6 (5 ILCS 420/4A-108)

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

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

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

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

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

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

1 a means of generating a printable receipt page
2 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 not use the Internet to file his or
10 her statement of economic interests but shall file his or
11 her statement of economic interests in a written or printed
12 form and shall receive a written or printed receipt for his
13 or her filing.

14 (4) In the first year of the implementation of a system
15 of Internet-based filing of statements of economic
16 interests, each person required to file such a statement is
17 to be notified in writing of his or her obligation to file
18 his or her statement of economic interests ~~and the option~~
19 ~~to file~~ by way of the Internet-based system ~~or by way of~~
20 ~~standardized form~~. If access to the web site requires a
21 code or password, this information shall be included in the
22 notice prescribed by this paragraph.

23 (5) When a person required to file a statement of
24 economic interests has supplied the Secretary of State or a
25 county clerk, as applicable, with an email address for the
26 purpose of receiving notices under this Article by email, a

1 notice sent by email to the supplied email address shall be
2 the equivalent of a notice sent by first class mail, as set
3 forth in Section 4A-106. A person who has supplied such an
4 email address shall notify the Secretary of State or county
5 clerk, as applicable, when his or her email address changes
6 or if he or she no longer wishes to receive notices by
7 email.

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

17 (7) The Secretary of State and each ~~Each~~ county clerk
18 who institutes a system of Internet-based filing of
19 statements of economic interests may also institute an
20 Internet-based process for the filing of the list of names
21 and addresses of persons required to file statements of
22 economic interests by the chief administrative officers ~~of~~
23 ~~units of local government~~ that must file such information
24 with the Secretary of State or ~~that~~ county clerk, as
25 applicable, pursuant to Section 4A-106. Whenever the
26 Secretary of State or a county clerk institutes such a

1 system under this paragraph, every chief administrative
2 officer ~~unit of local government~~ must use the system to
3 file this information.

4 (8) The Secretary of State and any ~~Any~~ county clerk who
5 institutes a system of Internet-based filing of statements
6 of economic interests shall post the contents of such
7 statements filed with him or her available for inspection
8 and copying on a publicly accessible website. Such postings
9 shall not include the addresses or signatures of the
10 filers.

11 (Source: P.A. 96-1336, eff. 1-1-11; 97-212, eff. 7-28-11.)

12 Section 99. Effective date. This Act takes effect July 1,
13 2015.