

HB1314



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB1314

Introduced 1/28/2025, by Rep. Suzanne M. Ness

SYNOPSIS AS INTRODUCED:

5 ILCS 430/70-5

Amends the State Officials and Employees Ethics Act. In provisions requiring governmental entities to adopt ordinances or resolutions regulating specified ethical concerns, provides that a governmental entity may create an ethics commission to satisfy the requirements.

LRB104 05842 BDA 15873 b

A BILL FOR

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 State Officials and Employees Ethics Act is
5 amended by changing Section 70-5 as follows:

6 (5 ILCS 430/70-5)

7 Sec. 70-5. Adoption by governmental entities.

8 (a) Within 6 months after the effective date of this Act,
9 each governmental entity other than a community college
10 district, and each community college district within 6 months
11 after the effective date of this amendatory Act of the 95th
12 General Assembly, shall adopt an ordinance or resolution that
13 regulates, in a manner no less restrictive than Section 5-15
14 and Article 10 of this Act, (i) the political activities of
15 officers and employees of the governmental entity and (ii) the
16 soliciting and accepting of gifts by and the offering and
17 making of gifts to officers and employees of the governmental
18 entity. No later than 60 days after the effective date of this
19 amendatory Act of the 100th General Assembly, each
20 governmental unit shall adopt an ordinance or resolution
21 establishing a policy to prohibit sexual harassment. The
22 policy shall include, at a minimum: (i) a prohibition on
23 sexual harassment; (ii) details on how an individual can

1 report an allegation of sexual harassment, including options
2 for making a confidential report to a supervisor, ethics
3 officer, Inspector General, or the Department of Human Rights;
4 (iii) a prohibition on retaliation for reporting sexual
5 harassment allegations, including availability of
6 whistleblower protections under this Act, the Whistleblower
7 Act, and the Illinois Human Rights Act; and (iv) the
8 consequences of a violation of the prohibition on sexual
9 harassment and the consequences for knowingly making a false
10 report. Within 6 months after the effective date of this
11 amendatory Act of the 101st General Assembly, each
12 governmental unit that is not subject to the jurisdiction of a
13 State or local Inspector General shall adopt an ordinance or
14 resolution amending its sexual harassment policy to provide
15 for a mechanism for reporting and independent review of
16 allegations of sexual harassment made against an elected
17 official of the governmental unit by another elected official
18 of a governmental unit.

19 (b) Within 3 months after the effective date of this
20 amendatory Act of the 93rd General Assembly, the Attorney
21 General shall develop model ordinances and resolutions for the
22 purpose of this Article. The Attorney General shall advise
23 governmental entities on their contents and adoption.

24 (c) As used in this Article, (i) an "officer" means an
25 elected or appointed official; regardless of whether the
26 official is compensated, and (ii) an "employee" means a

1 full-time, part-time, or contractual employee.

2 (d) Notwithstanding any other provisions of this Section,
3 a governmental entity may create an ethics commission to
4 satisfy the requirements of subsection (a).

5 (Source: P.A. 100-554, eff. 11-16-17; 101-221, eff. 8-9-19.)