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KANE COUNTY GOVERNMENT CENTER

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STATEMENT OF ECONOMIC INTEREST REVIEW
MAY 1, 2009 FILING DEADLINE

INTRODUCTION

According to 5 ILCS 420/4A-101 of the Illinois Compiled Statutes, the following persons shall file verified written statements of economic interest with the Kane County Clerk:

1. Elected officials and candidates for nomination or election to that office.
2. Citizens appointed to zoning board of appeals, plan commission, board of review and any other governing boards for the County of Kane.
3. Employees who receive compensation for services rendered and are as follows:
 - a. Department Heads
 - b. Supervisor with direct responsibility for the formulation, negotiation, issuance or execution of contracts in an amount of \$1,000.00 or greater.
 - c. Authorized to approve licenses and permits.
 - d. Authorized to adjudicate, arbitrate or decide any judicial or administrative proceeding. Also, authorized to review this action taken by others.
 - e. Authorized to issue or promulgate rules and regulations.
 - f. Supervisors with responsibility for 20 or more employees.

Persons subject to filing requirements must disclose any economic interest specified in section 4A-102 on a form provided by the County Clerk.

Candidates for elective office receive their statements of economic interest forms with their nomination petitions. The County Clerk will request certification from Elected Officials and Department Heads for the names of employees in their departments who satisfy the criteria in 3 (a-f) above. Likewise, requests will be submitted to Elected Officials and governing boards for certification in accordance with the criteria in 1 and 2 above. The certification deadline is set by state statute. When persons required to file are certified, the County Clerk will submit to them a Statement of Economic Interest form on or before April 1 of each year.

Candidates for elective office must file their statement of economic interest form with their nomination petitions unless this form has been filed with the government unit within a year preceding the deadline. All other persons required to file a statement of economic interest form must do so by May 1 of each year. An exception is when a person takes office or is otherwise required to file a statement of economic interest form within 30 days prior to May 1 of the year. Then, the deadline is extended to May 31 without penalty.

Within seven (7) days after the May 1 filing deadline, the County Clerk will notify each person who has failed to meet this deadline by certified mail. Such person shall file their statement of economic interest form by May 15 along with a \$15.00 late filing fee. Any such person who fails to file by May 15 shall be subject to a penalty of \$100.00 per day from May 16 until their filing date. This penalty shall be assessed in addition to the \$15.00 late filing fee. Failure to file a statement of economic interest form by May 31 shall result in forfeiture according to Section 4A-105 of this Act. Also, within seven (7) days of the May 31 filing deadline provided for exceptions, the County Clerk will notify each person who has failed to meet this deadline by certified mail. Such person shall file their statement of economic interest form by June 15 along with a \$15.00 late filing fee. Any such person who fails to file by June 15 shall be subject to a penalty of \$100.00 per day from June 16 until their filing date. This penalty shall be assessed in addition to the \$15.00 late filing fee. Failure to file a statement of economic interest form by June 30 shall result in forfeiture according to Section 4A-105 of this Act. This section provides for forfeiture of office or position of employment when prior notification has been given by the County Clerk. In the absence of prior notification, there will be a 30-day grace period from the actual notice by the County Clerk of failure to file a statement of economic interest.

From the certified lists, the County Clerk shall compile an alphabetic listing of persons required to file statements of economic interest. Within thirty (30) days after due dates, the County Clerk shall mail to the State Board of Elections a true copy of that listing which identifies those who have filed statements of economic interest. Persons on the listing who have failed to file a statement of economic interest before the filing deadline shall be noted on this listing by the County Clerk and a copy of same is sent to the State's Attorney office.

SCOPE OF EXAMINATION

Statements of economic interest forms for county employees and appointees were filed in a "County Board" folder. Offices, departments and commissions were separated within the "County Board" folder. When an employee of another governmental unit served on the county board or commission, the statement of economic interest was filed with the other governmental unit. Documents for county employees required to file and members of county commissions were reviewed for the filers compliance with the requirements of 5 ILCS 420/4A.

RECAP OF FILING INFORMATION

| <u>Responses to questions on the form</u> | <u>Number of responses</u> |
|---|----------------------------|
| #1 Ownership > \$5,000 and dividends > \$1,200 from entity doing business with County | 9 |
| #2 Professional organization with income > \$1,200 | 25 |
| #3 Professional service fees received > \$5,000 | 18 |
| #4 Capital gain received > \$5,000 | 4 |
| #5 Filing fees paid by entity with ownership interest > \$5,000 | 2 |

