



1 filing the statement and all names under which the person ~~does~~ and  
2 the person's spouse do business.

3 ~~(2) The name and address of each employer of the person~~ For  
4 each position of employment held by the person filing the  
5 statements and the person's spouse:

6 (A) The name of the employer;

7 (B) The address of the employer;

8 (C) The job title; and

9 (D) A general description of job duties.

10 (3) The name and address of each business in which the person  
11 filing the statement and that person's spouse has or had in the  
12 last year an interest of at least \$10,000 at fair market value or  
13 at least five percent ownership interest, if that interest is  
14 valued at more than \$10,000.

15 (A) For the purposes of this subdivision, business interests  
16 include, but are not limited to, an interest in:

17 (i) Nonpublicly owned businesses;

18 (ii) Publicly or privately traded stocks, bonds or securities,  
19 including those held in self-administered retirement accounts; and

20 (iii) Commercial real estate.

21 (B) For the purposes of this subdivision, business interests  
22 do not include specific holdings in mutual funds or retirement  
23 accounts if neither the person filing the statement nor an  
24 immediate family member of the person are able to control the

1 assets held in the mutual fund or retirement account.

2 (4) The identification, by category, of every source of income  
3 over \$1,000, including distributions from retirement accounts,  
4 received during the preceding calendar year, in his or her own name  
5 or by any other person for his or her use or benefit, by the person  
6 filing the statement, and that person's spouse, and a brief  
7 description of the nature of the ~~services~~ income producing  
8 activities for which the income was received. This subdivision  
9 does not require a person filing the statement who derives income  
10 from a business, profession or occupation, or who's spouse derives  
11 income from a business, profession or occupation, to disclose the  
12 individual sources and items of income that constitute the gross  
13 income of that business, profession or occupation. ~~nor does this~~  
14 ~~subdivision require a person filing the statement to report the~~  
15 ~~source or amount of income derived by his or her spouse.~~

16 (5) If the person filing the statement, or that person's  
17 spouse, profited or benefitted in the year ~~prior to~~ before the date  
18 of filing from a contract for the sale of goods or services to a  
19 state, county, municipal or other local governmental agency either  
20 directly or through a partnership, corporation or association in  
21 which the person, or that person's spouse, owned or controlled more  
22 than ten percent, the person shall describe the nature of the goods  
23 or services and identify the governmental agencies which purchased  
24 the goods or services.

1           (6) Each interest group or category listed below doing  
2 business in this state with which the person filing the statement  
3 did business or furnished services and from which the person filing  
4 the statement, or that person's spouse, received more than twenty  
5 percent of his or her gross income during the preceding calendar  
6 year. The groups or categories are electric utilities, gas  
7 utilities, telephone utilities, water utilities, cable television  
8 companies, interstate transportation companies, intrastate  
9 transportation companies, oil or gas retail companies, banks,  
10 savings and loan associations, loan or finance companies,  
11 manufacturing companies, surface mining companies, deep mining  
12 companies, mining equipment companies, chemical companies,  
13 insurance companies, retail companies, beer, wine or liquor  
14 companies or distributors, recreation related companies, timbering  
15 companies, hospitals or other health care providers, trade  
16 associations, professional associations, associations of public  
17 employees or public officials, counties, cities or towns, labor  
18 organizations, waste disposal companies, wholesale companies,  
19 groups or associations promoting gaming or lotteries, advertising  
20 companies, media companies, race tracks, ~~and~~ promotional companies,  
21 lobbyists, economic development entities, state government,  
22 construction companies, information technology and legal service  
23 providers.

24           (7) The names of all persons, excluding that person's

1 immediate family, parents or grandparents, residing or transacting  
2 business in the state to whom the person filing the statement,  
3 owes, on the date of execution of this statement in the aggregate  
4 in his or her own name or in the name of any other person more than  
5 \$5,000. ~~Provided, That~~ Nothing herein shall require in this  
6 section requires the disclosure of a mortgage on the person's  
7 primary and secondary residences, ~~or~~ of automobile loans on  
8 automobiles maintained for the use of the person's immediate  
9 family, ~~or~~ of a student loan, ~~nor shall this section require the~~  
10 ~~disclosure~~ of debts which result from the ordinary conduct of the  
11 person's business, profession or occupation or of debts ~~of the~~  
12 ~~person filing the statement~~ to any financial institution, credit  
13 card company or business, in which the person has an ownership  
14 interest. ~~Provided, however, That the previous proviso shall~~ This  
15 section does not exclude from disclosure loans obtained pursuant to  
16 the linked deposit program ~~provided for~~ in article one-a, chapter  
17 twelve of this code or any other loan or debt incurred which  
18 requires approval of the state or any of its political  
19 subdivisions.

20 (8) The names of all persons, except immediate family members,  
21 parents and grandparents, residing or transacting business in the  
22 state (other than a demand or savings account in a bank, savings  
23 and loan association, credit union or building and loan association  
24 or other similar depository) who owes on the date of execution of

1 this statement more, in the aggregate, than \$5,000 to the person  
2 filing the statement, either in his or her own name or to any other  
3 person for his or her use or benefit. This subdivision does not  
4 require the disclosure of debts owed to the person filing the  
5 statement which debts result from the ordinary conduct of the  
6 person's business, profession or occupation or of loans made by the  
7 person filing the statement to any business in which the person has  
8 an ownership interest.

9 (9) The source of each gift, including those described in  
10 subdivision (2), subsection (c), section five of this article,  
11 having a value of over \$100, received from a person having a direct  
12 and immediate interest in a governmental activity over which the  
13 person filing the statement has control, shall be reported by the  
14 person filing the statement when ~~such~~ the gift is given to ~~said~~  
15 that person in his or her name or for his or her use or benefit  
16 during the preceding calendar year. ~~Provided, That effective from~~  
17 ~~passage of the amendments to this section enacted during the First~~  
18 ~~Extraordinary Session of the Legislature in two thousand five~~ Any  
19 person filing a statement required to be filed pursuant to this  
20 section ~~on or after the first day of January, two thousand five~~ is  
21 not required to report those gifts described in subdivision (2),  
22 subsection (c), section five of this article that are otherwise  
23 required to be reported by a registered lobbyist under section  
24 four, article three of this chapter. ~~Provided, however, That Gifts~~

1 received by will or by virtue of the laws of descent and  
2 distribution, or received from one's spouse, child, grandchild,  
3 parents or grandparents, or received by way of distribution from an  
4 inter vivos or testamentary trust established by the spouse or  
5 child, grandchild or by an ancestor of the person filing the  
6 statement are not required to be reported. As used in this  
7 subdivision, any series or plurality of gifts which exceeds in the  
8 aggregate the sum of \$100 from the same source or donor, either  
9 directly or indirectly, and in the same calendar year ~~shall be~~ are  
10 regarded as a single gift in excess of that aggregate amount.

11 (10) The name of each for-profit business for which the person  
12 filing the statement, or that person's spouse, is a member of the  
13 board of directors or an officer, and a general description of the  
14 type of business.

15 ~~(10)~~ (11) The signature of the person filing the statement.

NOTE: The purpose of this bill is to strengthen the Ethics Act financial disclosure filing requirements.

Strike-throughs indicate language that would be stricken from the present law and underscoring indicates new language that would be added.