



Sen. Heather A. Steans

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1 AMENDMENT TO SENATE BILL 643

2 AMENDMENT NO. _____. Amend Senate Bill 643 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Officials and Employees Ethics Act is
5 amended by changing Section 20-95 as follows:

6 (5 ILCS 430/20-95)

7 Sec. 20-95. Exemptions.

8 (a) Documents generated by an ethics officer under this
9 Act, except Section 5-50, are exempt from the provisions of the
10 Freedom of Information Act.

11 (b) Any allegations and related documents submitted to an
12 Executive Inspector General and any pleadings and related
13 documents brought before the Executive Ethics Commission are
14 exempt from the provisions of the Freedom of Information Act so
15 long as the Executive Ethics Commission does not make a finding
16 of a violation of this Act. If the Executive Ethics Commission

1 finds that a violation has occurred, the entire record of
2 proceedings before the Commission, the decision and
3 recommendation, and the response from the agency head or
4 ultimate jurisdictional authority to the Executive Ethics
5 Commission are not exempt from the provisions of the Freedom of
6 Information Act but information contained therein that is
7 otherwise exempt from the Freedom of Information Act must be
8 redacted before disclosure as provided in the Freedom of
9 Information Act. A summary report released by the Executive
10 Ethics Commission under Section 20-52 is a public record, but
11 information redacted by the Executive Ethics Commission shall
12 not be part of the public record.

13 (c) Meetings of the Commission are exempt from the
14 provisions of the Open Meetings Act.

15 (d) Unless otherwise provided in this Act, all
16 investigatory files and reports of the Office of an Executive
17 Inspector General, other than monthly reports required under
18 Section 20-85, are confidential, are exempt from disclosure
19 under the Freedom of Information Act, and shall not be divulged
20 to any person or agency, except as necessary (i) to a law
21 enforcement authority, (ii) to the ultimate jurisdictional
22 authority, (iii) to the Executive Ethics Commission, (iv) to
23 another Inspector General appointed pursuant to this Act, ~~or~~
24 (v) to an Inspector General appointed or employed by a Regional
25 Transit Board in accordance with Section 75-10, or (vi) to the
26 head of a State agency affected by or involved in the

1 investigation.

2 (Source: P.A. 96-555, eff. 8-18-09; 96-1528, eff. 7-1-11.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.".