



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB3738

by Rep. David Reis

SYNOPSIS AS INTRODUCED:

25 ILCS 130/1-5
25 ILCS 150/4

from Ch. 63, par. 1001-5
from Ch. 63, par. 107

Amends the Legislative Audit Commission Act. Requires the co-chairpersons of the Commission to be involved in any search of correspondence associated with materials summoned to be brought to the Commission. Makes a technical change concerning the co-chairpersons of the Commission to be consistent with the Legislative Reorganization Act of 1984. Amends the Legislative Commission Reorganization Act of 1984. Makes a technical change concerning the Commission to be consistent with the Legislative Audit Commission Act.

LRB099 07990 JLK 28130 b

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Legislative Commission Reorganization Act
5 of 1984 is amended by changing Section 1-5 as follows:

6 (25 ILCS 130/1-5) (from Ch. 63, par. 1001-5)

7 Sec. 1-5. Composition of agencies; directors.

8 (a) The Boards of the Joint Committee on Administrative
9 Rules, the Commission on Government Forecasting and
10 Accountability, the Legislative Audit Commission ~~Committee~~,
11 and the Legislative Research Unit shall each consist of 12
12 members of the General Assembly, of whom 3 shall be appointed
13 by the President of the Senate, 3 shall be appointed by the
14 Minority Leader of the Senate, 3 shall be appointed by the
15 Speaker of the House of Representatives, and 3 shall be
16 appointed by the Minority Leader of the House of
17 Representatives. All appointments shall be in writing and filed
18 with the Secretary of State as a public record.

19 Members shall serve a 2-year term, and must be appointed by
20 the Joint Committee during the month of January in each
21 odd-numbered year for terms beginning February 1. Any vacancy
22 in an Agency shall be filled by appointment for the balance of
23 the term in the same manner as the original appointment. A

1 vacancy shall exist when a member no longer holds the elected
2 legislative office held at the time of the appointment or at
3 the termination of the member's legislative service.

4 During the month of February of each odd-numbered year, the
5 Joint Committee on Legislative Support Services shall select
6 from the members of the Board of each Agency 2 co-chairpersons
7 and such other officers as the Joint Committee deems necessary.
8 The co-chairpersons of each Board shall serve for a 2-year
9 term, beginning February 1 of the odd-numbered year, and the 2
10 co-chairpersons shall not be members of or identified with the
11 same house or the same political party.

12 Each Board shall meet twice annually or more often upon the
13 call of the chair or any 9 members. A quorum of the Board shall
14 consist of a majority of the appointed members.

15 (b) The Board of each of the following legislative support
16 agencies shall consist of the Secretary and Assistant Secretary
17 of the Senate and the Clerk and Assistant Clerk of the House of
18 Representatives: the Legislative Information System, the
19 Legislative Printing Unit, the Legislative Reference Bureau,
20 and the Office of the Architect of the Capitol. The
21 co-chairpersons of the Board of the Office of the Architect of
22 the Capitol shall be the Secretary of the Senate and the Clerk
23 of the House of Representatives, each ex officio.

24 The Chairperson of each of the other Boards shall be the
25 member who is affiliated with the same caucus as the then
26 serving Chairperson of the Joint Committee on Legislative

1 Support Services. Each Board shall meet twice annually or more
2 often upon the call of the chair or any 3 members. A quorum of
3 the Board shall consist of a majority of the appointed members.

4 When the Board of the Office of the Architect of the
5 Capitol has cast a tied vote concerning the design,
6 implementation, or construction of a project within the
7 legislative complex, as defined in Section 8A-15, the Architect
8 of the Capitol may cast the tie-breaking vote.

9 (c) (Blank).

10 (d) Members of each Agency shall serve without
11 compensation, but shall be reimbursed for expenses incurred in
12 carrying out the duties of the Agency pursuant to rules and
13 regulations adopted by the Joint Committee on Legislative
14 Support Services.

15 (e) Beginning February 1, 1985, and every 2 years
16 thereafter, the Joint Committee shall select an Executive
17 Director who shall be the chief executive officer and staff
18 director of each Agency. The Executive Director shall receive a
19 salary as fixed by the Joint Committee and shall be authorized
20 to employ and fix the compensation of necessary professional,
21 technical and secretarial staff and prescribe their duties,
22 sign contracts, and issue vouchers for the payment of
23 obligations pursuant to rules and regulations adopted by the
24 Joint Committee on Legislative Support Services. The Executive
25 Director and other employees of the Agency shall not be subject
26 to the Personnel Code.

1 The executive director of the Office of the Architect of
2 the Capitol shall be known as the Architect of the Capitol.

3 (Source: P.A. 98-692, eff. 7-1-14.)

4 Section 10. The Legislative Audit Commission Act is amended
5 by changing Section 4 as follows:

6 (25 ILCS 150/4) (from Ch. 63, par. 107)

7 Sec. 4. The co-chairpersons ~~presiding officer~~ of the
8 Commission, as described in Section 1-5 of the Legislative
9 Commission Reorganization Act of 1984, or any persons ~~person~~
10 designated by them ~~him~~, upon majority vote of the Commission,
11 may administer oaths or affirmations and summon and compel the
12 attendance before the Commission and examine under oath any
13 person connected either directly or indirectly with any
14 transaction with State agencies or any other person having
15 information regarding the conditions, affairs, management,
16 administration or methods involved in such financial
17 transactions or fiscal matters. The Commission may similarly
18 require any person having in his possession any records, books,
19 papers, contracts or other documents pertinent to such matters
20 or transactions to surrender the same or to otherwise afford
21 the Commission access thereto. The co-chairpersons shall be
22 involved in any search of correspondence associated with
23 materials summoned to be brought to the Commission.

24 Should any person fail to obey the summons or refuse to

1 surrender or afford access, without reasonable cause, to any of
2 the above mentioned papers, records, books, contracts or other
3 documents, the Commission may apply to the Circuit Court of the
4 County in which any operation of the fiscal matter or financial
5 transaction took place, and such Court, if it finds that the
6 Commission has not exceeded its authority, may, by order duly
7 entered, require the attendance of witnesses and the production
8 of relevant books and papers required by the Commission in
9 carrying out the purposes of the Act. Upon refusal or neglect
10 to obey the order of the Court, the Court may compel obedience
11 of such order by proceedings for contempt.

12 (Source: Laws 1957, p. 810.)