

# SB0074



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB0074

Introduced 1/23/2019, by Sen. Melinda Bush

#### SYNOPSIS AS INTRODUCED:

5 ILCS 430/25-15

Amends the State Officials and Employees Ethics Act. Provides that the Legislative Ethics Commission shall adopt no rule requiring the Legislative Inspector General to seek the Commission's advance approval before commencing any investigation authorized under specified provisions. Provides that any existing rule, as of the effective date of the amendatory Act, requiring the Legislative Inspector General to seek the Commission's advance approval before commencing any investigation is void. Effective immediately.

LRB101 04548 RJF 49556 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 25-15 as follows:

6 (5 ILCS 430/25-15)

7 Sec. 25-15. Duties of the Legislative Ethics Commission.  
8 In addition to duties otherwise assigned by law, the  
9 Legislative Ethics Commission shall have the following duties:

10 (1) To promulgate rules governing the performance of  
11 its duties and the exercise of its powers and governing the  
12 investigations of the Legislative Inspector General;  
13 except that, the Legislative Ethics Commission shall adopt  
14 no rule requiring the Legislative Inspector General to seek  
15 the Commission's advance approval before commencing any  
16 investigation authorized under this Article. Any existing  
17 rule, as of the effective date of this amendatory Act of  
18 the 101st General Assembly, requiring the Legislative  
19 Inspector General to seek the Commission's advance  
20 approval before commencing any investigation is void. The  
21 rules shall be available on the Commission's website and  
22 any proposed changes to the rules must be made available to  
23 the public on the Commission's website no less than 7 days

1 before the adoption of the changes. Any person shall be  
2 given an opportunity to provide written or oral testimony  
3 before the Commission in support of or opposition to  
4 proposed rules.

5 (2) To conduct administrative hearings and rule on  
6 matters brought before the Commission only upon the receipt  
7 of pleadings filed by the Legislative Inspector General and  
8 not upon its own prerogative, but may appoint special  
9 Legislative Inspectors General as provided in Section  
10 25-21. Any other allegations of misconduct received by the  
11 Commission from a person other than the Legislative  
12 Inspector General shall be referred to the Office of the  
13 Legislative Inspector General.

14 (3) To prepare and publish manuals and guides and,  
15 working with the Office of the Attorney General, oversee  
16 training of employees under its jurisdiction that explains  
17 their duties.

18 (4) To prepare public information materials to  
19 facilitate compliance, implementation, and enforcement of  
20 this Act.

21 (5) To submit reports as required by this Act.

22 (6) To the extent authorized by this Act, to make  
23 rulings, issue recommendations, and impose administrative  
24 fines, if appropriate, in connection with the  
25 implementation and interpretation of this Act. The powers  
26 and duties of the Commission are limited to matters clearly

1 within the purview of this Act.

2 (7) To issue subpoenas with respect to matters pending  
3 before the Commission, subject to the provisions of this  
4 Article and in the discretion of the Commission, to compel  
5 the attendance of witnesses for purposes of testimony and  
6 the production of documents and other items for inspection  
7 and copying.

8 (8) To appoint special Legislative Inspectors General  
9 as provided in Section 25-21.

10 (9) To conspicuously display on the Commission's  
11 website the procedures for reporting a violation of this  
12 Act, including how to report violations via email or  
13 online.

14 (10) To conspicuously display on the Commission's  
15 website any vacancies within the Office of the Legislative  
16 Inspector General.

17 (11) To appoint an Acting Legislative Inspector  
18 General in the event of a vacancy in the Office of the  
19 Legislative Inspector General.

20 (Source: P.A. 100-554, eff. 11-16-17; 100-588, eff. 6-8-18.)

21 Section 99. Effective date. This Act takes effect upon  
22 becoming law.