

1 AMENDMENT TO HOUSE BILL 975

2 AMENDMENT NO. _____. Amend House Bill 975 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Gubernatorial Appointment Act.

6 Section 5. Definitions. As used in this Act:

7 "Late term appointee" means a person who is appointed to
8 an office by a Governor who does not succeed himself or
9 herself as Governor, whose appointment requires the advice
10 and consent of the Senate, and whose appointment is confirmed
11 by the Senate 90 or fewer days before the end of the
12 appointing Governor's term.

13 "Succeeding Governor" means the Governor in office
14 immediately after a Governor who appoints a late term
15 appointee.

16 Section 10. Late term appointee's term of office. A late
17 term appointee shall serve no longer than the sixtieth day of
18 the term of office of the succeeding Governor.

19 Section 15. Vacancy created. Upon the earlier of the
20 resignation of a late term appointee or the conclusion of the

1 sixtieth day of the term of the succeeding Governor, that
2 appointed office shall be considered vacant. The succeeding
3 Governor may then make an appointment to fill that vacancy,
4 regardless of whether the statute that creates the appointed
5 office provides for appointment to fill a vacancy. All other
6 requirements of law applicable to that appointed office shall
7 apply to the succeeding Governor's appointee, including but
8 not limited to eligibility, qualifications, and confirmation
9 by the Senate.

10 Section 20. Term of appointee. The term of office of an
11 appointee filling a vacancy created under Section 15 of this
12 Act shall be the term of any appointee filling a vacancy as
13 provided by the statute that creates the appointed office.
14 If the statute that creates the appointed office does not
15 specify the term to be served by an appointee filling a
16 vacancy, the term of the appointee shall be for the remainder
17 of the term the late term appointee would have otherwise been
18 entitled to fill.

19 Section 25. Reappointment. Nothing in this Act prohibits
20 a succeeding Governor from reappointing an otherwise
21 qualified late term appointee to fill the vacancy created
22 under Section 15 of this Act.

23 Section 90. Severability. The provisions of this Act
24 are severable under Section 1.31 of the Statute on Statutes.

25 Section 95. The Personnel Code is amended by changing
26 Section 8b.6 as follows:

27 (20 ILCS 415/8b.6) (from Ch. 127, par. 63b108b.6)

28 Sec. 8b.6. For a period of probation not to exceed one
29 year before appointment or promotion is complete, and during

1 which period a probationer may with the consent of the
2 Director of Central Management Services, be discharged or
3 reduced in class or rank, or replaced on the eligible list.
4 For a person appointed to a term appointment under Section
5 8b.18 or 8b.19, the period of probation shall not be less
6 than 6 months.

7 (Source: P.A. 82-789.)

8 Section 99. Effective date. This Act takes effect upon
9 becoming law."