

1 AN ACT concerning education.

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

4 Section 5. The State Universities Civil Service Act is  
5 amended by changing Section 36o as follows:

6 (110 ILCS 70/36o) (from Ch. 24 1/2, par. 38b14)

7 Sec. 36o. Demotion, removal, and discharge. After the  
8 completion of his or her probationary period, no employee shall  
9 be demoted, removed or discharged except for just cause, upon  
10 written charges, and after an opportunity to be heard in his or  
11 her own defense if he or she makes a written request for a  
12 hearing to the Merit Board within 15 days after the serving of  
13 the written charges upon him or her. Upon the filing of such a  
14 request for a hearing, the Merit Board shall grant such hearing  
15 to be held within 45 days from the date of the service of the  
16 demotion, removal or discharge notice by a hearing board or  
17 hearing officer appointed by the Merit Board. The members of  
18 the hearing board or the hearing officer shall be selected from  
19 among the members of a panel established by the Merit Board  
20 after consultation with the Advisory Committee provided in  
21 Section 36c. The hearing board or hearing officer shall make  
22 and render findings of facts on the charges and transmit to the  
23 Merit Board a transcript of the evidence along with the hearing

1 board's or hearing officer's ~~its~~ findings of fact. The findings  
2 of the hearing board or hearing officer when approved by the  
3 Merit Board shall be certified to the employer. If cause for  
4 demotion, removal or discharge is found, the employee shall be  
5 immediately separated from the service. If cause is not found,  
6 the employee shall forthwith be reassigned to perform the  
7 duties of a position in his or her classification without loss  
8 of compensation. In the course of the hearing, the Director of  
9 the Merit Board shall have power to administer oaths and to  
10 secure by subpoena the attendance and testimony of witnesses  
11 and the production of books and papers relevant to the inquiry.

12 The provisions of the Administrative Review Law and all  
13 amendments and modification thereof, and the rules adopted  
14 pursuant thereto, shall apply to and govern all proceedings for  
15 the judicial review of final administrative decisions of the  
16 Merit Board hereby created. The term "administrative decision"  
17 is defined as in Section 3-101 of the Code of Civil Procedure.

18 (Source: P.A. 82-783.)

19 Section 99. Effective date. This Act takes effect upon  
20 becoming law.