HB6955

LRB09624452RLJ44139b

96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB6955

by Rep. Jack D. Franks

SYNOPSIS AS INTRODUCED:

20 ILCS 405/405-335
55 ILCS 5/5-1018.5 new
60 ILCS 1/100-25 new
65 ILCS 5/10-4-10 new

Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois. In the Illinois Transparency and Accountability Portal provisions, redefines "State agency" to include the General Assembly and its legislative support services agencies. Provides that the ITAP shall include a searchable database of all county, township, and municipal employees sorted by the employing unit of local government, employment position title, and current pay rate and year-to-date pay. Amends the Counties Code, the Township Code, and the Illinois Municipal Code. Provides that counties, townships, and municipalities must comply with the requirements established by the Department of Central Management Services concerning ITAP. Limits home rule powers. Effective immediately.

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FISCAL NOTE ACT
MAY APPLY

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 Department of Central Management Services

5   Law of the Civil Administrative Code of Illinois is amended by

6   changing Section 405-335 as follows:

7   (20 ILCS 405/405-335)

8   Sec. 405-335. Illinois Transparency and Accountability

9   Portal (ITAP).

10   (a) The Department, within 12 months after the effective

11   date of this amendatory Act of the 96th General Assembly, shall

12   establish and maintain a website, known as the Illinois

13   Transparency and Accountability Portal (ITAP), with a

14   full-time webmaster tasked with compiling and updating the ITAP

15   database with information received from all State agencies as

16   defined in this Section. The full-time webmaster must also

17   compile and update the ITAP database with information received

18   from all counties, townships, and municipalities.

19   (b) For purposes of this Section:

20   "State agency" means the offices of the constitutional

21   officers identified in Article V of the Illinois Constitution,

22   executive agencies, and departments, boards, commissions, and

23   Authorities under the Governor. "State agency" also includes

1   the General Assembly and the legislative support services

2   agencies.

3   "Contracts" means payment obligations with vendors on file

4   with the Office of the Comptroller to purchase goods and

5   services exceeding $10,000 in value (or, in the case of

6   professional or artistic services, exceeding $5,000 in value).

7   "Appropriation" means line-item detail of spending

8   approved by the General Assembly and Governor, categorized by

9   object of expenditure.

10   "Individual consultants" means temporary workers eligible

11 to receive State benefits paid on a State payroll.

12   "Recipients" means State agencies receiving

13 appropriations.

14   (c) The ITAP shall provide direct access to each of the

15 following:

16   (1) A database of all current State employees and

17   individual consultants, except sworn law enforcement

18   officers, sorted separately by:

19   (i) Name.

20   (ii) Employing State agency.

21   (iii) Employing State division.

22   (iv) Employment position title.

23   (v) Current pay rate and year-to-date pay.

24   (2) A database of all current State expenditures,

25   sorted separately by agency, category, recipient, and

26   Representative District.

1   (3) A database of all development assistance
2   reportable pursuant to the Corporate Accountability for
3   Tax Expenditures Act, sorted separately by tax credit
4   category, taxpayer, and Representative District.

5   (4) A database of all revocations and suspensions of
6   State occupation and use tax certificates of registration
7   and all revocations and suspensions of State professional
8   licenses, sorted separately by name, geographic location,
9   and certificate of registration number or license number,
10 as applicable. Professional license revocations and
11 suspensions shall be posted only if resulting from a
12 failure to pay taxes, license fees, or child support.

13   (5) A database of all current State contracts, sorted
14 separately by contractor name, awarding officer or agency,
15 contract value, and goods or services provided.

16   (6) A database of all employees hired after the
17 effective date of this amendatory Act of 2010, sorted
18 searchably by each of the following at the time of
19 employment:
20   (i) Name.
21   (ii) Employing State agency.
22   (iii) Employing State division.
23   (iv) Employment position title.
24   (v) Current pay rate and year-to-date pay.
25   (vi) County of employment location.
26   (vii) Rutan status.

1   (viii) Status of position as subject to collective

2   bargaining, subject to merit compensation, or exempt

3   under Section 4d of the Personnel Code.

4   (ix) Employment status as probationary, trainee,

5   intern, certified, or exempt from certification.

6   (x) Status as a military veteran.

7   (7) A searchable database of all current county,

8 township, and municipal employees sorted separately by:

9   (i) Employing unit of local government.

10   (ii) Employment position title.

11   (iii) Current pay rate and year-to-date pay.

12   (8) A searchable database of all county, township, and

13 municipal employees hired on or after the effective date of

14 this amendatory Act of the 96th General Assembly, sorted

15 separately by each of the following at the time of

16 employment:

17   (i) Employing unit of local government.

18   (ii) Employment position title.

19   (iii) Current pay rate and year-to-date pay.

20   (d) The ITAP shall include all information required to be

21 published by subsection (c) of this Section that is available

22 to the Department in a format the Department can compile and

23 publish on the ITAP. The Department shall update the ITAP as

24 additional information becomes available in a format that can

25 be compiled and published on the ITAP by the Department.

26   (e) Each State agency, county, township, and municipality

1 shall   cooperate   with   the   Department   in   furnishing   the

2 information necessary for the implementation of this Section

3 within a timeframe specified by the Department.

4 (Source: P.A. 96-225, eff. 1-1-10; 96-1387, eff. 1-1-11.)

5   Section 10. The Counties Code is amended by adding Section

6 5-1018.5 as follows:

7   (55 ILCS 5/5-1018.5 new)

8   Sec. 5-1018.5. Compliance with ITAP requirements. A county

9 must comply with the requirements of Section 405-335 of the

10 Department of Central Management Services Law of the Civil

11 Administrative   Code   of   Illinois   concerning   the   Illinois

12 Transparency and Accountability Portal (ITAP). A county may not

13 submit employment information for the ITAP in a manner that is

14 inconsistent with the requirements of Section 405-335 of the

15 Department of Central Management Services Law of the Civil

16 Administrative Code of Illinois. This Section is a limitation

17 under subsection (i) of Section 6 of Article VII of the

18 Illinois Constitution on the concurrent exercise by home rule

19 units of powers and functions exercised by the State.

20   Section 15. The Township Code is amended by adding Section

21 100-25 as follows:

22   (60 ILCS 1/100-25 new)

1   Sec. 100-25. Compliance with ITAP requirements. A township

2 must comply with the requirements of Section 405-335 of the

3 Department of Central Management Services Law of the Civil

4 Administrative Code of Illinois concerning the Illinois

5 Transparency and Accountability Portal (ITAP). A township may

6 not submit employment information for the ITAP in a manner that

7 is inconsistent with the requirements of Section 405-335 of the

8 Department of Central Management Services Law of the Civil

9 Administrative Code of Illinois.

10   Section 20. The Illinois Municipal Code is amended by

11 adding Section 10-4-10 as follows:

12   (65 ILCS 5/10-4-10 new)

13   Sec. 10-4-10. Compliance with ITAP requirements. A

14 municipality must comply with the requirements of Section

15 405-335 of the Department of Central Management Services Law of

16 the Civil Administrative Code of Illinois concerning the

17 Illinois Transparency and Accountability Portal (ITAP). A

18 municipality may not submit employment information for the ITAP

19 in a manner that is inconsistent with the requirements of

20 Section 405-335 of the Department of Central Management

21 Services Law of the Civil Administrative Code of Illinois. This

22 Section is a limitation under subsection (i) of Section 6 of

23 Article VII of the Illinois Constitution on the concurrent

24 exercise by home rule municipalities of powers and functions

1   exercised by the State.

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