



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3831

Introduced 10/19/2011, by Rep. Fred Crespo and Michael J. Zalewski

SYNOPSIS AS INTRODUCED:

5 ILCS 430/20-52

Amends the State Officials and Employees Ethics Act. Provides that the Executive Inspector General may make a summary report and response of the ultimate jurisdictional authority or agency head available to the public if the Executive Ethics Commission does not do so. Provides that, prior to publication by the Executive Inspector General, the Executive Inspector General shall permit the respondents, the Commission, and the Attorney General to review the documents to be made public and offer suggestions for redaction or provide a response that shall be made public with the summary report.

LRB097 13870 HLH 58439 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 State Officials and Employees Ethics Act is
5 amended by changing Section 20-52 as follows:

6 (5 ILCS 430/20-52)

7 Sec. 20-52. Release of summary reports.

8 (a) Within 60 days after receipt of a summary report and
9 response from the ultimate jurisdictional authority or agency
10 head that resulted in a suspension of at least 3 days or
11 termination of employment, the Executive Ethics Commission
12 shall make available to the public the report and response or a
13 redacted version of the report and response. The Executive
14 Ethics Commission may make available to the public any other
15 summary report and response of the ultimate jurisdictional
16 authority or agency head or a redacted version of the report
17 and response. If the Executive Ethics Commission does not make
18 a summary report and response of the ultimate jurisdictional
19 authority or agency head available to the public, the Executive
20 Inspector General responsible for the investigation and report
21 may make a summary report and response of the ultimate
22 jurisdictional authority or agency head available to the
23 public.

1 (b) The Commission or Executive Inspector General shall
2 redact information in the summary report that may reveal the
3 identity of witnesses, complainants, or informants or if the
4 Commission or Executive Inspector General determines it is
5 appropriate to protect the identity of a person before the
6 report is made public. The Commission or Executive Inspector
7 General may also redact any information it believes should not
8 be made public. Prior to publication by the Commission, the
9 Commission shall permit the respondents, Executive Inspector
10 General, and Attorney General to review documents to be made
11 public and offer suggestions for redaction or provide a
12 response that shall be made public with the summary report.
13 Prior to publication by the Executive Inspector General, the
14 Executive Inspector General shall permit the respondents, the
15 Commission, and the Attorney General to review the documents to
16 be made public and offer suggestions for redaction or provide a
17 response that shall be made public with the summary report.

18 (c) The Commission may withhold publication of the report
19 or response if the Executive Inspector General or Attorney
20 General certifies that releasing the report to the public will
21 interfere with an ongoing investigation.

22 (Source: P.A. 96-555, eff. 8-18-09.)