

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 25-10 as follows:

6 (5 ILCS 430/25-10)

7 Sec. 25-10. Office of Legislative Inspector General.

8 (a) The independent Office of the Legislative Inspector
9 General is created. The Office shall be under the direction and
10 supervision of the Legislative Inspector General and shall be a
11 fully independent office with its own appropriation.

12 (b) The Legislative Inspector General shall be appointed
13 without regard to political affiliation and solely on the basis
14 of integrity and demonstrated ability. The Legislative Ethics
15 Commission shall diligently search out qualified candidates
16 for Legislative Inspector General and shall make
17 recommendations to the General Assembly.

18 The Legislative Inspector General shall be appointed by a
19 joint resolution of the Senate and the House of
20 Representatives, which may specify the date on which the
21 appointment takes effect. A joint resolution, or other document
22 as may be specified by the Joint Rules of the General Assembly,
23 appointing the Legislative Inspector General must be certified

1 by the Speaker of the House of Representatives and the
2 President of the Senate as having been adopted by the
3 affirmative vote of three-fifths of the members elected to each
4 house, respectively, and be filed with the Secretary of State.
5 The appointment of the Legislative Inspector General takes
6 effect on the day the appointment is completed by the General
7 Assembly, unless the appointment specifies a later date on
8 which it is to become effective.

9 The Legislative Inspector General shall have the following
10 qualifications:

11 (1) has not been convicted of any felony under the laws
12 of this State, another state, or the United States;

13 (2) has earned a baccalaureate degree from an
14 institution of higher education; and

15 (3) has 5 or more years of cumulative service (A) with
16 a federal, State, or local law enforcement agency, at least
17 2 years of which have been in a progressive investigatory
18 capacity; (B) as a federal, State, or local prosecutor; (C)
19 as a senior manager or executive of a federal, State, or
20 local agency; (D) as a member, an officer, or a State or
21 federal judge; or (E) representing any combination of (A)
22 through (D).

23 The Legislative Inspector General may not be a relative of
24 a commissioner.

25 The term of the initial Legislative Inspector General shall
26 commence upon qualification and shall run through June 30,

1 2008.

2 After the initial term, the Legislative Inspector General
3 shall serve for 5-year terms commencing on July 1 of the year
4 of appointment and running through June 30 of the fifth
5 following year. The Legislative Inspector General may be
6 reappointed to one or more subsequent terms.

7 A vacancy occurring other than at the end of a term shall
8 be filled in the same manner as an appointment only for the
9 balance of the term of the Legislative Inspector General whose
10 office is vacant. If the Office is vacant, or if a Legislative
11 Inspector General resigns, the Commission shall designate an
12 Acting Legislative Inspector General who shall serve until the
13 vacancy is filled. The Commission shall file the designation in
14 writing with the Secretary of State.

15 Terms shall run regardless of whether the position is
16 filled.

17 (c) The Legislative Inspector General shall have
18 jurisdiction over the members of the General Assembly and all
19 State employees whose ultimate jurisdictional authority is (i)
20 a legislative leader, (ii) the Senate Operations Commission, or
21 (iii) the Joint Committee on Legislative Support Services.

22 The jurisdiction of each Legislative Inspector General is
23 to investigate allegations of fraud, waste, abuse,
24 mismanagement, misconduct, nonfeasance, misfeasance,
25 malfeasance, or violations of this Act or violations of other
26 related laws and rules.

1 (d) The compensation of the Legislative Inspector General
2 shall be the greater of an amount (i) determined by the
3 Commission or (ii) by joint resolution of the General Assembly
4 passed by a majority of members elected in each chamber.
5 Subject to Section 25-45 of this Act, the Legislative Inspector
6 General has full authority to organize the Office of the
7 Legislative Inspector General, including the employment and
8 determination of the compensation of staff, such as deputies,
9 assistants, and other employees, as appropriations permit.
10 Employment of staff is subject to the approval of at least 3 of
11 the 4 legislative leaders.

12 (e) No Legislative Inspector General or employee of the
13 Office of the Legislative Inspector General may, during his or
14 her term of appointment or employment:

15 (1) become a candidate for any elective office;

16 (2) hold any other elected or appointed public office
17 except for appointments on governmental advisory boards or
18 study commissions or as otherwise expressly authorized by
19 law;

20 (3) be actively involved in the affairs of any
21 political party or political organization; or

22 (4) actively participate in any campaign for any
23 elective office.

24 In this subsection an appointed public office means a
25 position authorized by law that is filled by an appointing
26 authority as provided by law and does not include employment by

1 hiring in the ordinary course of business.

2 (e-1) No Legislative Inspector General or employee of the
3 Office of the Legislative Inspector General may, for one year
4 after the termination of his or her appointment or employment:

5 (1) become a candidate for any elective office;

6 (2) hold any elected public office; or

7 (3) hold any appointed State, county, or local judicial
8 office.

9 (e-2) The requirements of item (3) of subsection (e-1) may
10 be waived by the Legislative Ethics Commission.

11 (f) The Commission may remove the Legislative Inspector
12 General only for cause. At the time of the removal, the
13 Commission must report to the General Assembly the
14 justification for the removal.

15 (Source: P.A. 93-617, eff. 12-9-03; 93-685, eff. 7-8-04.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.