



**96TH GENERAL ASSEMBLY**

**State of Illinois**

**2009 and 2010**

**HOUSE JOINT RESOLUTION**

**CONSTITUTIONAL AMENDMENT**

**HC0012**

Introduced 2/5/2009, by Rep. Sidney H. Mathias

**SYNOPSIS AS INTRODUCED:**

ILCON Art. V, Sec. 1  
ILCON Art. V, Sec. 3  
ILCON Art. V, Sec. 7  
ILCON Art. V, Sec. 17  
ILCON Art. V, Sec. 18

Proposes to amend the Executive Article of the Illinois Constitution. Eliminates the Office of the Comptroller. Provides that the Treasurer shall (i) maintain the State's central fiscal accounts and order payments into and out of the funds held by him or her, (ii) be responsible for the safekeeping and investment of monies and securities deposited with him or her, and for their disbursement upon his or her order, and (iii) have the duties and powers that may be prescribed by law. Effective upon being declared adopted, and applies upon conclusion of the terms of the Comptroller and Treasurer elected in 2006, regardless of the election of a Comptroller in 2010.

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1                                   HOUSE JOINT RESOLUTION  
 2                                   CONSTITUTIONAL AMENDMENT

3           RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE  
 4 NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE  
 5 SENATE CONCURRING HEREIN, that there shall be submitted to the  
 6 electors of the State for adoption or rejection at the general  
 7 election next occurring at least 6 months after the adoption of  
 8 this resolution a proposition to amend Article V of the  
 9 Illinois Constitution by changing Sections 1, 3, 7, and 18 and  
 10 by repealing Section 17 as follows:

11                                   ARTICLE V  
 12                                   THE EXECUTIVE

13                   (ILCON Art. V, Sec. 1)

14           SECTION 1. OFFICERS

15           The Executive Branch shall include a Governor, Lieutenant  
 16 Governor, Attorney General, Secretary of State, ~~Comptroller~~  
 17 and Treasurer elected by the electors of the State. They shall  
 18 keep the public records and maintain a residence at the seat of  
 19 government during their terms of office.

20           (Source: Illinois Constitution.)

21                   (ILCON Art. V, Sec. 3)

22           SECTION 3. ELIGIBILITY

1 To be eligible to hold the office of Governor, Lieutenant  
2 Governor, Attorney General, Secretary of State, ~~Comptroller~~ or  
3 Treasurer, a person must be a United States citizen, at least  
4 25 years old, and a resident of this State for the three years  
5 preceding his or her election.

6 (Source: Illinois Constitution.)

7 (ILCON Art. V, Sec. 7)

8 SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

9 If the Attorney General, Secretary of State, ~~Comptroller~~ or  
10 Treasurer fails to qualify or if the ~~his~~ office becomes vacant,  
11 the Governor shall fill the office by appointment. The  
12 appointee shall hold office until the elected officer qualifies  
13 or until a successor is elected and qualified as may be  
14 provided by law and shall not be subject to removal by the  
15 Governor. If the Lieutenant Governor fails to qualify or if the  
16 ~~his~~ office becomes vacant, it shall remain vacant until the end  
17 of the term.

18 (Source: Illinois Constitution.)

19 (ILCON Art. V, Sec. 17)

20 SECTION 17. COMPTROLLER - DUTIES (REPEALED)

21 ~~The Comptroller, in accordance with law, shall maintain the~~  
22 ~~State's central fiscal accounts, and order payments into and~~  
23 ~~out of the funds held by the Treasurer.~~

24 (Source: Illinois Constitution.)

1 (ILCON Art. V, Sec. 18)

2 SECTION 18. TREASURER - DUTIES

3 The Treasurer, in accordance with law, shall (i) maintain  
4 the State's central fiscal accounts, and order payments into  
5 and out of the funds held by him or her, (ii) be responsible  
6 for the safekeeping and investment of monies and securities  
7 deposited with him or her, and for their disbursement upon his  
8 or her order, and (iii) have the duties and powers that may be  
9 prescribed by law ~~of the Comptroller.~~

10 (Source: Illinois Constitution.)

11 SCHEDULE

12 This Constitutional Amendment takes effect upon being  
13 declared adopted in accordance with Section 7 of the Illinois  
14 Constitutional Amendment Act. This Constitutional Amendment  
15 applies upon the conclusion of the terms of the Comptroller and  
16 the Treasurer elected in 2006, regardless of the election of a  
17 Comptroller in 2010.