



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3877

Introduced 11/2/2011, by Rep. Michael J. Zalewski

SYNOPSIS AS INTRODUCED:

New Act

Creates the Employee Complaint Fee Recovery Act. Provides that if a former employee files 2 or more complaints with 2 or more separate State agencies against a single former employer and each complaint is dismissed, the former employer may petition the circuit court for an award of its attorney's fees incurred to dismiss the complaints. Provides that the court may enter a judgment against the former employee in the amount of the attorney's fees if it finds that the complaints were frivolous.

LRB097 14122 AEK 58812 b

1 AN ACT concerning employment.

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

4 Section 1. Short title. This Act may be cited as the
5 Employee Complaint Fee Recovery Act.

6 Section 5. Attorney's fees. If a former employee files 2 or
7 more complaints with 2 or more separate State agencies against
8 a single former employer and each complaint is dismissed, the
9 former employer may petition the circuit court for an award of
10 its attorney's fees incurred to dismiss the complaints. The
11 court may enter a judgment against the former employee in the
12 amount of the attorney's fees if it finds that the complaints
13 were frivolous.