



Sen. John J. Cullerton

Filed: 11/7/2017

10000HB0137sam001

LRB100 01842 JWD 30553 a

1 AMENDMENT TO HOUSE BILL 137

2 AMENDMENT NO. _____. Amend House Bill 137 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Officials and Employees Ethics Act is
5 amended by changing Section 25-20 as follows:

6 (5 ILCS 430/25-20)

7 Sec. 25-20. Duties of the Legislative Inspector General. In
8 addition to duties otherwise assigned by law, the Legislative
9 Inspector General shall have the following duties:

10 (1) To receive and investigate allegations of
11 violations of this Act. Except as otherwise provided in
12 paragraph (1.5), an ~~An~~ investigation may not be initiated
13 more than one year after the most recent act of the alleged
14 violation or of a series of alleged violations except where
15 there is reasonable cause to believe that fraudulent
16 concealment has occurred. To constitute fraudulent

1 concealment sufficient to toll this limitations period,
2 there must be an affirmative act or representation
3 calculated to prevent discovery of the fact that a
4 violation has occurred. The Legislative Inspector General
5 shall have the discretion to determine the appropriate
6 means of investigation as permitted by law.

7 (1.5) Notwithstanding any provision of law to the
8 contrary, the Legislative Inspector General, whether
9 appointed by the Legislative Ethics Commission or the
10 General Assembly, may initiate an investigation based on
11 information provided to the Office of the Legislative
12 Inspector General or the Legislative Ethics Commission
13 during the period from December 1, 2014 through November 3,
14 2017. Any investigation initiated under this paragraph
15 (1.5) must be initiated within one year after the effective
16 date of this amendatory Act of the 100th General Assembly.

17 (2) To request information relating to an
18 investigation from any person when the Legislative
19 Inspector General deems that information necessary in
20 conducting an investigation.

21 (3) To issue subpoenas, with the advance approval of
22 the Commission, to compel the attendance of witnesses for
23 the purposes of testimony and production of documents and
24 other items for inspection and copying and to make service
25 of those subpoenas and subpoenas issued under item (7) of
26 Section 25-15.

1 (4) To submit reports as required by this Act.

2 (5) To file pleadings in the name of the Legislative
3 Inspector General with the Legislative Ethics Commission,
4 through the Attorney General, as provided in this Article
5 if the Attorney General finds that reasonable cause exists
6 to believe that a violation has occurred.

7 (6) To assist and coordinate the ethics officers for
8 State agencies under the jurisdiction of the Legislative
9 Inspector General and to work with those ethics officers.

10 (7) To participate in or conduct, when appropriate,
11 multi-jurisdictional investigations.

12 (8) To request, as the Legislative Inspector General
13 deems appropriate, from ethics officers of State agencies
14 under his or her jurisdiction, reports or information on
15 (i) the content of a State agency's ethics training program
16 and (ii) the percentage of new officers and employees who
17 have completed ethics training.

18 (9) To establish a policy that ensures the appropriate
19 handling and correct recording of all investigations of
20 allegations and to ensure that the policy is accessible via
21 the Internet in order that those seeking to report those
22 allegations are familiar with the process and that the
23 subjects of those allegations are treated fairly.

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

25 Section 99. Effective date. This Act takes effect upon

1 becoming law.".