

HB0031



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB0031

Introduced 1/14/2021, by Rep. Eva Dina Delgado

SYNOPSIS AS INTRODUCED:

5 ILCS 430/25-15

Amends the State Officials and Employees Ethics Act. Provides that the Legislative Ethics Commission shall adopt no rule requiring the Legislative Inspector General to seek the Commission's advance approval before commencing any investigation authorized under specified provisions. Provides that any existing rule, as of the effective date of the amendatory Act, requiring the Legislative Inspector General to seek the Commission's advance approval before commencing any investigation is void. Effective immediately.

LRB102 02865 RJF 12874 b

A BILL FOR

1 AN ACT concerning 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 25-15 as follows:

6 (5 ILCS 430/25-15)

7 Sec. 25-15. Duties of the Legislative Ethics Commission.
8 In addition to duties otherwise assigned by law, the
9 Legislative Ethics Commission shall have the following duties:

10 (1) To promulgate rules governing the performance of
11 its duties and the exercise of its powers and governing
12 the investigations of the Legislative Inspector General;
13 except that, the Legislative Ethics Commission shall adopt
14 no rule requiring the Legislative Inspector General to
15 seek the Commission's advance approval before commencing
16 any investigation authorized under this Article. Any
17 existing rule, as of the effective date of this amendatory
18 Act of the 102nd General Assembly, requiring the
19 Legislative Inspector General to seek the Commission's
20 advance approval before commencing any investigation is
21 void. The rules shall be available on the Commission's
22 website and any proposed changes to the rules must be made
23 available to the public on the Commission's website no

1 less than 7 days before the adoption of the changes. Any
2 person shall be given an opportunity to provide written or
3 oral testimony before the Commission in support of or
4 opposition to proposed rules.

5 (2) To conduct administrative hearings and rule on
6 matters brought before the Commission only upon the
7 receipt of pleadings filed by the Legislative Inspector
8 General and not upon its own prerogative, but may appoint
9 special Legislative Inspectors General as provided in
10 Section 25-21. Any other allegations of misconduct
11 received by the Commission from a person other than the
12 Legislative Inspector General shall be referred to the
13 Office of the Legislative Inspector General.

14 (3) To prepare and publish manuals and guides and,
15 working with the Office of the Attorney General, oversee
16 training of employees under its jurisdiction that explains
17 their duties.

18 (4) To prepare public information materials to
19 facilitate compliance, implementation, and enforcement of
20 this Act.

21 (5) To submit reports as required by this Act.

22 (6) To the extent authorized by this Act, to make
23 rulings, issue recommendations, and impose administrative
24 fines, if appropriate, in connection with the
25 implementation and interpretation of this Act. The powers
26 and duties of the Commission are limited to matters

1 clearly within the purview of this Act.

2 (7) To issue subpoenas with respect to matters pending
3 before the Commission, subject to the provisions of this
4 Article and in the discretion of the Commission, to compel
5 the attendance of witnesses for purposes of testimony and
6 the production of documents and other items for inspection
7 and copying.

8 (8) To appoint special Legislative Inspectors General
9 as provided in Section 25-21.

10 (9) To conspicuously display on the Commission's
11 website the procedures for reporting a violation of this
12 Act, including how to report violations via email or
13 online.

14 (10) To conspicuously display on the Commission's
15 website any vacancies within the Office of the Legislative
16 Inspector General.

17 (11) To appoint an Acting Legislative Inspector
18 General in the event of a vacancy in the Office of the
19 Legislative Inspector General.

20 (Source: P.A. 100-554, eff. 11-16-17; 100-588, eff. 6-8-18.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.