

SB0280



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB0280

Introduced 2/6/2009, by Sen. John O. Jones

SYNOPSIS AS INTRODUCED:

5 ILCS 420/3A-40 new

Amends the Illinois Governmental Ethics Act. Invalidates gubernatorial appointments made within 30 days before impeachment of a Governor. Prohibits a Governor from making appointments from impeachment until the earliest of (i) the Senate's dismissal of all articles of impeachment, (ii) conviction by the Senate, (iii) acquittal by the Senate, or (iv) 60 days after impeachment.

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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 Illinois Governmental Ethics Act is amended
5 by adding Section 3A-40 as follows:

6 (5 ILCS 420/3A-40 new)

7 Sec. 3A-40. Gubernatorial appointments during impeachment.

8 (a) "Appointment" means an appointment to an elective
9 office or to an appointed position on a board, commission,
10 authority, task force, or other entity created or authorized by
11 the Illinois Constitution, State law, or executive order,
12 whether or not the appointment requires the advice and consent
13 of the Senate.

14 (b) Upon impeachment of the Governor by the House of
15 Representatives on or after the effective date of this
16 amendatory Act of the 96th General Assembly, an appointment
17 made by that Governor during the 30 days before the date of
18 impeachment is invalid and the office or position so appointed
19 is vacant.

20 (c) The Governor may not make an appointment from the time
21 that Governor is impeached by the House of Representatives
22 until the earliest of (i) dismissal by the Senate of all
23 charges of impeachment, (ii) conviction of the Governor by the

1 Senate, (iii) acquittal of the Governor by the Senate, or (iv)
2 60 days after the date of the Governor's impeachment.