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1   AMENDMENT TO HOUSE BILL 6098

2   AMENDMENT NO. _____. Amend House Bill 6098 by replacing

3   everything after the enacting clause with the following:

4   "Section 5. The Open Meetings Act is amended by adding

5   Section 1.06 as follows:

6   (5 ILCS 120/1.06 new)

7   Sec. 1.06. Publication by internet posting; digital

8   maintenance of public records. Notwithstanding any other

9   provision of law:

10   (a) Any requirement for a school district or a unit of

11 local government to publish any notice, agenda, record, or

12 other information or material in a newspaper by law including,

13 but not limited to, the Open Meetings Act, the Illinois

14 Municipal Budget Law, the Intergovernmental Cooperation Act,

15 the Counties Code, the Township Code, the Illinois Municipal

16 Code, the Election Code, the School Code, the Airport

1   Authorities Act, or the Civic Center Code, may instead publish

2   such notice, agenda, record, or other information on its

3   website or data.illinois.gov.

4   (b) Any requirement that a school district or unit of local

5   government store or maintain any public record in microfilm or

6   microfiche form may be satisfied by the school district's or

7   unit of local government's maintenance of such public record in

8   digital form if meeting the standards and rules established

9   under the Local Records Act and done pursuant to a retention

10 schedule approved by the appropriate Local Records Commission.

11   Section 10. The Department of Central Management Services

12 Law of the Civil Administrative Code of Illinois is amended by

13 changing Section 405-335 as follows:

14   (20 ILCS 405/405-335)

15   Sec. 405-335. Illinois Transparency and Accountability

16 Portal (ITAP).

17   (a) The Department, within 12 months after January 1, 2010

18 (the effective date of Public Act 96-225) ~~this amendatory Act~~

19 ~~of the 96th General Assembly~~, shall establish and maintain a

20 website, known as the Illinois Transparency and Accountability

21 Portal (ITAP), with a full-time webmaster tasked with compiling

22 and updating the ITAP database with information received from

23 all State agencies as defined in this Section. Within 6 months

24 of the effective date of this amendatory Act of the 99th

1   General Assembly, ITAP shall have the capability to compile and

2   update the ITAP database with information received from all

3   school districts and units of local government without websites

4   including, but not limited to, counties, townships, special

5   districts, and municipalities. Subject to appropriation, the

6   full-time webmaster must also compile and update the ITAP

7   database with information received from all school districts

8   and units of local government including, but not limited to,

9   counties, townships, special ~~library~~ districts, and

10 municipalities.

11   (b) For purposes of this Section:

12   "State agency" means the offices of the constitutional

13 officers identified in Article V of the Illinois Constitution,

14 executive agencies, and departments, boards, commissions, and

15 Authorities under the Governor.

16   "Contracts" means payment obligations with vendors on file

17 with the Office of the Comptroller to purchase goods and

18 services exceeding $10,000 in value (or, in the case of

19 professional or artistic services, exceeding $5,000 in value).

20   "Appropriation" means line-item detail of spending

21 approved by the General Assembly and Governor, categorized by

22 object of expenditure.

23   "Individual consultants" means temporary workers eligible

24 to receive State benefits paid on a State payroll.

25   "Recipients" means State agencies receiving

26 appropriations.

1   (c) The ITAP shall provide direct access to each of the

2   following:

3   (1) A database of all current State employees and

4   individual consultants, except sworn law enforcement

5   officers, sorted separately by:

6   (i) Name.

7   (ii) Employing State agency.

8   (iii) Employing State division.

9   (iv) Employment position title.

10   (v) Current pay rate and year-to-date pay.

11   (2) A database of all current State expenditures,

12   sorted separately by agency, category, recipient, and

13   Representative District.

14   (3) A database of all development assistance

15   reportable pursuant to the Corporate Accountability for

16   Tax Expenditures Act, sorted separately by tax credit

17   category, taxpayer, and Representative District.

18   (4) A database of all revocations and suspensions of

19   State occupation and use tax certificates of registration

20   and all revocations and suspensions of State professional

21   licenses, sorted separately by name, geographic location,

22   and certificate of registration number or license number,

23   as applicable. Professional license revocations and

24   suspensions shall be posted only if resulting from a

25   failure to pay taxes, license fees, or child support.

26   (5) A database of all current State contracts, sorted

1   separately by contractor name, awarding officer or agency,

2   contract value, and goods or services provided.

3   (6) A database of all employees hired after the

4   effective date of this amendatory Act of 2010, sorted

5   searchably by each of the following at the time of

6   employment:

7   (i) Name.

8   (ii) Employing State agency.

9   (iii) Employing State division.

10   (iv) Employment position title.

11   (v) Current pay rate and year-to-date pay.

12   (vi) County of employment location.

13   (vii) Rutan status.

14   (viii) Status of position as subject to collective

15   bargaining, subject to merit compensation, or exempt

16   under Section 4d of the Personnel Code.

17   (ix) Employment status as probationary, trainee,

18   intern, certified, or exempt from certification.

19   (x) Status as a military veteran.

20   (7) A searchable database of all current county,

21   township, library district, and municipal employees sorted

22   separately by:

23   (i) Employing unit of local government.

24   (ii) Employment position title.

25   (iii) Current pay rate and year-to-date pay.

26   (8) A searchable database of all county, township, and

1   municipal employees hired on or after the effective date of
2   this amendatory Act of the 97th General Assembly, sorted
3   separately by each of the following at the time of
4   employment:
5   (i) Employing unit of local government.
6   (ii) Employment position title.
7   (iii) Current pay rate and year-to-date pay.
8   (9) A searchable database of all library district
9   employees hired on or after August 9, 2013 (the effective
10   date of Public Act 98-246), sorted separately by each of
11   the following at the time of employment:
12   (i) Employing unit of local government.
13   (ii) Employment position title.
14   (iii) Current pay rate and year-to-date pay.
15   (10) A link to a website maintained by the Department
16   that contains a list of contact information for each State
17   agency, including a telephone number and a link to the
18   Agency's website. Each State agency shall be responsible
19   for providing and updating the Department with this
20   information.
21   (11) Notices and digital public records provided to
22   ITAP by school districts and units of local government
23   without websites.
24   (d) The ITAP shall include all information required to be
25   published by subsection (c) of this Section that is available
26   to the Department in a format the Department can compile and

1   publish on the ITAP. The Department shall update the ITAP as
2   additional information becomes available in a format that can
3   be compiled and published on the ITAP by the Department.

4   (e) Each State agency, county, township, library district,
5   and municipality shall cooperate with the Department in
6   furnishing the information necessary for the implementation of
7   this Section within a timeframe specified by the Department.

8   (f) Each county, township, library district, or
9   municipality submitting information to be displayed on the
10   Illinois Transparency and Accountability Portal (ITAP) is
11   responsible for the accuracy of the information provided.

12   (g) The Department, within 6 months after January 1, 2014
13   (the effective date of Public Act 98-283), shall distribute a
14   spreadsheet or otherwise make data entry available to each
15   State agency to facilitate the collection of data on the
16   State's annual workforce characteristics, workforce
17   compensation, and employee mobility. The Department shall
18   determine the data to be collected by each State agency. Each
19   State agency shall cooperate with the Department in furnishing
20   the data necessary for the implementation of this subsection
21   within the timeframe specified by the Department. The
22   Department shall publish the data received from each State
23   agency on the ITAP or another open data site annually.
24   (Source: P.A. 97-744, eff. 1-1-13; 98-246, eff. 8-9-13; 98-283,
25   eff. 1-1-14; 98-756, eff. 7-16-14; 98-1084, eff. 1-1-15.)".