

1 AN ACT concerning executive branch appointments.

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 Gubernatorial Appointment Act.

6 Section 5. Definitions. As used in this Act:

7 "Late term appointee" means a person who is appointed to  
8 an office by a Governor who does not succeed himself or  
9 herself as Governor, whose appointment requires the advice  
10 and consent of the Senate, and whose appointment is confirmed  
11 by the Senate 90 or fewer days before the end of the  
12 appointing Governor's term.

13 "Succeeding Governor" means the Governor in office  
14 immediately after a Governor who appoints a late term  
15 appointee.

16 Section 10. Late term appointee's term of office. A late  
17 term appointee shall serve no longer than the sixtieth day of  
18 the term of office of the succeeding Governor.

19 Section 15. Vacancy created. Upon the earlier of the  
20 resignation of a late term appointee or the conclusion of the  
21 sixtieth day of the term of the succeeding Governor, that  
22 appointed office shall be considered vacant. The succeeding  
23 Governor may then make an appointment to fill that vacancy,  
24 regardless of whether the statute that creates the appointed  
25 office provides for appointment to fill a vacancy. All other  
26 requirements of law applicable to that appointed office shall  
27 apply to the succeeding Governor's appointee, including but  
28 not limited to eligibility, qualifications, and confirmation  
29 by the Senate.

1           Section 20. Term of appointee. The term of office of an  
 2           appointee filling a vacancy created under Section 15 of this  
 3           Act shall be the term of any appointee filling a vacancy as  
 4           provided by the statute that creates the appointed office.  
 5           If the statute that creates the appointed office does not  
 6           specify the term to be served by an appointee filling a  
 7           vacancy, the term of the appointee shall be for the remainder  
 8           of the term the late term appointee would have otherwise been  
 9           entitled to fill.

10           Section 25. Reappointment. Nothing in this Act prohibits  
 11           a succeeding Governor from reappointing an otherwise  
 12           qualified late term appointee to fill the vacancy created  
 13           under Section 15 of this Act.

14           Section 90. Severability. The provisions of this Act  
 15           are severable under Section 1.31 of the Statute on Statutes.

16           Section 95. The Personnel Code is amended by changing  
 17           Section 8b.6 as follows:

18           (20 ILCS 415/8b.6) (from Ch. 127, par. 63b108b.6)  
 19           Sec. 8b.6. For a period of probation not to exceed one  
 20           year before appointment or promotion is complete, and during  
 21           which period a probationer may with the consent of the  
 22           Director of Central Management Services, be discharged or  
 23           reduced in class or rank, or replaced on the eligible list.  
 24           For a person appointed to a term appointment under Section  
 25           8b.18 or 8b.19, the period of probation shall not be less  
 26           than 6 months.

27           (Source: P.A. 82-789.)

28           Section 99. Effective date. This Act takes effect upon  
 29           becoming law.