



Sen. John G. Mulroe

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09700HB1041sam003

LRB097 03861 KTG 72481 a

1 AMENDMENT TO HOUSE BILL 1041

2 AMENDMENT NO. _____. Amend House Bill 1041 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Unemployment Insurance Act is amended by
5 changing Section 802 as follows:

6 (820 ILCS 405/802) (from Ch. 48, par. 472)

7 Sec. 802. Appointment of referees and providing legal
8 services in disputed claims.

9 A. To hear and decide disputed claims, the Director shall
10 obtain an adequate number of impartial Referees selected in
11 accordance with the provisions of the "Personnel Code" enacted
12 by the Sixty-ninth General Assembly. No person shall
13 participate on behalf of the Director or the Board of Review in
14 any case in which he is an interested party. The Director shall
15 provide the Board of Review and such Referees with proper
16 facilities and supplies and with assistants and employees

1 (selected in accordance with the provisions of the "Personnel
2 Code" enacted by the Sixty-ninth General Assembly) necessary
3 for the execution of their functions.

4 B. As provided in Section 1700.1, effective January 1,
5 1989, the Director shall establish a program for providing
6 services by licensed attorneys at law to advise and represent,
7 at hearings before the Referee, the Director or the Director's
8 Representative, or the Board of Review, "small employers", as
9 defined in rules promulgated by the Director, and issued
10 pursuant to the results of the study referred to in Section
11 1700.1, and individuals who have made a claim for benefits with
12 respect to a week of unemployment, whose claim has been
13 disputed, and who are eligible under rules promulgated by the
14 Director which are issued pursuant to the results of the study
15 referred to in Section 1700.1.

16 For the period beginning July 1, 1994, and extending
17 through June 30, 1996, no legal services shall be provided
18 under the program established under this subsection.

19 For the period beginning July 1, 1990, and extending
20 through June 30, 1991, no legal services shall be provided
21 under the program established pursuant to this subsection.

22 For all or any part of the period commencing as of the
23 first day of the first week for which benefits are no longer
24 payable in the State pursuant to the federal Supplemental
25 Appropriations Act, 2008, and extending through June 30, 2014,
26 the Director may suspend the programs established pursuant to

1 this subsection B if, in the Director's judgment, the
2 suspension is necessary to assist in offsetting the loss of
3 federal grants attributable to the fact that the benefits are
4 no longer payable. In the event of the suspension of a program
5 pursuant to this amendatory Act of the 97th General Assembly, a
6 provider of services under the program shall be entitled to
7 compensation upon submission of invoices and proof of claim for
8 supplies and services provided in compliance with its contract
9 under the program, up to and including the date of suspension.

10 (Source: P.A. 88-655, eff. 9-16-94; 89-21, eff. 6-6-95.)

11 Section 99. Effective date. This Act takes effect upon
12 becoming law."