



Sen. Michael E. Hastings

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LRB098 04335 OMW 57128 a

1 AMENDMENT TO SENATE BILL 119

2 AMENDMENT NO. _____. Amend Senate Bill 119 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Secretary of State Merit Employment Code is
5 amended by changing Section 9 as follows:

6 (15 ILCS 310/9) (from Ch. 124, par. 109)

7 Sec. 9. Hearings - disciplinary action. No certified
8 officer or employee under jurisdiction B, relating to merit and
9 fitness, who has been appointed under the rules and after
10 examination, shall be removed, discharged or demoted, or
11 suspended for a period of more than 30 calendar days, except
12 for cause, upon written charges approved by the Director of
13 Personnel, and after an opportunity to be heard in his own
14 defense if he makes written request to the Commission within 15
15 calendar days after the serving of the written charges upon
16 him. Upon the receipt of such a request for hearing, the

1 Commission shall grant a hearing within 45 ~~30~~ calendar days.
2 The time and place of the hearing shall be fixed by the
3 Commission, and due notice thereof shall be given the Director
4 of Personnel and the employee. The hearing shall be public, and
5 the officer or employee is entitled to call witnesses in his
6 own defense and to have the aid of counsel. The finding of the
7 Commission shall be rendered within 60 calendar days after the
8 receipt of the transcript of the proceedings. If the finding
9 and decision is not rendered within 60 calendar days after
10 receipt of the transcript of the proceedings, the employee
11 shall be considered to be reinstated and shall receive full
12 compensation for the period for which he was suspended. The
13 finding and decision of the Commission or officer or board
14 appointed by it to conduct such investigation, when approved by
15 the Commission, shall be certified to the Director, and shall
16 be forthwith enforced by the Director. In making its finding
17 and decision, or in approving the finding and decision of some
18 officer or board appointed by it to conduct such investigation
19 the Merit Commission may, for disciplinary purposes, suspend an
20 employee for a period of time not to exceed 90 calendar days,
21 and in no event to exceed a period of 120 calendar days from
22 the date of any suspension of such employee, pending
23 investigation of such charges. If the Commission certifies a
24 decision that an officer or employee is to be retained in his
25 position and if it does not order a suspension for disciplinary
26 purposes, the officer or employee shall receive full

1 compensation for any period during which he was suspended
2 pending the investigation of the charges.

3 Nothing in this Section shall limit the authority to
4 suspend an employee for a reasonable period not exceeding 30
5 calendar days.

6 (Source: P.A. 80-13.)

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.".