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1 HOUSE JOINT RESOLUTION

2 WHEREAS, Section 3 of Article VIII of the Constitution of
3 the State of Illinois provides that the General Assembly, by a
4 vote of three-fifths of the members elected to each house,
5 shall appoint an Auditor General; and

6 WHEREAS, Section 3 of Article VIII of the Constitution of
7 the State of Illinois provides that the General Assembly, by a
8 vote of three-fifths of the members elected to each house, may
9 remove the Auditor General for cause; and

10 WHEREAS, The Senate and the House of Representatives
11 adopted Senate Joint Resolution 35 on October 20, 2015 to
12 appoint Frank J. Mautino as Auditor General; and

13 WHEREAS, Auditor General Frank J. Mautino's term commenced
14 on January 1, 2016 for a term of 10 years; and

15 WHEREAS, Frank J. Mautino served as chairman of the
16 political committee referred to as the Committee for Frank J.
17 Mautino that was established on September 6, 1999 and closed
18 on December 30, 2015; and

19 WHEREAS, On August 19, 2019, in *Cooke v. Illinois State*
20 *Board of Elections, et al.*, the 4th District Appellate Court

1 of the State of Illinois determined that the Committee for
2 Frank J. Mautino had violated paragraphs (2) and (9) of
3 subsection (a) of Section 9-8.10 of the Election Code relating
4 to the improper expenditure of campaign funds for personal
5 use, and remanded the matter to the Illinois State Board of
6 Elections to determine the fine to be imposed for those
7 violations; and

8 WHEREAS, Auditor General Frank J. Mautino acknowledged
9 over three years ago that there was an ongoing investigation
10 by the United States Attorney's Office into the spending of
11 campaign funds by the Committee for Frank J. Mautino, which
12 investigation is ongoing; and

13 WHEREAS, Auditor General Frank J. Mautino has repeatedly
14 refused to respond to requests for information submitted by
15 members of the General Assembly regarding allegations of
16 misappropriation of campaign funds and ethical concerns; and

17 WHEREAS, Auditor General Frank J. Mautino has avoided
18 answering questions from the State Board of Elections, leaving
19 the Board unable to determine whether the Committee for Frank
20 J. Mautino was innocent of the charges brought against it; and

21 WHEREAS, The investigation by the United States Attorney's
22 Office may not be concluded for months or years; and

1 WHEREAS, Taxpayers deserve and require an Auditor General
2 beyond reproach who is not the subject of an ongoing federal
3 investigation and who has not committed major campaign finance
4 violations; and

5 WHEREAS, The ongoing investigations into the Committee for
6 Frank J. Mautino and serious allegations leveled against Frank
7 J. Mautino demonstrate his inability to conduct the Office of
8 Auditor General in an impartial and professional manner;
9 therefore, be it

10 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE
11 HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE
12 SENATE CONCURRING HEREIN, that Frank J. Mautino has neglected
13 his duty to the General Assembly by refusing to respond to
14 legislative inquiries regarding specific allegations involving
15 misappropriation of campaign funds and ethical concerns; and
16 be it further

17 RESOLVED, That, pursuant to Section 3 of Article VIII of
18 the Illinois Constitution, Auditor General Frank J. Mautino
19 shall have been afforded due process and the opportunity to
20 appear before each chamber, prior to any vote on removal, to
21 respond to the charges contained in this resolution; and be it
22 further

1 RESOLVED, That, by the vote of three-fifths of the members
2 elected to each chamber of the General Assembly pursuant to
3 Section 3 of Article VIII of the Constitution of the State of
4 Illinois, Frank J. Mautino is removed as Auditor General for
5 the State of Illinois immediately; and be it further

6 RESOLVED, That, pursuant to Section 3 of Article VIII of
7 the Illinois Constitution, Frank J. Mautino is to be removed
8 for cause and shall be removed from office as the Auditor
9 General of the State of Illinois.