

1 AMENDMENT TO HOUSE BILL 2995

2 AMENDMENT NO. _____. Amend House Bill 2995 by replacing
3 the title with the following:

4 "AN ACT concerning executive branch appointments."; and
5 by replacing everything after the enacting clause with the
6 following:

7 "Section 1. Short title. This Act may be cited as the
8 Gubernatorial Appointment Act.

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

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

16 "Succeeding Governor" means the Governor in office
17 immediately after a Governor who appoints a late term
18 appointee.

19 Section 10. Late term appointee's term of office. A late
20 term appointee shall serve no longer than the sixtieth day of

1 the term of office of the succeeding Governor.

2 Section 15. Vacancy created. Upon the earlier of the
3 resignation of a late term appointee or the conclusion of the
4 sixtieth day of the term of the succeeding Governor, that
5 appointed office shall be considered vacant. The succeeding
6 Governor may then make an appointment to fill that vacancy,
7 regardless of whether the statute that creates the appointed
8 office provides for appointment to fill a vacancy. All other
9 requirements of law applicable to that appointed office shall
10 apply to the succeeding Governor's appointee, including but
11 not limited to eligibility, qualifications, and confirmation
12 by the Senate.

13 Section 20. Term of appointee. The term of office of an
14 appointee filling a vacancy created under Section 15 of this
15 Act shall be the term of any appointee filling a vacancy as
16 provided by the statute that creates the appointed office.
17 If the statute that creates the appointed office does not
18 specify the term to be served by an appointee filling a
19 vacancy, the term of the appointee shall be for the remainder
20 of the term the late term appointee would have otherwise been
21 entitled to fill.

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

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

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

1 (20 ILCS 415/8b.6) (from Ch. 127, par. 63b108b.6)
2 Sec. 8b.6. For a period of probation not to exceed one
3 year before appointment or promotion is complete, and during
4 which period a probationer may with the consent of the
5 Director of Central Management Services, be discharged or
6 reduced in class or rank, or replaced on the eligible list.
7 For a person appointed to a term appointment under Section
8 8b.18 or 8b.19, the period of probation shall not be less
9 than 6 months.

10 (Source: P.A. 82-789.)

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