

# HB4279



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

**HB4279**

Introduced 2/27/2009, by Rep. Michael J. Madigan - Barbara Flynn Currie

#### SYNOPSIS AS INTRODUCED:

5 ILCS 430/50-5

Amends the State Officials and Employees Ethics Act. Makes a technical change in the Penalties Article.

LRB096 10624 JAM 20796 b

A BILL FOR

1 AN ACT concerning ethics.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The State Officials and Employees Ethics Act is  
5 amended by changing Section 50-5 as follows:

6 (5 ILCS 430/50-5)

7 Sec. 50-5. Penalties.

8 (a) A person is guilty of a Class A misdemeanor if that  
9 person intentionally violates any ~~any~~ provision of Section  
10 5-15, 5-30, 5-40, or 5-45 or Article 15.

11 (b) A person who intentionally violates any provision of  
12 Section 5-20, 5-35, 5-50, or 5-55 is guilty of a business  
13 offense subject to a fine of at least \$1,001 and up to \$5,000.

14 (c) A person who intentionally violates any provision of  
15 Article 10 is guilty of a business offense and subject to a  
16 fine of at least \$1,001 and up to \$5,000.

17 (d) Any person who intentionally makes a false report  
18 alleging a violation of any provision of this Act to an ethics  
19 commission, an inspector general, the State Police, a State's  
20 Attorney, the Attorney General, or any other law enforcement  
21 official is guilty of a Class A misdemeanor.

22 (e) An ethics commission may levy an administrative fine of  
23 up to \$5,000 against any person who violates this Act, who

1 intentionally obstructs or interferes with an investigation  
2 conducted under this Act by an inspector general, or who  
3 intentionally makes a false, frivolous, or bad faith  
4 allegation.

5 (f) In addition to any other penalty that may apply,  
6 whether criminal or civil, a State employee who intentionally  
7 violates any provision of Section 5-15, 5-20, 5-30, 5-35, 5-40,  
8 or 5-50, Article 10, Article 15, or Section 20-90 or 25-90 is  
9 subject to discipline or discharge by the appropriate ultimate  
10 jurisdictional authority.

11 (Source: P.A. 93-615, eff. 11-19-03; 93-617, eff. 12-9-03.)