



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB4569

Introduced 5/26/2009, by Rep. Tom Cross - Sandra M. Pihos - Elizabeth Coulson - Renée Kosel

#### SYNOPSIS AS INTRODUCED:

5 ILCS 420/3A-40 new

Amends the Illinois Governmental Ethics Act. Requires all references and recommendations concerning any individual for nomination, appointment, or employment (i) as a member or employee of an executive board or commission or (ii) as an official or employee of an executive State agency to be made in writing and signed by the individual or entity making the reference or recommendation. Provides that the references and recommendations are public documents and open to public inspection and copying. Defines "executive board or commission" and "executive State agency" the same as those terms are defined in the Officials and Employees Termination Act of 2009. Makes violation a business offense. Effective immediately.

LRB096 13060 RCE 27358 b

1 AN ACT concerning disclosure of personnel recommendations.

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

4 Section 5. The Illinois Governmental Ethics Act is amended  
5 by adding Section 3A-40 as follows:

6 (5 ILCS 420/3A-40 new)

7 Sec. 3A-40. Written and signed personnel recommendations;  
8 disclosure.

9 (a) An individual or entity may not refer or recommend any  
10 individual for nomination, appointment, or employment (i) as a  
11 member or employee of an executive board or commission or (ii)  
12 as an official or employee of an executive State agency, unless  
13 the reference or recommendation is made in writing and is  
14 signed by the individual or entity making the reference or  
15 recommendation.

16 (b) Neither the Governor nor any member, official, or  
17 employee of an executive board or commission or executive State  
18 agency may nominate, appoint, or employ an individual to or in  
19 a position described in subsection (a), unless all references  
20 and recommendations concerning that individual are reduced to  
21 writing and signed as required by this Section.

22 (c) All written and signed references and recommendations  
23 under this Section are public documents and must be made

1 available for public inspection and copying during normal  
2 business hours.

3 (d) In this Section, "executive board or commission" and  
4 "executive State agency" have the same meanings as those terms  
5 are defined in the Officials and Employees Termination Act of  
6 2009.

7 (e) Knowingly violating this Section is a business offense  
8 punishable by a fine of \$1,001.

9 Section 99. Effective date. This Act takes effect upon  
10 becoming law.