

HB3830



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3830

Introduced 10/19/2011, by Rep. Fred Crespo and Michael J. Zalewski

SYNOPSIS AS INTRODUCED:

5 ILCS 430/50-5

Amends the State Officials and Employees Ethics Act. Provides that an ethics commission may levy an administrative fine of not less than \$250 against any officer, member, or employee who fails to complete required ethics training.

LRB097 13766 HLH 58319 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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 provision of Section 5-15,
10 5-30, 5-40, or 5-45 or Article 15.

11 (a-1) An ethics commission may levy an administrative fine
12 for a violation of Section 5-45 of this Act of up to 3 times the
13 total annual compensation that would have been obtained in
14 violation of Section 5-45.

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

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

21 (d) Any person who intentionally makes a false report
22 alleging a violation of any provision of this Act to an ethics
23 commission, an inspector general, the State Police, a State's

1 Attorney, the Attorney General, or any other law enforcement
2 official is guilty of a Class A misdemeanor.

3 (e) An ethics commission may levy an administrative fine of
4 up to \$5,000 against any person who violates this Act, who
5 intentionally obstructs or interferes with an investigation
6 conducted under this Act by an inspector general, or who
7 intentionally makes a false, frivolous, or bad faith
8 allegation.

9 (f) In addition to any other penalty that may apply,
10 whether criminal or civil, a State employee who intentionally
11 violates any provision of Section 5-5, 5-15, 5-20, 5-30, 5-35,
12 5-45, or 5-50, Article 10, Article 15, or Section 20-90 or
13 25-90 is subject to discipline or discharge by the appropriate
14 ultimate jurisdictional authority.

15 (g) An ethics commission may levy an administrative fine of
16 not less than \$250 against any officer, member, or employee who
17 fails to complete the ethics training required under Section
18 5-10.

19 (Source: P.A. 96-555, eff. 8-18-09.)