



Sen. John J. Cullerton

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09700SB0001sam001

LRB097 05756 JDS 47233 a

1 AMENDMENT TO SENATE BILL 1

2 AMENDMENT NO. _____. Amend Senate Bill 1 as follows:

3 on page 3, immediately below line 21, by inserting the
4 following:

5 "For the purposes of this subsection (b), a meeting of the
6 Senate does not include a perfunctory session day as designated
7 by the Senate under its rules."; and

8 on page 3, line 22, by replacing "appointed" with "designated";
9 and

10 on page 4, line 6, immediately after the period, by inserting
11 the following:

12 "No person who has been designated by the Governor to serve as
13 an acting appointee to any office to which appointment requires
14 the advice and consent of the Senate shall, except at the
15 Senate's request, be designated again as an acting appointee

1 for that office at the same session of that Senate, subject to
2 the provisions of this Section."; and

3 on page 4, lines 7, 19, and 22, by replacing "appointed" each
4 time it appears with "designated"; and

5 on page 4, line 17, immediately after the period, by inserting
6 the following:

7 "No person who has been designated by the Governor to serve as
8 an acting appointee to any office to which appointment requires
9 the advice and consent of the Senate shall, except at the
10 Senate's request, be designated again as an acting appointee
11 for that office at the same session of that Senate, subject to
12 the provisions of this Section.

13 During the term of a General Assembly, the Governor may not
14 designate a person to serve as an acting appointee to any
15 office to which appointment requires the advice and consent of
16 the Senate if that person's nomination to serve as the
17 appointee for the same office was rejected by the Senate of the
18 same General Assembly."; and

19 on page 5, immediately below line 2, by inserting the
20 following:

21 "Section 10. The Civil Administrative Code of Illinois is
22 amended by changing Section 5-605 as follows:

1 (20 ILCS 5/5-605) (was 20 ILCS 5/12)

2 Sec. 5-605. Appointment of officers. Each officer whose
3 office is created by the Civil Administrative Code of Illinois
4 or by any amendment to the Code shall be appointed by the
5 Governor, by and with the advice and consent of the Senate. In
6 case of vacancies in those offices during the recess of the
7 Senate, the Governor shall make a temporary appointment until
8 the next meeting of the Senate, when the Governor shall
9 nominate some person to fill the office, and any person so
10 nominated who is confirmed by the Senate shall hold office
11 during the remainder of the term and until his or her successor
12 is appointed and qualified. If the Senate is not in session at
13 the time the Code or any amendments to the Code take effect,
14 the Governor shall make a temporary appointment as in the case
15 of a vacancy.

16 During the absence or inability to act of the director of
17 any department, or of the Secretary of Human Services or the
18 Secretary of Transportation, or in case of a vacancy in any
19 such office until a successor is appointed and qualified, the
20 Governor may designate some person as acting director or acting
21 secretary to execute the powers and discharge the duties vested
22 by law in that director or secretary.

23 During the term of a General Assembly, the Governor may not
24 designate a person to serve as an acting director or secretary
25 under this Section if that person's nomination to serve as the

1 director or secretary of that same Department was rejected by
2 the Senate of the same General Assembly. This Section is
3 subject to the provisions of subsection (c) of Section 3A-40 of
4 the Illinois Governmental Ethics Act.

5 (Source: P.A. 91-239, eff. 1-1-00.)".