

SB3681



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB3681

Introduced 2/10/2012, by Sen. Kirk W. Dillard

SYNOPSIS AS INTRODUCED:

New Act
25 ILCS 135/8 new

Creates the Office of the Repealer Act. Establishes the Office of the Repealer within the Office of the Governor. Requires the Governor, with the advice and consent of the Senate, to appoint an individual to serve as the State Repealer. Sets forth the duties of the State Repealer. Amends the Legislative Reference Bureau Act. Directs the Legislative Reference Bureau to cooperate with the Office of the Repealer to the extent necessary to complete the duties assigned to the Office of the Repealer. Effective January 1, 2013.

LRB097 20184 JDS 65597 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 1. Short title. This Act may be cited as the Office
5 of the Repealer Act.

6 Section 5. Office of the Repealer.

7 (a) As soon as practical after the effective date of this
8 Section, a new office called the Office of the Repealer shall
9 be created within the Office of the Governor. The Governor
10 shall, with the advice and consent of the Senate, appoint an
11 individual to serve as the State Repealer. The Office of the
12 Governor shall, from the funds appropriated to it, commit and
13 make available to the Office of the Repealer the resources and
14 personnel required to carry out the duties of the State
15 Repealer at the discretion of the State Repealer.

16 (b) The State Repealer is charged to with performing all of
17 the following duties:

18 (1) Investigating the system of governance of the State
19 of Illinois, including its laws, regulations, and other
20 governing instruments to determine instances in which
21 those laws, regulations, or other governing instruments
22 are unreasonable, unduly burdensome, duplicative, onerous,
23 or in conflict.

1 (2) Creating, at the earliest possible date, a system
2 for receiving public comments suggesting various laws,
3 regulations, and other governing instruments to be
4 considered for possible repeal by the Office of the
5 Repealer. This system shall include a public online portal
6 for receiving these comments.

7 (3) Determining that a State law, regulation, or other
8 governing instrument is unreasonable, unduly burdensome,
9 duplicative, or onerous, or conflicts with another law,
10 regulation, or governing instrument, and, upon making that
11 determination, recommending to the originating body either
12 the repeal or modification of the law, regulation, or other
13 governing instrument. The recommendation shall set forth
14 with specificity the justification for the requested
15 repeal or modification.

16 (4) Implementing a tracking system to follow the action
17 taken by any originating body on any recommendation made by
18 the State Repealer in order to prepare regular reports to
19 the Governor regarding the progress of repeal or
20 modification.

21 (5) Receiving and considering suggestions from judges,
22 justices, public officials, lawyers, and the public
23 generally regarding defects and anachronisms in the law.

24 (6) Recommending, from time to time, changes in the law
25 the State Repealer deems necessary to modify or eliminate
26 antiquated and inequitable rules of law and to bring the

1 law of this State, civil and criminal, into harmony with
2 modern conditions.

3 (7) Reporting its proceedings annually to the General
4 Assembly on or before February first, and, if it deems
5 advisable, to accompany its report with proposed bills to
6 carry out any of its recommendations.

7 (8) Working in conjunction with all legislative
8 commissions to formulate changes needed to current
9 statutes for the betterment of State statutes and the State
10 of Illinois.

11 Section 10. The Legislative Reference Bureau Act is amended
12 by adding Section 8 as follows:

13 (25 ILCS 135/8 new)

14 Sec. 8. Cooperation with Office of the Repealer. The
15 Legislative Reference Bureau shall cooperate with the Office of
16 the Repealer to the extent necessary to complete the duties
17 assigned to the Office of the Repealer under the Office of the
18 Repealer Act.

19 Section 99. Effective date. This Act takes effect January
20 1, 2013.