

1 AN ACT concerning government.

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

4 Section 5. The Secretary of State Merit Employment Code is  
5 amended by changing Section 9 as follows:

6 (15 ILCS 310/9) (from Ch. 124, par. 109)

7 Sec. 9. Hearings - disciplinary action. No certified  
8 officer or employee under jurisdiction B, relating to merit and  
9 fitness, who has been appointed under the rules and after  
10 examination, shall be removed, discharged or demoted, or  
11 suspended for a period of more than 30 calendar days, except  
12 for cause, upon written charges approved by the Director of  
13 Personnel, and after an opportunity to be heard in his own  
14 defense if he makes written request to the Commission within 15  
15 calendar days after the serving of the written charges upon  
16 him. Upon the receipt of such a request for hearing, the  
17 Commission shall grant a hearing within 45 ~~30~~ calendar days.  
18 The time and place of the hearing shall be fixed by the  
19 Commission, and due notice thereof shall be given the Director  
20 of Personnel and the employee. The hearing shall be public, and  
21 the officer or employee is entitled to call witnesses in his  
22 own defense and to have the aid of counsel. The finding of the  
23 Commission shall be rendered within 60 calendar days after the

1 receipt of the transcript of the proceedings. If the finding  
2 and decision is not rendered within 60 calendar days after  
3 receipt of the transcript of the proceedings, the employee  
4 shall be considered to be reinstated and shall receive full  
5 compensation for the period for which he was suspended. The  
6 finding and decision of the Commission or officer or board  
7 appointed by it to conduct such investigation, when approved by  
8 the Commission, shall be certified to the Director, and shall  
9 be forthwith enforced by the Director. In making its finding  
10 and decision, or in approving the finding and decision of some  
11 officer or board appointed by it to conduct such investigation  
12 the Merit Commission may, for disciplinary purposes, suspend an  
13 employee for a period of time not to exceed 90 calendar days,  
14 and in no event to exceed a period of 120 calendar days from  
15 the date of any suspension of such employee, pending  
16 investigation of such charges. If the Commission certifies a  
17 decision that an officer or employee is to be retained in his  
18 position and if it does not order a suspension for disciplinary  
19 purposes, the officer or employee shall receive full  
20 compensation for any period during which he was suspended  
21 pending the investigation of the charges.

22 Nothing in this Section shall limit the authority to  
23 suspend an employee for a reasonable period not exceeding 30  
24 calendar days.

25 (Source: P.A. 80-13.)

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.