

HB0046



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB0046

by Rep. Lou Lang

SYNOPSIS AS INTRODUCED:

20 ILCS 5/5-605

was 20 ILCS 5/12

Amends the Civil Administrative Code of Illinois concerning the appointment of officers by the Governor. Makes a technical change.

LRB099 00300 JLK 20305 b

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 Civil Administrative Code of Illinois is
5 amended by changing Section 5-605 as follows:

6 (20 ILCS 5/5-605) (was 20 ILCS 5/12)

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

21 During the absence or inability to act of the director of
22 any department, or of the Secretary of Human Services or the
23 Secretary of Transportation, or in case of a vacancy in any

1 such office until a successor is appointed and qualified, the
2 Governor may designate some person as acting director or acting
3 secretary to execute the powers and discharge the duties vested
4 by law in that director or secretary.

5 During the term of a General Assembly, the Governor may not
6 designate a person to serve as an acting director or secretary
7 under this Section if that person's nomination to serve as the
8 director or secretary of that same Department was rejected by
9 the Senate of the same General Assembly. This Section is
10 subject to the provisions of subsection (c) of Section 3A-40 of
11 the Illinois Governmental Ethics Act.

12 (Source: P.A. 97-582, eff. 8-26-11.)