



Rep. Charles E. Meier

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09900HB3455ham001

LRB099 07569 JLK 32930 a

1 AMENDMENT TO HOUSE BILL 3455

2 AMENDMENT NO. _____. Amend House Bill 3455 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Officials and Employees Ethics Act is
5 amended by adding Section 99-15 as follows:

6 (5 ILCS 430/99-15 new)

7 Sec. 99-15. Random substance abuse testing.

8 (a) Notwithstanding any other provision of law, every
9 executive branch constitutional officer and member of the
10 General Assembly is subject to random substance abuse testing.
11 The Department of Central Management Services shall by rule
12 develop and implement the testing required under this Section.

13 (b) An executive branch constitutional officer or member of
14 the General Assembly who tests positive shall be disciplined in
15 a manner determined by the Department of Central Management
16 Services by rule, and shall have his or her compensation

1 withheld until such time as he or she is re-tested and tests
2 negative for substance abuse.

3 (c) An individual shall not be considered to have tested
4 positive for substance abuse until the sample has been
5 re-tested to rule out a false positive using the same sample
6 obtained in the original test. The Department of Central
7 Management Services may by rule exempt an individual from
8 substance abuse testing required under this Section if the
9 individual has been ordered to participate, and is
10 participating, in a substance abuse rehabilitation program.

11 (d) Failure to comply with substance abuse testing under
12 this Section shall be disciplined in a manner determined by the
13 Department of Central Management Services by rule.

14 (e) The Department of Central Management Services shall
15 submit an annual report on the testing program under this
16 Section to the General Assembly. The report shall include, but
17 not be limited to, the following:

18 (1) the number of individuals tested, the substances
19 tested for, and the results of testing;

20 (2) the costs of the testing; and

21 (3) discipline, if any, that had been imposed on
22 executive branch constitutional officers and members of
23 the General Assembly under this Section.

24 Section 99. Effective date. This Act takes effect upon
25 becoming law."