



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB3701

by Rep. Fred Crespo

SYNOPSIS AS INTRODUCED:

5 ILCS 430/20-52

Amends the State Officials and Employees Ethics Act. Provides that if an Executive Inspector General determines that conduct at issue in a summary report resulted in the loss of public funds in an amount of \$5,000 or more, then the Commission must make the report, or a redacted version of the report, available to the public. Authorizes the Commission to redact information in a report if it determines that the identity of any person named in the report is unnecessary. Provides that, prior to publication, the Commission shall permit the Executive Inspector General (rather than the Inspector General) to review documents to be made public and offer suggestions for redaction or provide a response that shall be made public with the summary report.

LRB099 05677 JLK 25720 b

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 State Officials and Employees Ethics Act is
5 amended by changing Section 20-52 as follows:

6 (5 ILCS 430/20-52)

7 Sec. 20-52. Release of summary reports.

8 (a) Within 60 days after receipt of a summary report and
9 response from the ultimate jurisdictional authority or agency
10 head, if the conduct at issue in the report ~~that~~ resulted in a
11 suspension of at least 3 days or termination of employment, or
12 if an Executive Inspector General determines that the conduct
13 at issue in the report resulted in the loss of public funds in
14 an amount of \$5,000 or more, the Executive Ethics Commission
15 shall make available to the public the report and response or a
16 redacted version of the report and response. The Executive
17 Ethics Commission may make available to the public any other
18 summary report and response of the ultimate jurisdictional
19 authority or agency head or a redacted version of the report
20 and response.

21 (b) The Commission shall redact information in the summary
22 report that may reveal the identity of witnesses, complainants,
23 or informants or if the Commission determines that the identity

1 of any person named in the report is unnecessary, or that it is
2 appropriate to protect the identity of a person before the
3 report is made public. The Commission may also redact any
4 information it believes should not be made public. Prior to
5 publication, the Commission shall permit the respondents, the
6 Executive Inspector General, and Attorney General to review
7 documents to be made public and offer suggestions for redaction
8 or provide a response that shall be made public with the
9 summary report.

10 (c) The Commission may withhold publication of the report
11 or response if the Executive Inspector General or Attorney
12 General certifies that releasing the report to the public will
13 interfere with an ongoing investigation.

14 (Source: P.A. 96-555, eff. 8-18-09.)