



Rep. Michael G. Connelly

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09700SB2286ham001

LRB097 10006 RLC 54950 a

1 AMENDMENT TO SENATE BILL 2286

2 AMENDMENT NO. _____. Amend Senate Bill 2286 on page 4, by
3 inserting immediately below line 9 the following:

4 "Section 6. The Chicago Park District Act is amended by
5 changing Section 16a-5 as follows:

6 (70 ILCS 1505/16a-5)

7 (Text of Section before amendment by P.A. 96-1551)

8 Sec. 16a-5. Criminal background investigations.

9 (a) An applicant for employment with the Chicago Park
10 District is required as a condition of employment to authorize
11 an investigation to determine if the applicant has been
12 convicted of, or adjudicated a delinquent minor for, any of the
13 enumerated criminal or drug offenses in subsection (c) of this
14 Section or has been convicted, within 7 years of the
15 application for employment with the Chicago Park District, of
16 any other felony under the laws of this State or of any offense

1 committed or attempted in any other state or against the laws
2 of the United States that, if committed or attempted in this
3 State, would have been punishable as a felony under the laws of
4 this State. Authorization for the investigation shall be
5 furnished by the applicant to the Chicago Park District. Upon
6 receipt of this authorization, the Chicago Park District shall
7 submit the applicant's name, sex, race, date of birth, and
8 social security number to the Department of State Police on
9 forms prescribed by the Department of State Police. The
10 Department of State Police shall conduct a search of the
11 Illinois criminal history record information database to
12 ascertain if the applicant being considered for employment has
13 been convicted of, or adjudicated a delinquent minor for,
14 committing or attempting to commit any of the enumerated
15 criminal or drug offenses in subsection (c) of this Section or
16 has been convicted, of committing or attempting to commit
17 within 7 years of the application for employment with the
18 Chicago Park District, any other felony under the laws of this
19 State. The Department of State Police shall charge the Chicago
20 Park District a fee for conducting the investigation, which fee
21 shall be deposited in the State Police Services Fund and shall
22 not exceed the cost of the inquiry. The applicant shall not be
23 charged a fee by the Chicago Park District for the
24 investigation.

25 (b) If the search of the Illinois criminal history record
26 database indicates that the applicant has been convicted of, or

1 adjudicated a delinquent minor for, committing or attempting to
2 commit any of the enumerated criminal or drug offenses in
3 subsection (c) or has been convicted of committing or
4 attempting to commit, within 7 years of the application for
5 employment with the Chicago Park District, any other felony
6 under the laws of this State, the Department of State Police
7 and the Federal Bureau of Investigation shall furnish, pursuant
8 to a fingerprint based background check, records of convictions
9 or adjudications as a delinquent minor, until expunged, to the
10 General Superintendent and Chief Executive Officer of the
11 Chicago Park District. Any information concerning the record of
12 convictions or adjudications as a delinquent minor obtained by
13 the General Superintendent and Chief Executive Officer shall be
14 confidential and may only be transmitted to those persons who
15 are necessary to the decision on whether to hire the applicant
16 for employment. A copy of the record of convictions or
17 adjudications as a delinquent minor obtained from the
18 Department of State Police shall be provided to the applicant
19 for employment. Any person who releases any confidential
20 information concerning any criminal convictions or
21 adjudications as a delinquent minor of an applicant for
22 employment shall be guilty of a Class A misdemeanor, unless the
23 release of such information is authorized by this Section.

24 (c) The Chicago Park District may not knowingly employ a
25 person who has been convicted, or adjudicated a delinquent
26 minor, for committing attempted first degree murder or for

1 committing or attempting to commit first degree murder, a Class
2 X felony, or any one or more of the following offenses: (i)
3 those defined in Sections 11-6, 11-9, 11-14, 11-15, 11-15.1,
4 11-16, 11-17, 11-18, 11-19, 11-19.1, 11-19.2, 11-20, 11-20.1,
5 11-21, 12-7.3, 12-7.4, 12-7.5, 12-13, 12-14, 12-14.1, 12-15,
6 and 12-16 of the Criminal Code of 1961; (ii) those defined in
7 the Cannabis Control Act, except those defined in Sections
8 4(a), 4(b), and 5(a) of that Act; (iii) those defined in the
9 Illinois Controlled Substances Act; (iv) those defined in the
10 Methamphetamine Control and Community Protection Act; and (v)
11 any offense committed or attempted in any other state or
12 against the laws of the United States, which, if committed or
13 attempted in this State, would have been punishable as one or
14 more of the foregoing offenses. Further, the Chicago Park
15 District may not knowingly employ a person who has been found
16 to be the perpetrator of sexual or physical abuse of any minor
17 under 18 years of age pursuant to proceedings under Article II
18 of the Juvenile Court Act of 1987. The Chicago Park District
19 may not knowingly employ a person for whom a criminal
20 background investigation has not been initiated.

21 (Source: P.A. 93-418, eff. 1-1-04; 94-556, eff. 9-11-05.)

22 (Text of Section after amendment by P.A. 96-1551)

23 Sec. 16a-5. Criminal background investigations.

24 (a) An applicant for employment with the Chicago Park
25 District is required as a condition of employment to authorize

1 an investigation to determine if the applicant has been
2 convicted of, or adjudicated a delinquent minor for, any of the
3 enumerated criminal or drug offenses in subsection (c) of this
4 Section or has been convicted, within 7 years of the
5 application for employment with the Chicago Park District, of
6 any other felony under the laws of this State or of any offense
7 committed or attempted in any other state or against the laws
8 of the United States that, if committed or attempted in this
9 State, would have been punishable as a felony under the laws of
10 this State. Authorization for the investigation shall be
11 furnished by the applicant to the Chicago Park District. Upon
12 receipt of this authorization, the Chicago Park District shall
13 submit the applicant's name, sex, race, date of birth, and
14 social security number to the Department of State Police on
15 forms prescribed by the Department of State Police. The
16 Department of State Police shall conduct a search of the
17 Illinois criminal history record information database to
18 ascertain if the applicant being considered for employment has
19 been convicted of, or adjudicated a delinquent minor for,
20 committing or attempting to commit any of the enumerated
21 criminal or drug offenses in subsection (c) of this Section or
22 has been convicted, of committing or attempting to commit
23 within 7 years of the application for employment with the
24 Chicago Park District, any other felony under the laws of this
25 State. The Department of State Police shall charge the Chicago
26 Park District a fee for conducting the investigation, which fee

1 shall be deposited in the State Police Services Fund and shall
2 not exceed the cost of the inquiry. The applicant shall not be
3 charged a fee by the Chicago Park District for the
4 investigation.

5 (b) If the search of the Illinois criminal history record
6 database indicates that the applicant has been convicted of, or
7 adjudicated a delinquent minor for, committing or attempting to
8 commit any of the enumerated criminal or drug offenses in
9 subsection (c) or has been convicted of committing or
10 attempting to commit, within 7 years of the application for
11 employment with the Chicago Park District, any other felony
12 under the laws of this State, the Department of State Police
13 and the Federal Bureau of Investigation shall furnish, pursuant
14 to a fingerprint based background check, records of convictions
15 or adjudications as a delinquent minor, until expunged, to the
16 General Superintendent and Chief Executive Officer of the
17 Chicago Park District. Any information concerning the record of
18 convictions or adjudications as a delinquent minor obtained by
19 the General Superintendent and Chief Executive Officer shall be
20 confidential and may only be transmitted to those persons who
21 are necessary to the decision on whether to hire the applicant
22 for employment. A copy of the record of convictions or
23 adjudications as a delinquent minor obtained from the
24 Department of State Police shall be provided to the applicant
25 for employment. Any person who releases any confidential
26 information concerning any criminal convictions or

1 adjudications as a delinquent minor of an applicant for
2 employment shall be guilty of a Class A misdemeanor, unless the
3 release of such information is authorized by this Section.

4 (c) The Chicago Park District may not knowingly employ a
5 person who has been convicted, or adjudicated a delinquent
6 minor, for committing attempted first degree murder or for
7 committing or attempting to commit first degree murder, a Class
8 X felony, or any one or more of the following offenses: (i)
9 those defined in Sections 11-1.20, 11-1.30, 11-1.40, 11-1.50,
10 11-1.60, 11-6, 11-9, 11-14, 11-14.3, 11-14.4, 11-15, 11-15.1,
11 11-16, 11-17, 11-18, 11-19, 11-19.1, 11-19.2, 11-20, 11-20.1,
12 11-20.1B, 11-20.3, 11-21, 11-30, 12-7.3, 12-7.4, 12-7.5,
13 12-13, 12-14, 12-14.1, 12-15, and 12-16 of the Criminal Code of
14 1961; (ii) those defined in the Cannabis Control Act, except
15 those defined in Sections 4(a), 4(b), and 5(a) of that Act;
16 (iii) those defined in the Illinois Controlled Substances Act;
17 (iv) those defined in the Methamphetamine Control and Community
18 Protection Act; and (v) any offense committed or attempted in
19 any other state or against the laws of the United States,
20 which, if committed or attempted in this State, would have been
21 punishable as one or more of the foregoing offenses. Further,
22 the Chicago Park District may not knowingly employ a person who
23 has been found to be the perpetrator of sexual or physical
24 abuse of any minor under 18 years of age pursuant to
25 proceedings under Article II of the Juvenile Court Act of 1987.
26 The Chicago Park District may not knowingly employ a person for

1 whom a criminal background investigation has not been
2 initiated.

3 (Source: P.A. 96-1551, eff. 7-1-11.)"; and

4 on page 7, by replacing line 25 with the following:

5 "District Code or Section 16a-5 of the Chicago Park District
6 Act concerning a person who is seeking employment"; and

7 on page 8, by replacing line 2 with the following:

8 "subsection (c) of Section 8-23 of the Park District Code or
9 subsection (c) of Section 16a-5 of the Chicago Park District
10 Act."; and

11 on page 13, by replacing line 24 with the following:

12 "District Code or Section 16a-5 of the Chicago Park District
13 Act concerning a person who is seeking employment"; and

14 on page 14, by replacing line 1 with the following:

15 "subsection (c) of Section 8-23 of the Park District Code or
16 subsection (c) of Section 16a-5 of the Chicago Park District
17 Act."; and

18 on page 16, by inserting immediately below line 18 the
19 following:

20 "Section 95. No acceleration or delay. Where this Act makes

1 changes in a statute that is represented in this Act by text
2 that is not yet or no longer in effect (for example, a Section
3 represented by multiple versions), the use of that text does
4 not accelerate or delay the taking effect of (i) the changes
5 made by this Act or (ii) provisions derived from any other
6 Public Act.".