



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB1153

by Rep. La Shawn K. Ford

SYNOPSIS AS INTRODUCED:

20 ILCS 415/8b.1

from Ch. 127, par. 63b108b.1

Amends the Personnel Code. Provides that the Director of Central Management Services and the Department of Employment Security shall establish a 5-year pilot program under which the Director of Central Management Services and the Department of Employment Security shall jointly administer competitive examinations to test the relative fitness of applicants for certain positions in the State service. Provides that, under the pilot program, the Director of Central Management Services and the Department of Employment Security shall determine the times and places where the competitive examinations shall be held, provided that the competitive examinations shall be held at each Department of Employment Security office at least twice a month. Provides that a schedule of the times and places where the competitive examinations shall be held shall be posted on the official websites of the Department of Central Management Services and the Department of Employment Security. Effective immediately.

LRB098 06279 HLH 36320 b

FISCAL NOTE ACT
MAY APPLY

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 Personnel Code is amended by changing
5 Section 8b.1 as follows:

6 (20 ILCS 415/8b.1) (from Ch. 127, par. 63b108b.1)

7 Sec. 8b.1. For open competitive examinations to test the
8 relative fitness of applicants for the respective positions.

9 Tests shall be designed to eliminate those who are not
10 qualified for entrance into or promotion within the service,
11 and to discover the relative fitness of those who are
12 qualified. The Director may use any one of or any combination
13 of the following examination methods which in his judgment best
14 serves this end: investigation of education; investigation of
15 experience; test of cultural knowledge; test of capacity; test
16 of knowledge; test of manual skill; test of linguistic ability;
17 test of character; test of physical fitness; test of
18 psychological fitness. No person with a record of misdemeanor
19 convictions except those under Sections 11-1.50, 11-6, 11-7,
20 11-9, 11-14, 11-15, 11-17, 11-18, 11-19, 11-30, 11-35, 12-2,
21 12-6, 12-15, 14-4, 16-1, 21.1-3, 24-3.1, 24-5, 25-1, 28-3,
22 31-1, 31-4, 31-6, 31-7, 32-1, 32-2, 32-3, 32-4, and 32-8,
23 subdivisions (a)(1) and (a)(2)(C) of Section 11-14.3, and

1 sub-sections 1, 6 and 8 of Section 24-1 of the Criminal Code of
2 1961 or arrested for any cause but not convicted thereon shall
3 be disqualified from taking such examinations or subsequent
4 appointment, unless the person is attempting to qualify for a
5 position which would give him the powers of a peace officer, in
6 which case the person's conviction or arrest record may be
7 considered as a factor in determining the person's fitness for
8 the position. The eligibility conditions specified for the
9 position of Assistant Director of Healthcare and Family
10 Services in the Department of Healthcare and Family Services in
11 Section 5-230 of the Departments of State Government Law (20
12 ILCS 5/5-230) shall be applied to that position in addition to
13 other standards, tests or criteria established by the Director.
14 All examinations shall be announced publicly at least 2 weeks
15 in advance of the date of the examinations and may be
16 advertised through the press, radio and other media. The
17 Director may, however, in his discretion, continue to receive
18 applications and examine candidates long enough to assure a
19 sufficient number of eligibles to meet the needs of the service
20 and may add the names of successful candidates to existing
21 eligible lists in accordance with their respective ratings.

22 Notwithstanding any other law, beginning on the effective
23 date of this amendatory Act of the 98th General Assembly, the
24 Director of Central Management Services and the Department of
25 Employment Security shall establish a 5-year pilot program
26 under which the Director of Central Management Services and the

1 Department of Employment Security shall jointly administer the
2 competitive examinations. Under the pilot program, the
3 Director of Central Management Services and the Department of
4 Employment Security shall determine the times and places where
5 the competitive examinations shall be held, provided that the
6 competitive examinations shall be held at each Department of
7 Employment Security office at least twice a month. Each
8 Department of Employment Security office has the discretion to
9 set the dates on which it shall hold the competitive
10 examinations. By the beginning of each month, a schedule of the
11 times and places where the competitive examinations shall be
12 held during that month shall be posted on the official websites
13 of the Department of Central Management Services and the
14 Department of Employment Security.

15 The Director may, in his discretion, accept the results of
16 competitive examinations conducted by any merit system
17 established by federal law or by the law of any State, and may
18 compile eligible lists therefrom or may add the names of
19 successful candidates in examinations conducted by those merit
20 systems to existing eligible lists in accordance with their
21 respective ratings. No person who is a non-resident of the
22 State of Illinois may be appointed from those eligible lists,
23 however, unless the requirement that applicants be residents of
24 the State of Illinois is waived by the Director of Central
25 Management Services and unless there are less than 3 Illinois
26 residents available for appointment from the appropriate

1 eligible list. The results of the examinations conducted by
2 other merit systems may not be used unless they are comparable
3 in difficulty and comprehensiveness to examinations conducted
4 by the Department of Central Management Services for similar
5 positions. Special linguistic options may also be established
6 where deemed appropriate.

7 (Source: P.A. 95-331, eff. 8-21-07; 96-1551, eff. 7-1-11.)

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.