

HB3092



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3092

by Rep. Naomi D. Jakobsson

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-2-2.3 new

Amends the Unified Code of Corrections. Requires the Department of Corrections to establish an in-house registry of nurses classified as Corrections Nurse I or Corrections Nurse II for the purpose of improving staffing levels to minimize or eliminate the use of mandatory overtime at State-operated facilities. Effective January 1, 2014.

LRB098 08573 HLH 38689 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 Unified Code of Corrections is amended by
5 adding Section 3-2-2.3 as follows:

6 (730 ILCS 5/3-2-2.3 new)

7 Sec. 3-2-2.3. In-house nurses registry.

8 (a) The Department shall establish an in-house registry of
9 nurses classified as Corrections Nurse I or Corrections Nurse
10 II for the purpose of improving staffing levels to minimize or
11 eliminate the use of mandatory overtime at State-operated
12 facilities. The registry (1) shall not be used to replace
13 budgeted positions for Corrections Nurse I or Corrections Nurse
14 II, (2) shall be developed through collective bargaining with
15 an organization representing those nurses, and (3) may utilize
16 an extra help employee for a maximum of 900 hours of actual
17 work in any 12 consecutive calendar months. The employer shall
18 review the status of the position at least every 3 calendar
19 months. If, at any time, it is found that the position has
20 become an appointment that is other than extra help, the
21 employer shall terminate the extra help appointment. If an
22 extra help position has accrued 900 consecutive hours, the
23 position shall not be reestablished until 6 months have elapsed

1 from the date of the termination of the position. Upon working
2 900 hours, an extra help employee shall not resume employment
3 in any extra help appointment at a place of employment until 30
4 calendar days have elapsed. The State shall conduct quarterly
5 review of its use of extra help appointments to ensure
6 compliance with this Section. The State shall maintain the
7 number of full time Correctional Nurse I and Correctional Nurse
8 II positions that exist on the effective date of this
9 amendatory Act of the 98th General Assembly.

10 (b) An extra help appointment may be made by the State for
11 Correctional Nurse I or Correctional Nurse II for work that
12 meets the following conditions:

13 (1)The work cannot be readily assigned on a voluntary
14 basis, or on a straight-time or overtime basis, to a
15 full-time or part-time employee.

16 (2)The State or Department shall fill an extra help
17 position by referring persons to the employing unit of the
18 State-operated facility from the extra help list of
19 acceptable candidates.

20 (3)Acceptance or refusal to accept an Extra Help
21 appointment by a candidate shall in no way affect the
22 candidate's position on any extra help list, or on any
23 other registry maintained by the Department or the
24 employer.

25 (c) As used in this Section:

26 "Corrections Nurse I" and "Corrections Nurse II" means a

1 nurse classified as a Corrections Nurse I or a Corrections
2 Nurse II and employed by the State to work at a State-operated
3 facility.

4 "Extra Help Employee Appointment" means the hiring of a
5 Corrections Nurse I or Corrections Nurse II from an in-house
6 registry to work at the Department of Corrections.

7 "Mandatory overtime" means work that is required by the
8 Department in excess of an agreed-to, predetermined work shift.

9 Section 99. Effective date. This Act takes effect January
10 1, 2014.