



Rep. Linda Chapa LaVia

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LRB100 10131 HLH 24194 a

1 AMENDMENT TO HOUSE BILL 3261

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3261 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Personnel Code is amended by changing  
5 Section 8b.7 as follows:

6 (20 ILCS 415/8b.7) (from Ch. 127, par. 63b108b.7)

7 Sec. 8b.7. Veteran preference. For the granting of  
8 appropriate preference in entrance examinations to qualified  
9 veterans, ~~persons who have been members of the armed forces of~~  
10 ~~the United States or~~ to qualified persons who, while citizens  
11 of the United States, were members of the armed forces of  
12 allies of the United States in time of hostilities with a  
13 foreign country, and to certain other persons as set forth in  
14 this Section.

15 (a) As used in this Section:

16 (1) "Time of hostilities with a foreign country" means

1 any period of time in the past, present, or future during  
2 which a declaration of war by the United States Congress  
3 has been or is in effect or during which an emergency  
4 condition has been or is in effect that is recognized by  
5 the issuance of a Presidential proclamation or a  
6 Presidential executive order and in which the armed forces  
7 expeditionary medal or other campaign service medals are  
8 awarded according to Presidential executive order.

9 (2) "Armed forces of the United States" means the  
10 United States Army, Navy, Air Force, Marine Corps, and  
11 Coast Guard. Service in the Merchant Marine that  
12 constitutes active duty under Section 401 of federal Public  
13 Law 95-202 shall also be considered service in the Armed  
14 Forces of the United States for purposes of this Section.

15 (3) "Veteran" means a member of the armed forces of the  
16 United States, the Illinois National Guard, or a reserve  
17 component of the armed forces of the United States,  
18 regardless of whether or not the person was mobilized to  
19 active duty.

20 (b) The preference granted under this Section shall be in  
21 the form of points added to the final grades of the persons if  
22 they otherwise qualify and are entitled to appear on the list  
23 of those eligible for appointments.

24 (c) A veteran is qualified for a preference of 10 points if  
25 the veteran currently holds proof of a service connected  
26 disability from the United States Department of Veterans

1 Affairs or an allied country or if the veteran is a recipient  
2 of the Purple Heart.

3 (d) A veteran who has served during a time of hostilities  
4 with a foreign country is qualified for a preference of 5  
5 points if the veteran served under one or more of the following  
6 conditions:

7 (1) The veteran served a total of at least 6 months, or

8 (2) The veteran served for the duration of hostilities  
9 regardless of the length of engagement, or

10 (3) The veteran was discharged on the basis of  
11 hardship, or

12 (4) The veteran was released from active duty because  
13 of a service connected disability and was discharged under  
14 honorable conditions.

15 (e) A person not eligible for a preference under subsection  
16 (c) or (d) is qualified for a preference of 3 points if the  
17 person has served in the armed forces of the United States, the  
18 Illinois National Guard, or any reserve component of the armed  
19 forces of the United States if the person: (1) served for at  
20 least 6 months and has been discharged under honorable  
21 conditions or (2) has been discharged on the ground of hardship  
22 or (3) was released from active duty because of a service  
23 connected disability. A ~~An active~~ member of the National Guard  
24 or a reserve component of the armed forces of the United States  
25 is eligible for the preference if the member meets the service  
26 requirements of this subsection (e).

1           (f) The rank order of persons entitled to a preference on  
2 eligible lists shall be determined on the basis of their  
3 augmented ratings. When the Director establishes eligible  
4 lists on the basis of category ratings such as "superior",  
5 "excellent", "well-qualified", and "qualified", the veteran  
6 eligibles in each such category shall be preferred for  
7 appointment before the non-veteran eligibles in the same  
8 category.

9           (g) Employees in positions covered by jurisdiction B who,  
10 while in good standing, leave to engage in military service  
11 during a period of hostility, shall be given credit for  
12 seniority purposes for time served in the armed forces.

13           (h) A surviving unremarried spouse of a veteran who  
14 suffered a service connected death or the spouse of a veteran  
15 who suffered a service connected disability that prevents the  
16 veteran from qualifying for civil service employment shall be  
17 entitled to the same preference to which the veteran would have  
18 been entitled under this Section.

19           (i) A preference shall also be given to the following  
20 individuals: 10 points for one parent of an unmarried veteran  
21 who suffered a service connected death or a service connected  
22 disability that prevents the veteran from qualifying for civil  
23 service employment. The first parent to receive a civil service  
24 appointment shall be the parent entitled to the preference.

25           (j) The Department of Central Management Services shall  
26 adopt rules and implement procedures to verify that any person

1 seeking a preference under this Section is entitled to the  
2 preference. A person seeking a preference under this Section  
3 shall provide documentation or execute any consents or other  
4 documents required by the Department of Central Management  
5 Services or any other State department or agency to enable the  
6 department or agency to verify that the person is entitled to  
7 the preference.

8 (k) If an applicant claims to be a veteran, the Department  
9 of Central Management Services must verify that status before  
10 granting a veteran preference by requiring a certified copy of  
11 the applicant's most recent DD214 (Certificate of Release or  
12 Discharge from Active Duty) or other evidence of the  
13 applicant's most recent honorable discharge ~~from the Armed~~  
14 ~~Forces of the United States~~ that is determined to be acceptable  
15 by the Department of Central Management Services.

16 (Source: P.A. 90-655, eff. 7-30-98; 91-481, eff. 1-1-00.)".