

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 the Criminal Code of 2012, or arrested for any cause
3 but not convicted thereon shall be disqualified from taking
4 such examinations or subsequent appointment, unless the person
5 is attempting to qualify for a position which would give him
6 the powers of a peace officer, in which case the person's
7 conviction or arrest record may be considered as a factor in
8 determining the person's fitness for the position. The
9 eligibility conditions specified for the position of Assistant
10 Director of Healthcare and Family Services in the Department of
11 Healthcare and Family Services in Section 5-230 of the
12 Departments of State Government Law (20 ILCS 5/5-230) shall be
13 applied to that position in addition to other standards, tests
14 or criteria established by the Director. All examinations shall
15 be announced publicly at least 2 weeks in advance of the date
16 of the examinations and may be advertised through the press,
17 radio and other media. The Director may, however, in his
18 discretion, continue to receive applications and examine
19 candidates long enough to assure a sufficient number of
20 eligibles to meet the needs of the service and may add the
21 names of successful candidates to existing eligible lists in
22 accordance with their respective ratings.

23 The Director may, in his discretion, accept the results of
24 competitive examinations conducted by any merit system
25 established by federal law or by the law of any State, and may
26 compile eligible lists therefrom or may add the names of

1 successful candidates in examinations conducted by those merit
2 systems to existing eligible lists in accordance with their
3 respective ratings. No person who is a non-resident of the
4 State of Illinois may be appointed from those eligible lists,
5 however, unless the requirement that applicants be residents of
6 the State of Illinois is waived by the Director of Central
7 Management Services and unless there are less than 3 Illinois
8 residents available for appointment from the appropriate
9 eligible list. The results of the examinations conducted by
10 other merit systems may not be used unless they are comparable
11 in difficulty and comprehensiveness to examinations conducted
12 by the Department of Central Management Services for similar
13 positions. Special linguistic options may also be established
14 where deemed appropriate.

15 When an agency requests an open competitive eligible list
16 from the Department, the Director shall also provide to the
17 agency a Successful Disability Opportunities Program eligible
18 candidate list.

19 (Source: P.A. 96-1551, eff. 7-1-11; 97-1150, eff. 1-25-13.)

20 Section 99. Effective date. This Act takes effect January
21 1, 2020.