



Sen. Don Harmon

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10200HB1563sam001

LRB102 03594 DTM 42604 a

1 AMENDMENT TO HOUSE BILL 1563

2 AMENDMENT NO. _____. Amend House Bill 1563 by replacing
3 everything after the enacting clause with the following:

4 "Section 10. The Civil Administrative Code of Illinois is
5 amended by changing Section 5-200 as follows:

6 (20 ILCS 5/5-200) (was 20 ILCS 5/7.11)

7 Sec. 5-200. Director of Aging. The Director of Aging shall
8 be a senior citizen, as that term is defined in the Illinois
9 Act on the Aging, who has sufficient experience in providing
10 services to the aging or shall be an individual who has actual
11 experience in providing services to senior citizens.

12 (Source: P.A. 91-239, eff. 1-1-00.)

13 Section 25. The Illinois Act on the Aging is amended by
14 changing Section 7.01 as follows:

1 (20 ILCS 105/7.01) (from Ch. 23, par. 6107.01)

2 Sec. 7.01. The Council shall consist of 31 voting members,
3 including: two Senators appointed by the President of the
4 Senate; two Senators appointed by the Senate Minority Leader;
5 two Representatives appointed by the Speaker of the House of
6 Representatives; two Representatives appointed by the House
7 Minority Leader; and twenty three citizen members, at least
8 sixteen of whom shall be senior citizens or have actual
9 experience in providing services to senior citizens. Of the
10 citizen members, at least 7 shall represent underrepresented
11 communities as follows:

12 (1) one member who is a lesbian, gay, bisexual, or
13 queer individual;

14 (2) one member who is a transgender or
15 gender-expansive individual;

16 (3) one member who is a person living with HIV;

17 (4) one member who is an African-American or Black
18 individual;

19 (5) one member who is a Hispanic or Latino individual;

20 (6) one member who is an Asian-American or Pacific
21 Islander individual; and

22 (7) one member who is an ethnically diverse
23 individual.

24 (Source: P.A. 102-885, eff. 5-16-22.)

25 Section 30. The Department of Central Management Services

1 Law of the Civil Administrative Code of Illinois is amended by
2 changing Sections 405-122 and 405-413 as follows:

3 (20 ILCS 405/405-122)

4 Sec. 405-122. Employees with a disability. The Department,
5 in cooperation with the Department of Human Services, the
6 Department of Employment Security, and other agencies of State
7 government shall develop and implement programs to increase
8 the number of qualified employees with disabilities working in
9 the State. The programs shall include provisions to increase
10 the number of people with a disability hired for positions
11 with specific job titles for which they have been assessed and
12 met the qualifications ~~awarded a passing grade~~. The Department
13 shall conduct an annual presentation regarding the programs
14 created under this Section, and each State agency shall
15 designate one or more persons with hiring responsibilities to
16 attend the presentation. The Department and the Department of
17 Human Services must submit a report, annually, to the Governor
18 and the General Assembly concerning their actions under this
19 Section.

20 (Source: P.A. 101-540, eff. 8-23-19.)

21 (20 ILCS 405/405-413)

22 Sec. 405-413. Geographic consolidation of State employment
23 positions.

24 (a) Notwithstanding any other law to the contrary, it is

1 ~~recognized that the Director of Central Management Services,~~
2 ~~working in consultation with the Director of any affected~~
3 ~~State agency, shall direct the relocation to Sangamon County~~
4 is the preferred location of all State employment positions
5 under the Personnel Code that are not required by their nature
6 or function to be located in a specific geographic area.

7 (b) (Blank). ~~Notwithstanding any other law to the~~
8 ~~contrary, the Director of Central Management Services, working~~
9 ~~in consultation with the Director of any affected State~~
10 ~~agency, shall direct all new State employment positions which~~
11 ~~may be created under the Personnel Code, and which are not~~
12 ~~required by their nature or function to be located in a~~
13 ~~specific geographic area, to be located in Sangamon County.~~

14 (c) The Director shall determine a geographic location for
15 each State employment position taking into consideration a
16 variety of factors, including, but not limited to, and, if it
17 ~~is other than Sangamon County, the reason for it to be in that~~
18 ~~geographic location. In determining whether to locate or~~
19 ~~relocate a State employment position to Sangamon County, the~~
20 ~~Director shall consult the Director of any affected State~~
21 ~~agency as to whether the nature or function of a position,~~
22 whether the position is well-suited for telework or a similar
23 arrangement, where a diverse and equitable applicant pool
24 exists, the preference for State employment positions to be
25 located in Sangamon County, and other similar factors that
26 should determine the geographic location of a State employment

1 position. ~~requires it to be located in a specific geographic~~
2 ~~area of the State. If no such geographic necessity exists,~~
3 ~~that position shall be located or relocated to Sangamon~~
4 ~~County.~~

5 (d) The rights of employees and the State and its agencies
6 under the Personnel Code and applicable collective bargaining
7 agreements with respect to the relocation of current State
8 employee position holders shall not be affected by the
9 provisions of this Section. ~~The provisions of this Section~~
10 ~~regarding location or relocation of a position to Sangamon~~
11 ~~County shall apply only to State employment positions that~~
12 ~~become vacant or are created on or after the effective date of~~
13 ~~this amendatory Act of the 100th General Assembly.~~

14 (e) The provisions of this Section do not apply to: (1) any
15 office of the legislative or judicial branch; (2) Statewide
16 offices under the jurisdiction of any executive branch
17 constitutional officer other than the Governor; or (3) persons
18 employed directly by the Office of the Governor. This Section
19 does apply to departments and agencies of State government
20 under the jurisdiction of the Governor other than persons
21 employed directly by the Office of the Governor.

22 (Source: P.A. 100-742, eff. 8-9-18.)

23 Section 35. The Personnel Code is amended by changing
24 Sections 4b, 4c, 4d, 8, 8b, 8b.1, 8b.3, 8b.4, 8b.5, 8b.6, 8b.7,
25 8b.8, 8b.9, 8b.10, 8b.14, 8b.17, 8b.18, 8b.19, 9, 10, 12f, 13,

1 14, 17a, and 17b as follows:

2 (20 ILCS 415/4b) (from Ch. 127, par. 63b104b)

3 Sec. 4b. Extension of jurisdiction. Any or all of the
4 three forms of jurisdiction of the Department may be extended
5 to the positions not initially covered by this Act under a
6 department, board, commission, institution, or other
7 independent agency in the executive, legislative, or judicial
8 branch of State government, or to a major administrative
9 division, service, or office thereof by the following process:

10 (1) The officer or officers legally charged with control
11 over the appointments to positions in a department, board,
12 commission, institution, or other independent agency in the
13 executive, legislative, or judicial branch of State
14 government, or to a major administrative division, service, or
15 office thereof, may request in writing to the Governor the
16 extension of any or all of the three forms of jurisdiction of
17 the Department to such named group of positions.

18 (2) The Governor, if he concurs with the request, may
19 forward the request to the Director of Central Management
20 Services.

21 (3) The Director shall survey the practicability of the
22 requested extension of the jurisdiction or jurisdictions of
23 the Department, approve or disapprove same, and notify the
24 Civil Service Commission of his decision. If he should approve
25 the request he shall provide notice of ~~submit rules to~~

1 ~~accomplish~~ such extension to the Civil Service Commission.

2 (4) Such an extension of jurisdiction of the Department of
3 Central Management Services may be terminated by the same
4 process ~~of amendment to the rules~~ at any time after four years
5 from its original effective date with notice to the Civil
6 Service Commission.

7 (5) Employees in positions to which jurisdiction B is
8 extended pursuant to this section shall be continued in their
9 respective positions provided that they are deemed qualified
10 ~~pass a qualifying examination prescribed~~ by the Director
11 within 6 months after such jurisdiction is extended to such
12 positions, and provided they satisfactorily complete their
13 respective probationary periods. ~~Such qualifying examinations~~
14 ~~shall be of the same kind as those required for entrance~~
15 ~~examinations for comparable positions. Appointments of such~~
16 ~~employees shall be without regard to eligible lists and~~
17 ~~without regard to the provisions of this Code requiring the~~
18 ~~appointment of the person standing among the three highest on~~
19 ~~the appropriate eligible list to fill a vacancy or from the~~
20 ~~highest category ranking group if the list is by rankings~~
21 ~~instead of numerical ratings.~~ Nothing herein shall preclude
22 the reclassification or reallocation as provided by this Act
23 of any position held by any such incumbent. The Department
24 shall maintain records of all extensions of jurisdiction
25 pursuant to this Section.

26 (Source: P.A. 82-789.)

1 (20 ILCS 415/4c) (from Ch. 127, par. 63b104c)

2 Sec. 4c. General exemptions. The following positions in
3 State service shall be exempt from jurisdictions A, B, and C,
4 unless the jurisdictions shall be extended as provided in this
5 Act:

6 (1) All officers elected by the people.

7 (2) All positions under the Lieutenant Governor,
8 Secretary of State, State Treasurer, State Comptroller,
9 State Board of Education, Clerk of the Supreme Court,
10 Attorney General, and State Board of Elections.

11 (3) Judges, and officers and employees of the courts,
12 and notaries public.

13 (4) All officers and employees of the Illinois General
14 Assembly, all employees of legislative commissions, all
15 officers and employees of the Illinois Legislative
16 Reference Bureau and the Legislative Printing Unit.

17 (5) All positions in the Illinois National Guard and
18 Illinois State Guard, paid from federal funds or positions
19 in the State Military Service filled by enlistment and
20 paid from State funds.

21 (6) All employees of the Governor at the executive
22 mansion and on his immediate personal staff.

23 (7) Directors of Departments, the Adjutant General,
24 the Assistant Adjutant General, the Director of the
25 Illinois Emergency Management Agency, members of boards

1 and commissions, and all other positions appointed by the
2 Governor by and with the consent of the Senate.

3 (8) The presidents, other principal administrative
4 officers, and teaching, research and extension faculties
5 of Chicago State University, Eastern Illinois University,
6 Governors State University, Illinois State University,
7 Northeastern Illinois University, Northern Illinois
8 University, Western Illinois University, the Illinois
9 Community College Board, Southern Illinois University,
10 Illinois Board of Higher Education, University of
11 Illinois, State Universities Civil Service System,
12 University Retirement System of Illinois, and the
13 administrative officers and scientific and technical staff
14 of the Illinois State Museum.

15 (9) All other employees except the presidents, other
16 principal administrative officers, and teaching, research
17 and extension faculties of the universities under the
18 jurisdiction of the Board of Regents and the colleges and
19 universities under the jurisdiction of the Board of
20 Governors of State Colleges and Universities, Illinois
21 Community College Board, Southern Illinois University,
22 Illinois Board of Higher Education, Board of Governors of
23 State Colleges and Universities, the Board of Regents,
24 University of Illinois, State Universities Civil Service
25 System, University Retirement System of Illinois, so long
26 as these are subject to the provisions of the State

1 Universities Civil Service Act.

2 (10) The Illinois State Police so long as they are
3 subject to the merit provisions of the Illinois State
4 Police Act. Employees of the Illinois State Police Merit
5 Board are subject to the provisions of this Code.

6 (11) (Blank).

7 (12) The technical and engineering staffs of the
8 Department of Transportation, the Division ~~Department~~ of
9 Nuclear Safety at the Illinois Emergency Management
10 Agency, the Pollution Control Board, and the Illinois
11 Commerce Commission, and the technical and engineering
12 staff providing architectural and engineering services in
13 the Department of Central Management Services.

14 (13) All employees of the Illinois State Toll Highway
15 Authority.

16 (14) The Secretary of the Illinois Workers'
17 Compensation Commission.

18 (15) All persons who are appointed or employed by the
19 Director of Insurance under authority of Section 202 of
20 the Illinois Insurance Code to assist the Director of
21 Insurance in discharging his responsibilities relating to
22 the rehabilitation, liquidation, conservation, and
23 dissolution of companies that are subject to the
24 jurisdiction of the Illinois Insurance Code.

25 (16) All employees of the St. Louis Metropolitan Area
26 Airport Authority.

1 (17) All investment officers employed by the Illinois
2 State Board of Investment.

3 (18) Employees of the Illinois Young Adult
4 Conservation Corps program, administered by the Illinois
5 Department of Natural Resources, authorized grantee under
6 Title VIII of the Comprehensive Employment and Training
7 Act of 1973, 29 U.S.C. 993.

8 (19) Seasonal employees of the Department of
9 Agriculture for the operation of the Illinois State Fair
10 and the DuQuoin State Fair, no one person receiving more
11 than 29 days of such employment in any calendar year.

12 (20) All "temporary" employees hired under the
13 Department of Natural Resources' Illinois Conservation
14 Service, a youth employment program that hires young
15 people to work in State parks for a period of one year or
16 less.

17 (21) All hearing officers of the Human Rights
18 Commission.

19 (22) All employees of the Illinois Mathematics and
20 Science Academy.

21 (23) All employees of the Kankakee River Valley Area
22 Airport Authority.

23 (24) The commissioners and employees of the Executive
24 Ethics Commission.

25 (25) The Executive Inspectors General, including
26 special Executive Inspectors General, and employees of

1 each Office of an Executive Inspector General.

2 (26) The commissioners and employees of the
3 Legislative Ethics Commission.

4 (27) The Legislative Inspector General, including
5 special Legislative Inspectors General, and employees of
6 the Office of the Legislative Inspector General.

7 (28) The Auditor General's Inspector General and
8 employees of the Office of the Auditor General's Inspector
9 General.

10 (29) All employees of the Illinois Power Agency.

11 (30) Employees having demonstrable, defined advanced
12 skills in accounting, financial reporting, or technical
13 expertise who are employed within executive branch
14 agencies and whose duties are directly related to the
15 submission to the Office of the Comptroller of financial
16 information for the publication of the annual
17 comprehensive financial report.

18 (31) All employees of the Illinois Sentencing Policy
19 Advisory Council.

20 (Source: P.A. 101-652, eff. 1-1-22; 102-291, eff. 8-6-21;
21 102-538, eff. 8-20-21; 102-783, eff. 5-13-22; 102-813, eff.
22 5-13-22.)

23 (20 ILCS 415/4d) (from Ch. 127, par. 63b104d)

24 Sec. 4d. Partial exemptions. The following positions in
25 State service are exempt from jurisdictions A, B, and C to the

1 extent stated for each, unless those jurisdictions are
2 extended as provided in this Act:

3 (1) In each department, board or commission that now
4 maintains or may hereafter maintain a major administrative
5 division, service or office in both Sangamon County and
6 Cook County, 2 private secretaries for the director or
7 chairman thereof, one located in the Cook County office
8 and the other located in the Sangamon County office, shall
9 be exempt from jurisdiction B; in all other departments,
10 boards and commissions one private secretary for the
11 director or chairman thereof shall be exempt from
12 jurisdiction B. In all departments, boards and commissions
13 one confidential assistant for the director or chairman
14 thereof shall be exempt from jurisdiction B. This
15 paragraph is subject to such modifications or waiver of
16 the exemptions as may be necessary to assure the
17 continuity of federal contributions in those agencies
18 supported in whole or in part by federal funds.

19 (2) The resident administrative head of each State
20 charitable, penal and correctional institution, the
21 chaplains thereof, and all member, patient and inmate
22 employees are exempt from jurisdiction B.

23 (3) The Civil Service Commission, upon written
24 recommendation of the Director of Central Management
25 Services, shall exempt from jurisdiction B other positions
26 which, in the judgment of the Commission, involve either

1 principal administrative responsibility for the
2 determination of policy or principal administrative
3 responsibility for the way in which policies are carried
4 out, except positions in agencies which receive federal
5 funds if such exemption is inconsistent with federal
6 requirements, and except positions in agencies supported
7 in whole by federal funds.

8 (4) All individuals in positions paid in accordance
9 with prevailing wage laws, as well as beauticians and
10 teachers of beauty culture and teachers of barbering, ~~and~~
11 ~~all positions heretofore paid under Section 1.22 of "An~~
12 ~~Act to standardize position titles and salary rates",~~
13 ~~approved June 30, 1943, as amended, shall be exempt from~~
14 ~~jurisdiction B.~~

15 (5) Licensed attorneys in positions as legal or
16 technical advisors; positions in the Department of Natural
17 Resources requiring incumbents to be either a registered
18 professional engineer or to hold a bachelor's degree in
19 engineering from a recognized college or university;
20 licensed physicians in positions of medical administrator
21 or physician or physician specialist (including
22 psychiatrists); all positions within the Department of
23 Juvenile Justice requiring licensure by the State Board of
24 Education under Article 21B of the School Code; all
25 positions within the Illinois School for the Deaf and the
26 Illinois School for the Visually Impaired requiring

1 licensure by the State Board of Education under Article
2 21B of the School Code and all rehabilitation/mobility
3 instructors and rehabilitation/mobility instructor
4 trainees at the Illinois School for the Visually Impaired;
5 and registered nurses (except those registered nurses
6 employed by the Department of Public Health); except those
7 in positions in agencies which receive federal funds if
8 such exemption is inconsistent with federal requirements
9 and except those in positions in agencies supported in
10 whole by federal funds, are exempt from jurisdiction B
11 only to the extent that the requirements of Section 8b.1,
12 8b.3 and 8b.5 of this Code need not be met.

13 (6) All positions established outside the geographical
14 limits of the State of Illinois to which appointments of
15 other than Illinois citizens may be made are exempt from
16 jurisdiction B.

17 (7) Staff attorneys reporting directly to individual
18 Commissioners of the Illinois Workers' Compensation
19 Commission are exempt from jurisdiction B.

20 (8) (Blank). ~~Twenty-one senior public service~~
21 ~~administrator positions within the Department of~~
22 ~~Healthcare and Family Services, as set forth in this~~
23 ~~paragraph (8), requiring the specific knowledge of~~
24 ~~healthcare administration, healthcare finance, healthcare~~
25 ~~data analytics, or information technology described are~~
26 ~~exempt from jurisdiction B only to the extent that the~~

1 ~~requirements of Sections 8b.1, 8b.3, and 8b.5 of this Code~~
2 ~~need not be met. The General Assembly finds that these~~
3 ~~positions are all senior policy makers and have~~
4 ~~spokesperson authority for the Director of the Department~~
5 ~~of Healthcare and Family Services. When filling positions~~
6 ~~so designated, the Director of Healthcare and Family~~
7 ~~Services shall cause a position description to be~~
8 ~~published which allots points to various qualifications~~
9 ~~desired. After scoring qualified applications, the~~
10 ~~Director shall add Veteran's Preference points as~~
11 ~~enumerated in Section 8b.7 of this Code. The following are~~
12 ~~the minimum qualifications for the senior public service~~
13 ~~administrator positions provided for in this paragraph~~
14 ~~(8):~~

15 ~~(A) HEALTHCARE ADMINISTRATION.~~

16 ~~Medical Director: Licensed Medical Doctor in~~
17 ~~good standing; experience in healthcare payment~~
18 ~~systems, pay for performance initiatives, medical~~
19 ~~necessity criteria or federal or State quality~~
20 ~~improvement programs; preferred experience serving~~
21 ~~Medicaid patients or experience in population~~
22 ~~health programs with a large provider, health~~
23 ~~insurer, government agency, or research~~
24 ~~institution.~~

25 ~~Chief, Bureau of Quality Management: Advanced~~
26 ~~degree in health policy or health professional~~

1 ~~field preferred; at least 3 years experience in~~
2 ~~implementing or managing healthcare quality~~
3 ~~improvement initiatives in a clinical setting.~~

4 ~~Quality Management Bureau: Manager, Care~~
5 ~~Coordination/Managed Care Quality: Clinical degree~~
6 ~~or advanced degree in relevant field required;~~
7 ~~experience in the field of managed care quality~~
8 ~~improvement, with knowledge of HEDIS measurements,~~
9 ~~coding, and related data definitions.~~

10 ~~Quality Management Bureau: Manager, Primary~~
11 ~~Care Provider Quality and Practice Development:~~
12 ~~Clinical degree or advanced degree in relevant~~
13 ~~field required; experience in practice~~
14 ~~administration in the primary care setting with a~~
15 ~~provider or a provider association or an~~
16 ~~accrediting body; knowledge of practice standards~~
17 ~~for medical homes and best evidence based~~
18 ~~standards of care for primary care.~~

19 ~~Director of Care Coordination Contracts and~~
20 ~~Compliance: Bachelor's degree required; multi-year~~
21 ~~experience in negotiating managed care contracts,~~
22 ~~preferably on behalf of a payer; experience with~~
23 ~~health care contract compliance.~~

24 ~~Manager, Long Term Care Policy: Bachelor's~~
25 ~~degree required; social work, gerontology, or~~
26 ~~social service degree preferred; knowledge of~~

1 ~~Olmstead and other relevant court decisions~~
2 ~~required; experience working with diverse long~~
3 ~~term care populations and service systems, federal~~
4 ~~initiatives to create long term care community~~
5 ~~options, and home and community based waiver~~
6 ~~services required. The General Assembly finds that~~
7 ~~this position is necessary for the timely and~~
8 ~~effective implementation of this amendatory Act of~~
9 ~~the 97th General Assembly.~~

10 ~~Manager, Behavioral Health Programs: Clinical~~
11 ~~license or advanced degree required, preferably in~~
12 ~~psychology, social work, or relevant field;~~
13 ~~knowledge of medical necessity criteria and~~
14 ~~governmental policies and regulations governing~~
15 ~~the provision of mental health services to~~
16 ~~Medicaid populations, including children and~~
17 ~~adults, in community and institutional settings of~~
18 ~~care. The General Assembly finds that this~~
19 ~~position is necessary for the timely and effective~~
20 ~~implementation of this amendatory Act of the 97th~~
21 ~~General Assembly.~~

22 ~~Manager, Office of Accountable Care Entity~~
23 ~~Development: Bachelor's degree required, clinical~~
24 ~~degree or advanced degree in relevant field~~
25 ~~preferred; experience in developing integrated~~
26 ~~delivery systems, including knowledge of health~~

1 ~~homes and evidence-based standards of care~~
2 ~~delivery; multi-year experience in health care or~~
3 ~~public health management; knowledge of federal ACO~~
4 ~~or other similar delivery system requirements and~~
5 ~~strategies for improving health care delivery.~~

6 ~~Manager of Federal Regulatory Compliance:~~
7 ~~Bachelor's degree required, advanced degree~~
8 ~~preferred, in healthcare management or relevant~~
9 ~~field; experience in healthcare administration or~~
10 ~~Medicaid State Plan amendments preferred;~~
11 ~~experience interpreting federal rules; experience~~
12 ~~with either federal health care agency or with a~~
13 ~~State agency in working with federal regulations.~~

14 ~~Manager, Office of Medical Project Management:~~
15 ~~Bachelor's degree required, project management~~
16 ~~certification preferred; multi-year experience in~~
17 ~~project management and developing business analyst~~
18 ~~skills; leadership skills to manage multiple and~~
19 ~~complex projects.~~

20 ~~Manager of Medicare/Medicaid Coordination:~~
21 ~~Bachelor's degree required, knowledge and~~
22 ~~experience with Medicare Advantage rules and~~
23 ~~regulations, knowledge of Medicaid laws and~~
24 ~~policies; experience with contract drafting~~
25 ~~preferred.~~

26 ~~Chief, Bureau of Eligibility Integrity:~~

1 ~~Bachelor's degree required, advanced degree in~~
2 ~~public administration or business administration~~
3 ~~preferred; experience equivalent to 4 years of~~
4 ~~administration in a public or business~~
5 ~~organization required; experience with managing~~
6 ~~contract compliance required; knowledge of~~
7 ~~Medicaid eligibility laws and policy preferred;~~
8 ~~supervisory experience preferred. The General~~
9 ~~Assembly finds that this position is necessary for~~
10 ~~the timely and effective implementation of this~~
11 ~~amendatory Act of the 97th General Assembly.~~

12 ~~(B) HEALTHCARE FINANCE.~~

13 ~~Director of Care Coordination Rate and~~
14 ~~Finance: MBA, CPA, or Actuarial degree required;~~
15 ~~experience in managed care rate setting,~~
16 ~~including, but not limited to, baseline costs and~~
17 ~~growth trends; knowledge and experience with~~
18 ~~Medical Loss Ratio standards and measurements.~~

19 ~~Director of Encounter Data Program: Bachelor's~~
20 ~~degree required, advanced degree preferred,~~
21 ~~preferably in health care, business, or~~
22 ~~information systems; at least 2 years healthcare~~
23 ~~or other similar data reporting experience,~~
24 ~~including, but not limited to, data definitions,~~
25 ~~submission, and editing; background in HIPAA~~
26 ~~transactions relevant to encounter data~~

1 ~~submission; experience with large provider, health~~
2 ~~insurer, government agency, or research~~
3 ~~institution or other knowledge of healthcare~~
4 ~~claims systems.~~

5 ~~Manager of Medical Finance, Division of~~
6 ~~Finance: Requires relevant advanced degree or~~
7 ~~certification in relevant field, such as Certified~~
8 ~~Public Accountant; coursework in business or~~
9 ~~public administration, accounting, finance, data~~
10 ~~analysis, or statistics preferred; experience in~~
11 ~~control systems and GAAP; financial management~~
12 ~~experience in a healthcare or government entity~~
13 ~~utilizing Medicaid funding.~~

14 ~~(C) HEALTHCARE DATA ANALYTICS.~~

15 ~~Data Quality Assurance Manager: Bachelor's~~
16 ~~degree required, advanced degree preferred,~~
17 ~~preferably in business, information systems, or~~
18 ~~epidemiology; at least 3 years of extensive~~
19 ~~healthcare data reporting experience with a large~~
20 ~~provider, health insurer, government agency, or~~
21 ~~research institution; previous data quality~~
22 ~~assurance role or formal data quality assurance~~
23 ~~training.~~

24 ~~Data Analytics Unit Manager: Bachelor's degree~~
25 ~~required, advanced degree preferred, in~~
26 ~~information systems, applied mathematics, or~~

1 ~~another field with a strong analytics component;~~
2 ~~extensive healthcare data reporting experience~~
3 ~~with a large provider, health insurer, government~~
4 ~~agency, or research institution; experience as a~~
5 ~~business analyst interfacing between business and~~
6 ~~information technology departments; in depth~~
7 ~~knowledge of health insurance coding and evolving~~
8 ~~healthcare quality metrics; working knowledge of~~
9 ~~SQL and/or SAS.~~

10 ~~Data Analytics Platform Manager: Bachelor's~~
11 ~~degree required, advanced degree preferred,~~
12 ~~preferably in business or information systems;~~
13 ~~extensive healthcare data reporting experience~~
14 ~~with a large provider, health insurer, government~~
15 ~~agency, or research institution; previous~~
16 ~~experience working on a health insurance data~~
17 ~~analytics platform; experience managing contracts~~
18 ~~and vendors preferred.~~

19 ~~(D) HEALTHCARE INFORMATION TECHNOLOGY.~~

20 ~~Manager of MMIS Claims Unit: Bachelor's degree~~
21 ~~required, with preferred coursework in business,~~
22 ~~public administration, information systems;~~
23 ~~experience equivalent to 4 years of administration~~
24 ~~in a public or business organization; working~~
25 ~~knowledge with design and implementation of~~
26 ~~technical solutions to medical claims payment~~

1 ~~systems; extensive technical writing experience,~~
2 ~~including, but not limited to, the development of~~
3 ~~RFPs, APDs, feasibility studies, and related~~
4 ~~documents; thorough knowledge of IT system design,~~
5 ~~commercial off the shelf software packages and~~
6 ~~hardware components.~~

7 ~~Assistant Bureau Chief, Office of Information~~
8 ~~Systems: Bachelor's degree required, with~~
9 ~~preferred coursework in business, public~~
10 ~~administration, information systems; experience~~
11 ~~equivalent to 5 years of administration in a~~
12 ~~public or private business organization; extensive~~
13 ~~technical writing experience, including, but not~~
14 ~~limited to, the development of RFPs, APDs,~~
15 ~~feasibility studies and related documents;~~
16 ~~extensive healthcare technology experience with a~~
17 ~~large provider, health insurer, government agency,~~
18 ~~or research institution; experience as a business~~
19 ~~analyst interfacing between business and~~
20 ~~information technology departments; thorough~~
21 ~~knowledge of IT system design, commercial off the~~
22 ~~shelf software packages and hardware components.~~

23 ~~Technical System Architect: Bachelor's degree~~
24 ~~required, with preferred coursework in computer~~
25 ~~science or information technology; prior~~
26 ~~experience equivalent to 5 years of computer~~

1 ~~science or IT administration in a public or~~
2 ~~business organization; extensive healthcare~~
3 ~~technology experience with a large provider,~~
4 ~~health insurer, government agency, or research~~
5 ~~institution; experience as a business analyst~~
6 ~~interfacing between business and information~~
7 ~~technology departments.~~

8 ~~The provisions of this paragraph (8), other than this~~
9 ~~sentence, are inoperative after January 1, 2014.~~

10 (Source: P.A. 99-45, eff. 7-15-15; 100-258, eff. 8-22-17;
11 100-771, eff. 8-10-18.)

12 (20 ILCS 415/8) (from Ch. 127, par. 63b108)

13 Sec. 8. Rules. The Department Director of Central
14 Management Services shall adopt ~~prepare and submit to the~~
15 ~~Civil Service Commission proposed~~ rules for all positions and
16 employees subject to this Act. Such rules may provide for such
17 exemptions or modifications as may be necessary to assure the
18 continuity of federal contributions in those agencies
19 supported in whole or in part by federal funds. Such rules
20 shall provide for the implementation of recruitment
21 requirements necessary to fulfill any agency's special needs,
22 such as linguistic abilities or cultural knowledge, to better
23 serve the residents of Illinois or to comply with federal or
24 other State requirements. Upon compliance with the
25 requirements under The Illinois Administrative Procedure Act

1 and filing with the Secretary of State such rules or any part
2 thereof shall have the force and effect of law.

3 The rules and amendments thereto shall provide:

4 (Source: P.A. 86-1004.)

5 (20 ILCS 415/8b) (from Ch. 127, par. 63b108b)

6 Sec. 8b. Jurisdiction B - Merit and fitness.

7 (a) For positions in the State service subject to the
8 jurisdiction of the Department of Central Management Services
9 with respect to selection and tenure on the basis of merit and
10 fitness, those matters specified in this Section and Sections
11 8b.1 through 8b.17.

12 (b) Application, testing and hiring procedures for all
13 State employment vacancies for positions not exempt under
14 Section 4c shall be reduced to writing and made available to
15 the public via the Department's website or equivalent. All
16 vacant positions subject to Jurisdiction B shall be posted at
17 the State's hiring website and shall be filled according to
18 the Department's written procedures. ~~The written procedures~~
19 ~~shall be provided to each State agency and university for~~
20 ~~posting and public inspection at each agency's office and each~~
21 ~~university's placement office. The Director shall also~~
22 ~~annually prepare and distribute a listing of entry level~~
23 ~~non-professional and professional positions that are most~~
24 ~~utilized by State agencies under the jurisdiction of the~~
25 ~~Governor. The position listings shall identify the entry level~~

1 ~~positions, localities of usage, description of position duties~~
2 ~~and responsibilities, salary ranges, eligibility requirements~~
3 ~~and test scheduling instructions. The position listings shall~~
4 ~~further identify special linguistic skills that may be~~
5 ~~required for any of the positions.~~

6 (Source: P.A. 86-1004.)

7 (20 ILCS 415/8b.1) (from Ch. 127, par. 63b108b.1)

8 Sec. 8b.1. For assessment ~~open competitive examinations~~ to
9 test the relative fitness of applicants for the respective
10 positions. Assessment shall be designed to objectively
11 eliminate those who are not qualified for the position into
12 which they are applying, whether for entrance into State
13 service or for promotion within the service, and Tests shall
14 ~~be designed to eliminate those who are not qualified for~~
15 ~~entrance into or promotion within the service, and to discover~~
16 the relative fitness of those who are qualified. The Director
17 may use any one of or any combination of the following
18 examination methods or equivalent, which in his judgment best
19 serves this end: investigation of education; investigation of
20 experience; test of cultural knowledge; test of capacity; test
21 of knowledge; test of manual skill; test of linguistic
22 ability; test of character; test of physical fitness; test of
23 psychological fitness. ~~No person with a record of misdemeanor~~
24 ~~convictions except those under Sections 11 1.50, 11 6, 11 7,~~
25 ~~11 9, 11 14, 11 15, 11 17, 11 18, 11 19, 11 30, 11 35, 12 2,~~

1 ~~12-6, 12-15, 14-4, 16-1, 21.1-3, 24-3.1, 24-5, 25-1, 28-3,~~
2 ~~31-1, 31-4, 31-6, 31-7, 32-1, 32-2, 32-3, 32-4, and 32-8,~~
3 ~~subdivisions (a)(1) and (a)(2)(C) of Section 11-14.3, and~~
4 ~~paragraphs (1), (6), and (8) of subsection (a) of Section 24-1~~
5 ~~of the Criminal Code of 1961 or the Criminal Code of 2012, or~~
6 ~~arrested for any cause but not convicted thereon shall be~~
7 ~~disqualified from taking such examinations or subsequent~~
8 ~~appointment, unless the person is attempting to qualify for a~~
9 ~~position which would give him the powers of a peace officer, in~~
10 ~~which case the person's conviction or arrest record may be~~
11 ~~considered as a factor in determining the person's fitness for~~
12 ~~the position. The eligibility conditions specified for the~~
13 ~~position of Assistant Director of Healthcare and Family~~
14 ~~Services in the Department of Healthcare and Family Services~~
15 ~~in Section 5-230 of the Departments of State Government Law of~~
16 ~~the Civil Administrative Code of Illinois shall be applied to~~
17 ~~that position in addition to other standards, tests or~~
18 ~~criteria established by the Director. All examinations shall~~
19 ~~be announced publicly at least 2 weeks in advance of the date~~
20 ~~of the examinations and may be advertised through the press,~~
21 ~~radio and other media. The Director may, however, in his~~
22 ~~discretion, continue to receive applications and examine~~
23 ~~candidates long enough to assure a sufficient number of~~
24 ~~eligibles to meet the needs of the service and may add the~~
25 ~~names of successful candidates to existing eligible lists in~~
26 ~~accordance with their respective ratings.~~

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

19 ~~When an agency requests an open competitive eligible list~~
20 ~~from the Department, the Director shall also provide to the~~
21 ~~agency a Successful Disability Opportunities Program eligible~~
22 ~~candidate list.~~

23 (Source: P.A. 101-192, eff. 1-1-20; 102-813, eff. 5-13-22.)

24 (20 ILCS 415/8b.3) (from Ch. 127, par. 63b108b.3)

25 Sec. 8b.3. For the establishment of qualification

1 assessments of applicants to determine those candidates who
2 are eligible lists for appointment and promotion and ~~, upon~~
3 ~~which lists shall be placed the names of successful candidates~~
4 ~~in order of~~ their relative excellence ~~in respective~~
5 ~~examinations.~~ The Director may substitute rankings such as
6 superior, excellent, well-qualified and qualified for
7 numerical ratings and establish qualification assessments or
8 assessment equivalents ~~eligible lists~~ accordingly. The
9 Department may adopt rules regarding the assessment of
10 applicants and the appointment of qualified candidates. ~~Such~~
11 ~~rules may provide for lists by area or location, by department~~
12 ~~or other agency, for removal of those not available for or~~
13 ~~refusing employment, for minimum and maximum duration of such~~
14 ~~lists, and for such other provisions as may be necessary to~~
15 ~~provide rapid and satisfactory service to the operating~~
16 ~~agencies. The Director may approve the written request of an~~
17 ~~agency or applicant to extend the eligibility of a qualified~~
18 ~~eligible candidate when the extension is necessary to assist~~
19 ~~in achieving affirmative action goals in employment. The~~
20 ~~extended period of eligibility shall not exceed the duration~~
21 ~~of the original period of eligibility and shall not be~~
22 ~~renewed. The rules may authorize removal of eligibles from~~
23 ~~lists if those eligibles fail to furnish evidence of~~
24 ~~availability upon forms sent to them by the Director.~~

25 (Source: P.A. 87-545.)

1 (20 ILCS 415/8b.4) (from Ch. 127, par. 63b108b.4)

2 Sec. 8b.4. For the rejection of candidates ~~or eligibles~~
3 who fail to comply with reasonable previously specified job
4 requirements of the Director in regard to training and
5 experience; who have been guilty of infamous or disgraceful
6 conduct; or who have attempted any deception or fraud in
7 connection with the hiring process ~~an examination~~. The
8 Department may adopt rules and implement procedures regarding
9 candidate rejection. ~~Those candidates who are alleged to have~~
10 ~~attempted deception or fraud in connection with an examination~~
11 ~~shall be afforded the opportunity to appeal and provide~~
12 ~~information to support their appeal which shall be considered~~
13 ~~when determining their eligibility as a candidate for~~
14 ~~employment.~~

15 (Source: P.A. 102-617, eff. 1-1-22.)

16 (20 ILCS 415/8b.5) (from Ch. 127, par. 63b108b.5)

17 Sec. 8b.5. For the appointment of eligible candidates in
18 rank order ~~the person standing among the 3 highest on the~~
19 ~~appropriate eligible list to fill a vacancy, or from the~~
20 ~~highest ranking group if the list is by rankings instead of~~
21 ~~numerical ratings, except as otherwise provided in Sections 4b~~
22 ~~and 17a of this Act.~~

23 The Director may approve the appointment of a lower
24 ranking candidate when higher ranking candidates have been
25 exhausted or duly bypassed ~~person from the next lower ranking~~

1 ~~group when the highest ranking group contains less than 3~~
2 ~~eligibles.~~

3 (Source: P.A. 86-12.)

4 (20 ILCS 415/8b.6) (from Ch. 127, par. 63b108b.6)

5 Sec. 8b.6. For a period of probation not to exceed one year
6 before appointment or promotion is complete, and during which
7 period a probationer may with the consent of the Director of
8 Central Management Services, be separated, discharged, or
9 reduced in class or rank, ~~or replaced on the eligible list~~. For
10 a person appointed to a term appointment under Section 8b.18
11 or 8b.19, the period of probation shall not be less than 6
12 months.

13 (Source: P.A. 93-615, eff. 11-19-03.)

14 (20 ILCS 415/8b.7) (from Ch. 127, par. 63b108b.7)

15 Sec. 8b.7. Veteran preference. For the granting of
16 appropriate preference ~~in entrance examinations~~ to qualified
17 veterans, persons who have been members of the armed forces of
18 the United States or to qualified persons who, while citizens
19 of the United States, were members of the armed forces of
20 allies of the United States in time of hostilities with a
21 foreign country, and to certain other persons as set forth in
22 this Section.

23 (a) As used in this Section:

24 (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
13 Public Law 95-202 shall also be considered service in the
14 Armed Forces of the United States for purposes of this
15 Section.

16 (3) "Veteran" means a member of the armed forces of
17 the United States, the Illinois National Guard, or a
18 reserve component of the armed forces of the United
19 States.

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

25 (c) A veteran is qualified for a preference of 10 points if
26 the veteran currently holds proof of a service connected

1 disability from the United States Department of Veterans
2 Affairs or an allied country or if the veteran is a recipient
3 of the Purple Heart.

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

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

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

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

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

16 (e) A person not eligible for a preference under
17 subsection (c) or (d) is qualified for a preference of 3 points
18 if the person has served in the armed forces of the United
19 States, the Illinois National Guard, or any reserve component
20 of the armed forces of the United States if the person: (1)
21 served for at least 6 months and has been discharged under
22 honorable conditions; (2) has been discharged on the ground of
23 hardship; (3) was released from active duty because of a
24 service connected disability; or (4) served a minimum of 4
25 years in the Illinois National Guard or reserve component of
26 the armed forces of the United States regardless of whether or

1 not the person was mobilized to active duty. An active member
2 of the National Guard or a reserve component of the armed
3 forces of the United States is eligible for the preference if
4 the member meets the service requirements of this subsection
5 (e).

6 (f) The augmented ratings shall be used when determining
7 the rank order of persons to be appointed ~~entitled to a~~
8 ~~preference on eligible lists shall be determined on the basis~~
9 ~~of their augmented ratings. When the Director establishes~~
10 ~~eligible lists on the basis of category ratings such as~~
11 ~~"superior", "excellent", "well-qualified", and "qualified",~~
12 ~~the veteran eligibles in each such category shall be preferred~~
13 ~~for appointment before the non-veteran eligibles in the same~~
14 ~~category.~~

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

19 (h) A surviving unremarried spouse of a veteran who
20 suffered a service connected death or the spouse of a veteran
21 who suffered a service connected disability that prevents the
22 veteran from qualifying for civil service employment shall be
23 entitled to the same preference to which the veteran would
24 have been entitled under this Section.

25 (i) A preference shall also be given to the following
26 individuals: 10 points for one parent of an unmarried veteran

1 who suffered a service connected death or a service connected
2 disability that prevents the veteran from qualifying for civil
3 service employment. The first parent to receive a civil
4 service appointment shall be the parent entitled to the
5 preference.

6 (j) The Department of Central Management Services shall
7 adopt rules and implement procedures to verify that any person
8 seeking a preference under this Section is entitled to the
9 preference. A person seeking a preference under this Section
10 shall provide documentation or execute any consents or other
11 documents required by the Department of Central Management
12 Services or any other State department or agency to enable the
13 department or agency to verify that the person is entitled to
14 the preference.

15 (k) If an applicant claims to be a veteran, the Department
16 of Central Management Services must verify that status before
17 granting a veteran preference by requiring a certified copy of
18 the applicant's most recent DD214 (Certificate of Release or
19 Discharge from Active Duty), NGB-22 (Proof of National Guard
20 Service), or other evidence of the applicant's most recent
21 honorable discharge from the Armed Forces of the United States
22 that is determined to be acceptable by the Department of
23 Central Management Services.

24 (Source: P.A. 100-496, eff. 9-8-17.)

25 (20 ILCS 415/8b.8) (from Ch. 127, par. 63b108b.8)

1 Sec. 8b.8. For emergency appointments to any positions in
2 the State service for a period not to exceed 90 ~~60~~ days, to
3 meet emergency situations. Emergency appointments may be made
4 without regard to competitive selection ~~eligible lists~~ but may
5 not be renewed. Notice of such appointments and terminations
6 shall be reported simultaneously to the Director of Central
7 Management Services.

8 (Source: P.A. 82-789.)

9 (20 ILCS 415/8b.9) (from Ch. 127, par. 63b108b.9)

10 Sec. 8b.9. For temporary appointments to any positions in
11 the State service which are determined to be temporary or
12 seasonal in nature by the Director of Central Management
13 Services. Temporary appointments may be made for not more than
14 6 months ~~and may be taken from eligible lists to the extent~~
15 ~~determined to be practicable~~. No position in the State service
16 may be filled by temporary appointment for more than 6 months
17 out of any 12 month period.

18 (Source: P.A. 82-789.)

19 (20 ILCS 415/8b.10) (from Ch. 127, par. 63b108b.10)

20 Sec. 8b.10. For provisional appointment to a position
21 without competitive qualification assessment ~~examination when~~
22 ~~there is no appropriate eligible list available~~. No position
23 within jurisdiction B may be filled by provisional appointment
24 for longer than 6 months out of any 12 month period.

1 (Source: P.A. 76-628.)

2 (20 ILCS 415/8b.14) (from Ch. 127, par. 63b108b.14)

3 Sec. 8b.14. For the promotion of staff development and
4 utilization by means of records of performance of all
5 employees in the State service. The performance records may be
6 considered in determining salary increases, provided in the
7 pay plan, and as a factor in promotion tests, or promotions.
8 The performance records shall be considered as a factor in
9 determining salary decreases, the order of layoffs because of
10 lack of funds or work, reinstatement, demotions, discharges
11 and geographical transfers.

12 (Source: Laws 1968, p. 472.)

13 (20 ILCS 415/8b.17) (from Ch. 127, par. 63b108b.17)

14 Sec. 8b.17. For trainee programs, and for the appointment
15 of persons to positions in trainee programs, hereinafter
16 called "trainee appointments". Trainee appointments ~~may be~~
17 ~~made with or without examination, with consideration of the~~
18 ~~needs of Illinois residents, but~~ may not be made to positions
19 in any class that is not in a trainee program approved by the
20 Director of Central Management Services. Trainee programs will
21 be developed with consideration of the need for employees with
22 linguistic abilities or cultural knowledge. The Director shall
23 work with the Department of Human Services and the Department
24 of Employment Security in trainee position placements for

1 those persons who receive benefits from those Departments.
2 Persons who receive trainee appointments do not acquire any
3 rights under jurisdiction B of the Personnel Code by virtue of
4 their appointments.

5 (Source: P.A. 89-507, eff. 7-1-97.)

6 (20 ILCS 415/8b.18) (from Ch. 127, par. 63b108b.18)

7 Sec. 8b.18. Probationary separation ~~Term Appointments. For~~
8 ~~the separation of employees who fail to successfully complete~~
9 ~~the probationary period with the prior approval of the~~
10 ~~Director of Central Management Services. Unless otherwise~~
11 ~~required by rule or the employee is a member of a collective~~
12 ~~bargaining unit, the Director of Central Management Services~~
13 ~~may approve a probationary separation when an employee fails~~
14 ~~to satisfactorily complete the probationary period. (a)~~
15 ~~Appointees for all positions not subject to paragraphs (1),~~
16 ~~(2), (3) and (6) of Section 4d in or above merit compensation~~
17 ~~grade 12 or its equivalent shall be appointed for a term of 4~~
18 ~~years. During the term of such appointments, Jurisdictions A,~~
19 ~~B and C shall apply to such positions. When a term expires, the~~
20 ~~Director or Chairman of the Department, Board or Commission in~~
21 ~~which the position is located, shall terminate the incumbent~~
22 ~~or renew the term for another 4 year term. Failure to renew the~~
23 ~~term is not grievable or appealable to the Civil Service~~
24 ~~Commission.~~

25 ~~For the purpose of implementing the above Section, the~~

1 ~~Director of Central Management Services shall supply each such~~
2 ~~Director or Chairman with a list of employees selected~~
3 ~~randomly by social security numbers in his particular~~
4 ~~Department, Board or Commission who are in salary grades~~
5 ~~subject to this Section on February 1, 1980. Such list shall~~
6 ~~include 25% of all such employees in the Department, Board or~~
7 ~~Commission. Those employees shall only continue in State~~
8 ~~employment in those positions if an appointment is made~~
9 ~~pursuant to this Section by the Director or Chairman of that~~
10 ~~Department, Board or Commission.~~

11 ~~The same process shall occur on February 1, 1981, 1982 and~~
12 ~~1983 with an additional 25% of the employees subject to this~~
13 ~~Section who are employed on January 1, 1980 being submitted by~~
14 ~~the Director of Central Management Services for appointment~~
15 ~~each year.~~

16 ~~New appointments to such positions after January 1, 1980~~
17 ~~shall be appointed pursuant to this Section.~~

18 ~~The Director of Central Management Services may exempt~~
19 ~~specific positions in agencies receiving federal funds from~~
20 ~~the operation of this Section if he finds and reports to the~~
21 ~~Speaker of the House and the President of the Senate, after~~
22 ~~good faith negotiations, that such exemption is necessary to~~
23 ~~maintain the availability of federal funds.~~

24 ~~All positions, the duties and responsibilities of which~~
25 ~~are wholly professional but do not include policy making or~~
26 ~~major administrative responsibilities and those positions~~

1 ~~which have either salaries at negotiated rates or salaries at~~
2 ~~prevailing rates shall be exempt from the provisions of this~~
3 ~~Section.~~

4 ~~(b) Beginning January 1, 1985 and thereafter, any~~
5 ~~incumbent holding probationary or certified status in a~~
6 ~~position in or above merit compensation grade 12 or its~~
7 ~~equivalent and subject to paragraph (1), (2), (3) or (6) of~~
8 ~~Section 4d shall be subject to review and appointment for a~~
9 ~~term of 4 years unless such incumbent has received an~~
10 ~~appointment or renewal under paragraph (a) of this Section.~~
11 ~~During the term of such appointment, Jurisdiction A, B and C~~
12 ~~shall apply to such incumbent. When a term expires, the~~
13 ~~Director or Chairman of the Department, Board or Commission in~~
14 ~~which the position is located, shall terminate the incumbent~~
15 ~~or renew the term for another 4 year term. Failure to renew the~~
16 ~~term is not grievable or appealable to the Civil Service~~
17 ~~Commission.~~

18 (Source: P.A. 83-1362; 83-1369; 83-1528.)

19 (20 ILCS 415/8b.19) (from Ch. 127, par. 63b108b.19)

20 Sec. 8b.19. Term appointments.

21 (a) Appointees and renewal appointees for all positions
22 not subject to paragraphs (1), (2), (3) and (6) of Section 4d
23 in or above merit compensation grade 12 or its equivalent
24 shall be appointed for a term of 4 years beginning on the
25 effective date of the appointment or renewal. During the term

1 of such appointments, Jurisdictions A, B and C shall apply to
2 such positions. When a term expires, the Director or Chairman
3 of the Department, Board or Commission in which the position
4 is located shall terminate the incumbent or renew the term for
5 another 4 year term. Failure to renew the term is not grievable
6 or appealable to the Civil Service Commission.

7 ~~New appointments to such positions after the effective~~
8 ~~date of this amendatory Act of 1988 shall be appointed~~
9 ~~pursuant to this Section.~~

10 The Director of Central Management Services may exempt
11 specific positions in agencies receiving federal funds from
12 the operation of this Section if he or she finds and reports to
13 the Speaker of the House and the President of the Senate, after
14 good faith negotiations, that the exemption is necessary to
15 maintain the availability of federal funds.

16 All positions, the duties and responsibilities of which
17 are wholly professional but do not include policy making or
18 major administrative responsibilities, and those positions
19 which have either salaries at negotiated rates or salaries at
20 prevailing rates shall be exempt from the provisions of this
21 Section.

22 (b) Any incumbent who has received an appointment or
23 renewal either before the effective date of this amendatory
24 Act of 1988 or under paragraph (a) of this Section and who is
25 holding probationary or certified status in a position in or
26 above merit compensation grade 12 or its equivalent and

1 subject to paragraph (1), (2), (3) or (6) of Section 4d shall
2 be subject to review and appointment when the term expires.
3 During the term of such appointment, Jurisdictions A, B and C
4 shall apply to such incumbent. When a term expires, the
5 Director or Chairman of the Department, Board or Commission in
6 which the position is located shall terminate the incumbent or
7 renew the term for another 4 year term. Failure to renew the
8 term is not grievable or appealable to the Civil Service
9 Commission.

10 (c) The term of any person appointed to or renewed in a
11 term position before the effective date of this amendatory Act
12 of 1988 shall expire 4 years after the effective date of the
13 appointment or renewal. However, appointment to a different
14 position, also subject to the 4-year term, shall restart the
15 4-year term appointment period.

16 (d) All appointments to and renewals in term positions
17 made before the effective date of this amendatory Act of 1988
18 are ratified and confirmed.

19 (Source: P.A. 85-1152.)

20 (20 ILCS 415/9) (from Ch. 127, par. 63b109)

21 Sec. 9. Director, powers and duties. The Director, as
22 executive head of the Department, shall direct and supervise
23 all its administrative and technical activities. In addition
24 to the duties imposed upon him elsewhere in this law, it shall
25 be his duty:

1 (1) To apply and carry out this law and the rules
2 adopted thereunder.

3 (2) To attend meetings of the Commission.

4 (3) To establish and maintain a roster of all
5 employees subject to this Act, in which there shall be set
6 forth, as to each employee, the class, title, pay, status,
7 and other pertinent data.

8 (4) To appoint, subject to the provisions of this Act,
9 such employees of the Department and such experts and
10 special assistants as may be necessary to carry out
11 effectively this law.

12 (5) Subject to such exemptions or modifications as may
13 be necessary to assure the continuity of federal
14 contributions in those agencies supported in whole or in
15 part by federal funds, to make appointments to vacancies;
16 to approve all written charges seeking discharge,
17 demotion, or other disciplinary measures provided in this
18 Act and to approve transfers of employees from one
19 geographical area to another in the State, in offices,
20 positions or places of employment covered by this Act,
21 after consultation with the operating unit.

22 (6) To formulate and administer service wide policies
23 and programs for the improvement of employee
24 effectiveness, including training, safety, health,
25 incentive recognition, counseling, welfare and employee
26 relations. The Department shall formulate and administer

1 recruitment plans and testing of potential employees for
2 agencies having direct contact with significant numbers of
3 non-English speaking or otherwise culturally distinct
4 persons. The Department shall require each State agency to
5 annually assess the need for employees with appropriate
6 bilingual capabilities to serve the significant numbers of
7 non-English speaking or culturally distinct persons. The
8 Department shall develop a uniform procedure for assessing
9 an agency's need for employees with appropriate bilingual
10 capabilities. Agencies shall establish occupational titles
11 or designate positions as "bilingual option" for persons
12 having sufficient linguistic ability or cultural knowledge
13 to be able to render effective service to such persons.
14 The Department shall ensure that any such option is
15 exercised according to the agency's needs assessment and
16 the requirements of this Code. The Department shall make
17 annual reports of the needs assessment of each agency and
18 the number of positions calling for non-English linguistic
19 ability to whom vacancy postings were sent, and the number
20 filled by each agency. Such policies and programs shall be
21 subject to approval by the Governor, provided that for
22 needs that require a certain linguistic ability that: (i)
23 have not been met for a posted position for a period of at
24 least one year; or (ii) arise when an individual's health
25 or safety would be placed in immediate risk, the
26 Department shall accept certifications of linguistic

1 competence from pre-approved third parties. To facilitate
2 expanding the scope of sources to demonstrate linguistic
3 competence, the Department shall issue standards for
4 demonstrating linguistic competence. No later than January
5 2024, the Department shall authorize at least one if not
6 more community colleges in the regions involving the
7 counties of Cook, Lake, McHenry, Kane, DuPage, Kendall,
8 Will, Sangamon, and 5 other geographically distributed
9 counties within the State to pre-test and certify
10 linguistic ability, and such certifications by candidates
11 shall be presumed to satisfy the linguistic ability
12 requirements for the job position. Such policies, program
13 reports and needs assessment reports, as well as
14 linguistic certification standards, shall be filed with
15 the General Assembly by January 1 of each year and shall be
16 available to the public.

17 The Department shall include within the report
18 required above the number of persons receiving the
19 bilingual pay supplement established by Section 8a.2 of
20 this Code. The report shall provide the number of persons
21 receiving the bilingual pay supplement for languages other
22 than English and for signing. The report shall also
23 indicate the number of persons, by the categories of
24 Hispanic and non-Hispanic, who are receiving the bilingual
25 pay supplement for language skills other than signing, in
26 a language other than English.

1 (7) To conduct negotiations affecting pay, hours of
2 work, or other working conditions of employees subject to
3 this Act.

4 (8) To make continuing studies to improve the
5 efficiency of State services to the residents of Illinois,
6 including but not limited to those who are non-English
7 speaking or culturally distinct, and to report his
8 findings and recommendations to the Commission and the
9 Governor.

10 (9) To investigate from time to time the operation and
11 effect of this law and the rules made thereunder and to
12 report his findings and recommendations to the Commission
13 and to the Governor.

14 (10) To make an annual report regarding the work of
15 the Department, and such special reports as he may
16 consider desirable, to the Commission and to the Governor,
17 or as the Governor or Commission may request.

18 (11) To make continuing studies to encourage State
19 employment for persons with disabilities, including, but
20 not limited to, the Successful Disability Opportunities
21 Program. ~~(Blank).~~

22 (12) To make available on the Department's website
23 information regarding all exempt positions in State
24 service no less frequently than quarterly. ~~To prepare and~~
25 ~~publish a semi-annual statement showing the number of~~
26 ~~employees exempt and non exempt from merit selection in~~

1 ~~each department. This report shall be in addition to other~~
2 ~~information on merit selection maintained for public~~
3 ~~information under existing law.~~

4 (13) To establish policies to increase the flexibility
5 of the State work force for every department or agency
6 subject to Jurisdiction C, including the use of flexible
7 time, location, workloads, and positions. ~~To authorize in~~
8 ~~every department or agency subject to Jurisdiction C the~~
9 ~~use of flexible hours positions. A flexible hours position~~
10 ~~is one that does not require an ordinary work schedule as~~
11 ~~determined by the Department and includes but is not~~
12 ~~limited to: 1) a part time job of 20 hours or more per~~
13 ~~week, 2) a job which is shared by 2 employees or a~~
14 ~~compressed work week consisting of an ordinary number of~~
15 ~~working hours performed on fewer than the number of days~~
16 ~~ordinarily required to perform that job. The Department~~
17 ~~may define flexible time, location, workloads, and~~
18 positions based on a variety of relevant factors,
19 including, but not limited to, State operational needs ~~to~~
20 ~~include other types of jobs that are defined above.~~

21 The Director and the director of each department or
22 agency shall together establish goals for flexibility
23 ~~flexible hours positions~~ to be available in every
24 department or agency.

25 ~~The Department shall give technical assistance to~~
26 ~~departments and agencies in achieving their goals, and~~

1 ~~shall report to the Governor and the General Assembly each~~
2 ~~year on the progress of each department and agency.~~

3 ~~When a goal of 10% of the positions in a department or~~
4 ~~agency being available on a flexible hours basis has been~~
5 ~~reached, the Department shall evaluate the effectiveness~~
6 ~~and efficiency of the program and determine whether to~~
7 ~~expand the number of positions available for flexible~~
8 ~~hours to 20%.~~

9 ~~When a goal of 20% of the positions in a department or~~
10 ~~agency being available on a flexible hours basis has been~~
11 ~~reached, the Department shall evaluate the effectiveness~~
12 ~~and efficiency of the program and determine whether to~~
13 ~~expand the number of positions available for flexible~~
14 ~~hours.~~

15 ~~Each department shall develop a plan for~~
16 ~~implementation of flexible work requirements designed to~~
17 ~~reduce the need for day care of employees' children~~
18 ~~outside the home. Each department shall submit a report of~~
19 ~~its plan to the Department of Central Management Services~~
20 ~~and the General Assembly. This report shall be submitted~~
21 ~~biennially by March 1, with the first report due March 1,~~
22 ~~1993.~~

23 (14) To perform any other lawful acts which he may
24 consider necessary or desirable to carry out the purposes
25 and provisions of this law.

26 The requirement for reporting to the General Assembly

1 shall be satisfied by filing copies of the report as required
2 by Section 3.1 of the General Assembly Organization Act, and
3 filing such additional copies with the State Government Report
4 Distribution Center for the General Assembly as is required
5 under paragraph (t) of Section 7 of the State Library Act.

6 (Source: P.A. 102-952, eff. 1-1-23.)

7 (20 ILCS 415/10) (from Ch. 127, par. 63b110)

8 Sec. 10. Duties and powers of the Commission. The Civil
9 Service Commission shall have duties and powers as follows:

10 (1) Upon written recommendations by the Director of
11 the Department of Central Management Services to exempt
12 from jurisdiction B of this Act positions which, in the
13 judgment of the Commission, involve either principal
14 administrative responsibility for the determination of
15 policy or principal administrative responsibility for the
16 way in which policies are carried out. This authority may
17 not be exercised, however, with respect to the position of
18 Assistant Director of Healthcare and Family Services in
19 the Department of Healthcare and Family Services.

20 (2) To require such special reports from the Director
21 as it may consider desirable.

22 (3) (Blank). ~~To disapprove original rules or any part~~
23 ~~thereof within 90 days and any amendment thereof within 30~~
24 ~~days after the submission of such rules to the Civil~~
25 ~~Service Commission by the Director, and to disapprove any~~

1 ~~amendments thereto in the same manner.~~

2 (4) To approve or disapprove within 60 days from date
3 of submission the position classification plan submitted
4 by the Director as provided in the rules, and any
5 revisions thereof within 30 days from the date of
6 submission.

7 (5) To hear appeals of employees who do not accept the
8 allocation of their positions under the position
9 classification plan.

10 (6) To hear and determine written charges filed
11 seeking the discharge, demotion of employees and
12 suspension totaling more than thirty days in any 12-month
13 period, as provided in Section 11 hereof, and appeals from
14 transfers from one geographical area in the State to
15 another, and in connection therewith to administer oaths,
16 subpoena witnesses, and compel the production of books and
17 papers.

18 (7) The fees of subpoenaed witnesses under this Act
19 for attendance and travel shall be the same as fees of
20 witnesses before the circuit courts of the State, such
21 fees to be paid when the witness is excused from further
22 attendance. Whenever a subpoena is issued the Commission
23 may require that the cost of service and the fee of the
24 witness shall be borne by the party at whose insistence
25 the witness is summoned. The Commission has the power, at
26 its discretion, to require a deposit from such party to

1 cover the cost of service and witness fees and the payment
2 of the legal witness fee and mileage to the witness served
3 with the subpoena. A subpoena issued under this Act shall
4 be served in the same manner as a subpoena issued out of a
5 court.

6 Upon the failure or refusal to obey a subpoena, a
7 petition shall be prepared by the party serving the
8 subpoena for enforcement in the circuit court of the
9 county in which the person to whom the subpoena was
10 directed either resides or has his or her principal place
11 of business.

12 Not less than five days before the petition is filed
13 in the appropriate court, it shall be served on the person
14 along with a notice of the time and place the petition is
15 to be presented.

16 Following a hearing on the petition, the circuit court
17 shall have jurisdiction to enforce subpoenas issued
18 pursuant to this Section.

19 On motion and for good cause shown the Commission may
20 quash or modify any subpoena.

21 (8) To make an annual report regarding the work of the
22 Commission to the Governor, such report to be a public
23 report.

24 (9) If any violation of this Act is found, the
25 Commission shall direct compliance in writing.

26 (10) To appoint a full-time executive secretary and

1 such other employees, experts, and special assistants as
2 may be necessary to carry out the powers and duties of the
3 Commission under this Act and employees, experts, and
4 special assistants so appointed by the Commission shall be
5 subject to the provisions of jurisdictions A, B and C of
6 this Act. These powers and duties supersede any contrary
7 provisions herein contained.

8 (11) To make rules to carry out and implement their
9 powers and duties under this Act, with authority to amend
10 such rules from time to time.

11 (12) To hear or conduct investigations as it deems
12 necessary of appeals of layoff filed by employees
13 appointed under Jurisdiction B after examination provided
14 that such appeals are filed within 15 calendar days
15 following the effective date of such layoff and are made
16 on the basis that the provisions of the Personnel Code or
17 of the Rules of the Department of Central Management
18 Services relating to layoff have been violated or have not
19 been complied with.

20 All hearings shall be public. A decision shall be
21 rendered within 60 days after receipt of the transcript of
22 the proceedings. The Commission shall order the
23 reinstatement of the employee if it is proven that the
24 provisions of the Personnel Code or of the rules of the
25 Department of Central Management Services relating to
26 layoff have been violated or have not been complied with.

1 In connection therewith the Commission may administer
2 oaths, subpoena witnesses, and compel the production of
3 books and papers.

4 (13) Whenever the Civil Service Commission is
5 authorized or required by law to consider some aspect of
6 criminal history record information for the purpose of
7 carrying out its statutory powers and responsibilities,
8 then, upon request and payment of fees in conformance with
9 the requirements of Section 2605-400 of the Illinois State
10 Police Law, the Illinois State Police is authorized to
11 furnish, pursuant to positive identification, such
12 information contained in State files as is necessary to
13 fulfill the request.

14 (Source: P.A. 102-538, eff. 8-20-21.)

15 (20 ILCS 415/12f)

16 Sec. 12f. Merit compensation/salary grade employees;
17 layoffs.

18 (a) Each State agency shall make every attempt to minimize
19 the number of its employees that are laid off. In an effort to
20 minimize layoffs, each merit compensation/salary grade
21 employee who is subject to layoff shall be offered any vacant
22 positions for the same title held by that employee within the
23 same agency and county from which the employee is subject to
24 layoff and within 2 additional alternate counties designated
25 by the employee (or 3 additional counties if the employee's

1 facility or office is closing), excluding titles that are
2 subject to collective bargaining. If no such vacancies exist,
3 then the employee shall be eligible for reemployment for a
4 period of 3 years, commencing with the date of layoff. The
5 Department may adopt rules and implement procedures for
6 reemployment ~~placed on the agency's reemployment list for (i)~~
7 ~~the title from which the employee was laid off and (ii) any~~
8 ~~other titles or successor titles previously held by that~~
9 ~~employee in which the employee held certified status within~~
10 ~~the county from which the employee was laid off and within 2~~
11 ~~additional alternate counties designated by the employee (or 3~~
12 ~~additional counties if the employee's facility or office is~~
13 ~~closing), excluding titles that are subject to collective~~
14 ~~bargaining. Laid off employees shall remain on a reemployment~~
15 ~~list for 3 years, commencing with the date of layoff.~~

16 (b) Merit compensation/salary grade employees who are laid
17 off shall be extended the same medical and dental insurance
18 benefits to which employees laid off from positions subject to
19 collective bargaining are entitled and on the same terms.

20 (c) Employees laid off from merit compensation/salary
21 grade positions may apply to be qualified for any titles
22 subject to collective bargaining.

23 (d) Merit compensation/salary grade employees subject to
24 layoff shall be given 30 days' notice of the layoff.
25 Information about all ~~A list of all current vacancies of all~~
26 titles within the agency shall be provided to the employee

1 with the notice of the layoff.

2 (Source: P.A. 93-839, eff. 7-30-04.)

3 (20 ILCS 415/13) (from Ch. 127, par. 63b113)

4 Sec. 13. Unlawful acts prohibited.

5 (1) No person shall make any false statement, certificate,
6 mark, rating, or report with regard to any test,
7 certification, or appointment made under any provision of this
8 law, or in any manner commit or attempt to commit any fraud
9 preventing the impartial execution of this law and the rules.

10 (2) No person shall, directly or indirectly, give, render,
11 pay, offer, solicit, or accept any money, service, or other
12 valuable consideration for or on account of any appointment,
13 proposed appointment, promotion, or proposed promotion to, or
14 any advantage in, a position in the State service.

15 (3) No person shall defeat, deceive, or obstruct any
16 person in his right to a qualification assessment examination,
17 eligibility, certification, or appointment under this law, or
18 furnish to any person any special or secret information for
19 the purpose of affecting the rights or prospects of any person
20 with respect to employment in the State service.

21 (4) No person may enter into any agreement under which a
22 State employee is offered or assured of re-employment in the
23 same department or agency after the employee's resignation
24 from State employment for the purpose of receiving payment for
25 accrued vacation, overtime, sick leave or personal leave, or

1 for the purpose of receiving a refund of the employee's
2 accumulated pension contributions.

3 (Source: P.A. 87-384.)

4 (20 ILCS 415/14) (from Ch. 127, par. 63b114)

5 Sec. 14. Records of the Department of Central Management
6 Services. The records of the Department, ~~including original~~
7 ~~and promotional eligible registers,~~ except such records as the
8 rules may properly require to be held confidential for reasons
9 of public policy, shall be public records and shall be open to
10 public inspection, subject to reasonable regulations as to the
11 time and manner of inspection which may be prescribed by the
12 Director.

13 (Source: P.A. 85-1152.)

14 (20 ILCS 415/17a) (from Ch. 127, par. 63b117a)

15 Sec. 17a. Appointment of federal employees to State
16 positions. At the discretion of the Director of Central
17 Management Services, any certified or probationary employee of
18 any Federal office, agency or institution in the State of
19 Illinois which is closed by the Federal Government may be
20 appointed to a comparable position in State service, without
21 competitive selection ~~examination~~. Such persons will attain
22 certified status provided they pass a qualifying examination
23 prescribed by the Director within 6 months after being so
24 appointed, and provided they thereafter satisfactorily

1 complete their respective probationary periods. Such
2 qualifying examinations shall be of the same kind as those
3 required for entrance examinations for comparable positions.
4 Appointments of such employees shall be without regard to the
5 competitive selection process ~~eligible lists and without~~
6 ~~regard to the~~ provisions of this Code ~~requiring the~~
7 ~~appointment of the person standing among the three highest on~~
8 ~~the appropriate eligible list to fill a vacancy or from the~~
9 ~~highest category ranking group if the list is by rankings~~
10 ~~instead of numerical ratings. Nothing herein shall preclude~~
11 ~~the reclassification or reallocation as provided by this Act~~
12 ~~of any position held by any person appointed pursuant to this~~
13 ~~Section.~~

14 (Source: P.A. 82-789.)

15 (20 ILCS 415/17b)

16 Sec. 17b. Trainee program for persons with a disability.

17 (a) Notwithstanding any other provision of law, on and
18 after July 1, 2020, each State agency with 1,500 employees or
19 more shall, and each executive branch constitutional officer
20 may, offer at least one position per year to be filled by a
21 person with a disability, as defined by the federal Americans
22 with Disabilities Act, through an established trainee program.
23 Agencies with fewer than 1,500 employees may also elect to
24 participate in the program. The trainee position shall last
25 for a period of at least 6 months and shall require the trainee

1 to participate in the trainee program for at least 20 hours per
2 week. The program shall be administered by the Department of
3 Central Management Services. The Department of Central
4 Management Services shall conduct an initial assessment of
5 potential candidates, and the hiring agency or officer shall
6 conduct a final assessment interview. Upon successful
7 completion of the trainee program, the respective agency or
8 officer shall certify ~~issue a certificate of~~ completion of the
9 trainee program, with final approval provided by ~~which shall~~
10 ~~be sent to~~ the Department of Central Management Services ~~for~~
11 ~~final approval~~. Individuals who successfully complete a
12 trainee appointment under this Section are eligible for
13 promotion to the target title without further examination. The
14 Department of Central Management Services, in cooperation with
15 the Employment and Economic Opportunity for Persons with
16 Disabilities Task Force, may ~~shall~~ adopt rules to implement
17 and administer the trainee program for persons with
18 disabilities, including, but not limited to, establishing
19 non-political selection criteria, implementing an assessment
20 and interview process, if necessary, that accommodates persons
21 with a disability, and linking trainee programs to targeted
22 full-time position titles.

23 (b) The Employment and Economic Opportunity for Persons
24 with Disabilities Task Force shall prepare an annual report to
25 be submitted to the Governor and the General Assembly that
26 includes: (1) best practices for helping persons with a

1 disability gain employment; (2) proposed rules for adoption by
2 the Department of Central Management Services for the
3 administration and implementation of the trainee program under
4 this Section; (3) the number of agencies that participated in
5 the trainee program under this Section in the previous
6 calendar year; and (4) the number of individuals who
7 participated in the trainee program who became full-time
8 employees of the State at the conclusion of the trainee
9 program.

10 (Source: P.A. 101-533, eff. 8-23-19.)

11 (20 ILCS 415/8b.5-1 rep.)

12 (20 ILCS 415/8d.1 rep.)

13 (20 ILCS 415/12a rep.)

14 (20 ILCS 415/12b rep.)

15 (20 ILCS 415/12c rep.)

16 (20 ILCS 415/17 rep.)

17 Section 40. The Personnel Code is amended by repealing
18 Sections 8b.5-1, 8d.1, 12a, 12b, 12c, and 17.

19 Section 45. The Department of Public Health Powers and
20 Duties Law of the Civil Administrative Code of Illinois is
21 amended by changing Section 2310-347 as follows:

22 (20 ILCS 2310/2310-347)

23 Sec. 2310-347. The Carolyn Adams Ticket For The Cure

1 Board.

2 (a) The Carolyn Adams Ticket For The Cure Board is created
3 as an advisory board within the Department. Until 30 days
4 after the effective date of this amendatory Act of the 97th
5 General Assembly, the Board may consist of 10 members as
6 follows: 2 members appointed by the President of the Senate; 2
7 members appointed by the Minority Leader of the Senate; 2
8 members appointed by the Speaker of the House of
9 Representatives; 2 members appointed by the Minority Leader of
10 the House of Representatives; and 2 members appointed by the
11 Governor with the advice and consent of the Senate, one of whom
12 shall be designated as chair of the Board at the time of
13 appointment.

14 (a-5) Notwithstanding any provision of this Article to the
15 contrary, the term of office of each current Board member ends
16 30 days after the effective date of this amendatory Act of the
17 97th General Assembly or when his or her successor is
18 appointed and qualified, whichever occurs sooner. No later
19 than 30 days after the effective date of this amendatory Act of
20 the 97th General Assembly, the Board shall consist of 10 newly
21 appointed members. Four of the Board members shall be members
22 of the General Assembly and appointed as follows: one member
23 appointed by the President of the Senate; one member appointed
24 by the Minority Leader of the Senate; one member appointed by
25 the Speaker of the House of Representatives; and one member
26 appointed by the Minority Leader of the House of

1 Representatives.

2 Six of the Board members shall be appointed by the
3 Director of the Department of Public Health, who shall
4 designate one of these appointed members as chair of the Board
5 at the time of his or her appointment. These 6 members
6 appointed by the Director shall reflect the population with
7 regard to ethnic, racial, and geographical composition and
8 shall include the following individuals: one breast cancer
9 survivor; one physician specializing in breast cancer or
10 related medical issues; one breast cancer researcher; one
11 representative from a breast cancer organization; one
12 individual who operates a patient navigation program at a
13 major hospital or health system; and one breast cancer
14 professional that may include, but not be limited to, a
15 genetics counselor, a social worker, a dietitian, an occupational
16 therapist, or a nurse.

17 A Board member whose term has expired may continue to
18 serve until a successor is appointed. ~~A Board member who is not~~
19 ~~a member of the General Assembly may serve 2 consecutive~~
20 ~~3-year terms and shall not be reappointed for 3 years after the~~
21 ~~completion of those consecutive terms.~~

22 (b) Board members shall serve without compensation but may
23 be reimbursed for their reasonable travel expenses incurred in
24 performing their duties from funds available for that purpose.
25 The Department shall provide staff and administrative support
26 services to the Board.

1 (c) The Board may advise:

2 (i) the Department of Revenue in designing and
3 promoting the Carolyn Adams Ticket For The Cure special
4 instant scratch-off lottery game;

5 (ii) the Department in reviewing grant applications;
6 and

7 (iii) the Director on the final award of grants from
8 amounts appropriated from the Carolyn Adams Ticket For The
9 Cure Grant Fund, to public or private entities in Illinois
10 that reflect the population with regard to ethnic, racial,
11 and geographic ~~geographical~~ composition for the purpose of
12 funding breast cancer research and supportive services for
13 breast cancer survivors and those impacted by breast
14 cancer and breast cancer education. In awarding grants,
15 the Department shall consider criteria that includes, but
16 is not limited to, projects and initiatives that address
17 disparities in incidence and mortality rates of breast
18 cancer, based on data from the Illinois Cancer Registry,
19 and populations facing barriers to care in accordance with
20 Section 21.5 of the Illinois Lottery Law.

21 (c-5) The Department shall submit a report to the Governor
22 and the General Assembly by December 31 of each year. The
23 report shall provide a summary of the Carolyn Adams Ticket for
24 the Cure lottery ticket sales, grants awarded, and the
25 accomplishments of the grantees.

26 (d) The Board is discontinued on June 30, 2027.

1 (Source: P.A. 99-917, eff. 12-30-16.)

2 Section 55. The Illinois Criminal Justice Information Act
3 is amended by changing Section 4 as follows:

4 (20 ILCS 3930/4) (from Ch. 38, par. 210-4)

5 Sec. 4. Illinois Criminal Justice Information Authority;
6 creation, membership, and meetings. There is created an
7 Illinois Criminal Justice Information Authority consisting of
8 25 members. The membership of the Authority shall consist of:

9 (1) the Illinois Attorney General, or the Illinois
10 Attorney General's his or her designee;

11 (2) the Director of Corrections or the Director's
12 designee;

13 (3) the Director of the Illinois State Police or the
14 Director's designee;

15 (4) the Director of Public Health or the Director's
16 designee;

17 (5) the Director of Children and Family Services or
18 the Director's designee;

19 (6) the Sheriff of Cook County or the Sheriff's
20 designee;

21 (7) the State's Attorney of Cook County or the State's
22 Attorney's designee;

23 (8) the clerk of the circuit court of Cook County or
24 the clerk's designee;

1 (9) the President of the Cook County Board of
2 Commissioners or the President's designee;

3 (10) the Superintendent of the Chicago Police
4 Department or the Superintendent's designee;

5 (11) the Director of the Office of the State's
6 Attorneys Appellate Prosecutor or the Director's
7 designee;

8 (12) the Executive Director of the Illinois Law
9 Enforcement Training Standards Board or the Executive
10 Director's designee;

11 (13) the State Appellate Defender or the State
12 Appellate Defender's designee;

13 (14) the Public Defender of Cook County or the Public
14 Defender's designee; and

15 (15) the following additional members, each of whom
16 shall be appointed by the Governor:

17 (A) a circuit court clerk;

18 (B) a sheriff;

19 (C) a State's Attorney of a county other than
20 Cook;

21 (D) a Public Defender of a county other than
22 Cook;

23 (E) a chief of police; and

24 (F) 6 members of the general public.

25 Members appointed on and after the effective date of this
26 amendatory Act of the 98th General Assembly shall be confirmed

1 by the Senate.

2 The Governor from time to time shall designate a Chairman
3 of the Authority from the membership. All members of the
4 Authority appointed by the Governor shall serve at the
5 pleasure of the Governor for a term not to exceed 4 years. The
6 initial appointed members of the Authority shall serve from
7 January, 1983 until the third Monday in January, 1987 or until
8 their successors are appointed.

9 The Authority shall meet at least quarterly, and all
10 meetings of the Authority shall be called by the Chairman.

11 (Source: P.A. 102-538, eff. 8-20-21.)

12 Section 60. The Blue-Ribbon Commission on Transportation
13 Infrastructure and Policy Act is amended by changing Sections
14 10, 15, 25, and 30 as follows:

15 (20 ILCS 4116/10)

16 (Section scheduled to be repealed on February 1, 2023)

17 Sec. 10. Commission created.

18 (a) The Blue-Ribbon Commission on Transportation
19 Infrastructure Funding and Policy is created within the
20 Department of Transportation consisting of members appointed
21 as follows:

22 (1) Four members of the House of Representatives, with
23 2 to be appointed by the Speaker of the House of
24 Representatives and 2 to be appointed by the Minority

1 Leader of the House of Representatives.

2 (2) Four members of the Senate, with 2 to be appointed
3 by the President of the Senate and 2 to be appointed by the
4 Minority Leader of the Senate.

5 (3) Eight members appointed by the Governor with the
6 advice and consent of the Senate.

7 (4) The chair of the Commission to be appointed by the
8 Governor from among his 8 appointments.

9 (b) Members shall have expertise, knowledge, or experience
10 in transportation infrastructure development, construction,
11 workforce, or policy. Members shall also represent a diverse
12 set of sectors, including the labor, engineering,
13 construction, transit, active transportation, rail, air, or
14 other sectors, and shall include participants of the
15 Disadvantaged Business Enterprise Program. No more than 2
16 appointees shall be members of the same sector.

17 (c) Members shall represent geographically diverse regions
18 of the State.

19 (d) Members shall be appointed by January 31, 2023 ~~May 31,~~
20 ~~2022~~.

21 (Source: P.A. 102-988, eff. 5-27-22.)

22 (20 ILCS 4116/15)

23 (Section scheduled to be repealed on February 1, 2023)

24 Sec. 15. Meetings. The Commission shall hold its first
25 meeting by February 15, 2023 ~~within 2 months from the~~

1 ~~effective date of this Act.~~ The Commission may conduct
2 meetings at such places and at such times as it may deem
3 necessary or convenient to enable it to exercise fully and
4 effectively its powers, perform its duties, and accomplish its
5 objectives and purposes.

6 (Source: P.A. 102-988, eff. 5-27-22.)

7 (20 ILCS 4116/25)

8 (Section scheduled to be repealed on February 1, 2023)

9 Sec. 25. Report. The Commission shall direct the Illinois
10 Department of Transportation to enter into a contract with a
11 third party to assist the Commission in producing a document
12 that evaluates the topics under this Act and outline formal
13 recommendations that can be acted upon by the General
14 Assembly. The Commission shall report a summary of its
15 activities and produce a final report of the data, findings,
16 and recommendations to the General Assembly by September 15,
17 2023 ~~January 31, 2023~~. The final report shall include
18 specific, actionable recommendations for legislation and
19 organizational adjustments. The final report may include
20 recommendations for pilot programs to test alternatives. The
21 final report and recommendations shall also include any
22 minority and individual views of task force members.

23 (Source: P.A. 102-988, eff. 5-27-22.)

24 (20 ILCS 4116/30)

1 (Section scheduled to be repealed on February 1, 2023)

2 Sec. 30. Repeal. This Commission is dissolved, and this
3 Act is repealed, on September 30, 2023 ~~February 1, 2023~~.

4 (Source: P.A. 102-988, eff. 5-27-22.)

5 Section 65. The Renewable Energy Component Recycling Task
6 Force Act is amended by changing Section 10 as follows:

7 (20 ILCS 4118/10)

8 (Section scheduled to be repealed on December 31, 2025)

9 Sec. 10. The Renewable Energy Component Recycling Task
10 Force.

11 (a) The Renewable Energy Component Recycling Task Force,
12 hereinafter referred to as the REC Recycling Task Force, is
13 hereby established.

14 (b) The REC Recycling Task Force shall consist of the
15 following members:

16 (1) The Director of the Environmental Protection
17 Agency or his or her designee;

18 (2) The Chair of the Illinois Commerce Commission or
19 his or her designee;

20 (3) The Director of the Illinois Power Agency or his
21 or her designee;

22 (4) Four members appointed by the Governor, including
23 one representing a solid waste disposal organization, one
24 representing a renewable energy organization, and one

1 representing an environmental advocacy organization;

2 (5) Two members appointed by the President of the
3 Senate, ~~one representing a solid waste disposal~~
4 ~~organization and one representing a renewable energy~~
5 ~~organization;~~

6 (6) Two members appointed by the Minority Leader of
7 the Senate, ~~one representing a solid waste disposal~~
8 ~~organization and one representing a renewable energy~~
9 ~~organization;~~

10 (7) Two members appointed by the Speaker of the House
11 of Representatives, ~~one representing a solid waste~~
12 ~~disposal organization and one representing a renewable~~
13 ~~energy organization;~~ and

14 (8) Two members appointed by the Minority Leader of
15 the House of Representatives, ~~one representing a solid~~
16 ~~waste disposal organization and one representing a~~
17 ~~renewable energy organization.~~

18 (c) The REC Recycling Task Force shall meet at the call of
19 the Chair at least quarterly to fulfill its duties under this
20 Act. At the first meeting of the REC Recycling Task Force, the
21 Task Force shall elect from among its members a Chair and such
22 other officers as it may choose.

23 (d) The Environmental Protection Agency shall coordinate
24 meetings for and provide other logistical assistance to the
25 REC Recycling Task Force. The Agency may, upon request by the
26 Task Force, arrange to have outside experts provide research

1 assistance, technical support, and assistance in the
2 preparation of reports for the REC Recycling Task Force.
3 Notwithstanding any law to the contrary, the Environmental
4 Protection Agency may use moneys from the Solid Waste
5 Management Fund to fulfill its obligations under this Section,
6 including any obligation it may have to arrange to have
7 outside experts provide support and assistance to the Task
8 Force pursuant to this subsection.

9 (e) Members of the REC Recycling Task Force shall serve
10 without compensation, but the Task Force may, within the
11 limits of any funds appropriated or otherwise made available
12 to it, reimburse its members for actual and necessary expenses
13 incurred in the discharge of their Task Force duties.

14 (Source: P.A. 102-1025, eff. 5-27-22.)

15 Section 70. The Illinois Indian American Advisory Council
16 Act is amended by changing Section 1, 5, 10, 15, 20, and 25 as
17 follows:

18 (20 ILCS 4120/1)

19 Sec. 1. Short title. This Act may be cited as the Illinois
20 South Asian ~~Indian~~ American Advisory Council Act.

21 (Source: P.A. 102-1058, eff. 1-1-23.)

22 (20 ILCS 4120/5)

23 Sec. 5. Definitions. As used in this Act:

1 "South Asian" ~~"Indian"~~ means a person descended from any
2 of the countries of the South Asian subcontinent ~~that are not~~
3 ~~primarily Muslim in character, including India, Bhutan, Nepal,~~
4 ~~and Sri Lanka.~~

5 "Council" means the Illinois South Asian ~~Indian~~ American
6 Advisory Council created by this Act.

7 (Source: P.A. 102-1058, eff. 1-1-23.)

8 (20 ILCS 4120/10)

9 Sec. 10. Illinois South Asian ~~Indian~~ American Advisory
10 Council. There is hereby created the Illinois South Asian
11 ~~Indian~~ American Advisory Council. The purpose of the Council
12 is to advise the Governor and the General Assembly on policy
13 issues impacting South Asian ~~Indian~~ Americans and immigrants;
14 to advance the role and civic participation of South Asian
15 ~~Indian~~ Americans in this State; to enhance trade and
16 cooperation between South Asian ~~Indian majority~~ countries and
17 this State; and, in cooperation with State agencies, boards,
18 and commissions, to build relationships with and disseminate
19 information to South Asian ~~Indian~~ American and immigrant
20 communities across this State.

21 (Source: P.A. 102-1058, eff. 1-1-23.)

22 (20 ILCS 4120/15)

23 Sec. 15. Council members.

24 (a) The Council shall consist of 21 voting members. The

1 Governor shall appoint one voting member, who shall act as the
2 chairperson of the Council and serve as the representative of
3 the Office of the Governor. The Governor, the President of the
4 Senate, the Speaker of the House of Representatives, the
5 Minority Leader of the Senate, and the Minority Leader of the
6 House of Representatives shall each appoint 4 members of the
7 public to the Council, who shall also serve as voting members.

8 (b) Appointing authorities shall ensure, to the maximum
9 extent practicable, that the Council is diverse with respect
10 to race, ethnicity, age, gender, faith, sexual orientation,
11 language, country of origin, and geography.

12 (c) Appointments to the Council shall be persons of
13 recognized ability and experience in one or more of the
14 following areas: higher education, business, international
15 trade, law, social services, human services, immigration,
16 refugee services, community development, or health care.

17 (d) Appointed members of the Council shall serve 2-year
18 terms. A member shall serve until his or her successor shall be
19 appointed. Members of the Council shall not be entitled to
20 compensation for their services as members.

21 (e) The following officials shall serve as ex officio,
22 nonvoting members of the Council: the Deputy Director of the
23 Office of Trade and Investment within the Department of
24 Commerce and Economic Opportunity, or his or her designee, and
25 the Chief of the Bureau of Refugee and Immigrant Services
26 within the Department of Human Services, or his or her

1 designee.

2 The following State agencies shall also each appoint a
3 liaison to serve as an ex officio, nonvoting member ~~members~~ of
4 the Council: the Department of Commerce and Economic
5 Opportunity, the Department of Financial and Professional
6 Regulation, the Department of Human Services, the Department
7 on Aging, the Department of Children and Family Services, the
8 Department of Healthcare and Family Services, the Department
9 of Public Health, the Department of Central Management
10 Services, the Illinois State Board of Education, the Illinois
11 Board of Higher Education, and the Illinois Community College
12 Board.

13 (f) The Council may establish committees that address
14 certain issues, including, but not limited to, communications,
15 economic development, and legislative affairs.

16 (g) (Blank). ~~The Office of the Governor shall provide~~
17 ~~administrative and technical support to the Council, including~~
18 ~~a staff member to serve as ethics officer.~~

19 (Source: P.A. 102-1058, eff. 1-1-23; revised 12-16-22.)

20 (20 ILCS 4120/20)

21 Sec. 20. Meetings. The Council shall meet at least once
22 per ~~each~~ calendar quarter. In addition, the Council may hold
23 up to 2 public hearings annually to assist in the development
24 of policy recommendations to the Governor and the General
25 Assembly. All meetings of the Council shall be conducted in

1 accordance with the Open Meetings Act. Eleven members of the
2 Council shall constitute a quorum.

3 (Source: P.A. 102-1058, eff. 1-1-23; revised 12-16-22.)

4 (20 ILCS 4120/25)

5 Sec. 25. Reports.

6 (a) The Council shall issue semi-annual reports on its
7 policy recommendations to the Governor and the General
8 Assembly by June 30th and December 31st of each year.

9 (b) The reports on policy recommendations shall focus on,
10 but are not limited to, the following: (i) policy issues
11 impacting South Asian ~~Indian~~-Americans and immigrants; (ii)
12 advancement of the role and civic participation of South Asian
13 ~~Indian~~ Americans in this State; (iii) enhancement of trade and
14 cooperation between South Asian ~~Indian-majority~~ countries and
15 this State; and (iv) building relationships with and
16 disseminating information to, in cooperation with State
17 agencies, boards, and commissions, South Asian ~~Indian~~ American
18 and immigrant communities across this State.

19 (Source: P.A. 102-1058, eff. 1-1-23.)

20 Section 75. The Hydrogen Economy Act is amended by
21 changing Section 95 as follows:

22 (20 ILCS 4122/95)

23 (Section scheduled to be repealed on June 1, 2023)

1 Sec. 95. Repealer. This Act is repealed on June 1, 2026
2 ~~2023~~.

3 (Source: P.A. 102-1086, eff. 6-10-22.)

4 Section 80. The Human Trafficking Task Force Act is
5 amended by changing Section 5 as follows:

6 (20 ILCS 5086/5)

7 (Section scheduled to be repealed on July 1, 2024)

8 Sec. 5. Human Trafficking Task Force created.

9 (a) There is created the Human Trafficking Task Force to
10 address the growing problem of human trafficking across this
11 State. The Human Trafficking Task Force shall consist of the
12 following persons:

13 (1) five ~~three~~ members of the House of
14 Representatives, appointed by the Speaker of the House of
15 Representatives;

16 (2) five ~~three~~ members of the House of
17 Representatives, appointed by the Minority Leader of the
18 House of Representatives;

19 (3) five ~~three~~ members of the Senate, appointed by the
20 President of the Senate;

21 (4) five ~~three~~ members of the Senate, appointed by the
22 Minority Leader of the Senate;

23 (5) one representative of the Cook County Human
24 Trafficking Task Force, appointed by the Governor; and

1 (6) one representative of the Central Illinois Human
2 Trafficking Task Force, appointed by the Governor.

3 (b) The Task Force shall include the following ex officio
4 members:

5 (1) the Director of the Illinois State Police, or his
6 or her designee;

7 (2) the Director of the Department of Children and
8 Family Services, or his or her designee;

9 (3) the Secretary of the Department of Human Services,
10 or his or her designee; and

11 (4) the Director of the Department of Healthcare and
12 Family Services, or his or her designee.

13 (c) Members of the Human Trafficking Task Force shall
14 serve without compensation.

15 (Source: P.A. 102-323, eff. 8-6-21.)

16 Section 85. The Illinois Muslim American Advisory Council
17 Act is amended by changing Section 20 as follows:

18 (20 ILCS 5110/20)

19 Sec. 20. Council members.

20 (a) The Council shall consist of 21 members. The Governor
21 shall appoint one member to be the representative of the
22 Office of the Governor. The Governor, the President of the
23 Senate, the Speaker of the House of Representatives, the
24 Minority Leader of the Senate, and the Minority Leader of the

1 House of Representatives shall also each appoint 4 public
2 members to the Council. The Governor shall select the
3 chairperson of the Council from among the members.

4 (b) Appointing authorities shall ensure, to the maximum
5 extent practicable, that the Council is diverse with respect
6 to race, ethnicity, age, gender, and geography.

7 (c) Appointments to the Council shall be persons of
8 recognized ability and experience in one or more of the
9 following areas: higher education, business, international
10 trade, law, social services, human services, immigration,
11 refugee services, community development, or healthcare.

12 (d) Members of the Council shall serve 2-year terms. A
13 member shall serve until his or her successor shall be
14 appointed. Members of the Council shall not be entitled to
15 compensation for their services as members.

16 (e) The following officials shall serve as ex officio
17 ~~ex-officio~~ members: the Deputy Director of the Office of Trade
18 and Investment within the Department of Commerce and Economic
19 Opportunity, or his or her designee, and the Chief of the
20 Bureau of Refugee and Immigrant Services within the Department
21 of Human Services, or his or her designee. In addition, the
22 Department on Aging, the Department of Children and Family
23 Services, the Department of Healthcare and Family Services,
24 the Department of Public Health, the Department of Central
25 Management Services, the Board of Education, the Board of
26 Higher Education, and the Community College Board shall each

1 appoint a liaison to serve as an ex officio ~~ex-officio~~ member
2 of the Council.

3 (f) The Council may establish committees that address
4 certain issues, including, but not limited to, communications,
5 economic development, and legislative affairs.

6 (g) (Blank). ~~The Office of the Governor shall provide~~
7 ~~administrative and technical support to the Council, including~~
8 ~~a staff member to serve as ethics officer.~~

9 (Source: P.A. 100-459, eff. 8-25-17.)

10 Section 90. The Metropolitan Pier and Exposition Authority
11 Act is amended by changing Section 14 as follows:

12 (70 ILCS 210/14) (from Ch. 85, par. 1234)

13 Sec. 14. Board; compensation. The governing and
14 administrative body of the Authority shall be a board known as
15 the Metropolitan Pier and Exposition Board. On the effective
16 date of this amendatory Act of the 96th General Assembly, the
17 Trustee shall assume the duties and powers of the Board for a
18 period of 18 months or until the Board is fully constituted,
19 whichever is later. Any action requiring Board approval shall
20 be deemed approved by the Board if the Trustee approves the
21 action in accordance with Section 14.5. Beginning the first
22 Monday of the month occurring 18 months after the effective
23 date of this amendatory Act of the 96th General Assembly and
24 until the effective date of this amendatory Act of the 102nd

1 General Assembly, the Board shall consist of 9 members. On and
2 after the effective date of this amendatory Act of the 102nd
3 General Assembly, the Board shall consist of 11 members. The
4 Governor shall appoint 5 4 members to the Board, subject to the
5 advice and consent of the Senate. The Mayor shall appoint 5 4
6 members to the Board. At least one member of the Board shall
7 represent the interests of labor, and at least one member of
8 the Board shall represent the interests of the convention
9 industry. A majority of the members appointed by the Governor
10 and Mayor shall appoint a ninth member to serve as the
11 chairperson until the chairperson's term expires on or after
12 the effective date of this amendatory Act of the 102nd General
13 Assembly, at which time, a majority of the members appointed
14 by the Governor and Mayor shall appoint an eleventh member to
15 serve as the chairperson. The Board shall be fully constituted
16 when a quorum has been appointed. The members of the board
17 shall be individuals of generally recognized ability and
18 integrity. No member of the Board may be (i) an officer or
19 employee of, or a member of a board, commission or authority
20 of, the State, any unit of local government or any school
21 district or (ii) a person who served on the Board prior to the
22 effective date of this amendatory Act of the 96th General
23 Assembly.

24 Of the initial members appointed by the Governor, one
25 shall serve for a term expiring June 1, 2013, one shall serve
26 for a term expiring June 1, 2014, one shall serve for a term

1 expiring June 1, 2015, and one shall serve for a term expiring
2 June 1, 2016, as determined by the Governor. Of the initial
3 members appointed by the Mayor, one shall serve for a term
4 expiring June 1, 2013, one shall serve for a term expiring June
5 1, 2014, one shall serve for a term expiring June 1, 2015, and
6 one shall serve for a term expiring June 1, 2016, as determined
7 by the Mayor. The initial chairperson appointed by the Board
8 shall serve a term for a term expiring June 1, 2015. Additional
9 members of the Board appointed pursuant to this amendatory Act
10 of the 102nd General Assembly shall serve for a term expiring
11 on June 1, 2026. Successors shall be appointed to 4-year
12 terms.

13 Members of the Board shall serve without compensation, but
14 shall be reimbursed for actual expenses incurred by them in
15 the performance of their duties. All members of the Board and
16 employees of the Authority are subject to the Illinois
17 Governmental Ethics Act, in accordance with its terms.

18 (Source: P.A. 102-699, eff. 4-19-22.)

19 Section 95. The Alexander-Cairo Port District Act is
20 amended by changing Sections 95, 100, and 115 as follows:

21 (70 ILCS 1801/95)

22 Sec. 95. Board members. The governing and administrative
23 body of the Port District shall be a Board consisting of 9 ~~7~~
24 members, to be known as the Alexander-Cairo Port District

1 Board. All members of the Board shall be residents of the
2 District, except the member with wetlands mitigation
3 experience and the member with economic development experience
4 do not need to be residents of the District. The members of the
5 Board shall serve without compensation but shall be reimbursed
6 for actual expenses incurred by them in the performance of
7 their duties. However, any member of the Board who is
8 appointed to the office of secretary or treasurer may receive
9 compensation for his or her services as such officer. No
10 member of the Board or employee of the District shall have any
11 private financial interest, profit, or benefit in any
12 contract, work, or business of the District nor in the sale or
13 lease of any property to or from the District.

14 (Source: P.A. 96-1015, eff. 7-8-10.)

15 (70 ILCS 1801/100)

16 Sec. 100. Board appointments; terms. The Governor shall
17 appoint 6 ~~4~~ members of the Board, including one member with
18 wetlands mitigation experience and one member with economic
19 development experience. The member with wetlands mitigation
20 experience and the member with economic development experience
21 do not need to be residents of the District. The ~~the~~ Mayor of
22 the City of Cairo shall appoint one member of the Board, and
23 the chairperson of the Alexander County Board, with the advice
24 and consent of the Alexander County Board, shall appoint 2
25 members of the Board. All initial appointments shall be made

1 within 60 days after this Act takes effect. Of the 4 members
2 initially appointed by the Governor, 2 shall be appointed for
3 initial terms expiring June 1, 2012 and 2 shall be appointed
4 for initial terms expiring June 1, 2013. The term of the member
5 initially appointed by the Mayor shall expire June 1, 2013. Of
6 the 2 members appointed by the Alexander County Board
7 Chairperson, one shall be appointed for an initial term
8 expiring June 1, 2012, and one shall be appointed for an
9 initial term expiring June 1, 2013. Additional members of the
10 Board appointed pursuant to this amendatory Act of the 102nd
11 General Assembly shall serve for a term expiring on June 1,
12 2025. At the expiration of the term of any member, his or her
13 successor shall be appointed by the Governor, Mayor, or
14 Alexander County Board Chairperson in like manner and with
15 like regard to the place of residence of the appointee, as in
16 the case of appointments for the initial terms.

17 After the expiration of initial terms, each successor
18 shall hold office for the term of 3 years beginning the first
19 day of June of the year in which the term of office commences.
20 In the case of a vacancy during the term of office of any
21 member appointed by the Governor, the Governor shall make an
22 appointment for the remainder of the term vacant and until a
23 successor is appointed and qualified. In the case of a vacancy
24 during the term of office of any member appointed by the Mayor,
25 the Mayor shall make an appointment for the remainder of the
26 term vacant and until a successor is appointed and qualified.

1 In the case of a vacancy during the term of office of any
2 member appointed by the Alexander County Board Chairperson,
3 the Alexander County Board Chairperson shall make an
4 appointment for the remainder of the term vacant and until a
5 successor is appointed and qualified. The Governor, Mayor, and
6 Alexander County Board Chairperson shall certify their
7 respective appointments to the Secretary of State. Within 30
8 days after certification of his or her appointment, and before
9 entering upon the duties of his or her office, each member of
10 the Board shall take and subscribe the constitutional oath of
11 office and file it in the office of the Secretary of State.

12 (Source: P.A. 96-1015, eff. 7-8-10.)

13 (70 ILCS 1801/115)

14 Sec. 115. Meetings. Regular meetings of the Board shall be
15 held at least once in each calendar month, the time and place
16 of the meetings to be fixed by the Board. Five ~~Four~~ members of
17 the Board shall constitute a quorum for the transaction of
18 business. All action of the Board shall be by ordinance or
19 resolution and the affirmative vote of at least 5 ~~4~~ members
20 shall be necessary for the adoption of any ordinance or
21 resolution. All such ordinances and resolutions before taking
22 effect shall be approved by the chairperson of the Board, and
23 if he or she approves, the chairperson shall sign the same, and
24 if the chairperson does not approve, the chairperson shall
25 return to the Board with his or her objections in writing at

1 the next regular meeting of the Board occurring after the
2 passage. But in the case the chairperson fails to return any
3 ordinance or resolution with his or her objections within the
4 prescribed time, the chairperson shall be deemed to have
5 approved the ordinance, and it shall take effect accordingly.
6 Upon the return of any ordinance or resolution by the
7 chairperson with his or her objections, the vote shall be
8 reconsidered by the Board, and if, upon reconsideration of the
9 ordinance or resolution, it is passed by the affirmative vote
10 of at least 5 members, it shall go into effect notwithstanding
11 the veto of the chairperson. All ordinances, resolutions, and
12 proceedings of the District and all documents and records in
13 its possession shall be public records, and open to public
14 inspection, except for documents and records that are kept or
15 prepared by the Board for use in negotiations, legal actions,
16 or proceedings to which the District is a party.

17 (Source: P.A. 96-1015, eff. 7-8-10.)

18 Section 100. The Illinois Gambling Act is amended by
19 changing Section 5 as follows:

20 (230 ILCS 10/5) (from Ch. 120, par. 2405)

21 Sec. 5. Gaming Board.

22 (a) (1) There is hereby established the Illinois Gaming
23 Board, which shall have the powers and duties specified in
24 this Act, and all other powers necessary and proper to fully

1 and effectively execute this Act for the purpose of
2 administering, regulating, and enforcing the system of
3 riverboat and casino gambling established by this Act and
4 gaming pursuant to an organization gaming license issued under
5 this Act. Its jurisdiction shall extend under this Act to
6 every person, association, corporation, partnership and trust
7 involved in riverboat and casino gambling operations and
8 gaming pursuant to an organization gaming license issued under
9 this Act in the State of Illinois.

10 (2) The Board shall consist of 5 members to be appointed by
11 the Governor with the advice and consent of the Senate, one of
12 whom shall be designated by the Governor to be chairperson.
13 Each member shall have a reasonable knowledge of the practice,
14 procedure and principles of gambling operations. Each member
15 shall either be a resident of Illinois or shall certify that he
16 or she will become a resident of Illinois before taking
17 office.

18 On and after the effective date of this amendatory Act of
19 the 101st General Assembly, new appointees to the Board must
20 include the following:

21 (A) One member who has received, at a minimum, a
22 bachelor's degree from an accredited school and at least
23 10 years of verifiable experience in the fields of
24 investigation and law enforcement.

25 (B) One member ~~who is a certified public accountant~~
26 with experience in auditing and with knowledge of complex

1 corporate structures and transactions.

2 (C) One member who has 5 years' experience as a
3 principal, senior officer, or director of a company or
4 business with either material responsibility for the daily
5 operations and management of the overall company or
6 business or material responsibility for the policy making
7 of the company or business.

8 (D) One member who is an attorney licensed to practice
9 law in Illinois for at least 5 years.

10 Notwithstanding any provision of this subsection (a), the
11 requirements of subparagraphs (A) through (D) of this
12 paragraph (2) shall not apply to any person reappointed
13 pursuant to paragraph (3).

14 No more than 3 members of the Board may be from the same
15 political party. No Board member shall, within a period of one
16 year immediately preceding nomination, have been employed or
17 received compensation or fees for services from a person or
18 entity, or its parent or affiliate, that has engaged in
19 business with the Board, a licensee, or a licensee under the
20 Illinois Horse Racing Act of 1975. Board members must publicly
21 disclose all prior affiliations with gaming interests,
22 including any compensation, fees, bonuses, salaries, and other
23 reimbursement received from a person or entity, or its parent
24 or affiliate, that has engaged in business with the Board, a
25 licensee, or a licensee under the Illinois Horse Racing Act of
26 1975. This disclosure must be made within 30 days after

1 nomination but prior to confirmation by the Senate and must be
2 made available to the members of the Senate.

3 (3) The terms of office of the Board members shall be 3
4 years, except that the terms of office of the initial Board
5 members appointed pursuant to this Act will commence from the
6 effective date of this Act and run as follows: one for a term
7 ending July 1, 1991, 2 for a term ending July 1, 1992, and 2
8 for a term ending July 1, 1993. Upon the expiration of the
9 foregoing terms, the successors of such members shall serve a
10 term for 3 years and until their successors are appointed and
11 qualified for like terms. Vacancies in the Board shall be
12 filled for the unexpired term in like manner as original
13 appointments. Each member of the Board shall be eligible for
14 reappointment at the discretion of the Governor with the
15 advice and consent of the Senate.

16 (4) Each member of the Board shall receive \$300 for each
17 day the Board meets and for each day the member conducts any
18 hearing pursuant to this Act. Each member of the Board shall
19 also be reimbursed for all actual and necessary expenses and
20 disbursements incurred in the execution of official duties.

21 (5) No person shall be appointed a member of the Board or
22 continue to be a member of the Board who is, or whose spouse,
23 child or parent is, a member of the board of directors of, or a
24 person financially interested in, any gambling operation
25 subject to the jurisdiction of this Board, or any race track,
26 race meeting, racing association or the operations thereof

1 subject to the jurisdiction of the Illinois Racing Board. No
2 Board member shall hold any other public office. No person
3 shall be a member of the Board who is not of good moral
4 character or who has been convicted of, or is under indictment
5 for, a felony under the laws of Illinois or any other state, or
6 the United States.

7 (5.5) No member of the Board shall engage in any political
8 activity. For the purposes of this Section, "political" means
9 any activity in support of or in connection with any campaign
10 for federal, State, or local elective office or any political
11 organization, but does not include activities (i) relating to
12 the support or opposition of any executive, legislative, or
13 administrative action (as those terms are defined in Section 2
14 of the Lobbyist Registration Act), (ii) relating to collective
15 bargaining, or (iii) that are otherwise in furtherance of the
16 person's official State duties or governmental and public
17 service functions.

18 (6) Any member of the Board may be removed by the Governor
19 for neglect of duty, misfeasance, malfeasance, or nonfeasance
20 in office or for engaging in any political activity.

21 (7) Before entering upon the discharge of the duties of
22 his office, each member of the Board shall take an oath that he
23 will faithfully execute the duties of his office according to
24 the laws of the State and the rules and regulations adopted
25 therewith and shall give bond to the State of Illinois,
26 approved by the Governor, in the sum of \$25,000. Every such

1 bond, when duly executed and approved, shall be recorded in
2 the office of the Secretary of State. Whenever the Governor
3 determines that the bond of any member of the Board has become
4 or is likely to become invalid or insufficient, he shall
5 require such member forthwith to renew his bond, which is to be
6 approved by the Governor. Any member of the Board who fails to
7 take oath and give bond within 30 days from the date of his
8 appointment, or who fails to renew his bond within 30 days
9 after it is demanded by the Governor, shall be guilty of
10 neglect of duty and may be removed by the Governor. The cost of
11 any bond given by any member of the Board under this Section
12 shall be taken to be a part of the necessary expenses of the
13 Board.

14 (7.5) For the examination of all mechanical,
15 electromechanical, or electronic table games, slot machines,
16 slot accounting systems, sports wagering systems, and other
17 electronic gaming equipment, and the field inspection of such
18 systems, games, and machines, for compliance with this Act,
19 the Board shall utilize the services of independent outside
20 testing laboratories that have been accredited in accordance
21 with ISO/IEC 17025 by an accreditation body that is a
22 signatory to the International Laboratory Accreditation
23 Cooperation Mutual Recognition Agreement signifying they are
24 qualified to perform such examinations. Notwithstanding any
25 law to the contrary, the Board shall consider the licensing of
26 independent outside testing laboratory applicants in

1 accordance with procedures established by the Board by rule.
2 The Board shall not withhold its approval of an independent
3 outside testing laboratory license applicant that has been
4 accredited as required under this paragraph (7.5) and is
5 licensed in gaming jurisdictions comparable to Illinois. Upon
6 the finalization of required rules, the Board shall license
7 independent testing laboratories and accept the test reports
8 of any licensed testing laboratory of the system's, game's, or
9 machine manufacturer's choice, notwithstanding the existence
10 of contracts between the Board and any independent testing
11 laboratory.

12 (8) The Board shall employ such personnel as may be
13 necessary to carry out its functions and shall determine the
14 salaries of all personnel, except those personnel whose
15 salaries are determined under the terms of a collective
16 bargaining agreement. No person shall be employed to serve the
17 Board who is, or whose spouse, parent or child is, an official
18 of, or has a financial interest in or financial relation with,
19 any operator engaged in gambling operations within this State
20 or any organization engaged in conducting horse racing within
21 this State. For the one year immediately preceding employment,
22 an employee shall not have been employed or received
23 compensation or fees for services from a person or entity, or
24 its parent or affiliate, that has engaged in business with the
25 Board, a licensee, or a licensee under the Illinois Horse
26 Racing Act of 1975. Any employee violating these prohibitions

1 shall be subject to termination of employment.

2 (9) An Administrator shall perform any and all duties that
3 the Board shall assign him. The salary of the Administrator
4 shall be determined by the Board and, in addition, he shall be
5 reimbursed for all actual and necessary expenses incurred by
6 him in discharge of his official duties. The Administrator
7 shall keep records of all proceedings of the Board and shall
8 preserve all records, books, documents and other papers
9 belonging to the Board or entrusted to its care. The
10 Administrator shall devote his full time to the duties of the
11 office and shall not hold any other office or employment.

12 (b) The Board shall have general responsibility for the
13 implementation of this Act. Its duties include, without
14 limitation, the following:

15 (1) To decide promptly and in reasonable order all
16 license applications. Any party aggrieved by an action of
17 the Board denying, suspending, revoking, restricting or
18 refusing to renew a license may request a hearing before
19 the Board. A request for a hearing must be made to the
20 Board in writing within 5 days after service of notice of
21 the action of the Board. Notice of the action of the Board
22 shall be served either by personal delivery or by
23 certified mail, postage prepaid, to the aggrieved party.
24 Notice served by certified mail shall be deemed complete
25 on the business day following the date of such mailing.
26 The Board shall conduct any such hearings promptly and in

1 reasonable order;

2 (2) To conduct all hearings pertaining to civil
3 violations of this Act or rules and regulations
4 promulgated hereunder;

5 (3) To promulgate such rules and regulations as in its
6 judgment may be necessary to protect or enhance the
7 credibility and integrity of gambling operations
8 authorized by this Act and the regulatory process
9 hereunder;

10 (4) To provide for the establishment and collection of
11 all license and registration fees and taxes imposed by
12 this Act and the rules and regulations issued pursuant
13 hereto. All such fees and taxes shall be deposited into
14 the State Gaming Fund;

15 (5) To provide for the levy and collection of
16 penalties and fines for the violation of provisions of
17 this Act and the rules and regulations promulgated
18 hereunder. All such fines and penalties shall be deposited
19 into the Education Assistance Fund, created by Public Act
20 86-0018, of the State of Illinois;

21 (6) To be present through its inspectors and agents
22 any time gambling operations are conducted on any
23 riverboat, in any casino, or at any organization gaming
24 facility for the purpose of certifying the revenue
25 thereof, receiving complaints from the public, and
26 conducting such other investigations into the conduct of

1 the gambling games and the maintenance of the equipment as
2 from time to time the Board may deem necessary and proper;

3 (7) To review and rule upon any complaint by a
4 licensee regarding any investigative procedures of the
5 State which are unnecessarily disruptive of gambling
6 operations. The need to inspect and investigate shall be
7 presumed at all times. The disruption of a licensee's
8 operations shall be proved by clear and convincing
9 evidence, and establish that: (A) the procedures had no
10 reasonable law enforcement purposes, and (B) the
11 procedures were so disruptive as to unreasonably inhibit
12 gambling operations;

13 (8) To hold at least one meeting each quarter of the
14 fiscal year. In addition, special meetings may be called
15 by the Chairman or any 2 Board members upon 72 hours
16 written notice to each member. All Board meetings shall be
17 subject to the Open Meetings Act. Three members of the
18 Board shall constitute a quorum, and 3 votes shall be
19 required for any final determination by the Board. The
20 Board shall keep a complete and accurate record of all its
21 meetings. A majority of the members of the Board shall
22 constitute a quorum for the transaction of any business,
23 for the performance of any duty, or for the exercise of any
24 power which this Act requires the Board members to
25 transact, perform or exercise en banc, except that, upon
26 order of the Board, one of the Board members or an

1 administrative law judge designated by the Board may
2 conduct any hearing provided for under this Act or by
3 Board rule and may recommend findings and decisions to the
4 Board. The Board member or administrative law judge
5 conducting such hearing shall have all powers and rights
6 granted to the Board in this Act. The record made at the
7 time of the hearing shall be reviewed by the Board, or a
8 majority thereof, and the findings and decision of the
9 majority of the Board shall constitute the order of the
10 Board in such case;

11 (9) To maintain records which are separate and
12 distinct from the records of any other State board or
13 commission. Such records shall be available for public
14 inspection and shall accurately reflect all Board
15 proceedings;

16 (10) To file a written annual report with the Governor
17 on or before July 1 each year and such additional reports
18 as the Governor may request. The annual report shall
19 include a statement of receipts and disbursements by the
20 Board, actions taken by the Board, and any additional
21 information and recommendations which the Board may deem
22 valuable or which the Governor may request;

23 (11) (Blank);

24 (12) (Blank);

25 (13) To assume responsibility for administration and
26 enforcement of the Video Gaming Act;

1 (13.1) To assume responsibility for the administration
2 and enforcement of operations at organization gaming
3 facilities pursuant to this Act and the Illinois Horse
4 Racing Act of 1975;

5 (13.2) To assume responsibility for the administration
6 and enforcement of the Sports Wagering Act; and

7 (14) To adopt, by rule, a code of conduct governing
8 Board members and employees that ensure, to the maximum
9 extent possible, that persons subject to this Code avoid
10 situations, relationships, or associations that may
11 represent or lead to a conflict of interest.

12 Internal controls and changes submitted by licensees must
13 be reviewed and either approved or denied with cause within 90
14 days after receipt of submission is deemed final by the
15 Illinois Gaming Board. In the event an internal control
16 submission or change does not meet the standards set by the
17 Board, staff of the Board must provide technical assistance to
18 the licensee to rectify such deficiencies within 90 days after
19 the initial submission and the revised submission must be
20 reviewed and approved or denied with cause within 90 days
21 after the date the revised submission is deemed final by the
22 Board. For the purposes of this paragraph, "with cause" means
23 that the approval of the submission would jeopardize the
24 integrity of gaming. In the event the Board staff has not acted
25 within the timeframe, the submission shall be deemed approved.

26 (c) The Board shall have jurisdiction over and shall

1 supervise all gambling operations governed by this Act. The
2 Board shall have all powers necessary and proper to fully and
3 effectively execute the provisions of this Act, including, but
4 not limited to, the following:

5 (1) To investigate applicants and determine the
6 eligibility of applicants for licenses and to select among
7 competing applicants the applicants which best serve the
8 interests of the citizens of Illinois.

9 (2) To have jurisdiction and supervision over all
10 riverboat gambling operations authorized under this Act
11 and all persons in places where gambling operations are
12 conducted.

13 (3) To promulgate rules and regulations for the
14 purpose of administering the provisions of this Act and to
15 prescribe rules, regulations and conditions under which
16 all gambling operations subject to this Act shall be
17 conducted. Such rules and regulations are to provide for
18 the prevention of practices detrimental to the public
19 interest and for the best interests of riverboat gambling,
20 including rules and regulations regarding the inspection
21 of organization gaming facilities, casinos, and
22 riverboats, and the review of any permits or licenses
23 necessary to operate a riverboat, casino, or organization
24 gaming facility under any laws or regulations applicable
25 to riverboats, casinos, or organization gaming facilities
26 and to impose penalties for violations thereof.

1 (4) To enter the office, riverboats, casinos,
2 organization gaming facilities, and other facilities, or
3 other places of business of a licensee, where evidence of
4 the compliance or noncompliance with the provisions of
5 this Act is likely to be found.

6 (5) To investigate alleged violations of this Act or
7 the rules of the Board and to take appropriate
8 disciplinary action against a licensee or a holder of an
9 occupational license for a violation, or institute
10 appropriate legal action for enforcement, or both.

11 (6) To adopt standards for the licensing of all
12 persons and entities under this Act, as well as for
13 electronic or mechanical gambling games, and to establish
14 fees for such licenses.

15 (7) To adopt appropriate standards for all
16 organization gaming facilities, riverboats, casinos, and
17 other facilities authorized under this Act.

18 (8) To require that the records, including financial
19 or other statements of any licensee under this Act, shall
20 be kept in such manner as prescribed by the Board and that
21 any such licensee involved in the ownership or management
22 of gambling operations submit to the Board an annual
23 balance sheet and profit and loss statement, list of the
24 stockholders or other persons having a 1% or greater
25 beneficial interest in the gambling activities of each
26 licensee, and any other information the Board deems

1 necessary in order to effectively administer this Act and
2 all rules, regulations, orders and final decisions
3 promulgated under this Act.

4 (9) To conduct hearings, issue subpoenas for the
5 attendance of witnesses and subpoenas duces tecum for the
6 production of books, records and other pertinent documents
7 in accordance with the Illinois Administrative Procedure
8 Act, and to administer oaths and affirmations to the
9 witnesses, when, in the judgment of the Board, it is
10 necessary to administer or enforce this Act or the Board
11 rules.

12 (10) To prescribe a form to be used by any licensee
13 involved in the ownership or management of gambling
14 operations as an application for employment for their
15 employees.

16 (11) To revoke or suspend licenses, as the Board may
17 see fit and in compliance with applicable laws of the
18 State regarding administrative procedures, and to review
19 applications for the renewal of licenses. The Board may
20 suspend an owners license or an organization gaming
21 license without notice or hearing upon a determination
22 that the safety or health of patrons or employees is
23 jeopardized by continuing a gambling operation conducted
24 under that license. The suspension may remain in effect
25 until the Board determines that the cause for suspension
26 has been abated. The Board may revoke an owners license or

1 organization gaming license upon a determination that the
2 licensee has not made satisfactory progress toward abating
3 the hazard.

4 (12) To eject or exclude or authorize the ejection or
5 exclusion of, any person from gambling facilities where
6 that person is in violation of this Act, rules and
7 regulations thereunder, or final orders of the Board, or
8 where such person's conduct or reputation is such that his
9 or her presence within the gambling facilities may, in the
10 opinion of the Board, call into question the honesty and
11 integrity of the gambling operations or interfere with the
12 orderly conduct thereof; provided that the propriety of
13 such ejection or exclusion is subject to subsequent
14 hearing by the Board.

15 (13) To require all licensees of gambling operations
16 to utilize a cashless wagering system whereby all players'
17 money is converted to tokens, electronic cards, or chips
18 which shall be used only for wagering in the gambling
19 establishment.

20 (14) (Blank).

21 (15) To suspend, revoke or restrict licenses, to
22 require the removal of a licensee or an employee of a
23 licensee for a violation of this Act or a Board rule or for
24 engaging in a fraudulent practice, and to impose civil
25 penalties of up to \$5,000 against individuals and up to
26 \$10,000 or an amount equal to the daily gross receipts,

1 whichever is larger, against licensees for each violation
2 of any provision of the Act, any rules adopted by the
3 Board, any order of the Board or any other action which, in
4 the Board's discretion, is a detriment or impediment to
5 gambling operations.

6 (16) To hire employees to gather information, conduct
7 investigations and carry out any other tasks contemplated
8 under this Act.

9 (17) To establish minimum levels of insurance to be
10 maintained by licensees.

11 (18) To authorize a licensee to sell or serve
12 alcoholic liquors, wine or beer as defined in the Liquor
13 Control Act of 1934 on board a riverboat or in a casino and
14 to have exclusive authority to establish the hours for
15 sale and consumption of alcoholic liquor on board a
16 riverboat or in a casino, notwithstanding any provision of
17 the Liquor Control Act of 1934 or any local ordinance, and
18 regardless of whether the riverboat makes excursions. The
19 establishment of the hours for sale and consumption of
20 alcoholic liquor on board a riverboat or in a casino is an
21 exclusive power and function of the State. A home rule
22 unit may not establish the hours for sale and consumption
23 of alcoholic liquor on board a riverboat or in a casino.
24 This subdivision (18) is a denial and limitation of home
25 rule powers and functions under subsection (h) of Section
26 6 of Article VII of the Illinois Constitution.

1 (19) After consultation with the U.S. Army Corps of
2 Engineers, to establish binding emergency orders upon the
3 concurrence of a majority of the members of the Board
4 regarding the navigability of water, relative to
5 excursions, in the event of extreme weather conditions,
6 acts of God or other extreme circumstances.

7 (20) To delegate the execution of any of its powers
8 under this Act for the purpose of administering and
9 enforcing this Act and the rules adopted by the Board.

10 (20.5) To approve any contract entered into on its
11 behalf.

12 (20.6) To appoint investigators to conduct
13 investigations, searches, seizures, arrests, and other
14 duties imposed under this Act, as deemed necessary by the
15 Board. These investigators have and may exercise all of
16 the rights and powers of peace officers, provided that
17 these powers shall be limited to offenses or violations
18 occurring or committed in a casino, in an organization
19 gaming facility, or on a riverboat or dock, as defined in
20 subsections (d) and (f) of Section 4, or as otherwise
21 provided by this Act or any other law.

22 (20.7) To contract with the Illinois State Police for
23 the use of trained and qualified State police officers and
24 with the Department of Revenue for the use of trained and
25 qualified Department of Revenue investigators to conduct
26 investigations, searches, seizures, arrests, and other

1 duties imposed under this Act and to exercise all of the
2 rights and powers of peace officers, provided that the
3 powers of Department of Revenue investigators under this
4 subdivision (20.7) shall be limited to offenses or
5 violations occurring or committed in a casino, in an
6 organization gaming facility, or on a riverboat or dock,
7 as defined in subsections (d) and (f) of Section 4, or as
8 otherwise provided by this Act or any other law. In the
9 event the Illinois State Police or the Department of
10 Revenue is unable to fill contracted police or
11 investigative positions, the Board may appoint
12 investigators to fill those positions pursuant to
13 subdivision (20.6).

14 (21) To adopt rules concerning the conduct of gaming
15 pursuant to an organization gaming license issued under
16 this Act.

17 (22) To have the same jurisdiction and supervision
18 over casinos and organization gaming facilities as the
19 Board has over riverboats, including, but not limited to,
20 the power to (i) investigate, review, and approve
21 contracts as that power is applied to riverboats, (ii)
22 adopt rules for administering the provisions of this Act,
23 (iii) adopt standards for the licensing of all persons
24 involved with a casino or organization gaming facility,
25 (iv) investigate alleged violations of this Act by any
26 person involved with a casino or organization gaming

1 facility, and (v) require that records, including
2 financial or other statements of any casino or
3 organization gaming facility, shall be kept in such manner
4 as prescribed by the Board.

5 (23) To take any other action as may be reasonable or
6 appropriate to enforce this Act and the rules adopted by
7 the Board.

8 (d) The Board may seek and shall receive the cooperation
9 of the Illinois State Police in conducting background
10 investigations of applicants and in fulfilling its
11 responsibilities under this Section. Costs incurred by the
12 Illinois State Police as a result of such cooperation shall be
13 paid by the Board in conformance with the requirements of
14 Section 2605-400 of the Illinois State Police Law.

15 (e) The Board must authorize to each investigator and to
16 any other employee of the Board exercising the powers of a
17 peace officer a distinct badge that, on its face, (i) clearly
18 states that the badge is authorized by the Board and (ii)
19 contains a unique identifying number. No other badge shall be
20 authorized by the Board.

21 (Source: P.A. 101-31, eff. 6-28-19; 102-538, eff. 8-20-21.)

22 Section 105. The Environmental Justice Act is amended by
23 changing Section 10 as follows:

24 (415 ILCS 155/10)

1 Sec. 10. Commission on Environmental Justice.

2 (a) The Commission on Environmental Justice is established
3 and consists of the following 24 voting members:

4 (1) 2 members of the Senate, one appointed by the
5 President of the Senate and the other by the Minority
6 Leader of the Senate, each to serve at the pleasure of the
7 appointing officer;

8 (2) 2 members of the House of Representatives, one
9 appointed by the Speaker of the House of Representatives
10 and the other by the Minority Leader of the House of
11 Representatives, each to serve at the pleasure of the
12 appointing officer;

13 (3) the following ex officio members: the Director of
14 Commerce and Economic Opportunity or his or her designee,
15 the Director of the Environmental Protection Agency or his
16 or her designee, the Director of Natural Resources or his
17 or her designee, the Director of Public Health or his or
18 her designee, the Secretary of Transportation or his or
19 her designee, and a representative of the housing office
20 of the Department of Human Services appointed by the
21 Secretary of Human Services; and

22 (4) 14 members appointed by the Governor who represent
23 the following interests:

24 (i) at least 4 members of affected communities
25 concerned with environmental justice;

26 (ii) at least 2 members of business organizations

1 including one member representing a statewide
2 organization representing manufacturers and one member
3 representing an organization representing the energy
4 sector;

5 (iii) environmental organizations;

6 (iv) experts on environmental health and
7 environmental justice;

8 (v) units of local government;

9 (vi) members of the general public who have an
10 interest or expertise in environmental justice; and

11 (vii) at least 2 members of labor organizations
12 including one member from a statewide labor federation
13 representing more than one international union and one
14 member from an organization representing workers in
15 the energy sector.

16 (b) Of the initial members of the Commission appointed
17 by the Governor, 5 shall serve for a 2-year term and 5
18 shall serve for a 1-year term, as designated by the
19 Governor at the time of appointment. ~~The Thereafter, the~~
20 members appointed by the Governor for terms beginning
21 before the effective date of this amendatory Act of the
22 102nd General Assembly shall serve 2-year terms. Members
23 appointed by the Governor for terms beginning on or after
24 the effective date of this amendatory Act of the 102nd
25 General Assembly shall serve 4-year terms. Vacancies shall
26 be filled in the same manner as appointments. Members of

1 the Commission appointed by the Governor may not receive
2 compensation for their service on the Commission and are
3 not entitled to reimbursement for expenses.

4 (c) The Governor shall designate a Chairperson from among
5 the Commission's members. The Commission shall meet at the
6 call of the Chairperson, but no later than 90 days after the
7 effective date of this Act and at least quarterly thereafter.

8 (d) The Commission shall:

9 (1) advise State entities on environmental justice and
10 related community issues;

11 (2) review and analyze the impact of current State
12 laws and policies on the issue of environmental justice
13 and sustainable communities;

14 (3) assess the adequacy of State and local laws to
15 address the issue of environmental justice and sustainable
16 communities;

17 (4) develop criteria to assess whether communities in
18 the State may be experiencing environmental justice
19 issues; and

20 (5) recommend options to the Governor for addressing
21 issues, concerns, or problems related to environmental
22 justice that surface after reviewing State laws and
23 policies, including prioritizing areas of the State that
24 need immediate attention.

25 (e) On or before October 1, 2011 and each October 1
26 thereafter, the Commission shall report its findings and

1 recommendations to the Governor and General Assembly.

2 (f) The Environmental Protection Agency shall provide
3 administrative and other support to the Commission.

4 (Source: P.A. 99-541, eff. 1-1-17.)

5 Section 110. The Firearm Owners Identification Card Act is
6 amended by changing Section 10 as follows:

7 (430 ILCS 65/10) (from Ch. 38, par. 83-10)

8 Sec. 10. Appeals; hearing; relief from firearm
9 prohibitions.

10 (a) Whenever an application for a Firearm Owner's
11 Identification Card is denied or whenever such a Card is
12 revoked or seized as provided for in Section 8 of this Act, the
13 aggrieved party may (1) file a record challenge with the
14 Director regarding the record upon which the decision to deny
15 or revoke the Firearm Owner's Identification Card was based
16 under subsection (a-5); or (2) appeal to the Director of the
17 Illinois State Police through December 31, 2022, or beginning
18 January 1, 2023, the Firearm Owner's Identification Card
19 Review Board for a hearing seeking relief from such denial or
20 revocation unless the denial or revocation was based upon a
21 forcible felony, stalking, aggravated stalking, domestic
22 battery, any violation of the Illinois Controlled Substances
23 Act, the Methamphetamine Control and Community Protection Act,
24 or the Cannabis Control Act that is classified as a Class 2 or

1 greater felony, any felony violation of Article 24 of the
2 Criminal Code of 1961 or the Criminal Code of 2012, or any
3 adjudication as a delinquent minor for the commission of an
4 offense that if committed by an adult would be a felony, in
5 which case the aggrieved party may petition the circuit court
6 in writing in the county of his or her residence for a hearing
7 seeking relief from such denial or revocation.

8 (a-5) There is created a Firearm Owner's Identification
9 Card Review Board to consider any appeal under subsection (a)
10 beginning January 1, 2023, other than an appeal directed to
11 the circuit court and except when the applicant is challenging
12 the record upon which the decision to deny or revoke was based
13 as provided in subsection (a-10).

14 (0.05) In furtherance of the policy of this Act that
15 the Board shall exercise its powers and duties in an
16 independent manner, subject to the provisions of this Act
17 but free from the direction, control, or influence of any
18 other agency or department of State government. All
19 expenses and liabilities incurred by the Board in the
20 performance of its responsibilities hereunder shall be
21 paid from funds which shall be appropriated to the Board
22 by the General Assembly for the ordinary and contingent
23 expenses of the Board.

24 (1) The Board shall consist of 7 members appointed by
25 the Governor, with the advice and consent of the Senate,
26 with 3 members residing within the First Judicial District

1 and one member residing within each of the 4 remaining
2 Judicial Districts. No more than 4 members shall be
3 members of the same political party. The Governor shall
4 designate one member as the chairperson. The members shall
5 have actual experience in law, education, social work,
6 behavioral sciences, law enforcement, or community affairs
7 or in a combination of those areas. ~~The Board shall~~
8 ~~consist of:~~

9 ~~(A) one member with at least 5 years of service as~~
10 ~~a federal or State judge;~~

11 ~~(B) one member with at least 5 years of experience~~
12 ~~serving as an attorney with the United States~~
13 ~~Department of Justice, or as a State's Attorney or~~
14 ~~Assistant State's Attorney;~~

15 ~~(C) one member with at least 5 years of experience~~
16 ~~serving as a State or federal public defender or~~
17 ~~assistant public defender;~~

18 ~~(D) three members with at least 5 years of~~
19 ~~experience as a federal, State, or local law~~
20 ~~enforcement agent or as an employee with investigative~~
21 ~~experience or duties related to criminal justice under~~
22 ~~the United States Department of Justice, Drug~~
23 ~~Enforcement Administration, Department of Homeland~~
24 ~~Security, Federal Bureau of Investigation, or a State~~
25 ~~or local law enforcement agency; and~~

26 ~~(E) one member with at least 5 years of experience~~

1 ~~as a licensed physician or clinical psychologist with~~
2 ~~expertise in the diagnosis and treatment of mental~~
3 ~~illness.~~

4 (2) The terms of the members initially appointed after
5 January 1, 2022 (the effective date of Public Act 102-237)
6 shall be as follows: one of the initial members shall be
7 appointed for a term of one year, 3 shall be appointed for
8 terms of 2 years, and 3 shall be appointed for terms of 4
9 years. Thereafter, members shall hold office for 4 years,
10 with terms expiring on the second Monday in January
11 immediately following the expiration of their terms and
12 every 4 years thereafter. Members may be reappointed.
13 Vacancies in the office of member shall be filled in the
14 same manner as the original appointment, for the remainder
15 of the unexpired term. The Governor may remove a member
16 for incompetence, neglect of duty, malfeasance, or
17 inability to serve. Members shall receive compensation in
18 an amount equal to the compensation of members of the
19 Executive Ethics Commission and may be reimbursed, from
20 funds appropriated for such a purpose, for reasonable
21 expenses actually incurred in the performance of their
22 Board duties. The Illinois State Police shall designate an
23 employee to serve as Executive Director of the Board and
24 provide logistical and administrative assistance to the
25 Board.

26 (3) The Board shall meet at least quarterly each year

1 and at the call of the chairperson as often as necessary to
2 consider appeals of decisions made with respect to
3 applications for a Firearm Owner's Identification Card
4 under this Act. If necessary to ensure the participation
5 of a member, the Board shall allow a member to participate
6 in a Board meeting by electronic communication. Any member
7 participating electronically shall be deemed present for
8 purposes of establishing a quorum and voting.

9 (4) The Board shall adopt rules for the review of
10 appeals and the conduct of hearings. The Board shall
11 maintain a record of its decisions and all materials
12 considered in making its decisions. All Board decisions
13 and voting records shall be kept confidential and all
14 materials considered by the Board shall be exempt from
15 inspection except upon order of a court.

16 (5) In considering an appeal, the Board shall review
17 the materials received concerning the denial or revocation
18 by the Illinois State Police. By a vote of at least 4
19 members, the Board may request additional information from
20 the Illinois State Police or the applicant or the
21 testimony of the Illinois State Police or the applicant.
22 The Board may require that the applicant submit electronic
23 fingerprints to the Illinois State Police for an updated
24 background check if the Board determines it lacks
25 sufficient information to determine eligibility. The Board
26 may consider information submitted by the Illinois State

1 Police, a law enforcement agency, or the applicant. The
2 Board shall review each denial or revocation and determine
3 by a majority of members whether an applicant should be
4 granted relief under subsection (c).

5 (6) The Board shall by order issue summary decisions.
6 The Board shall issue a decision within 45 days of
7 receiving all completed appeal documents from the Illinois
8 State Police and the applicant. However, the Board need
9 not issue a decision within 45 days if:

10 (A) the Board requests information from the
11 applicant, including, but not limited to, electronic
12 fingerprints to be submitted to the Illinois State
13 Police, in accordance with paragraph (5) of this
14 subsection, in which case the Board shall make a
15 decision within 30 days of receipt of the required
16 information from the applicant;

17 (B) the applicant agrees, in writing, to allow the
18 Board additional time to consider an appeal; or

19 (C) the Board notifies the applicant and the
20 Illinois State Police that the Board needs an
21 additional 30 days to issue a decision. The Board may
22 only issue 2 extensions under this subparagraph (C).
23 The Board's notification to the applicant and the
24 Illinois State Police shall include an explanation for
25 the extension.

26 (7) If the Board determines that the applicant is

1 eligible for relief under subsection (c), the Board shall
2 notify the applicant and the Illinois State Police that
3 relief has been granted and the Illinois State Police
4 shall issue the Card.

5 (8) Meetings of the Board shall not be subject to the
6 Open Meetings Act and records of the Board shall not be
7 subject to the Freedom of Information Act.

8 (9) The Board shall report monthly to the Governor and
9 the General Assembly on the number of appeals received and
10 provide details of the circumstances in which the Board
11 has determined to deny Firearm Owner's Identification
12 Cards under this subsection (a-5). The report shall not
13 contain any identifying information about the applicants.

14 (a-10) Whenever an applicant or cardholder is not seeking
15 relief from a firearms prohibition under subsection (c) but
16 rather does not believe the applicant is appropriately denied
17 or revoked and is challenging the record upon which the
18 decision to deny or revoke the Firearm Owner's Identification
19 Card was based, or whenever the Illinois State Police fails to
20 act on an application within 30 days of its receipt, the
21 applicant shall file such challenge with the Director. The
22 Director shall render a decision within 60 business days of
23 receipt of all information supporting the challenge. The
24 Illinois State Police shall adopt rules for the review of a
25 record challenge.

26 (b) At least 30 days before any hearing in the circuit

1 court, the petitioner shall serve the relevant State's
2 Attorney with a copy of the petition. The State's Attorney may
3 object to the petition and present evidence. At the hearing,
4 the court shall determine whether substantial justice has been
5 done. Should the court determine that substantial justice has
6 not been done, the court shall issue an order directing the
7 Illinois State Police to issue a Card. However, the court
8 shall not issue the order if the petitioner is otherwise
9 prohibited from obtaining, possessing, or using a firearm
10 under federal law.

11 (c) Any person prohibited from possessing a firearm under
12 Sections 24-1.1 or 24-3.1 of the Criminal Code of 2012 or
13 acquiring a Firearm Owner's Identification Card under Section
14 8 of this Act may apply to the Firearm Owner's Identification
15 Card Review Board or petition the circuit court in the county
16 where the petitioner resides, whichever is applicable in
17 accordance with subsection (a) of this Section, requesting
18 relief from such prohibition and the Board or court may grant
19 such relief if it is established by the applicant to the
20 court's or the Board's satisfaction that:

21 (0.05) when in the circuit court, the State's Attorney
22 has been served with a written copy of the petition at
23 least 30 days before any such hearing in the circuit court
24 and at the hearing the State's Attorney was afforded an
25 opportunity to present evidence and object to the
26 petition;

1 (1) the applicant has not been convicted of a forcible
2 felony under the laws of this State or any other
3 jurisdiction within 20 years of the applicant's
4 application for a Firearm Owner's Identification Card, or
5 at least 20 years have passed since the end of any period
6 of imprisonment imposed in relation to that conviction;

7 (2) the circumstances regarding a criminal conviction,
8 where applicable, the applicant's criminal history and his
9 reputation are such that the applicant will not be likely
10 to act in a manner dangerous to public safety;

11 (3) granting relief would not be contrary to the
12 public interest; and

13 (4) granting relief would not be contrary to federal
14 law.

15 (c-5) (1) An active law enforcement officer employed by a
16 unit of government or a Department of Corrections employee
17 authorized to possess firearms who is denied, revoked, or has
18 his or her Firearm Owner's Identification Card seized under
19 subsection (e) of Section 8 of this Act may apply to the
20 Firearm Owner's Identification Card Review Board requesting
21 relief if the officer or employee did not act in a manner
22 threatening to the officer or employee, another person, or the
23 public as determined by the treating clinical psychologist or
24 physician, and as a result of his or her work is referred by
25 the employer for or voluntarily seeks mental health evaluation
26 or treatment by a licensed clinical psychologist,

1 psychiatrist, or qualified examiner, and:

2 (A) the officer or employee has not received treatment
3 involuntarily at a mental health facility, regardless of
4 the length of admission; or has not been voluntarily
5 admitted to a mental health facility for more than 30 days
6 and not for more than one incident within the past 5 years;
7 and

8 (B) the officer or employee has not left the mental
9 institution against medical advice.

10 (2) The Firearm Owner's Identification Card Review Board
11 shall grant expedited relief to active law enforcement
12 officers and employees described in paragraph (1) of this
13 subsection (c-5) upon a determination by the Board that the
14 officer's or employee's possession of a firearm does not
15 present a threat to themselves, others, or public safety. The
16 Board shall act on the request for relief within 30 business
17 days of receipt of:

18 (A) a notarized statement from the officer or employee
19 in the form prescribed by the Board detailing the
20 circumstances that led to the hospitalization;

21 (B) all documentation regarding the admission,
22 evaluation, treatment and discharge from the treating
23 licensed clinical psychologist or psychiatrist of the
24 officer;

25 (C) a psychological fitness for duty evaluation of the
26 person completed after the time of discharge; and

1 (D) written confirmation in the form prescribed by the
2 Board from the treating licensed clinical psychologist or
3 psychiatrist that the provisions set forth in paragraph
4 (1) of this subsection (c-5) have been met, the person
5 successfully completed treatment, and their professional
6 opinion regarding the person's ability to possess
7 firearms.

8 (3) Officers and employees eligible for the expedited
9 relief in paragraph (2) of this subsection (c-5) have the
10 burden of proof on eligibility and must provide all
11 information required. The Board may not consider granting
12 expedited relief until the proof and information is received.

13 (4) "Clinical psychologist", "psychiatrist", and
14 "qualified examiner" shall have the same meaning as provided
15 in Chapter I of the Mental Health and Developmental
16 Disabilities Code.

17 (c-10) (1) An applicant, who is denied, revoked, or has
18 his or her Firearm Owner's Identification Card seized under
19 subsection (e) of Section 8 of this Act based upon a
20 determination of a developmental disability or an intellectual
21 disability may apply to the Firearm Owner's Identification
22 Card Review Board requesting relief.

23 (2) The Board shall act on the request for relief within 60
24 business days of receipt of written certification, in the form
25 prescribed by the Board, from a physician or clinical
26 psychologist, or qualified examiner, that the aggrieved

1 party's developmental disability or intellectual disability
2 condition is determined by a physician, clinical psychologist,
3 or qualified to be mild. If a fact-finding conference is
4 scheduled to obtain additional information concerning the
5 circumstances of the denial or revocation, the 60 business
6 days the Director has to act shall be tolled until the
7 completion of the fact-finding conference.

8 (3) The Board may grant relief if the aggrieved party's
9 developmental disability or intellectual disability is mild as
10 determined by a physician, clinical psychologist, or qualified
11 examiner and it is established by the applicant to the Board's
12 satisfaction that:

13 (A) granting relief would not be contrary to the
14 public interest; and

15 (B) granting relief would not be contrary to federal
16 law.

17 (4) The Board may not grant relief if the condition is
18 determined by a physician, clinical psychologist, or qualified
19 examiner to be moderate, severe, or profound.

20 (5) The changes made to this Section by Public Act 99-29
21 apply to requests for relief pending on or before July 10, 2015
22 (the effective date of Public Act 99-29), except that the
23 60-day period for the Director to act on requests pending
24 before the effective date shall begin on July 10, 2015 (the
25 effective date of Public Act 99-29). All appeals as provided
26 in subsection (a-5) pending on January 1, 2023 shall be

1 considered by the Board.

2 (d) When a minor is adjudicated delinquent for an offense
3 which if committed by an adult would be a felony, the court
4 shall notify the Illinois State Police.

5 (e) The court shall review the denial of an application or
6 the revocation of a Firearm Owner's Identification Card of a
7 person who has been adjudicated delinquent for an offense that
8 if committed by an adult would be a felony if an application
9 for relief has been filed at least 10 years after the
10 adjudication of delinquency and the court determines that the
11 applicant should be granted relief from disability to obtain a
12 Firearm Owner's Identification Card. If the court grants
13 relief, the court shall notify the Illinois State Police that
14 the disability has been removed and that the applicant is
15 eligible to obtain a Firearm Owner's Identification Card.

16 (f) Any person who is subject to the disabilities of 18
17 U.S.C. 922(d)(4) and 922(g)(4) of the federal Gun Control Act
18 of 1968 because of an adjudication or commitment that occurred
19 under the laws of this State or who was determined to be
20 subject to the provisions of subsections (e), (f), or (g) of
21 Section 8 of this Act may apply to the Illinois State Police
22 requesting relief from that prohibition. The Board shall grant
23 the relief if it is established by a preponderance of the
24 evidence that the person will not be likely to act in a manner
25 dangerous to public safety and that granting relief would not
26 be contrary to the public interest. In making this

1 determination, the Board shall receive evidence concerning (i)
2 the circumstances regarding the firearms disabilities from
3 which relief is sought; (ii) the petitioner's mental health
4 and criminal history records, if any; (iii) the petitioner's
5 reputation, developed at a minimum through character witness
6 statements, testimony, or other character evidence; and (iv)
7 changes in the petitioner's condition or circumstances since
8 the disqualifying events relevant to the relief sought. If
9 relief is granted under this subsection or by order of a court
10 under this Section, the Director shall as soon as practicable
11 but in no case later than 15 business days, update, correct,
12 modify, or remove the person's record in any database that the
13 Illinois State Police makes available to the National Instant
14 Criminal Background Check System and notify the United States
15 Attorney General that the basis for the record being made
16 available no longer applies. The Illinois State Police shall
17 adopt rules for the administration of this Section.

18 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;
19 102-645, eff. 1-1-22; 102-813, eff. 5-13-22.)

20 Section 115. The Firearm Concealed Carry Act is amended by
21 changing Section 20 as follows:

22 (430 ILCS 66/20)

23 Sec. 20. Concealed Carry Licensing Review Board.

24 (a) There is hereby created within the Illinois State

1 Police a Concealed Carry Licensing Review Board to consider
2 any objection to an applicant's eligibility to obtain a
3 license under this Act submitted by a law enforcement agency
4 or the Illinois State Police under Section 15 of this Act. The
5 Board shall consist of 7 commissioners to be appointed by the
6 Governor, with the advice and consent of the Senate, with 3
7 commissioners residing within the First Judicial District and
8 one commissioner residing within each of the 4 remaining
9 Judicial Districts. No more than 4 commissioners shall be
10 members of the same political party. The Governor shall
11 designate one commissioner as the Chairperson. The members
12 shall have actual experience in law, education, social work,
13 behavioral sciences, law enforcement, or community affairs or
14 in a combination of those areas. ~~The Board shall consist of:~~

15 ~~(1) one commissioner with at least 5 years of service~~
16 ~~as a federal judge;~~

17 ~~(2) 2 commissioners with at least 5 years of~~
18 ~~experience serving as an attorney with the United States~~
19 ~~Department of Justice;~~

20 ~~(3) 3 commissioners with at least 5 years of~~
21 ~~experience as a federal agent or employee with~~
22 ~~investigative experience or duties related to criminal~~
23 ~~justice under the United States Department of Justice,~~
24 ~~Drug Enforcement Administration, Department of Homeland~~
25 ~~Security, or Federal Bureau of Investigation; and~~

26 ~~(4) one member with at least 5 years of experience as a~~

1 ~~licensed physician or clinical psychologist with expertise~~
2 ~~in the diagnosis and treatment of mental illness.~~

3 (b) The initial terms of the commissioners shall end on
4 January 12, 2015. Notwithstanding any provision in this
5 Section to the contrary, the term of office of each
6 commissioner of the Concealed Carry Licensing Review Board is
7 abolished on January 1, 2022 (the effective date of Public Act
8 102-237). The terms of the commissioners appointed on or after
9 January 1, 2022 (the effective date of Public Act 102-237)
10 shall be as follows: one of the initial members shall be
11 appointed for a term of one year, 3 shall be appointed for
12 terms of 2 years, and 3 shall be appointed for terms of 4
13 years. Thereafter, the commissioners shall hold office for 4
14 years, with terms expiring on the second Monday in January of
15 the fourth year. Commissioners may be reappointed. Vacancies
16 in the office of commissioner shall be filled in the same
17 manner as the original appointment, for the remainder of the
18 unexpired term. The Governor may remove a commissioner for
19 incompetence, neglect of duty, malfeasance, or inability to
20 serve. Commissioners shall receive compensation in an amount
21 equal to the compensation of members of the Executive Ethics
22 Commission and may be reimbursed for reasonable expenses
23 actually incurred in the performance of their Board duties,
24 from funds appropriated for that purpose.

25 (c) The Board shall meet at the call of the chairperson as
26 often as necessary to consider objections to applications for

1 a license under this Act. If necessary to ensure the
2 participation of a commissioner, the Board shall allow a
3 commissioner to participate in a Board meeting by electronic
4 communication. Any commissioner participating electronically
5 shall be deemed present for purposes of establishing a quorum
6 and voting.

7 (d) The Board shall adopt rules for the review of
8 objections and the conduct of hearings. The Board shall
9 maintain a record of its decisions and all materials
10 considered in making its decisions. All Board decisions and
11 voting records shall be kept confidential and all materials
12 considered by the Board shall be exempt from inspection except
13 upon order of a court.

14 (e) In considering an objection of a law enforcement
15 agency or the Illinois State Police, the Board shall review
16 the materials received with the objection from the law
17 enforcement agency or the Illinois State Police. By a vote of
18 at least 4 commissioners, the Board may request additional
19 information from the law enforcement agency, Illinois State
20 Police, or the applicant, or the testimony of the law
21 enforcement agency, Illinois State Police, or the applicant.
22 The Board may require that the applicant submit electronic
23 fingerprints to the Illinois State Police for an updated
24 background check where the Board determines it lacks
25 sufficient information to determine eligibility. The Board may
26 only consider information submitted by the Illinois State

1 Police, a law enforcement agency, or the applicant. The Board
2 shall review each objection and determine by a majority of
3 commissioners whether an applicant is eligible for a license.

4 (f) The Board shall issue a decision within 30 days of
5 receipt of the objection from the Illinois State Police.
6 However, the Board need not issue a decision within 30 days if:

7 (1) the Board requests information from the applicant,
8 including but not limited to electronic fingerprints to be
9 submitted to the Illinois State Police, in accordance with
10 subsection (e) of this Section, in which case the Board
11 shall make a decision within 30 days of receipt of the
12 required information from the applicant;

13 (2) the applicant agrees, in writing, to allow the
14 Board additional time to consider an objection; or

15 (3) the Board notifies the applicant and the Illinois
16 State Police that the Board needs an additional 30 days to
17 issue a decision.

18 (g) If the Board determines by a preponderance of the
19 evidence that the applicant poses a danger to himself or
20 herself or others, or is a threat to public safety, then the
21 Board shall affirm the objection of the law enforcement agency
22 or the Illinois State Police and shall notify the Illinois
23 State Police that the applicant is ineligible for a license.
24 If the Board does not determine by a preponderance of the
25 evidence that the applicant poses a danger to himself or
26 herself or others, or is a threat to public safety, then the

1 Board shall notify the Illinois State Police that the
2 applicant is eligible for a license.

3 (h) Meetings of the Board shall not be subject to the Open
4 Meetings Act and records of the Board shall not be subject to
5 the Freedom of Information Act.

6 (i) The Board shall report monthly to the Governor and the
7 General Assembly on the number of objections received and
8 provide details of the circumstances in which the Board has
9 determined to deny licensure based on law enforcement or
10 Illinois State Police objections under Section 15 of this Act.
11 The report shall not contain any identifying information about
12 the applicants.

13 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;
14 102-813, eff. 5-13-22.)

15 (615 ILCS 60/Act rep.)

16 Section 120. The Des Plaines and Illinois Rivers Act is
17 repealed.

18 Section 125. The Illinois Human Rights Act is amended by
19 changing Section 8-101 as follows:

20 (775 ILCS 5/8-101) (from Ch. 68, par. 8-101)

21 Sec. 8-101. Illinois Human Rights Commission.

22 (A) Creation; appointments. The Human Rights Commission is
23 created to consist of 7 members appointed by the Governor with

1 the advice and consent of the Senate. No more than 4 members
2 shall be of the same political party. The Governor shall
3 designate one member as chairperson. All appointments shall be
4 in writing and filed with the Secretary of State as a public
5 record.

6 (B) Terms. Of the members first appointed, 4 shall be
7 appointed for a term to expire on the third Monday of January,
8 2021, and 3 (including the Chairperson) shall be appointed for
9 a term to expire on the third Monday of January, 2023.

10 Notwithstanding any provision of this Section to the
11 contrary, the term of office of each member of the Illinois
12 Human Rights Commission is abolished on January 19, 2019.
13 Incumbent members holding a position on the Commission that
14 was created by Public Act 84-115 and whose terms, if not for
15 this amendatory Act of the 100th General Assembly, would have
16 expired January 18, 2021 shall continue to exercise all of the
17 powers and be subject to all of the duties of members of the
18 Commission until June 30, 2019 or until their respective
19 successors are appointed and qualified, whichever is earlier.

20 Thereafter, each member shall serve for a term of 4 years
21 and until his or her successor is appointed and qualified;
22 except that any member chosen to fill a vacancy occurring
23 otherwise than by expiration of a term shall be appointed only
24 for the unexpired term of the member whom he or she shall
25 succeed and until his or her successor is appointed and
26 qualified.

1 (C) Vacancies.

2 (1) In the case of vacancies on the Commission during
3 a recess of the Senate, the Governor shall make a
4 temporary appointment until the next meeting of the Senate
5 when he or she shall appoint a person to fill the vacancy.
6 Any person so nominated and confirmed by the Senate shall
7 hold office for the remainder of the term and until his or
8 her successor is appointed and qualified.

9 (2) If the Senate is not in session at the time this
10 Act takes effect, the Governor shall make temporary
11 appointments to the Commission as in the case of
12 vacancies.

13 (3) Vacancies in the Commission shall not impair the
14 right of the remaining members to exercise all the powers
15 of the Commission. Except when authorized by this Act to
16 proceed through a 3 member panel, a majority of the
17 members of the Commission then in office shall constitute
18 a quorum.

19 (D) Compensation. On and after January 19, 2019, the
20 Chairperson of the Commission shall be compensated at the rate
21 of \$125,000 per year, or as set by the Compensation Review
22 Board, whichever is greater, during his or her service as
23 Chairperson, and each other member shall be compensated at the
24 rate of \$119,000 per year, or as set by the Compensation Review
25 Board, whichever is greater. In addition, all members of the
26 Commission shall be reimbursed for expenses actually and

1 necessarily incurred by them in the performance of their
2 duties.

3 (E) Notwithstanding the general supervisory authority of
4 the Chairperson, each commissioner, unless appointed to the
5 special temporary panel created under subsection (H), has the
6 authority to hire and supervise a staff attorney. The staff
7 attorney shall report directly to the individual commissioner.

8 (F) A formal training program for newly appointed
9 commissioners shall be implemented. The training program shall
10 include the following:

11 (1) substantive and procedural aspects of the office
12 of commissioner;

13 (2) current issues in employment and housing
14 discrimination and public accommodation law and practice;

15 (3) orientation to each operational unit of the Human
16 Rights Commission;

17 (4) observation of experienced hearing officers and
18 commissioners conducting hearings of cases, combined with
19 the opportunity to discuss evidence presented and rulings
20 made;

21 (5) the use of hypothetical cases requiring the newly
22 appointed commissioner to issue judgments as a means of
23 evaluating knowledge and writing ability;

24 (6) writing skills; and

25 (7) professional and ethical standards.

26 A formal and ongoing professional development program

1 including, but not limited to, the above-noted areas shall be
2 implemented to keep commissioners informed of recent
3 developments and issues and to assist them in maintaining and
4 enhancing their professional competence. Each commissioner
5 shall complete 20 hours of training in the above-noted areas
6 during every 2 years the commissioner remains in office.

7 (G) Commissioners must meet one of the following
8 qualifications:

9 (1) licensed to practice law in the State of Illinois;

10 (2) at least 3 years of experience as a hearing
11 officer at the Human Rights Commission; or

12 (3) at least 4 years of professional experience
13 working for or dealing with individuals or corporations
14 affected by this Act or similar laws in other
15 jurisdictions, including, but not limited to, experience
16 with a civil rights advocacy group, a fair housing group,
17 a community organization, a trade association, a union, a
18 law firm, a legal aid organization, an employer's human
19 resources department, an employment discrimination
20 consulting firm, a community affairs organization, or a
21 municipal human relations agency.

22 The Governor's appointment message, filed with the
23 Secretary of State and transmitted to the Senate, shall state
24 specifically how the experience of a nominee for commissioner
25 meets the requirement set forth in this subsection. The
26 Chairperson must have public or private sector management and

1 budget experience, as determined by the Governor.

2 Each commissioner shall devote full time to his or her
3 duties and any commissioner who is an attorney shall not
4 engage in the practice of law, nor shall any commissioner hold
5 any other office or position of profit under the United States
6 or this State or any municipal corporation or political
7 subdivision of this State, nor engage in any other business,
8 employment, or vocation.

9 (H) Notwithstanding any other provision of this Act, the
10 Governor shall appoint, by and with the consent of the Senate,
11 a special temporary panel of commissioners comprised of 3
12 members. The members shall hold office until the Commission,
13 in consultation with the Governor, determines that the
14 caseload of requests for review has been reduced sufficiently
15 to allow cases to proceed in a timely manner, or for a term of
16 18 months from the date of appointment by the Governor,
17 whichever is earlier. Each of the 3 members shall have only
18 such rights and powers of a commissioner necessary to dispose
19 of the cases assigned to the special panel. Each of the 3
20 members appointed to the special panel shall receive the same
21 salary as other commissioners for the duration of the panel.
22 The panel shall have the authority to hire and supervise a
23 staff attorney who shall report to the panel of commissioners.
24 (Source: P.A. 100-1066, eff. 8-24-18; 101-530, eff. 1-1-20.)

25 Section 997. No acceleration or delay. Where this Act

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

7 Section 999. Effective date. This Act takes effect upon
8 becoming law.".