1   AMENDMENT TO SENATE BILL 125

2   AMENDMENT NO. _____. Amend Senate Bill 125 as follows:

3   on page 7, by replacing lines 7 and 8 with the following:

4   "(h) No application for any license or privileges

5   granted under the authority of this State shall be denied by

6   reason of an eligible offender, as defined in Article 5.5 of

7   this Chapter, having been previously convicted of one or more

8   criminal offenses, or by reason of a finding of lack of "good

9   moral character" when the finding is based upon the fact that

10   the applicant has previously been convicted of one or more

11   criminal offenses, unless:

12   (1) there is a direct relationship between one or

13   more of the previous criminal offenses and the specific

14   license sought; or

15   (2) the issuance of the license or the granting of

16   the employment would involve an unreasonable risk to

17   property or to the safety or welfare of specific

18   individuals or the general public.

19   In making such a determination, the licensing agency

20   shall consider the following factors:

21   (1) the public policy of this State, as expressed

22   in Article 5.5 of this Chapter, to encourage the

23   licensure and employment of persons previously convicted

1   of one or more criminal offenses;

2   (2) the specific duties and responsibilities

3   necessarily related to the license or employment being

4   sought;

5   (3) the bearing, if any, the criminal offenses or

6   offenses for which the person was previously convicted

7   will have on his or her fitness or ability to perform one

8   or more such duties and responsibilities;

9   (4) the time which has elapsed since the occurrence

10   of the criminal offense or offenses;

11   (5) the age of the person at the time of occurrence

12   of the criminal offense or offenses;

13   (6) the seriousness of the offense or offenses;

14   (7) any information produced by the person or

15   produced on his or her behalf in regard to his or her

16   rehabilitation and good conduct, included a certificate

17   of relief from disabilities issued to the applicant,

18   which certificate shall create a presumption of

19   rehabilitation in regard to the offense or offenses

20   specified in the certificate; and

21   (8) the legitimate interest of the licensing agency

22   in protecting property, and the safety and welfare of

23   specific individuals or the general public.

24   (i) A certificate of relief from disabilities shall be

25   issued only to restore a license or certification issued

26   under the following Acts:

27   (1) the Animal Welfare Act;

28   (2) the Illinois Athletic Trainers Practice Act;

29   (3) the Barber, Cosmetology, Esthetics, and Nail

30   Technology Act of 1985;

31   (4) the Boiler and Pressure Vessel Repairer

32   Regulation Act;

33   (5) the Professional Boxing Act;

34   (6) the Illinois Certified Shorthand Reporters Act

1   of 1984;

2   (7) the Illinois Farm Labor Contractor

3   Certification Act;

4   (8) the Interior Design Title Act;

5   (9) the Illinois Professional Land Surveyor Act of

6   1989;

7   (10) the Illinois Landscape Architecture Act of

8   1989;

9   (11) the Marriage and Family Therapy Licensing Act;

10   (12) the Private Employment Agency Act;

11   (13) the Professional Counselor and Clinical

12   Professional Counselor Licensing Act;

13   (14) the Real Estate License Act of 2000; and

14   (15) the Illinois Roofing Industry Licensing Act.";

15   and

16   on page 16, by inserting between lines 17 and 18 the

17   following:

18   "(730 ILCS 5/5-5.5-50 new)

19   Sec. 5-5.5-50. Report. The Department of Professional

20   Regulation shall report to the General Assembly by November

21   30 of each year, for each occupational licensure category,

22   the number of licensure applicants with felony convictions,

23   the number of applicants with certificates of relief from

24   disabilities, the number of licenses awarded to applicants

25   with felony convictions, the number of licenses awarded to

26   applicants with certificates of relief from disabilities, the

27   number of applicants with felony convictions denied licenses,

28   and the number of applicants with certificates of relief from

29   disabilities denied licenses.".