



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB0678

Introduced 2/6/2007, by Rep. Frank J. Mautino

SYNOPSIS AS INTRODUCED:

70 ILCS 2605/4.32

from Ch. 42, par. 323.32

Amends the Metropolitan Water Reclamation District Act. Provides that the Director of Personnel shall give preference for original and promotional appointments (now, original appointments only) to persons who have at least 180 consecutive days of active duty military service at any time in the United States Army, Navy, Air Force, Marine Corps, Coast Guard, or Reserves (now, the provision applies to persons "engaged in the military or naval service of the United States" during certain specified periods of time). Deletes a provision requiring applicants to furnish evidence of honorable discharge before the examination. Deletes a provision stating that an applicant may receive military preference for promotion only one time. Effective immediately.

LRB095 04916 HLH 24982 b

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Metropolitan Water Reclamation District Act
5 is amended by changing Section 4.32 as follows:

6 (70 ILCS 2605/4.32) (from Ch. 42, par. 323.32)

7 ~~Sec. 4.32. Persons who were engaged in the military or~~
8 ~~naval service of the United States during the years 1898, 1899,~~
9 ~~1900, 1901, 1902, 1914, 1915, 1916, 1917, 1918, or 1919, any~~
10 ~~time between September 16, 1940 and July 25, 1947, or any time~~
11 ~~during the national emergency between June 25, 1950 and January~~
12 ~~31, 1955, and who were honorably discharged therefrom, and all~~
13 ~~persons who were engaged in such military or naval service~~
14 ~~during any of said years, any time between September 16, 1940~~
15 ~~and July 25, 1947, or any time during the national emergency~~
16 ~~between June 25, 1950 and January 31, 1955, or any time from~~
17 ~~August 5, 1964 until the date determined by the Congress of the~~
18 ~~United States as the end of Viet Nam hostilities, or at any~~
19 ~~time between August 6, 1990 and the date the Persian Gulf~~
20 ~~Conflict ends as prescribed by Presidential proclamation or~~
21 ~~order, who are now or may hereafter be on inactive or reserve~~
22 ~~duty in such military or naval service, not including, however,~~
23 ~~persons who were convicted by court-martial of disobedience of~~

1 ~~orders, where such disobedience consisted in the refusal to~~
2 ~~perform military service on the ground of alleged religious or~~
3 ~~conscientious objections against war, shall be preferred for~~
4 ~~appointments to offices, positions and places of employment in~~
5 ~~the classified service of the District, provided they are found~~
6 ~~to possess the business capacity necessary for the proper~~
7 ~~discharge of the duties of such office, position, or place of~~
8 ~~employment as determined by examination for original entrance.~~
9 ~~The Director of Personnel on certifying from any existing~~
10 ~~register of eligibles resulting from the holding of an~~
11 ~~examination for original entrance or any register of eligibles~~
12 ~~that may be hereafter created of persons who have taken and~~
13 ~~successfully passed the examinations provided for in this Act~~
14 ~~for original entrance commenced prior to September 1, 1949,~~
15 ~~shall place the name or names of such persons at the head of~~
16 ~~any existing eligible register or list of eligibles that shall~~
17 ~~be created under the provisions of this Act to be certified for~~
18 ~~appointment.~~ The Director of Personnel shall give preference
19 for original and promotional appointment to persons who have
20 active duty service in the United States Army, Navy, Air Force,
21 Marine Corps, Coast Guard, or Reserve component of the armed
22 forces for a period of 180 or more consecutive days and who
23 have been honorably discharged from that service or who remain
24 in good standing with that service if that person's name
25 appears ~~as hereinabove designated whose names appear~~ on any
26 register of eligibles resulting from an examination for

1 original entrance or promotion held under the provisions of
2 this Act and commenced on or after the effective date of this
3 amendatory Act of the 95th General Assembly September 1, 1949
4 by adding to the final grade average which they received or
5 will receive as the result of any examination held for original
6 entrance, five points. The numerical result thus attained shall
7 be applied by the Director of Personnel in determining the
8 position of such persons on any eligible list which has been
9 created as the result of any examination for original entrance
10 commenced on or after the effective date of this amendatory Act
11 of the 95th General Assembly September 1, 1949 for purposes of
12 preference in certification and appointment from such eligible
13 list.

14 ~~Every certified Civil Service employee who was called to,~~
15 ~~or who volunteered for, the military or naval service of the~~
16 ~~United States at any time during the years specified in this~~
17 ~~Act, or at any time between September 16, 1940 and July 25,~~
18 ~~1947 or any time during the national emergency between June 25,~~
19 ~~1950 and January 31, 1955, or any time from August 5, 1964~~
20 ~~until the date determined by Congress of the United States as~~
21 ~~the end of Viet Nam hostilities, or at any time between August~~
22 ~~6, 1990 and the date the Persian Gulf conflict ends as~~
23 ~~prescribed by Presidential proclamation or order, and who were~~
24 ~~honorably discharged therefrom or who are now or who may~~
25 ~~hereafter be on inactive or reserve duty in such military or~~
26 ~~naval service, not including, however, persons who were~~

1 ~~convicted by court martial of disobedience of orders where such~~
2 ~~disobedience consisted in the refusal to perform military~~
3 ~~service on the ground of alleged religious or conscientious~~
4 ~~objections against war, and whose names appear on existing~~
5 ~~promotional eligible registers or any promotional eligible~~
6 ~~register that may hereafter be created, as provided for by this~~
7 ~~Act, shall be preferred for promotional appointment to civil~~
8 ~~offices, positions and places of employment in the classified~~
9 ~~civil service of the District coming under the provisions of~~
10 ~~this Act.~~

11 ~~The Director of Personnel shall give preference for~~
12 ~~promotional appointment to persons as hereinabove designated~~
13 ~~whose names appear on existing promotional eligible registers~~
14 ~~or promotional eligible registers that may hereafter be created~~
15 ~~by adding to the final grade average which they received or~~
16 ~~will receive as the result of any promotional examination~~
17 ~~commencing prior to September 1, 1949 three fourths of one~~
18 ~~point for each 6 months or fraction thereof of military or~~
19 ~~naval service not exceeding 48 months, and by adding to the~~
20 ~~final grade average which they will receive as the result of~~
21 ~~any promotional examination held commencing on or after~~
22 ~~September 1, 1949 seven tenths of one point for each 6 months~~
23 ~~or fraction thereof of military or naval service not exceeding~~
24 ~~30 months. The numerical result thus attained shall be applied~~
25 ~~by the Director of Personnel in determining the position of~~
26 ~~such persons on any eligible list which has been created or~~

1 ~~will be created as the result of any promotional examination~~
2 ~~held hereunder for purposes of preference in certification and~~
3 ~~appointment from such eligible list.~~

4 ~~No person shall receive the preference for a promotional~~
5 ~~appointment granted by this Section after he has received one~~
6 ~~promotion from an eligible list on which he was allowed such~~
7 ~~preference and which was prepared as a result of an examination~~
8 ~~held on or after September 1, 1949.~~

9 ~~No person entitled to preference or credit for military or~~
10 ~~naval service hereunder shall be required to furnish evidence~~
11 ~~or record of honorable discharge from the armed forces before~~
12 ~~any examination held under the provisions of this Act but such~~
13 ~~preference shall be given after the posting or publication of~~
14 ~~the eligible list or register and before any certification or~~
15 ~~appointments are made from the eligible register.~~

16 (Source: P.A. 86-324; 87-945.)

17 Section 99. Effective date. This Act takes effect upon
18 becoming law.