



Sen. Terry Link

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1 AMENDMENT TO HOUSE BILL 2465

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2465 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Local Governmental Employees Political  
5 Rights Act is amended by changing Section 12 as follows:

6 (50 ILCS 135/12)

7 Sec. 12. Elective and appointed office.

8 (a) Notwithstanding any other law to the contrary, a ~~A~~  
9 member of any fire department, or ~~or~~ fire protection district, or  
10 police department, or sheriff's department may:

11 (1) be a candidate for elective public office and serve  
12 in that public office if elected;

13 (2) be appointed to any public office and serve in that  
14 public office if appointed; and

15 (3) as long as the member is not in uniform and not on  
16 duty, solicit votes and campaign funds and challenge voters

1 for the public office for which the member is a candidate.

2 (b) A firefighter, police officer, or sheriff's deputy who  
3 is elected to the Illinois General Assembly shall, upon written  
4 application to the employer, be granted a leave of absence  
5 without compensation during his or her term of office.

6 (c) Notwithstanding any other law to the contrary, if a  
7 police officer or sheriff's deputy is elected or appointed to  
8 elective public office in the political subdivision that  
9 employs the police officer or sheriff's deputy, then he or she  
10 may not vote on any collective bargaining agreement that covers  
11 the official as an employee of the political subdivision. When  
12 an elected official may take official action on a matter as to  
13 which he or she has a conflict situation created by his or her  
14 employment by the political subdivision, he or she should  
15 consider the possibility of eliminating the interest creating  
16 the conflict situation. If eliminating the interest is not  
17 feasible, then he or she should consider the possibility of  
18 abstaining from such official action. If he or she abstains or  
19 takes official action on a matter, he or she should disclose  
20 that conflict situation to his or her respective body; in such  
21 decisions, the official should serve the public interest. No  
22 police officer or sheriff's deputy may serve, in his or her  
23 capacity as an public official, as a member of a civil service  
24 or merit commission responsible for personnel decisions in the  
25 police or sheriff's department that employs the police officer  
26 or sheriff's deputy.

1 (Source: P.A. 94-316, eff. 7-25-05; 95-142, eff. 8-13-07.)

2 Section 99. Effective date. This Act takes effect upon  
3 becoming law.".