



State Government Administration Committee

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09600HB4991ham001

LRB096 16709 RCE 37253 a

1 AMENDMENT TO HOUSE BILL 4991

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4991 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Personnel Code is amended by changing  
5 Section 8b.1 as follows:

6 (20 ILCS 415/8b.1) (from Ch. 127, par. 63b108b.1)

7 Sec. 8b.1. For open competitive examinations to test the  
8 relative fitness of applicants for the respective positions.

9 Tests shall be designed to eliminate those who are not  
10 qualified for entrance into or promotion within the service,  
11 and to discover the relative fitness of those who are  
12 qualified. The Director may use any one of or any combination  
13 of the following examination methods which in his judgment best  
14 serves this end: investigation of education; investigation of  
15 experience; test of cultural knowledge; test of capacity; test  
16 of knowledge; test of manual skill; test of linguistic ability;

1 test of character; test of physical fitness; test of  
2 psychological fitness. No person with a record of misdemeanor  
3 convictions except those under Sections 11-6, 11-7, 11-9,  
4 11-14, 11-15, 11-17, 11-18, 11-19, 12-2, 12-6, 12-15, 14-4,  
5 16-1, 21.1-3, 24-3.1, 24-5, 25-1, 28-3, 31-1, 31-4, 31-6, 31-7,  
6 32-1, 32-2, 32-3, 32-4, 32-8 and sub-sections 1, 6 and 8 of  
7 Section 24-1 of the Criminal Code of 1961 or arrested for any  
8 cause but not convicted thereon shall be disqualified from  
9 taking such examinations or subsequent appointment, unless the  
10 person is attempting to qualify for a position which would give  
11 him the powers of a peace officer, in which case the person's  
12 conviction or arrest record may be considered as a factor in  
13 determining the person's fitness for the position. The  
14 eligibility conditions specified for the position of Assistant  
15 Director of Healthcare and Family Services in the Department of  
16 Healthcare and Family Services in Section 5-230 of the  
17 Departments of State Government Law (20 ILCS 5/5-230) shall be  
18 applied to that position in addition to other standards, tests  
19 or criteria established by the Director. All examinations shall  
20 be announced publicly at least 2 weeks in advance of the date  
21 of the examinations and may be advertised through the press,  
22 radio and other media. The Director may, however, in his  
23 discretion, continue to receive applications and examine  
24 candidates long enough to assure a sufficient number of  
25 eligibles to meet the needs of the service and may add the  
26 names of successful candidates to existing eligible lists in

1 accordance with their respective ratings.

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

20 Beginning with the 6th month after the month during which  
21 this amendatory Act of the 96th General Assembly becomes law,  
22 within 10 calendar days after the end of each month, the  
23 Department must post on its Internet website a list showing the  
24 total number of those taking competitive examinations for  
25 employment during that month and receiving a "superior", "A",  
26 or otherwise designated highest test result, together with a

1 breakdown of that total number categorizing the number of  
2 applicants receiving that highest grade by race as follows:  
3 African American, Hispanic, Asian American, Native American,  
4 Caucasian, and Other. The list shall include only numbers and  
5 shall not identify individuals by name.  
6 (Source: P.A. 95-331, eff. 8-21-07.)".