



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

SB0040

Introduced 1/30/2009, by Sen. Susan Garrett

#### SYNOPSIS AS INTRODUCED:

20 ILCS 405/405-122 new  
20 ILCS 605/605-813 new  
20 ILCS 1305/10-27 new  
30 ILCS 500/45-85 new

Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois. Requires the Department of Central Management Services, in cooperation with the Department of Human Services, to develop and implement plans to increase the number of individuals with a disability employed by State government and to submit an annual report. Amends the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois. Requires the Department of Commerce and Economic Opportunity, in cooperation with not-for-profit groups and community partners, to develop and implement an education and outreach campaign designed to increase statewide awareness of issues that affect individuals with a disability. Amends the Department of Human Services Act. Requires the Department of Human Services to collect information during the period of July 1, 2009 through June 30, 2010 regarding employers claims of the federal Work Opportunity Tax Credit and to submit an annual report. Amends the Illinois Procurement Code. Provides that a chief procurement officer may, as part of any solicitation, encourage prospective vendors to consider hiring qualified individuals with a disability and to notify them of any available financial incentives or other advantages associated with hiring such persons. Effective immediately.

LRB096 03802 RLJ 13834 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning persons with disabilities.

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

4 Section 5. The Department of Central Management Services  
5 Law of the Civil Administrative Code of Illinois is amended by  
6 adding Section 405-122 as follows:

7 (20 ILCS 405/405-122 new)

8 Sec. 405-122. Employees with a disability. The Department,  
9 in cooperation with the Department of Human Services, shall  
10 develop and implement plans to increase the number of  
11 individuals with a disability employed by State government. The  
12 Department must submit a report, annually, to the Governor and  
13 to the General Assembly concerning its actions under this  
14 Section.

15 Section 10. The Department of Commerce and Economic  
16 Opportunity Law of the Civil Administrative Code of Illinois is  
17 amended by adding Section 605-813 as follows:

18 (20 ILCS 605/605-813 new)

19 Sec. 605-813. Education and outreach campaign concerning  
20 disability issues. The Department, in cooperation with  
21 not-for-profit groups and community partners, shall develop

1 and implement an education and outreach campaign designed to  
2 increase statewide awareness of issues that affect individuals  
3 with a disability. The education and outreach campaign must  
4 address, without limitation, issues concerning:

5 (1) the State's duties and responsibilities concerning  
6 the employment of individuals with a disability;

7 (2) the availability of federal income tax credits for  
8 taxpayers who employ individuals with a disability;

9 (3) the availability of federal income tax credits for  
10 individuals with disabilities;

11 (4) the availability of the Medicaid for Working  
12 Persons with Disabilities program; and

13 (5) other programs and services available to  
14 individuals with a disability under State and federal law.

15 Section 15. The Department of Human Services Act is amended  
16 by adding Section 10-27 as follows:

17 (20 ILCS 1305/10-27 new)

18 Sec. 10-27. Information concerning federal tax credits for  
19 hiring employees with a disability.

20 (a) The Department shall collect information during the  
21 period of July 1, 2009 through June 30, 2010 regarding:

22 (1) how many employers claim the federal Work  
23 Opportunity Tax Credit during that time period for  
24 employing an employee with a disability;

1           (2) whether each such employer who claimed the credit  
2           is a large business or a small business; and

3           (3) whether each employee with a disability for whom  
4           the Work Opportunity Tax Credit was claimed is a part-time  
5           or full-time employee.

6           (b) For purposes of this Section:

7           "Employee with a disability" means an employee of the  
8           taxpayer who has been certified by the Department of Human  
9           Services as (i) meeting the definition of an "individual with a  
10           disability" under the federal Americans with Disabilities Act  
11           of 1990 and (ii) having a disability that constitutes an  
12           impediment to obtaining or maintaining employment or to making  
13           transition from school to work.

14           "Full-time employee with a disability" means an employee  
15           with a disability employed for at least 35 hours per week.

16           "Part-time employee with a disability" means an employee  
17           with a disability employed for at least 15 hours per week.

18           "Small business" means a business concern, including its  
19           affiliates, that is independently owned and operated, not  
20           dominant in its field, and employs fewer than 16 employees or  
21           has gross annual sales of less than \$3,000,000.

22           "Large business" means a business concern that is not a  
23           small business.

24           (c) The Department must submit a report, annually, to the  
25           Governor and to the General Assembly concerning its actions  
26           under this Section.

1           Section 20. The Illinois Procurement Code is amended by  
2 adding Section 45-85 as follows:

3           (30 ILCS 500/45-85 new)

4           Sec. 45-85. Encouragement to hire qualified individuals  
5 with a disability. A chief procurement officer may, as part of  
6 any solicitation, encourage prospective vendors to consider  
7 hiring qualified individuals with a disability and to notify  
8 them of any available financial incentives or other advantages  
9 associated with hiring such persons.

10           Section 99. Effective date. This Act takes effect upon  
11 becoming law.