



Sen. Martin A. Sandoval

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09800SB3099sam001

LRB098 19562 OMW 57345 a

1 AMENDMENT TO SENATE BILL 3099

2 AMENDMENT NO. _____. Amend Senate Bill 3099 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Services Assurance Act for FY2008 is
5 amended by adding Section 3-25 as follows:

6 (5 ILCS 382/3-25 new)

7 Sec. 3-25. Language access services.

8 (a) As used in this Section:

9 "Executive branch State agency" or "agency" means each
10 Department of State government created under the Civil
11 Administrative Code of Illinois.

12 "Having limited English proficiency" means indicated on
13 the most recent federal decennial census as speaking a language
14 other than English and speaking English "not well" or "not at
15 all".

16 "Important documents" means application or informational

1 materials, notices, and complaint forms offered by executive
2 branch State agencies, as defined by rule by the appropriate
3 executive branch State agency. "Important documents" does not
4 include applications and examinations related to the
5 licensure, certification, or registration of businesses and
6 professionals.

7 "Sufficient number of qualified bilingual persons in
8 public contact positions" means the number of qualified
9 bilingual persons required in order to provide the same level
10 of service to non-English-speaking persons as is available to
11 English-speaking persons seeking the same service.

12 (b) Each executive branch State agency shall take
13 reasonable steps to provide the following in each county where
14 the number of residents in a single language group is more than
15 5% of all residents of that county as measured by the most
16 recent federal decennial census:

17 (1) Having a sufficient number of qualified bilingual
18 persons in public contact positions or as interpreters in
19 at least one office in the county, determined by the agency
20 to be in an area of need, to assist in providing services
21 to individuals having limited English proficiency.

22 (2) Having available in at least one office in the
23 county, determined by the agency to be in an area of need,
24 personnel to interpret, upon request, important documents
25 ordinarily provided to the public.

26 (c) Nothing in this Section requires an executive branch

1 State agency to establish an office in a county where it would
2 not otherwise maintain an office.

3 (d) Each executive branch State agency shall adopt rules
4 regarding the requirements of this Section not less than 6
5 months after the date that this Act takes effect, or as soon
6 thereafter as possible.

7 (e) The Illinois Human Rights Commission shall implement a
8 process to address disputes arising under this Section,
9 including, but not limited to, disputes concerning the
10 interpretation of "important documents" and "sufficient number
11 of qualified bilingual persons in public contact positions" and
12 agency determinations of the offices where the services are
13 provided, not less than 6 months after the date that this
14 amendatory Act of the 98th General Assembly takes effect, or as
15 soon thereafter as possible."