



Rep. William Davis

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09900HB2679ham001

LRB099 07331 SXM 31983 a

1 AMENDMENT TO HOUSE BILL 2679

2 AMENDMENT NO. _____. Amend House Bill 2679 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Business Enterprise for Minorities,
5 Females, and Persons with Disabilities Act is amended by adding
6 Section 10 as follows:

7 (30 ILCS 575/10 new)

8 Sec. 10. African-American employment opportunities.

9 (a) In the employment and appointment to fill positions in
10 the construction, addition to, or alteration of all public
11 works undertaken or contracted for by the State, or by any
12 political subdivision thereof, preference shall be given to
13 Black or African-American persons and Hispanic or Latino
14 persons, as defined in Section 2 of this Act, as well as
15 persons who have served in the armed forces under Section 55 of
16 the Veterans Preference Act.

1 (b) Every contract for such work shall contain a term
2 providing for the preference given in subsection (a).

3 (c) Any person who knowingly and willfully violates the
4 provisions of this Act, is guilty of a petty offense and shall
5 be fined not less than \$75, nor more than \$300 for each
6 offense.

7 Section 10. The Veterans Preference Act is amended by
8 changing Section 1 as follows:

9 (330 ILCS 55/1) (from Ch. 126 1/2, par. 23)

10 Sec. 1. In the employment and appointment to fill positions
11 in the construction, addition to, or alteration of all public
12 works undertaken or contracted for by the State, or by any
13 political subdivision thereof, preference shall be given to
14 persons of Black or African-American and Hispanic or Latino
15 origins under Section 10 of the Business Enterprise for
16 Minorities, Females, and Persons with Disabilities Act, and
17 persons who have been members of the armed forces of the United
18 States or who, while citizens of the United States, were
19 members of the armed forces of allies of the United States in
20 time of hostilities with a foreign country, and have served
21 under one or more of the following conditions:

22 (1) The veteran served a total of at least 6 months, or

23 (2) The veteran served for the duration of hostilities
24 regardless of the length of engagement, or

1 (3) The veteran served in the theater of operations but
2 was discharged on the basis of a hardship, or

3 (4) The veteran was released from active duty because
4 of a service connected disability and was honorably
5 discharged. But such preference shall be given only to
6 those persons who are found to possess the business
7 capacity necessary for the proper discharge of the duties
8 of such employment. No political subdivision or person
9 contracting for such public works is required to give
10 preference to veterans, not residents of such district,
11 over residents thereof, who are not veterans.

12 As used in this Section:

13 "Time of hostilities with a foreign country" means any
14 period of time in the past, present, or future during which a
15 declaration of war by the United States Congress has been or is
16 in effect or during which an emergency condition has been or is
17 in effect that is recognized by the issuance of a Presidential
18 proclamation or a Presidential executive order and in which the
19 armed forces expeditionary medal or other campaign service
20 medals are awarded according to Presidential executive order.

21 "Armed forces of the United States" means the United States
22 Army, Navy, Air Force, Marine Corps, or Coast Guard, United
23 States Reserve Forces, or Illinois National Guard. Service in
24 the Merchant Marine that constitutes active duty under Section
25 401 of federal Public Law 95-202 shall also be considered
26 service in the Armed Forces of the United States for purposes

1 of this Section.

2 (Source: P.A. 95-566, eff. 8-31-07.)".