

HB4473



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4473

by Rep. Kelly M. Cassidy

SYNOPSIS AS INTRODUCED:

70 ILCS 3605/28b

from Ch. 111 2/3, par. 328b

Amends the Metropolitan Transit Authority Act. Makes a technical change in a Section concerning drivers of vehicles owned by private carrier companies.

LRB098 19054 JLK 54204 b

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Metropolitan Transit Authority Act is
5 amended by changing Section 28b as follows:

6 (70 ILCS 3605/28b) (from Ch. 111 2/3, par. 328b)

7 Sec. 28b. Any person applying for a position as a driver of
8 a vehicle owned by a private carrier company which provides
9 public transportation pursuant to an agreement with the ~~the~~
10 Authority shall be required to authorize an investigation by
11 the private carrier company to determine if the applicant has
12 been convicted of any of the following offenses: (i) those
13 offenses defined in Sections 9-1, 9-1.2, 10-1, 10-2, 10-3.1,
14 10-4, 10-5, 10-6, 10-7, 11-1.20, 11-1.30, 11-1.40, 11-1.50,
15 11-1.60, 11-6, 11-9, 11-14, 11-14.3, 11-14.4, 11-15, 11-15.1,
16 11-16, 11-17, 11-18, 11-19, 11-19.1, 11-19.2, 11-20, 11-20.1,
17 11-20.1B, 11-20.3, 11-21, 11-22, 11-30, 12-4.3, 12-4.4,
18 12-4.5, 12-6, 12-7.1, 12-11, 12-13, 12-14, 12-14.1, 12-15,
19 12-16, 12-16.1, 18-1, 18-2, 19-6, 20-1, 20-1.1, 31A-1, 31A-1.1,
20 and 33A-2, in subsection (a) and subsection (b), clause (1), of
21 Section 12-4, in subdivisions (a)(1), (b)(1), and (f)(1) of
22 Section 12-3.05, and in subsection (a-5) of Section 12-3.1 of
23 the Criminal Code of 1961 or the Criminal Code of 2012; (ii)

1 those offenses defined in the Cannabis Control Act except those
2 offenses defined in subsections (a) and (b) of Section 4, and
3 subsection (a) of Section 5 of the Cannabis Control Act (iii)
4 those offenses defined in the Illinois Controlled Substances
5 Act; (iv) those offenses defined in the Methamphetamine Control
6 and Community Protection Act; and (v) any offense committed or
7 attempted in any other state or against the laws of the United
8 States, which if committed or attempted in this State would be
9 punishable as one or more of the foregoing offenses. Upon
10 receipt of this authorization, the private carrier company
11 shall submit the applicant's name, sex, race, date of birth,
12 fingerprints and social security number to the Department of
13 State Police on forms prescribed by the Department. The
14 Department of State Police shall conduct an investigation to
15 ascertain if the applicant has been convicted of any of the
16 above enumerated offenses. The Department shall charge the
17 private carrier company a fee for conducting the investigation,
18 which fee shall be deposited in the State Police Services Fund
19 and shall not exceed the cost of the inquiry; and the applicant
20 shall not be charged a fee for such investigation by the
21 private carrier company. The Department of State Police shall
22 furnish, pursuant to positive identification, records of
23 convictions, until expunged, to the private carrier company
24 which requested the investigation. A copy of the record of
25 convictions obtained from the Department shall be provided to
26 the applicant. Any record of conviction received by the private

1 carrier company shall be confidential. Any person who releases
2 any confidential information concerning any criminal
3 convictions of an applicant shall be guilty of a Class A
4 misdemeanor, unless authorized by this Section.

5 (Source: P.A. 96-1551, Article 1, Section 920, eff. 7-1-11;
6 96-1551, Article 2, Section 960, eff. 7-1-11; 97-1108, eff.
7 1-1-13; 97-1109, eff. 1-1-13; 97-1150, eff. 1-25-13.)