

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 Water Reclamation District Act
5 is amended by changing Sections 4.7, 4.8, 4.9, 4.11, and 4.13
6 as follows:

7 (70 ILCS 2605/4.7) (from Ch. 42, par. 323.7)

8 Sec. 4.7. Examinations and eligible lists. All applicants
9 for offices or places in said classified civil service, except
10 for the positions of deputy director of engineering, deputy
11 director of monitoring and research, deputy director of
12 maintenance and operations, assistant director of engineering,
13 assistant director of maintenance and operations, deputy
14 general counsel, head assistant attorneys, assistant director
15 of monitoring and research, assistant director of information
16 technology, assistant director of human resources,
17 comptroller, assistant treasurer, assistant director of
18 procurement and materials management, and laborers, shall be
19 subjected to examination, which shall be public and
20 competitive with limitations specified in the rules of the
21 Director as to residence, age, sex, health, habits, moral
22 character and qualifications to perform the duties of the
23 office or place to be filled, which qualifications shall be

1 prescribed in advance of such examination. Such examinations
2 shall be practical in their character, and shall relate to
3 those matters which will fairly test the relative capacity of
4 the persons examined to discharge the duties of the position
5 to which they seek to be appointed, and may include tests of
6 physical qualifications and health and when appropriate, of
7 manual skill. No question in any examination shall relate to
8 political or religious opinions or affiliations. The Director
9 shall control all examinations, and may, whenever an
10 examination is to take place, designate a suitable number of
11 persons to be special examiners and it shall be the duty of
12 such special examiners to conduct such examinations as the
13 Director may direct, and to make return and report thereof to
14 him; and the Director ~~he~~ may, at any time, substitute any other
15 person in the place of any one so selected; and the Director ~~he~~
16 may ~~himself~~, at any time, act as such special examiner, and
17 without appointing other special examiners. The Director
18 shall, by rule, provide for and shall hold sufficient number
19 of examinations to provide a sufficient number of candidates
20 ~~eligibles~~ on the eligible list ~~register~~ for each
21 classification ~~grade of position~~ in the classified civil
22 service, and if any place in the classified civil service
23 shall become vacant, to which there is not a sufficient number
24 of candidates ~~no person eligible~~ for appointment, the Director
25 ~~he~~ shall hold an examination for such position and repeat the
26 same, if necessary, until a vacancy is filled in accordance

1 with the provisions of this Act.

2 Eligible lists ~~registers~~ shall remain in force for between
3 1 and 3 years, except the eligible list ~~register~~ for laborers
4 which shall remain in force for 4 years and except the eligible
5 lists ~~registers~~ for student programs and entry level
6 engineering positions which, in the Director's discretion, may
7 remain in force for one year. The duration of the eligible list
8 shall be announced in advance of the examination in accordance
9 with Section 4.8.

10 Examinations for an eligible list for each position in the
11 classified service above mentioned shall be held at least once
12 in 3 years and at least annually for student programs and entry
13 level engineering positions if the Director has limited the
14 duration of the eligible lists ~~registers~~ for those positions
15 to one year, unless the Director determines that such
16 examinations are not necessary because no vacancy exists.

17 To help defray expenses of examinations, the sanitary
18 district may, but need not, charge a fee to each applicant who
19 desires to take a civil service examination provided for by
20 this Act. The amount of such fees shall be set by the corporate
21 authority of the sanitary district. Such fees shall be
22 deposited in the corporate fund of the district.

23 (Source: P.A. 94-1070, eff. 11-29-06; 95-923, eff. 1-1-09.)

24 (70 ILCS 2605/4.8) (from Ch. 42, par. 323.8)

25 Sec. 4.8. Notice of the time and place, ~~and~~ and general scope, ~~and~~

1 ~~and~~ fee, and duration of the eligible list of every
2 examination and of the duties, pay, and nature of the position
3 sought to be filled shall be given by the Director by
4 publication for 2 weeks preceding such examination, in a daily
5 newspaper of general circulation published in the county in
6 which said sanitary district is situated and such notice shall
7 be posted by him in a conspicuous place in his office for 2
8 weeks before such examinations.

9 (Source: Laws 1963, p. 2477.)

10 (70 ILCS 2605/4.9) (from Ch. 42, par. 323.9)

11 Sec. 4.9. From the return or reports of examiners, or from
12 the examinations which he or she has made, the Director shall
13 prepare an eligible list ~~a register~~ for each grade or class of
14 positions in the classified service of the sanitary district
15 of the persons who shall attain such minimum mark as may be
16 fixed by the Director for any part of such examination, and
17 whose general average standing upon examination for such grade
18 or class is not less than the minimum fixed by the rules of the
19 Director, and who are otherwise eligible; and such persons
20 shall take rank upon the eligible list ~~register~~ as candidates
21 in the order of their relative excellence as determined by
22 examination, without reference to priority of time of
23 examination. The Director may substitute categories designated
24 as A, B, and C for numerical ratings and establish eligible
25 lists ~~registers~~ accordingly. The notice of examination shall

1 specify the category or categories upon which selection will
2 be made.

3 (Source: P.A. 97-124, eff. 7-14-11.)

4 (70 ILCS 2605/4.11) (from Ch. 42, par. 323.11)

5 Sec. 4.11. Appointments. Whenever a position classified
6 under this Act is to be filled, except the positions of deputy
7 director of engineering, deputy director of monitoring and
8 research, deputy director of maintenance and operations,
9 assistant director of engineering, assistant director of
10 maintenance and operations, deputy general counsel, head
11 assistant attorneys, assistant director of monitoring and
12 research, assistant director of information technology,
13 comptroller, assistant treasurer, assistant director of
14 procurement and materials management, assistant director of
15 human resources, and laborers, the Executive Director shall
16 make requisition upon the Director, and the Director shall
17 certify to the Executive Director ~~him or her~~ from the eligible
18 list ~~register of eligibles~~ for the position the names (a) of
19 the five candidates standing highest upon the eligible list
20 ~~register of eligibles~~ for the position, or (b) of the
21 candidates within the A category upon the eligible list
22 ~~register of eligibles~~ if the list ~~register~~ is by categories
23 designated as A, B, and C, provided, however, that any
24 certification shall consist of at least 5 candidates, if
25 available. If fewer than 5 candidates are in the A category,

1 then the Director shall also certify all of the candidates in
2 the B category. If fewer than 5 candidates are in the A and B
3 categories combined, then the Director shall also certify all
4 of the candidates in the C category. If fewer than 5 candidates
5 are in the A, B, and C categories combined, then the Director
6 may delay certification to fill a vacancy and hold an
7 examination to provide a sufficient number of candidates on an
8 updated eligible list. Candidates passing the subsequent
9 examination shall take rank or be placed in the appropriate
10 category upon the updated eligible list as determined by the
11 candidate's exam performance. Certification shall be made in
12 accordance with this Section but without preference as to
13 priority of time of examination, except that the candidates
14 that were remaining on the prior unexpired eligible list shall
15 be included in the certified group, regardless of their
16 category, for all requisitions until the expiration date of
17 the prior eligible list. The Executive Director shall notify
18 the Director of each position to be filled separately and
19 shall fill the position by appointment of one of the certified
20 candidates. The Executive Director's appointment decision
21 shall be final and not subject to review. An appointed
22 candidate shall be a probationary appointee on probation for a
23 period to be fixed by the rules, not exceeding 250 days worked
24 by the probationary appointee in the position of probationary
25 appointment. At any time during the period of probation, the
26 Executive Director with the approval of the Director may

1 terminate a probationary appointee and shall notify the civil
2 service board in writing of the termination; however, the
3 Executive Director's termination of a probationary appointee
4 shall be final and not subject to review. At any time during
5 the period of probation, a probationary appointee may make a
6 written request to voluntarily terminate a probationary
7 appointment, and if approved by the Executive Director, such
8 voluntary termination shall be final and not subject to
9 review. If a probationary appointee is not terminated, then
10 the probationary appointee's ~~his or her~~ appointment shall be
11 deemed complete.

12 When there is no eligible list, the Executive Director
13 may, with the authority of the Director, make a temporary
14 appointment to remain in force only until a permanent
15 appointment from an eligible ~~register or~~ list can be made in
16 the manner specified in the previous provisions of this
17 Section, and examinations to supply an eligible list therefor
18 shall be held and an eligible list established therefrom
19 within one year from the making of such appointment. The
20 acceptance or refusal by an eligible person of a temporary
21 appointment does not affect his or her standing on the
22 eligible list ~~register~~ for permanent appointment.

23 In employment of an essentially temporary and transitory
24 nature, the Executive Director may, with the authority of the
25 Director of Human Resources make temporary appointments. No
26 temporary appointment of an essentially temporary and

1 transitory nature may be granted for a period of more than 119
2 consecutive or non-consecutive working days per calendar year.
3 The Director must include in his or her annual report, and if
4 required by the commissioners, in any special report, a
5 statement of all temporary appointments made during the year
6 or period specified by the commissioners, together with a
7 statement of the facts in each case because of which the
8 authority was granted.

9 All laborers shall be appointed by the Executive Director
10 and shall be on probation for a period to be fixed by the
11 rules, not exceeding 250 days worked by the laborer in the
12 position of the probationary appointment. At any time during
13 the period of a laborer's probation, the Executive Director
14 with the approval of the Director may terminate a laborer's
15 probationary appointment and shall notify the civil service
16 board in writing of the termination; however, the Executive
17 Director's termination of a laborer's probationary appointment
18 shall be final and not subject to review. If a laborer's
19 probationary appointment is not terminated, then the
20 appointment shall be deemed complete.

21 The positions of deputy director of engineering, deputy
22 director of monitoring and research, deputy director of
23 maintenance and operations, assistant director of engineering,
24 assistant director of maintenance and operations, deputy
25 general counsel, head assistant attorneys, assistant director
26 of monitoring and research, assistant director of information

1 technology, comptroller, assistant treasurer, assistant
2 director of procurement and materials management, and
3 assistant director of human resources shall be appointed by
4 the Executive Director upon the recommendation of the
5 respective department head and shall be on probation for a
6 period to be fixed by the rules, not exceeding 2 ~~two~~ years. At
7 any time during the period of probation, the Executive
8 Director on the recommendation of the department head
9 concerned, may terminate any such probationary appointee and
10 he or she shall notify the Civil Service Board in writing of
11 the termination; however, the Executive Director's termination
12 of a probationary appointee shall be final and not subject to
13 review. If a probationary appointee is not terminated, then
14 the probationary appointee's ~~his or her~~ appointment shall be
15 deemed complete under the laws governing the classified civil
16 service.

17 (Source: P.A. 99-481, eff. 9-22-15.)

18 (70 ILCS 2605/4.13) (from Ch. 42, par. 323.13)

19 Sec. 4.13. The following offices and places of employment,
20 insofar as there are or may be such in the sanitary district,
21 shall not be included within the classified civil service: All
22 elective officers, the deputy executive director, the director
23 of human resources, the clerk, treasurer, director of
24 engineering, general counsel, executive director, director of
25 maintenance and operations, director of procurement and

1 materials management, director of monitoring and research,
2 director of information technology, public and
3 intergovernmental affairs officer, administrative services
4 officer, and secretary and administrative aide to the
5 president of the board of trustees, members of the civil
6 service board and special examiners appointed by the civil
7 service board and the secretaries ~~aides~~ to the officers and
8 aides to the individual trustees, and those employed for
9 periods not exceeding 5 years under any apprentice program,
10 training or intern programs funded wholly or in part by grants
11 from the State of Illinois or the United States of America.
12 Further, apprentices in a sanitary district apprenticeship
13 program for the trades, plant operations, or laboratory
14 operations shall not be included within the classified civil
15 service. Entry into a sanitary district apprenticeship program
16 ~~for the trades~~ shall be by lottery. Graduates of these ~~a~~
17 sanitary district apprenticeship programs ~~program~~ for the
18 trades shall be given additional points, in an amount to be
19 determined by the Director of Human Resources, on examinations
20 for civil service journeymen positions in the trades or
21 entry-level positions in plant operations or laboratory
22 operations classifications at the sanitary district. If an
23 eligible list for the civil service journeyman trades or
24 entry-level plant operations or laboratory operations
25 classification already exists at the time the district
26 apprentice completes the district program, then a special

1 administration of the examination may be scheduled by the
2 Director. The examination shall use the same tests taken by
3 the candidates on the current eligible list. If the apprentice
4 attains a passing score on the examination, then the
5 apprentice shall be added to the eligible list in the
6 appropriate category based on the score. The apprentice's name
7 shall remain on the eligible list until its scheduled
8 expiration date.

9 (Source: P.A. 104-205, eff. 1-1-26.)