

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.)