



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3094

Introduced 2/17/2023, by Rep. Barbara Hernandez

SYNOPSIS AS INTRODUCED:

5 ILCS 315/8

from Ch. 48, par. 1608

Amends the Illinois Public Labor Relations Act. Declares it to be the public policy of this State for decisions of an arbitrator or arbitrators involving peace officer terminations or suspensions of more than 30 days to be subject to administrative review in the manner provided by law. Specifies that any provision of a collective bargaining agreement to the contrary is unenforceable as violative of the public policy of this State. Declares that a decision of an arbitrator or arbitrators involving the termination or suspension of a peace officer for more than 30 days is subject to judicial review as an administrative decision under the Administrative Review Law.

LRB103 25758 DTM 52107 b

1 AN ACT concerning State government.

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

4 Section 5. The Illinois Public Labor Relations Act is
5 amended by changing Section 8 as follows:

6 (5 ILCS 315/8) (from Ch. 48, par. 1608)

7 Sec. 8. Grievance Procedure.

8 (a) The collective bargaining agreement negotiated between
9 the employer and the exclusive representative shall contain a
10 grievance resolution procedure which shall apply to all
11 employees in the bargaining unit and shall provide for final
12 and binding arbitration of disputes concerning the
13 administration or interpretation of the agreement unless
14 mutually agreed otherwise. Any agreement containing a final
15 and binding arbitration provision shall also contain a
16 provision prohibiting strikes for the duration of the
17 agreement. The grievance and arbitration provisions of any
18 collective bargaining agreement shall be subject to the
19 Illinois "Uniform Arbitration Act". The costs of such
20 arbitration shall be borne equally by the employer and the
21 employee organization.

22 (b) It is declared to be the public policy of this State
23 that decisions of an arbitrator or arbitrators involving peace

1 officer terminations or suspensions of more than 30 days shall
2 be subject to administrative review in the manner provided by
3 law. Any provision of a collective bargaining agreement to the
4 contrary is unenforceable as violative of the public policy of
5 this State. Notwithstanding any other provision of law to the
6 contrary, a decision of an arbitrator or arbitrators involving
7 the termination or suspension of a peace officer for more than
8 30 days is subject to judicial review as an administrative
9 decision under the Administrative Review Law.

10 (Source: P.A. 83-1012.)