



Sen. Toi W. Hutchinson

Filed: 5/15/2009

09600HB0849sam001

LRB096 03137 RLJ 26734 a

1 AMENDMENT TO HOUSE BILL 849

2 AMENDMENT NO. _____. Amend House Bill 849 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Municipal Code is amended by
5 changing Sections 10-1-16 and 10-2.1-8 as follows:

6 (65 ILCS 5/10-1-16) (from Ch. 24, par. 10-1-16)

7 Sec. 10-1-16. Veteran's preference. Persons who were
8 engaged in the active military or naval service of the United
9 States for a period of at least one year and who were honorably
10 discharged therefrom and all persons who were engaged in such
11 military or naval service who are now or may hereafter be on
12 inactive or reserve duty in such military or naval service, not
13 including, however, persons who were convicted by
14 court-martial of disobedience of orders, where such
15 disobedience consisted in the refusal to perform military
16 service on the ground of alleged religious or conscientious

1 objections against war, shall be preferred for appointments to
2 civil offices, positions, and places of employment in the
3 classified service of any municipality coming under the
4 provisions of this Division 1, provided they are found to
5 possess the business capacity necessary for the proper
6 discharge of the duties of such office, position, or place of
7 employment as determined by examination. For purposes of this
8 Section, if a person has been deployed, then "active duty
9 military or naval service of the United States" includes
10 training and service school attendance, as defined in 10 U.S.C.
11 101(d), which is ordered pursuant to 10 U.S.C. 12301(d).

12 The civil service commission shall give preference points
13 for original appointment to qualified veterans whose names
14 appear on any register of eligibles resulting from an
15 examination for original entrance in the classified service of
16 any municipality coming under the provisions of this Division 1
17 by adding to the final grade average that they receive or will
18 receive as the result of any examination held for original
19 entrance, 5 points. The numerical result thus attained shall be
20 applied by the civil service commission in determining the
21 position of those persons on any eligibility list that has been
22 created as the result of any examination for original entrance
23 for purposes of preference in certification and appointment
24 from that eligibility list. Persons who were engaged in the
25 active military or naval service of the United States for a
26 period of at least one year and who were honorably discharged

1 therefrom or who are now or who may hereafter be on inactive or
2 reserve duty in such military or naval service, not including,
3 however, persons who were convicted by court martial of
4 disobedience of orders where such disobedience consisted in the
5 refusal to perform military service on the ground of alleged
6 religious or conscientious objections against war, and whose
7 names appear on existing promotional eligible registers or any
8 promotional eligible register that may hereafter be created, as
9 provided for by this Division 1, shall be preferred for
10 promotional appointment to civil offices, positions and places
11 of employment in the classified civil service of any
12 municipality coming under the provisions of this Division 1.

13 The civil service commission shall give preference for
14 promotional appointment to persons as hereinabove designated
15 whose names appear on existing promotional eligible registers
16 or promotional eligible registers that may hereafter be created
17 by adding to the final grade average which they received or
18 will receive as the result of any promotional examination
19 seven-tenths of one point for each 6 months or fraction thereof
20 of active military or naval service not exceeding 30 months.
21 The numerical result thus attained shall be applied by the
22 civil service commission in determining the position of such
23 persons on any eligible list which has been created or will be
24 created as the result of any promotional examination held
25 hereunder for purposes of preference in certification and
26 appointment from such eligible list.

1 No person shall receive the preference for a promotional
2 appointment granted by this Section after he or she has
3 received one promotion from an eligible list on which he or she
4 was allowed such preference.

5 No person entitled to preference or credit for military or
6 naval service hereunder shall be required to furnish evidence
7 or record of honorable discharge from the armed forces before
8 the publication or posting of any eligible register or list
9 resulting from the examination. Such preference shall be given
10 after the posting or publication of any eligible list or
11 register resulting from such examination and before any
12 certifications or appointments are made from such list or
13 register.

14 (Source: P.A. 94-483, eff. 8-8-05.)

15 (65 ILCS 5/10-2.1-8) (from Ch. 24, par. 10-2.1-8)

16 Sec. 10-2.1-8. Veteran's and educational preference.
17 Persons who have successfully obtained an associate's degree in
18 the field of law enforcement, criminal justice, fire service,
19 or emergency medical services, or a bachelor's degree from an
20 accredited college or university; persons who have been awarded
21 a certificate attesting to the successful completion of the
22 Minimum Standards Basic Law Enforcement Training Course as
23 provided in the Illinois Police Training Act and are currently
24 serving as a law enforcement officer on a part-time or
25 full-time basis within the State of Illinois; and persons who

1 were engaged in the active military or naval service of the
2 United States for a period of at least one year and who were
3 honorably discharged therefrom, or who are now or may hereafter
4 be on inactive or reserve duty in such military or naval
5 service (not including, however, in the case of offices,
6 positions and places of employment in the police department,
7 persons who were convicted by court-martial of disobedience of
8 orders, where such disobedience consisted in the refusal to
9 perform military service on the ground of religious or
10 conscientious objections against war) shall be preferred for
11 appointments to offices, positions, and places of employment in
12 the fire and police departments of the municipality coming
13 under the provisions of this Division 2.1. For purposes of this
14 Section, if a person has been deployed, then "active duty
15 military or naval service of the United States" includes
16 training and service school attendance, as defined in 10 U.S.C.
17 101(d), which is ordered pursuant to 10 U.S.C. 12301(d). The
18 preference points awarded under this Section shall not be
19 cumulative.

20 This amendatory Act of 1973 does not apply to any
21 municipality which is a home rule unit.

22 (Source: P.A. 90-445, eff. 8-16-97.)".