



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB2943

Introduced 2/23/2011, by Rep. Norine Hammond

SYNOPSIS AS INTRODUCED:

15 ILCS 310/10b.7.5 new
15 ILCS 410/10b.7.5 new
15 ILCS 510/9b.5.5 new
20 ILCS 415/8b.7.5 new

Amends the Secretary of State Merit Employment Code, the Comptroller Merit Employment Code, the State Treasurer Employment Code, and the Personnel Code. Provides that preferences shall be granted to qualified persons with disabilities in entrance examinations for employment positions under the separate Acts. Provides that the preference shall be in the form of points added to the final grades of the persons if they otherwise qualify and are entitled to appear on the list of those eligible for appointments.

LRB097 10808 PJG 51260 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 Secretary of State Merit Employment Code is
5 amended by adding Section 10b.7.5 as follows:

6 (15 ILCS 310/10b.7.5 new)

7 Sec. 10b.7.5. Persons with disabilities preference. For
8 the granting of appropriate preference in entrance
9 examinations to qualified persons with disabilities and to
10 certain other persons as set forth in this Section.

11 (a) As used in this Section:

12 (1) "Person with a disability" means a person who is a
13 citizen or lawful resident of the United States and is a
14 person qualifying as being disabled.

15 (2) "Disabled" means a severe physical or mental
16 disability that:

17 (A) results from amputation, autism, blindness,
18 burn injury, cancer, cerebral palsy, Crohn's disease,
19 cystic fibrosis, deafness, head injury, hemiplegia,
20 hemophilia, respiratory or pulmonary dysfunction,
21 mental retardation, mental illness, multiple
22 sclerosis, muscular dystrophy, musculoskeletal
23 disorders, neurological disorders, including stroke

1 and epilepsy, paraplegia, quadriplegia and other
2 spinal cord conditions, sickle cell anemia, specific
3 learning disabilities, or end stage renal failure
4 disease; and

5 (B) substantially limits one or more of the
6 person's major life activities.

7 Another disability or combination of disabilities may
8 also be considered as a severe disability for the purposes
9 of this Section if it is determined by an evaluation of
10 rehabilitation potential to cause a comparable degree of
11 substantial functional limitation similar to the specific
12 list of disabilities listed in subparagraph (A) of this
13 paragraph (2).

14 (b) The preference granted under this Section shall be in
15 the form of points added to the final grades of the persons if
16 they otherwise qualify and are entitled to appear on the list
17 of those eligible for appointments.

18 (c) A person with a disability is qualified for a
19 preference of 2 points.

20 (d) The rank order of persons entitled to a preference on
21 eligible lists shall be determined on the basis of their
22 augmented ratings. When the Director establishes eligible
23 lists on the basis of category ratings such as "superior",
24 "excellent", "well qualified", and "qualified", the eligibles
25 with disabilities in each such category shall be preferred for
26 appointment before the eligibles without disabilities in the

1 same category but not before veteran eligibles in that category
2 preferred under Section 10b.7.

3 (e) The Director shall adopt rules and implement procedures
4 to verify that any person seeking a preference under this
5 Section is entitled to the preference. A person seeking a
6 preference under this Section shall provide documentation or
7 execute any consents or other documents required by the
8 Director to enable the Director to verify that the person is
9 entitled to the preference.

10 Section 10. The Comptroller Merit Employment Code is
11 amended by adding Section 10b.7.5 as follows:

12 (15 ILCS 410/10b.7.5 new)

13 Sec. 10b.7.5. Persons with disabilities preference. For
14 the granting of appropriate preference in entrance
15 examinations to qualified persons with disabilities and to
16 certain other persons as set forth in this Section.

17 (a) As used in this Section:

18 (1) "Person with a disability" means a person who is a
19 citizen or lawful resident of the United States and is a
20 person qualifying as being disabled.

21 (2) "Disabled" means a severe physical or mental
22 disability that:

23 (A) results from amputation, autism, blindness,
24 burn injury, cancer, cerebral palsy, Crohn's disease,

1 cystic fibrosis, deafness, head injury, hemiplegia,
2 hemophilia, respiratory or pulmonary dysfunction,
3 mental retardation, mental illness, multiple
4 sclerosis, muscular dystrophy, musculoskeletal
5 disorders, neurological disorders, including stroke
6 and epilepsy, paraplegia, quadriplegia and other
7 spinal cord conditions, sickle cell anemia, specific
8 learning disabilities, or end stage renal failure
9 disease; and

10 (B) substantially limits one or more of the
11 person's major life activities.

12 Another disability or combination of disabilities may
13 also be considered as a severe disability for the purposes
14 of this Section if it is determined by an evaluation of
15 rehabilitation potential to cause a comparable degree of
16 substantial functional limitation similar to the specific
17 list of disabilities listed in subparagraph (A) of this
18 paragraph (2).

19 (b) The preference granted under this Section shall be in
20 the form of points added to the final grades of the persons if
21 they otherwise qualify and are entitled to appear on the list
22 of those eligible for appointments.

23 (c) A person with a disability is qualified for a
24 preference of 2 points.

25 (d) The rank order of persons entitled to a preference on
26 eligible lists shall be determined on the basis of their

1 augmented ratings. When the Director establishes eligible
2 lists on the basis of category ratings such as "superior",
3 "excellent", "well qualified", and "qualified", the eligibles
4 with disabilities in each such category shall be preferred for
5 appointment before the eligibles without disabilities in the
6 same category but not before veteran eligibles in that category
7 preferred under Section 10b.7.

8 (e) The Director shall adopt rules and implement procedures
9 to verify that any person seeking a preference under this
10 Section is entitled to the preference. A person seeking a
11 preference under this Section shall provide documentation or
12 execute any consents or other documents required by the
13 Director to enable the Director to verify that the person is
14 entitled to the preference.

15 Section 15. The State Treasurer Employment Code is amended
16 by adding Section 9b.5.5 as follows:

17 (15 ILCS 510/9b.5.5 new)

18 Sec. 9b.5.5. Persons with disabilities preference. For the
19 granting of appropriate preference in entrance examinations to
20 qualified persons with disabilities and to certain other
21 persons as set forth in this Section.

22 (a) As used in this Section:

23 (1) "Person with a disability" means a person who is a
24 citizen or lawful resident of the United States and is a

1 person qualifying as being disabled.

2 (2) "Disabled" means a severe physical or mental
3 disability that:

4 (A) results from amputation, autism, blindness,
5 burn injury, cancer, cerebral palsy, Crohn's disease,
6 cystic fibrosis, deafness, head injury, hemiplegia,
7 hemophilia, respiratory or pulmonary dysfunction,
8 mental retardation, mental illness, multiple
9 sclerosis, muscular dystrophy, musculoskeletal
10 disorders, neurological disorders, including stroke
11 and epilepsy, paraplegia, quadriplegia and other
12 spinal cord conditions, sickle cell anemia, specific
13 learning disabilities, or end stage renal failure
14 disease; and

15 (B) substantially limits one or more of the
16 person's major life activities.

17 Another disability or combination of disabilities may
18 also be considered as a severe disability for the purposes
19 of this Section if it is determined by an evaluation of
20 rehabilitation potential to cause a comparable degree of
21 substantial functional limitation similar to the specific
22 list of disabilities listed in subparagraph (A) of this
23 paragraph (2).

24 (b) The preference granted under this Section shall be in
25 the form of points added to the final grades of the persons if
26 they otherwise qualify and are entitled to appear on the list

1 of those eligible for appointments.

2 (c) A person with a disability is qualified for a
3 preference of 2 points.

4 (d) The rank order of persons entitled to a preference on
5 eligible lists shall be determined on the basis of their
6 augmented ratings. When the Director establishes eligible
7 lists on the basis of category ratings such as "superior",
8 "excellent", "well qualified", and "qualified", the eligibles
9 with disabilities in each such category shall be preferred for
10 appointment before the eligibles without disabilities in the
11 same category but not before veteran eligibles in that category
12 preferred under Section 9b.5.

13 (e) The Director shall adopt rules and implement procedures
14 to verify that any person seeking a preference under this
15 Section is entitled to the preference. A person seeking a
16 preference under this Section shall provide documentation or
17 execute any consents or other documents required by the
18 Director to enable the Director to verify that the person is
19 entitled to the preference.

20 Section 20. The Personnel Code is amended by adding Section
21 8b.7.5 as follows:

22 (20 ILCS 415/8b.7.5 new)

23 Sec. 8b.7.5. Persons with disabilities preference. For the
24 granting of appropriate preference in entrance examinations to

1 qualified persons with disabilities and to certain other
2 persons as set forth in this Section.

3 (a) As used in this Section:

4 (1) "Person with a disability" means a person who is a
5 citizen or lawful resident of the United States and is a
6 person qualifying as being disabled.

7 (2) "Disabled" means a severe physical or mental
8 disability that:

9 (A) results from amputation, autism, blindness,
10 burn injury, cancer, cerebral palsy, Crohn's disease,
11 cystic fibrosis, deafness, head injury, hemiplegia,
12 hemophilia, respiratory or pulmonary dysfunction,
13 mental retardation, mental illness, multiple
14 sclerosis, muscular dystrophy, musculoskeletal
15 disorders, neurological disorders, including stroke
16 and epilepsy, paraplegia, quadriplegia and other
17 spinal cord conditions, sickle cell anemia, specific
18 learning disabilities, or end stage renal failure
19 disease; and

20 (B) substantially limits one or more of the
21 person's major life activities.

22 Another disability or combination of disabilities may
23 also be considered as a severe disability for the purposes
24 of this Section if it is determined by an evaluation of
25 rehabilitation potential to cause a comparable degree of
26 substantial functional limitation similar to the specific

1 list of disabilities listed in subparagraph (A) of this
2 paragraph (2).

3 (b) The preference granted under this Section shall be in
4 the form of points added to the final grades of the persons if
5 they otherwise qualify and are entitled to appear on the list
6 of those eligible for appointments.

7 (c) A person with a disability is qualified for a
8 preference of 2 points.

9 (d) The rank order of persons entitled to a preference on
10 eligible lists shall be determined on the basis of their
11 augmented ratings. When the Director establishes eligible
12 lists on the basis of category ratings such as "superior",
13 "excellent", "well qualified", and "qualified", the eligibles
14 with disabilities in each such category shall be preferred for
15 appointment before the eligibles without disabilities in the
16 same category but not before veteran eligibles in that category
17 preferred under Section 8b.7.

18 (e) The Department of Central Management Services shall
19 adopt rules and implement procedures to verify that any person
20 seeking a preference under this Section is entitled to the
21 preference. A person seeking a preference under this Section
22 shall provide documentation or execute any consents or other
23 documents required by the Department of Central Management
24 Services or any other State department or agency to enable the
25 department or agency to verify that the person is entitled to
26 the preference.