

1 AN ACT in relation to persons in military service.

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

4 Section 5. The Service Men's Employment Tenure Act is
5 amended by changing Section 1 and adding Section 5.3 as
6 follows:

7 (330 ILCS 60/1) (from Ch. 126 1/2, par. 29)

8 Sec. 1. Short title. This Act ~~shall be known and~~ may be
9 cited as the Service Men's Employment Tenure and Civil Relief
10 Act.

11 (Source: Laws 1941, vol. 1, p. 1202.)

12 (330 ILCS 60/5.3 new)

13 Sec. 5.3. Illinois National Guard; Soldiers' and
14 Sailors' Civil Relief Act of 1940.

15 (a) Notwithstanding any other provision of law, a person
16 who is a member of the Illinois National Guard and who is on
17 active duty shall be accorded all of the relief and benefits
18 under the laws of this State that are accorded to federal
19 military personnel on active duty under the Soldiers' and
20 Sailors' Civil Relief Act of 1940, as now or hereafter
21 amended, if the person on active duty provides written notice
22 of his or her active duty in the same manner that notice is
23 provided under the Soldiers' and Sailors' Civil Relief Act of
24 1940.

25 (b) Notwithstanding any other provision of law, a person
26 who is a member of the federal military and who is on active
27 duty shall be accorded all of the relief and benefits under
28 the laws of this State that are accorded to the person under
29 the Soldiers' and Sailors' Civil Relief Act of 1940, as now
30 or hereafter amended, if the person on active duty provides

1 notice of his or her active duty under the Soldiers' and
2 Sailors' Civil Relief Act of 1940.

3 (c) A person who has provided notice under subsection
4 (a) or (b) shall, within 30 days after the termination of his
5 or her active duty, provide written notice of the termination
6 of his or her active duty to the person to whom notice was
7 provided under subsection (a) or (b).

8 (d) For purposes of this Section, the term "active duty"
9 means: (i) when used in reference to the Illinois National
10 Guard, a period of active duty in excess of 30 consecutive
11 days pursuant to orders of the Governor, whether or not for
12 training, either under Title 32 of the United States Code or
13 under State Active Duty pursuant to the laws of this State;
14 and (ii) when used in reference to federal military
15 personnel, the same thing as "military service" as defined in
16 subsection (1) of Section 511 of the Soldiers' and Sailors'
17 Civil Relief Act of 1940.

18 Section 10. The Metropolitan Transit Authority Act is
19 amended by changing Section 29 as follows:

20 (70 ILCS 3605/29) (from Ch. 111 2/3, par. 329)

21 Sec. 29. If the Authority acquires a transportation
22 system in operation by a public utility, all of the employees
23 in the operating and maintenance divisions of such public
24 utility and all other employees except executive and
25 administrative officers and employees, shall be transferred
26 to and appointed as employees of the Authority, subject to
27 all rights and benefits of this Act, and these employees
28 shall be given seniority credit in accordance with the
29 records and labor agreements of the public utility. Employees
30 who left the employ of such a public utility to enter the
31 military service of the United States shall have the same
32 rights as to the Authority, under the provisions of the

1 "Service Men's Employment Tenure and Civil Relief Act"
2 approved--July-17,-1941, as they would have had thereunder as
3 to such public utility. After such acquisition the authority
4 shall be required to extend to such former employees of such
5 public utility only the rights and benefits as to pensions
6 and retirement as are accorded other employees of the
7 Authority.

8 (Source: Laws 1963, p. 152.)

9 Section 15. The Local Mass Transit District Act is
10 amended by changing Section 3.5 as follows:

11 (70 ILCS 3610/3.5) (from Ch. 111 2/3, par. 353.5)

12 Sec. 3.5. If the district acquires a mass transit
13 facility, all of the employees in the operating and
14 maintenance divisions of such mass transit facility and all
15 other employees except executive and administrative officers
16 and employees, shall be transferred to and appointed as
17 employees of the district, subject to all rights and benefits
18 of this Act, and these employees shall be given seniority
19 credit in accordance with the records and labor agreements of
20 the mass transit facility. Employees who left the employ of
21 such a mass transit facility to enter the military service of
22 the United States shall have the same rights as to the
23 district, under the provisions of the "Service Men's
24 Employment Tenure and Civil Relief Act"--approved--July--17,
25 1941, as they would have had thereunder as to such mass
26 transit facility. After such acquisition the district shall
27 be required to extend to such former employees of such mass
28 transit facility only the rights and benefits as to pensions
29 and retirement as are accorded other employees of the
30 district.

31 (Source: Laws 1959, p. 1635.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.