

1 AMENDMENT TO SENATE BILL 1583

2 AMENDMENT NO. _____. Amend Senate Bill 1583 by replacing
3 everything after the enacting clause with the following:

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 provides written notice of his or her

1 active duty in the same manner that notice is provided under
2 the Soldiers' and Sailors' Civil Relief Act of 1940.

3 (b) Notwithstanding any other provision of law, a person
4 who is a member of the federal military and who is on active
5 duty shall be accorded all of the relief and benefits under
6 the laws of this State that are accorded to the person under
7 the Soldiers' and Sailors' Civil Relief Act of 1940, as now
8 or hereafter amended, if the person on active duty provides
9 notice of his or her active duty under the Soldiers' and
10 Sailors' Civil Relief Act of 1940.

11 (c) A person who has provided notice under subsection
12 (a) or (b) shall, within 60 days after the termination of his
13 or her active duty, provide written notice of the termination
14 of his or her active duty to the person to whom notice was
15 provided under subsection (a) or (b).

16 (d) For purposes of this Section: (i) when used in
17 reference to the Illinois National Guard, the term "active
18 duty" means a period of active duty in excess of 30
19 consecutive days pursuant to orders of the Governor, whether
20 or not for training, either under Title 32 of the United
21 States Code or under State Active Duty pursuant to the laws
22 of this State; and (ii) when used in reference to federal
23 military personnel, the term "active duty" shall have the
24 same meaning as the term "military service" as defined in
25 subsection (1) of Section 511 of the Soldiers' and Sailors'
26 Civil Relief Act of 1940.

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

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

30 Sec. 29. If the Authority acquires a transportation
31 system in operation by a public utility, all of the employees
32 in the operating and maintenance divisions of such public

1 utility and all other employees except executive and
2 administrative officers and employees, shall be transferred
3 to and appointed as employees of the Authority, subject to
4 all rights and benefits of this Act, and these employees
5 shall be given seniority credit in accordance with the
6 records and labor agreements of the public utility. Employees
7 who left the employ of such a public utility to enter the
8 military service of the United States shall have the same
9 rights as to the Authority, under the provisions of the
10 "Service Men's Employment Tenure and Civil Relief Act",
11 ~~approved July 17, 1941~~, as they would have had thereunder as
12 to such public utility. After such acquisition the authority
13 shall be required to extend to such former employees of such
14 public utility only the rights and benefits as to pensions
15 and retirement as are accorded other employees of the
16 Authority.

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

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

20 (70 ILCS 3610/3.5) (from Ch. 111 2/3, par. 353.5)

21 Sec. 3.5. If the district acquires a mass transit
22 facility, all of the employees in the operating and
23 maintenance divisions of such mass transit facility and all
24 other employees except executive and administrative officers
25 and employees, shall be transferred to and appointed as
26 employees of the district, subject to all rights and benefits
27 of this Act, and these employees shall be given seniority
28 credit in accordance with the records and labor agreements of
29 the mass transit facility. Employees who left the employ of
30 such a mass transit facility to enter the military service of
31 the United States shall have the same rights as to the
32 district, under the provisions of the "Service Men's

1 Employment Tenure and Civil Relief Act"~~,-approved-July-17,~~
2 1941, as they would have had thereunder as to such mass
3 transit facility. After such acquisition the district shall
4 be required to extend to such former employees of such mass
5 transit facility only the rights and benefits as to pensions
6 and retirement as are accorded other employees of the
7 district.

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

9 Section 99. Effective date. This Act takes effect upon
10 becoming law."