

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 1. Short title. This Act may be cited as the
5 Department of Innovation and Technology Act.

6 Section 5. Definitions. In this Act:

7 "Bureau of Communications and Computer Services" means the
8 Bureau of Communications and Computer Services, also known as
9 the Bureau of Information and Communication Services, created
10 by rule (2 Illinois Administrative Code 750.40) within the
11 Department of Central Management Services.

12 "Client agency" means each transferring agency, or its
13 successor. "Client agency" also includes each other public
14 agency to which the Department provides service.

15 "Dedicated unit" means the dedicated bureau, division,
16 office, or other unit within a transferring agency that is
17 responsible for the information technology functions of the
18 transferring agency. For the Office of the Governor, "dedicated
19 unit" means the Information Technology Office, also known as
20 the Office of the Chief Information Officer. For the Department
21 of Central Management Services, "dedicated unit" means the
22 Bureau of Communications and Computer Services, also known as
23 the Bureau of Information and Communication Services.

1 "Department" means the Department of Innovation and
2 Technology.

3 "Information technology" means technology, infrastructure,
4 equipment, systems, software, networks, and processes used to
5 create, send, receive, and store electronic or digital
6 information, including, without limitation, computer systems
7 and telecommunication services and systems. "Information
8 technology" shall be construed broadly to incorporate future
9 technologies (such as sensors) that change or supplant those in
10 effect as of the effective date of this Act.

11 "Information technology functions" means the development,
12 procurement, installation, retention, maintenance, operation,
13 possession, storage, and related functions of all information
14 technology.

15 "Information Technology Office" means the Information
16 Technology Office, also known as the Office of the Chief
17 Information Officer, within the Office of the Governor, created
18 by Executive Order 1999-05, or its successor.

19 "Legacy information technology division" means any
20 division, bureau, or other unit of a transferring agency which
21 has responsibility for information technology functions for
22 the agency prior to the transfer of those functions to the
23 Department, including, without limitation, the Bureau of
24 Communications and Computer Services.

25 "Secretary" means the Secretary of Innovation and
26 Technology.

1 "State agency" means each State agency, department, board,
2 and commission directly responsible to the Governor.

3 "Transferring agency" means the Department on Aging; the
4 Departments of Agriculture, Central Management Services,
5 Children and Family Services, Commerce and Economic
6 Opportunity, Corrections, Employment Security, Financial and
7 Professional Regulation, Healthcare and Family Services, Human
8 Rights, Human Services, Insurance, Juvenile Justice, Labor,
9 Lottery, Military Affairs, Natural Resources, Public Health,
10 Revenue, State Police, Transportation, and Veterans' Affairs;
11 the Capital Development Board; the Deaf and Hard of Hearing
12 Commission; the Environmental Protection Agency; the
13 Governor's Office of Management and Budget; the Guardianship
14 and Advocacy Commission; the Historic Preservation Agency; the
15 Illinois Arts Council; the Illinois Council on Developmental
16 Disabilities; the Illinois Emergency Management Agency; the
17 Illinois Gaming Board; the Illinois Health Information
18 Exchange Authority; the Illinois Liquor Control Commission;
19 the Illinois Student Assistance Commission; the Illinois
20 Technology Office; the Office of the State Fire Marshal; and
21 the Prisoner Review Board.

22 Section 10. Transfer of functions. On and after March 25,
23 2016 (the effective date of Executive Order 2016-001):

24 (a) For each transferring agency, the dedicated unit or
25 units within that agency responsible for information

1 technology functions together with those information
2 technology functions outside of the dedicated unit or units
3 within a transferring agency to which this Act applies shall be
4 designated by the Governor.

5 (b) All powers, duties, rights, and responsibilities of
6 those dedicated units and information technology functions
7 designated by the Governor are transferred to the Department of
8 Innovation and Technology.

9 (c) The personnel of each transferring agency designated by
10 the Governor are transferred to the Department of Innovation
11 and Technology. The status and rights of the employees and the
12 State of Illinois or its transferring agencies under the
13 Personnel Code, the Illinois Public Labor Relations Act, and
14 applicable collective bargaining agreements or under any
15 pension, retirement, or annuity plan shall not be affected by
16 this Act. Under the direction of the Governor, the Secretary,
17 in consultation with the transferring agencies and labor
18 organizations representing the affected employees, shall
19 identify each position and employee who is engaged in the
20 performance of functions transferred to the Department, or
21 engaged in the administration of a law the administration of
22 which is transferred to the Department, to be transferred to
23 the Department. An employee engaged primarily in providing
24 administrative support to a legacy information technology
25 division or information technology personnel may be considered
26 engaged in the performance of functions transferred to the

1 Department.

2 (d) All books, records, papers, documents, property (real
3 and personal), contracts, causes of action, and pending
4 business pertaining to the powers, duties, rights, and
5 responsibilities relating to dedicated units and information
6 technology functions transferred under this Act to the
7 Department of Innovation and Technology, including, but not
8 limited to, material in electronic or magnetic format and
9 necessary computer hardware and software, shall be transferred
10 to the Department of Innovation and Technology.

11 (e) All unexpended appropriations and balances and other
12 funds available for use relating to dedicated units and
13 information technology functions transferred under this Act
14 shall be transferred for use by the Department of Innovation
15 and Technology at the direction of the Governor. Unexpended
16 balances so transferred shall be expended only for the purpose
17 for which the appropriations were originally made.

18 (f) The powers, duties, rights, and responsibilities
19 relating to dedicated units and information technology
20 functions transferred by this Act shall be vested in and shall
21 be exercised by the Department of Innovation and Technology.

22 (g) Whenever reports or notices are now required to be made
23 or given or papers or documents furnished or served by any
24 person to or upon each dedicated unit in connection with any of
25 the powers, duties, rights, and responsibilities relating to
26 information technology functions transferred by this Act, the

1 same shall be made, given, furnished, or served in the same
2 manner to or upon the Department of Innovation and Technology.

3 (h) This Act does not affect any act done, ratified, or
4 cancelled or any right occurring or established or any action
5 or proceeding had or commenced in an administrative, civil, or
6 criminal cause by each dedicated unit relating to information
7 technology functions before the transfer of responsibilities
8 under this Act; such actions or proceedings may be prosecuted
9 and continued by the Department of Innovation and Technology.

10 (i) Any rules of a dedicated unit or a transferring agency
11 that relate to the powers, duties, rights, and responsibilities
12 relating to the dedicated unit or to information technology
13 functions and are in full force on the effective date of this
14 Act shall become the rules of the Department of Innovation and
15 Technology. This Act does not affect the legality of any such
16 rules in the Illinois Administrative Code.

17 (j) Any proposed rules filed with the Secretary of State by
18 the dedicated unit or the transferring agency that are pending
19 in the rulemaking process on March 25, 2016 (the effective date
20 of Executive Order 2016-001) and that pertain to the powers,
21 duties, rights, and responsibilities of the dedicated unit or
22 the information technology functions transferred, shall be
23 deemed to have been filed by the Department of Innovation and
24 Technology. As soon as practicable, the Department of
25 Innovation and Technology shall revise and clarify the rules
26 transferred to it under this Act to reflect the reorganization

1 of powers, duties, rights, and responsibilities relating to
2 information technology functions affected by this Act, using
3 the procedures for recodification of rules available under the
4 Illinois Administrative Procedure Act, except that existing
5 title, part, and section numbering for the affected rules may
6 be retained. The Department of Innovation and Technology may
7 propose and adopt under the Illinois Administrative Procedure
8 Act such other rules of each dedicated unit or transferring
9 agency that will now be administered by the Department of
10 Innovation and Technology.

11 Section 15. Powers and duties. The Department shall promote
12 best-in-class innovation and technology to client agencies to
13 foster collaboration among client agencies, empower client
14 agencies to provide better service to residents of Illinois,
15 and maximize the value of taxpayer resources. The Department
16 shall be responsible for information technology functions on
17 behalf of client agencies.

18 The Department shall provide for and coordinate
19 information technology for State agencies and, when requested
20 and when in the best interests of the State, for State
21 constitutional offices, units of federal or local governments,
22 and public and not-for-profit institutions of primary,
23 secondary, and higher education, or other parties not
24 associated with State government. The Department shall
25 establish charges for information technology for State

1 agencies and, when requested, for State constitutional
2 offices, units of federal or local government, and public and
3 not-for-profit institutions of primary, secondary, or higher
4 education and for use by other parties not associated with
5 State government. Entities charged for these services shall
6 make payment to the Department. The Department may instruct all
7 State agencies to report their usage of information technology
8 regularly to the Department in the manner the Secretary may
9 prescribe.

10 The Department and each public agency shall continue to
11 have all authority provided to them under the Intergovernmental
12 Cooperation Act and other applicable law to enter into
13 interagency contracts. The Department may enter into contracts
14 to use personnel and other resources that are retained by
15 client agencies or other public agencies, to provide services
16 to public agencies within the State, and for other appropriate
17 purposes to accomplish the Department's mission.

18 Section 20. Security and interoperability. The Department
19 shall develop and implement standards, policies, and
20 procedures to protect the security and interoperability of
21 State data with respect to those agencies under the
22 jurisdiction of the Governor, including in particular data that
23 are confidential, sensitive, or protected from disclosure by
24 privacy or other laws, while recognizing and balancing the need
25 for collaboration and public transparency. The Department

1 shall comply with applicable federal and State laws pertaining
2 to information technology, data, and records of the Department
3 and the client agencies, including, without limitation, the
4 Freedom of Information Act, the State Records Act, the Personal
5 Information Protection Act, the federal Health Insurance
6 Portability and Accountability Act, the federal Health
7 Information Technology for Economic and Clinical Health Act,
8 and the federal Gramm-Leach-Bliley Act.

9 Section 25. Charges for services; non-State funding. The
10 Department may establish charges for services rendered by the
11 Department to client agencies from funds provided directly to
12 the client agency by appropriation or otherwise. In
13 establishing charges, the Department shall consult with client
14 agencies to make charges transparent and clear and seek to
15 minimize or avoid charges for costs for which the Department
16 has other funding sources available.

17 Client agencies shall continue to apply for and otherwise
18 seek federal funds and other capital and operational resources
19 for technology for which the agencies are eligible and, subject
20 to compliance with applicable laws, regulations, and grant
21 terms, make those funds available for use by the Department.
22 The Department shall assist client agencies in identifying
23 funding opportunities and, if funds are used by the Department,
24 ensuring compliance with all applicable laws, regulations, and
25 grant terms.

1 Section 30. Information technology.

2 (a) The Secretary shall be the Chief Information Officer
3 for the State and the steward of State data with respect to
4 those agencies under the jurisdiction of the Governor. It shall
5 be the duty of the Department and the policy of the State of
6 Illinois to manage or delegate the management of the
7 procurement, retention, installation, maintenance, and
8 operation of all information technology used by client
9 agencies, so as to achieve maximum economy consistent with
10 development of appropriate and timely information in a form
11 suitable for management analysis, in a manner that provides for
12 adequate security protection and back-up facilities for that
13 equipment, the establishment of bonding requirements, and a
14 code of conduct for all information technology personnel to
15 ensure the privacy of information technology information as
16 provided by law.

17 (b) The Department shall be responsible for providing the
18 Governor with timely, comprehensive, and meaningful
19 information pertinent to the formulation and execution of
20 fiscal policy. In performing this responsibility the
21 Department shall have the power to do the following:

22 (1) Control the procurement, retention, installation,
23 maintenance, and operation, as specified by the
24 Department, of information technology equipment used by
25 client agencies in such a manner as to achieve maximum

1 economy and provide appropriate assistance in the
2 development of information suitable for management
3 analysis.

4 (2) Establish principles and standards of information
5 technology-related reporting by client agencies and
6 priorities for completion of research by those agencies in
7 accordance with the requirements for management analysis
8 specified by the Department.

9 (3) Establish charges for information technology and
10 related services requested by client agencies and rendered
11 by the Department. The Department is likewise empowered to
12 establish prices or charges for all information technology
13 reports purchased by agencies and individuals not
14 connected with State government.

15 (4) Instruct all client agencies to report regularly to
16 the Department, in the manner the Department may prescribe,
17 their usage of information technology, the cost incurred,
18 the information produced, and the procedures followed in
19 obtaining the information. All client agencies shall
20 request from the Department assistance and consultation in
21 securing any necessary information technology to support
22 their requirements.

23 (5) Examine the accounts and information
24 technology-related data of any organization, body, or
25 agency receiving appropriations from the General Assembly,
26 except for a State constitutional office. For a State

1 constitutional office, the Department shall have the power
2 to examine the accounts and information technology-related
3 data of the State constitutional office when requested by
4 that office.

5 (6) Install and operate a modern information
6 technology system utilizing equipment adequate to satisfy
7 the requirements for analysis and review as specified by
8 the Department. Expenditures for information technology
9 and related services rendered shall be reimbursed by the
10 recipients. The reimbursement shall be determined by the
11 Department as amounts sufficient to reimburse the
12 Technology Management Revolving Fund for expenditures
13 incurred in rendering the services.

14 (c) In addition to the other powers and duties listed in
15 subsection (b), the Department shall analyze the present and
16 future aims, needs, and requirements of information
17 technology, research, and planning in order to provide for the
18 formulation of overall policy relative to the use of
19 information technology and related equipment by the State of
20 Illinois. In making this analysis, the Department shall
21 formulate a master plan for information technology, utilizing
22 information technology most advantageously, and advising
23 whether information technology should be leased or purchased by
24 the State. The Department shall prepare and submit interim
25 reports of meaningful developments and proposals for
26 legislation to the Governor on or before January 30 each year.

1 The Department shall engage in a continuing analysis and
2 evaluation of the master plan so developed, and it shall be the
3 responsibility of the Department to recommend from time to time
4 any needed amendments and modifications of any master plan
5 enacted by the General Assembly.

6 (d) The Department may make information technology and the
7 use of information technology available to units of local
8 government, elected State officials, State educational
9 institutions, the judicial branch, the legislative branch, and
10 all other governmental units of the State requesting them. The
11 Department shall establish prices and charges for the
12 information technology so furnished and for the use of the
13 information technology. The prices and charges shall be
14 sufficient to reimburse the cost of furnishing the services and
15 use of information technology.

16 (e) The Department may establish standards to provide
17 consistency in the operation and use of information technology.

18 Section 35. Communications.

19 (a) The Department shall develop and implement a
20 comprehensive plan to coordinate or centralize communications
21 among State agencies with offices at different locations. The
22 plan shall be updated based on a continuing study of
23 communications problems of State government and shall include
24 any information technology related equipment or service used
25 for communication purposes including digital, analog, or

1 future transmission medium, whether for voice, data, or any
2 combination thereof. The plan shall take into consideration
3 systems that might effect economies, including, but not limited
4 to, quantity discount services and may include provision of
5 telecommunications service to local and federal government
6 entities located within this State if State interests can be
7 served by so doing.

8 (b) The Department shall provide for and coordinate
9 communications services for State agencies and, when requested
10 and when in the best interests of the State, for units of
11 federal or local governments and public and not-for-profit
12 institutions of primary, secondary, and higher education. The
13 Department may make use of, or support or provide any
14 information technology related communications equipment or
15 services necessary and available to support the needs of
16 interested parties not associated with State government
17 provided that State government usage shall have first priority.
18 For this purpose the Department shall have the power to do all
19 of the following:

20 (1) Provide for and control the procurement,
21 retention, installation, and maintenance of communications
22 equipment or services used by State agencies in the
23 interest of efficiency and economy.

24 (2) Review existing standards and, where appropriate,
25 propose to establish new or modified standards for State
26 agencies which shall include a minimum of one

1 telecommunication device for the deaf installed and
2 operational within each State agency, to provide public
3 access to agency information for those persons who are
4 hearing or speech impaired. The Department shall consult
5 the Department of Human Services to develop standards and
6 implementation for this equipment.

7 (3) Establish charges for information technology for
8 State agencies and, when requested, for units of federal or
9 local government and public and not-for-profit
10 institutions of primary, secondary, or higher education.
11 Entities charged for these services shall pay the
12 Department.

13 (4) Instruct all State agencies to report their usage
14 of communication services regularly to the Department in
15 the manner the Department may prescribe.

16 (5) Analyze the present and future aims and needs of
17 all State agencies in the area of communications services
18 and plan to serve those aims and needs in the most
19 effective and efficient manner.

20 (6) Provide telecommunications and other
21 communications services.

22 (7) Establish the administrative organization within
23 the Department that is required to accomplish the purpose
24 of this Section.

25 As used in this subsection (b) only, "State agencies" means
26 all departments, officers, commissions, boards, institutions,

1 and bodies politic and corporate of the State except (i) the
2 judicial branch, including, without limitation, the several
3 courts of the State, the offices of the clerk of the supreme
4 court and the clerks of the appellate court, and the
5 Administrative Office of the Illinois Courts, (ii) State
6 constitutional offices, and (iii) the General Assembly,
7 legislative service agencies, and all officers of the General
8 Assembly.

9 This subsection (b) does not apply to the procurement of
10 Next Generation 9-1-1 service as governed by Section 15.6b of
11 the Emergency Telephone System Act.

12 Section 40. Bulk long distance telephone services for
13 military personnel in military service.

14 (a) As used in this Section only:

15 "Immediate family" means a service member's spouse
16 residing in the service member's household, brothers and
17 sisters of the whole or of the half blood, children, including
18 adopted children and stepchildren, parents, and grandparents.

19 "Military service" means any full-time training or duty, no
20 matter how described under federal or State law, for which a
21 service member is ordered to report by the President, Governor
22 of a state, commonwealth, or territory of the United States, or
23 other appropriate military authority.

24 "Service member" means a resident of Illinois who is a
25 member of any component of the United States Armed Forces or

1 the National Guard of any state, the District of Columbia, a
2 commonwealth, or a territory of the United States.

3 (b) The Department may enter into a contract to purchase
4 bulk long distance telephone services and make them available
5 at cost, or may make bulk long distance telephone services
6 available at cost under any existing contract the Department
7 has entered into, to persons in the immediate family of service
8 members that have entered military service so that those
9 persons in the service members' families can communicate with
10 the service members. If the Department enters into a contract
11 under this Section, it shall do so in accordance with the
12 Illinois Procurement Code and in a nondiscriminatory manner
13 that does not place any potential vendor at a competitive
14 disadvantage.

15 (c) In order to be eligible to use bulk long distance
16 telephone services purchased by the Department under this
17 Section, a service member or person in the service member's
18 immediate family must provide the Department with a copy of the
19 orders calling the service member to military service in excess
20 of 29 consecutive days and of any orders further extending the
21 service member's period of military service.

22 (d) If the Department enters into a contract under this
23 Section, the Department shall adopt rules as necessary to
24 implement this Section.

25 Section 45. Grants for distance learning services. The

1 Department may award grants to public community colleges and
2 education service centers for development and implementation
3 of telecommunications systems that provide distance learning
4 services.

5 Section 50. Rulemaking. The Department may adopt rules
6 under the Illinois Administrative Procedure Act necessary to
7 carry out its responsibilities under this Act.

8 Section 55. Executive Orders.

9 (a) Executive Order 2016-001. The Department of Innovation
10 and Technology was created by Executive Order 2016-001. This
11 Act is the implementation of that Executive Order, together
12 with additional provisions to ensure that the Department of
13 Innovation and Technology is able to function as intended under
14 that Executive Order. The intent of this Act is to ensure that
15 the Department is able to fulfill its duties and purpose under
16 that Executive Order. In the event of a conflict between the
17 provisions of the Executive Order and this Act, this Act shall
18 be controlling.

19 (b) Executive Order 1999-05. The Information Technology
20 Office, also known as the Office of the Chief Information
21 Officer, was created by Executive Order 1999-05. That Executive
22 Order is superseded by this Act.

23 Section 60. Construction.

1 (a) Notwithstanding any provision of law to the contrary,
2 on and after the effective date of this Act, references to
3 "Bureau of Communications and Computer Services", "Bureau of
4 Information and Communication Services", "Information
5 Technology Office", or "Office of the Chief Information
6 Officer" shall be construed as references to the Department of
7 Innovation and Technology.

8 (b) Notwithstanding any provision of law to the contrary,
9 on and after the effective date of this Act, references to
10 "Chief Information Officer of the State" shall be construed as
11 references to the Secretary of Innovation and Technology.

12 Section 905. The Civil Administrative Code of Illinois is
13 amended by changing Sections 5-10, 5-15, 5-20, and 5-605 and by
14 adding Sections 5-195 and 5-357 as follows:

15 (20 ILCS 5/5-10) (was 20 ILCS 5/2.1)

16 Sec. 5-10. "Director". As used in the Civil Administrative
17 Code of Illinois, unless the context clearly indicates
18 otherwise, the word "director" means the several directors of
19 the departments of State government as designated in Section
20 5-20 of this Law and includes the Secretary of Financial and
21 Professional Regulation, the Secretary of Innovation and
22 Technology, the Secretary of Human Services, and the Secretary
23 of Transportation.

24 (Source: P.A. 91-239, eff. 1-1-00.)

1 (20 ILCS 5/5-15) (was 20 ILCS 5/3)

2 Sec. 5-15. Departments of State government. The
3 Departments of State government are created as follows:

4 The Department on Aging.

5 The Department of Agriculture.

6 The Department of Central Management Services.

7 The Department of Children and Family Services.

8 The Department of Commerce and Economic Opportunity.

9 The Department of Corrections.

10 The Department of Employment Security.

11 The Illinois Emergency Management Agency.

12 The Department of Financial and Professional Regulation.

13 The Department of Healthcare and Family Services.

14 The Department of Human Rights.

15 The Department of Human Services.

16 The Department of Innovation and Technology.

17 The Department of Juvenile Justice.

18 The Department of Labor.

19 The Department of the Lottery.

20 The Department of Natural Resources.

21 The Department of Public Health.

22 The Department of Revenue.

23 The Department of State Police.

24 The Department of Transportation.

25 The Department of Veterans' Affairs.

1 (Source: P.A. 96-328, eff. 8-11-09; 97-618, eff. 10-26-11.)

2 (20 ILCS 5/5-20) (was 20 ILCS 5/4)

3 Sec. 5-20. Heads of departments. Each department shall have
4 an officer as its head who shall be known as director or
5 secretary and who shall, subject to the provisions of the Civil
6 Administrative Code of Illinois, execute the powers and
7 discharge the duties vested by law in his or her respective
8 department.

9 The following officers are hereby created:

10 Director of Aging, for the Department on Aging.

11 Director of Agriculture, for the Department of
12 Agriculture.

13 Director of Central Management Services, for the
14 Department of Central Management Services.

15 Director of Children and Family Services, for the
16 Department of Children and Family Services.

17 Director of Commerce and Economic Opportunity, for the
18 Department of Commerce and Economic Opportunity.

19 Director of Corrections, for the Department of
20 Corrections.

21 Director of the Illinois Emergency Management Agency, for
22 the Illinois Emergency Management Agency.

23 Director of Employment Security, for the Department of
24 Employment Security.

25 Secretary of Financial and Professional Regulation, for

1 the Department of Financial and Professional Regulation.

2 Director of Healthcare and Family Services, for the
3 Department of Healthcare and Family Services.

4 Director of Human Rights, for the Department of Human
5 Rights.

6 Secretary of Human Services, for the Department of Human
7 Services.

8 Secretary of Innovation and Technology, for the Department
9 of Innovation and Technology.

10 Director of Juvenile Justice, for the Department of
11 Juvenile Justice.

12 Director of Labor, for the Department of Labor.

13 Director of the Lottery, for the Department of the Lottery.

14 Director of Natural Resources, for the Department of
15 Natural Resources.

16 Director of Public Health, for the Department of Public
17 Health.

18 Director of Revenue, for the Department of Revenue.

19 Director of State Police, for the Department of State
20 Police.

21 Secretary of Transportation, for the Department of
22 Transportation.

23 Director of Veterans' Affairs, for the Department of
24 Veterans' Affairs.

25 (Source: P.A. 97-464, eff. 10-15-11; 97-618, eff. 10-26-11;
26 97-813, eff. 7-13-12; 98-499, eff. 8-16-13.)

1 (20 ILCS 5/5-195 new)

2 Sec. 5-195. In the Department of Innovation and Technology.
3 Assistant Secretary of Innovation and Technology.

4 (20 ILCS 5/5-357 new)

5 Sec. 5-357. In the Department of Innovation and Technology.
6 The Secretary of Innovation and Technology and the Assistant
7 Secretary of Innovation and Technology shall each receive an
8 annual salary as set by law.

9 (20 ILCS 5/5-605) (was 20 ILCS 5/12)

10 Sec. 5-605. Appointment of officers. Each officer whose
11 office is created by the Civil Administrative Code of Illinois
12 or by any amendment to the Code shall be appointed by the
13 Governor, by and with the advice and consent of the Senate. In
14 case of vacancies in those offices during the recess of the
15 Senate, the Governor shall make a temporary appointment until
16 the next meeting of the Senate, when the Governor shall
17 nominate some person to fill the office, and any person so
18 nominated who is confirmed by the Senate shall hold office
19 during the remainder of the term and until his or her successor
20 is appointed and qualified. If the Senate is not in session at
21 the time the Code or any amendments to the Code take effect,
22 the Governor shall make a temporary appointment as in the case
23 of a vacancy.

1 During the absence or inability to act of the director or
2 secretary of any department, ~~or of the Secretary of Human~~
3 ~~Services or the Secretary of Transportation,~~ or in case of a
4 vacancy in any such office until a successor is appointed and
5 qualified, the Governor may designate some person as acting
6 director or acting secretary to execute the powers and
7 discharge the duties vested by law in that director or
8 secretary.

9 During the term of a General Assembly, the Governor may not
10 designate a person to serve as an acting director or secretary
11 under this Section if that person's nomination to serve as the
12 director or secretary of that same Department was rejected by
13 the Senate of the same General Assembly. This Section is
14 subject to the provisions of subsection (c) of Section 3A-40 of
15 the Illinois Governmental Ethics Act.

16 (Source: P.A. 97-582, eff. 8-26-11.)

17 Section 910. The Department of Central Management Services
18 Law of the Civil Administrative Code of Illinois is amended by
19 changing Sections 405-10, 405-270, and 405-410 as follows:

20 (20 ILCS 405/405-10) (was 20 ILCS 405/35.3)

21 Sec. 405-10. Director's duties; State policy. It shall be
22 the duty of the Director and the policy of the State of
23 Illinois to do the following:

24 (1) Place financial responsibility on State agencies

1 (as defined in subsection (b) of Section 405-5) and hold
2 them accountable for the proper discharge of this
3 responsibility.

4 (2) Require professional, accurate, and current
5 accounting with the State agencies (as defined in
6 subsection (b) of Section 405-5).

7 (3) Decentralize fiscal, procedural, and
8 administrative operations to expedite the business of the
9 State and to avoid expense, unwieldiness, inefficiency,
10 and unnecessary duplication where decentralization is
11 consistent with proper fiscal management.

12 (4) (Blank). ~~Manage or delegate the management of the~~
13 ~~procurement, retention, installation, maintenance, and~~
14 ~~operation of all electronic data processing equipment used~~
15 ~~by State agencies as defined in Section 405-20, so as to~~
16 ~~achieve maximum economy consistent with development of~~
17 ~~adequate and timely information in a form suitable for~~
18 ~~management analysis, in a manner that provides for adequate~~
19 ~~security protection and back up facilities for that~~
20 ~~equipment, the establishment of bonding requirements, and~~
21 ~~a code of conduct for all electronic data processing~~
22 ~~personnel to ensure the privacy of electronic data~~
23 ~~processing information as provided by law.~~

24 (Source: P.A. 91-239, eff. 1-1-00.)

25 (20 ILCS 405/405-270) (was 20 ILCS 405/67.18)

1 Sec. 405-270. Broadcast communications ~~Communications~~
2 services. To provide for and coordinate broadcast ~~co-ordinate~~
3 communications services for State agencies and, when requested
4 and when in the best interests of the State, for units of
5 federal or local governments and public and not-for-profit
6 institutions of primary, secondary, and higher education. The
7 Department may make use of its satellite uplink available to
8 interested parties not associated with State government
9 provided that State government usage shall have first priority.
10 For this purpose the Department shall have the power and duty
11 to do all of the following:

12 (1) Provide for and control the procurement,
13 retention, installation, and maintenance of video
14 recording, satellite uplink, public information, and
15 broadcast communications equipment or services used by
16 State agencies in the interest of efficiency and economy.

17 (2) ~~(Blank). Establish standards by January 1, 1989 for~~
18 ~~communications services for State agencies which shall~~
19 ~~include a minimum of one telecommunication device for the~~
20 ~~deaf installed and operational within each State agency, to~~
21 ~~provide public access to agency information for those~~
22 ~~persons who are hearing or speech impaired. The Department~~
23 ~~shall consult the Department of Human Services to develop~~
24 ~~standards and implementation for this equipment.~~

25 (3) Establish charges (i) for video recording,
26 satellite uplink, public information, and broadcast

1 communication services for State agencies and, when
2 requested, for units of federal or local government and
3 public and not-for-profit institutions of primary,
4 secondary, or higher education and (ii) for use of the
5 Department's satellite uplink by parties not associated
6 with State government. Entities charged for these services
7 shall reimburse the Department.

8 (4) Instruct all State agencies to report their usage
9 of video recording, satellite uplink, public information,
10 and broadcast communication services regularly to the
11 Department in the manner the Director may prescribe.

12 (5) Analyze the present and future aims and needs of
13 all State agencies in the area of video recording,
14 satellite uplink, public information, and broadcast
15 communications services and plan to serve those aims and
16 needs in the most effective and efficient manner.

17 (6) Provide ~~services, including, but not limited to,~~
18 ~~telecommunications,~~ video recording, satellite uplink,
19 public information, and broadcast ~~other~~ communications
20 services.

21 (7) Establish the administrative organization within
22 the Department that is required to accomplish the purpose
23 of this Section.

24 The Department is authorized, in consultation with the
25 Department of Innovation and Technology, to conduct a study for
26 the purpose of determining technical, engineering, and

1 management specifications for the networking, compatible
2 connection, or shared use of existing and future public and
3 private owned television broadcast and reception facilities,
4 including but not limited to terrestrial microwave, fiber
5 optic, and satellite, for broadcast and reception of
6 educational, governmental, and business programs, and to
7 implement those specifications.

8 However, the Department may not control or interfere with
9 the input of content into the broadcast communications
10 ~~telecommunications~~ systems by the several State agencies or
11 units of federal or local government, or public or
12 not-for-profit institutions of primary, secondary, and higher
13 education, or users of the Department's satellite uplink.

14 As used in this Section, the term "State agencies" means
15 all departments, officers, commissions, boards, institutions,
16 and bodies politic and corporate of the State except (i) the
17 judicial branch, including, without limitation, the several
18 courts of the State, the offices of the clerk of the supreme
19 court and the clerks of the appellate court, and the
20 Administrative Office of the Illinois Courts and (ii) the
21 General Assembly, legislative service agencies, and all
22 officers of the General Assembly.

23 This Section does not apply to the procurement of Next
24 Generation 9-1-1 service as governed by Section 15.6b of the
25 Emergency Telephone System Act.

26 In the event of a conflict between the provisions of this

1 Section and any provision of the Department of Innovation and
2 Technology Act, the Department of Innovation and Technology Act
3 shall be controlling.

4 (Source: P.A. 99-6, eff. 1-1-16.)

5 (20 ILCS 405/405-410)

6 Sec. 405-410. Transfer of Information Technology
7 functions.

8 (a) Notwithstanding any other law to the contrary, the
9 Secretary of Innovation and Technology ~~Director of Central~~
10 ~~Management Services~~, working in cooperation with the Director
11 of any other agency, department, board, or commission directly
12 responsible to the Governor, may direct the transfer, to the
13 Department of Innovation and Technology ~~Central Management~~
14 ~~Services~~, of those information technology functions at that
15 agency, department, board, or commission that are suitable for
16 centralization.

17 Upon receipt of the written direction to transfer
18 information technology functions to the Department of
19 Innovation and Technology ~~Central Management Services~~, the
20 personnel, equipment, and property (both real and personal)
21 directly relating to the transferred functions shall be
22 transferred to the Department of Innovation and Technology
23 ~~Central Management Services~~, and the relevant documents,
24 records, and correspondence shall be transferred or copied, as
25 the Secretary ~~Director~~ may prescribe.

1 (b) Upon receiving written direction from the Secretary of
2 Innovation and Technology ~~Director of Central Management~~
3 ~~Services~~, the Comptroller and Treasurer are authorized to
4 transfer the unexpended balance of any appropriations related
5 to the information technology functions transferred to the
6 Department of Innovation and Technology ~~Central Management~~
7 ~~Services~~ and shall make the necessary fund transfers from any
8 special fund in the State Treasury or from any other federal or
9 State trust fund held by the Treasurer to the General Revenue
10 Fund ~~or~~ the Technology Management ~~Statistical Services~~
11 ~~Revolving Fund, or the Communications Revolving Fund,~~ as
12 designated by the Secretary of Innovation and Technology
13 ~~Director of Central Management Services~~, for use by the
14 Department of Innovation and Technology ~~Central Management~~
15 ~~Services~~ in support of information technology functions or any
16 other related costs or expenses of the Department of Innovation
17 and Technology ~~Central Management Services~~.

18 (c) The rights of employees and the State and its agencies
19 under the Personnel Code and applicable collective bargaining
20 agreements or under any pension, retirement, or annuity plan
21 shall not be affected by any transfer under this Section.

22 (d) The functions transferred to the Department of
23 Innovation and Technology ~~Central Management Services~~ by this
24 Section shall be vested in and shall be exercised by the
25 Department of Innovation and Technology ~~Central Management~~
26 ~~Services~~. Each act done in the exercise of those functions

1 shall have the same legal effect as if done by the agencies,
2 offices, divisions, departments, bureaus, boards and
3 commissions from which they were transferred.

4 Every person or other entity shall be subject to the same
5 obligations and duties and any penalties, civil or criminal,
6 arising therefrom, and shall have the same rights arising from
7 the exercise of such rights, powers, and duties as had been
8 exercised by the agencies, offices, divisions, departments,
9 bureaus, boards, and commissions from which they were
10 transferred.

11 Whenever reports or notices are now required to be made or
12 given or papers or documents furnished or served by any person
13 in regards to the functions transferred to or upon the
14 agencies, offices, divisions, departments, bureaus, boards,
15 and commissions from which the functions were transferred, the
16 same shall be made, given, furnished or served in the same
17 manner to or upon the Department of Innovation and Technology
18 ~~Central Management Services~~.

19 This Section does not affect any act done, ratified, or
20 cancelled or any right occurring or established or any action
21 or proceeding had or commenced in an administrative, civil, or
22 criminal cause regarding the functions transferred, but those
23 proceedings may be continued by the Department of Innovation
24 and Technology ~~Central Management Services~~.

25 This Section does not affect the legality of any rules in
26 the Illinois Administrative Code regarding the functions

1 transferred in this Section that are in force on the effective
2 date of this Section. If necessary, however, the affected
3 agencies shall propose, adopt, or repeal rules, rule
4 amendments, and rule recodifications as appropriate to
5 effectuate this Section.

6 (Source: P.A. 93-25, eff. 6-20-03; 93-839, eff. 7-30-04;
7 93-1067, eff. 1-15-05.)

8 (20 ILCS 405/405-20 rep.)

9 (20 ILCS 405/405-250 rep.)

10 (20 ILCS 405/405-255 rep.)

11 (20 ILCS 405/405-260 rep.)

12 (20 ILCS 405/405-265 rep.)

13 Section 915. The Department of Central Management Services
14 Law of the Civil Administrative Code of Illinois is amended by
15 repealing Sections 405-20, 405-250, 405-255, 405-260, and
16 405-265.

17 Section 920. The Department of Commerce and Economic
18 Opportunity Law of the Civil Administrative Code of Illinois is
19 amended by changing Sections 605-680 and 605-1007 as follows:

20 (20 ILCS 605/605-680)

21 Sec. 605-680. Illinois goods and services website.

22 (a) The Department, in consultation with the Department of
23 Innovation and Technology, must establish and maintain an

1 Internet website devoted to the marketing of Illinois goods and
2 services by linking potential purchasers with producers of
3 goods and services who are located in the State.

4 (b) The Department must advertise the website to encourage
5 inclusion of producers on the website and to encourage the use
6 of the website by potential purchasers.

7 (Source: P.A. 93-868, eff. 1-1-05.)

8 Section 925. The Department of Commerce and Economic
9 Opportunity Law of the Civil Administrative Code of Illinois is
10 amended by changing Section 605-1007 as follows:

11 (20 ILCS 605/605-1007)

12 Sec. 605-1007. New business permitting portal.

13 (a) By July 1, 2017, the Department, in consultation with
14 the Department of Innovation and Technology, shall create and
15 maintain a website to help persons wishing to create new
16 businesses or relocate businesses to Illinois. The Department
17 shall consult with at least one organization representing small
18 businesses in this State while creating the website.

19 (b) The website shall include:

20 (1) an estimate of license and permitting fees for
21 different businesses;

22 (2) State government application forms for business
23 licensing or registration;

24 (3) hyperlinks to websites of the responsible agency or

1 organization responsible for accepting the application;
2 and

3 (4) contact information for any local government
4 permitting agencies that may be relevant.

5 (c) The Department shall contact all agencies to obtain
6 business forms and other information for this website. Those
7 agencies shall respond to the Department before July 1, 2016.

8 (d) The website shall also include some mechanism for the
9 potential business owner to request more information from the
10 Department that may be helpful in starting the business,
11 including, but not limited to, State-based incentives that the
12 business owner may qualify for when starting or relocating a
13 business.

14 (e) The Department shall update the website at least once a
15 year before July 1. The Department shall request that other
16 State agencies report any changes in applicable application
17 forms to the Department by June 1 of every year after 2016.

18 (Source: P.A. 99-134, eff. 1-1-16.)

19 Section 930. The State Fire Marshal Act is amended by
20 changing Section 2.5 as follows:

21 (20 ILCS 2905/2.5)

22 Sec. 2.5. Equipment exchange program.

23 (a) The Office shall create and maintain an equipment
24 exchange program under which fire departments, fire protection

1 districts, and township fire departments can donate or sell
2 equipment to, trade equipment with, or buy equipment from each
3 other.

4 (b) Under this program, the Office, in consultation with
5 the Department of Innovation and Technology shall maintain a
6 website that allows fire departments, fire protection
7 districts, and township fire departments to post information
8 and photographs about needed equipment and equipment that is
9 available for trade, donation, or sale. This website must be
10 separate from, and not a part of, the Office's main website;
11 however, the Office must post a hyperlink on its main website
12 that points to the website established under this subsection

13 (b).

14 (c) The Office or a fire department, fire protection
15 district, or township fire department that donates, trades, or
16 sells fire protection equipment to another fire department,
17 fire protection district, or township fire department under
18 this Section is not liable for any damage or injury caused by
19 the donated, traded, or sold fire protection equipment, except
20 for damage or injury caused by its willful and wanton
21 misconduct, if it discloses in writing to the recipient at the
22 time of the donation, trade, or sale any known damage to or
23 deficiencies in the equipment.

24 This Section does not relieve any fire department, fire
25 protection district, or township fire department from
26 liability, unless otherwise provided by law, for any damage or

1 injury caused by donated, traded, or sold fire protection
2 equipment that was received through the equipment exchange
3 program.

4 (d) The Office must promote the program to encourage the
5 efficient exchange of equipment among local government
6 entities.

7 (e) The Office must implement the changes to the equipment
8 exchange program required under this amendatory Act of the 94th
9 General Assembly no later than July 1, 2006.

10 (Source: P.A. 93-305, eff. 7-23-03; 94-175, eff. 7-12-05.)

11 Section 935. The Illinois Century Network Act is amended by
12 changing Sections 5, 10, and 15 and by adding Section 7 as
13 follows:

14 (20 ILCS 3921/5)

15 Sec. 5. Legislative findings and declarations. The General
16 Assembly finds and declares:

17 (1) That computing and communications technologies are
18 essential for sustaining economic competitiveness and
19 fostering the educational vitality of this State.

20 (2) That there is an established need for a
21 telecommunications infrastructure that will provide
22 high-speed, reliable, and cost-effective digital
23 connections throughout the State.

24 (3) That a network is required that will deliver

1 educational programs, advanced training, and access to the
2 growing global wealth of information services to citizens
3 in all parts of this State.

4 (4) That the State and communication providers shall
5 continue to collaborate to deliver communications links to
6 anchor institutions in Illinois.

7 (Source: P.A. 91-21, eff. 7-1-99.)

8 (20 ILCS 3921/7 new)

9 Sec. 7. Definitions. Beginning on July 1, 2017, as used in
10 this Act, "anchor institutions" means Illinois schools,
11 institutions of higher education, libraries, museums, research
12 institutions, State agencies, and units of local government.

13 (20 ILCS 3921/10)

14 Sec. 10. Illinois Century Network. The Illinois Century
15 Network shall be a service creating and maintaining high speed
16 telecommunications networks that provide reliable
17 communication links for wholesale connections with other
18 registered or certified providers and the direct communication
19 needs of various anchor institutions throughout Illinois ~~to and~~
20 ~~among Illinois schools, institutions of higher education,~~
21 ~~libraries, museums, research institutions, State agencies,~~
22 ~~units of local government, and other local entities that~~
23 ~~provide services to Illinois citizens.~~ The Illinois Century
24 Network ~~may~~ shall build on existing investments in networking

1 schools, colleges, and universities, and shall avoid
2 duplication of existing communication networks if those
3 networks are capable of maintaining ~~future efforts, maintain~~
4 sufficient capacity to meet the requirements of anchor
5 institutions ~~the participating institutions, and stay current~~
6 ~~with rapid developments in technology. The Illinois Century~~
7 ~~Network shall be capable of delivering state of the art access~~
8 ~~to education, training, and electronic information and shall~~
9 ~~provide access to networking technologies for institutions~~
10 ~~located in even the most remote areas of this State.~~

11 By July 1, 2018, the Department of Innovation and
12 Technology shall perform a comprehensive review of the Illinois
13 Century Network including, but not limited to, assets,
14 connections, hardware, and capacity of the current network.
15 Nothing in this amendatory Act of the 100th General Assembly
16 shall change contractual obligations of the Illinois Century
17 Network that are effective on or before the effective date of
18 this amendatory Act of the 100th General Assembly.

19 (Source: P.A. 91-21, eff. 7-1-99; 92-691, eff. 7-18-02.)

20 (20 ILCS 3921/15)

21 Sec. 15. Management of the Illinois Century Network.

22 (a) The Department of Innovation and Technology shall
23 govern the staffing and contractual services necessary to
24 support the activities of the Illinois Century Network.
25 ~~Staffing and contractual services necessary to support the~~

1 ~~network's activities shall be governed by the Illinois Century~~
2 ~~Network Policy Committee. The committee shall include:~~

3 ~~(1) 6 standing members as follows:~~

4 ~~(i) the Illinois State Library Director or~~
5 ~~designee;~~

6 ~~(ii) the Illinois State Museum Director or~~
7 ~~designee;~~

8 ~~(iii) the Executive Director of the Board of Higher~~
9 ~~Education or designee;~~

10 ~~(iv) the Executive Director of the Illinois~~
11 ~~Community College Board or designee;~~

12 ~~(v) the State Board of Education State~~
13 ~~Superintendent or designee; and~~

14 ~~(vi) the Director of Central Management Services~~
15 ~~or designee;~~

16 ~~(2) up to 7 members who are appointed by the Governor~~
17 ~~and who:~~

18 ~~(i) have experience and background in private K 12~~
19 ~~education, private higher education, or who are from~~
20 ~~other participant constituents that are not already~~
21 ~~represented;~~

22 ~~(ii) shall serve staggered terms up to 3 years as~~
23 ~~designated by the Governor; and~~

24 ~~(iii) shall serve until a successor is appointed~~
25 ~~and qualified; and~~

26 ~~(3) a Chairperson who is appointed by the Governor and~~

1 ~~who shall serve a term of 2 years and until a successor is~~
2 ~~appointed and qualified.~~

3 (b) (Blank). ~~Illinois Century Network Policy Committee~~
4 ~~members shall serve without compensation but shall be entitled~~
5 ~~to reimbursement for reasonable expenses of travel for members~~
6 ~~who are required to travel for a distance greater than 20 miles~~
7 ~~to participate in business of the Illinois Century Network~~
8 ~~Policy Committee.~~

9 (Source: P.A. 98-719, eff. 1-1-15.)

10 (20 ILCS 3921/20 rep.)

11 Section 937. The Illinois Century Network Act is amended by
12 repealing Section 20.

13 Section 940. The State Finance Act is amended by changing
14 Sections 5.55, 6p-1, 6p-2, 6z-34, 8.16a, and 8.16b as follows:

15 (30 ILCS 105/5.55) (from Ch. 127, par. 141.55)

16 Sec. 5.55. The Technology Management ~~Statistical Services~~
17 ~~Revolving Fund.~~

18 (Source: Laws 1919, p. 946.)

19 (30 ILCS 105/6p-1) (from Ch. 127, par. 142p1)

20 Sec. 6p-1. The Technology Management Revolving Fund
21 (formerly the Statistical Services Revolving Fund) shall be
22 initially financed by a transfer of funds from the General

1 Revenue Fund. Thereafter, all fees and other monies received by
2 the Department of Innovation and Technology ~~Central Management~~
3 ~~Services~~ in payment for information technology and related
4 ~~statistical~~ services rendered pursuant to subsection (b) of
5 Section 30 of the Department of Innovation and Technology Act
6 ~~Section 405-20 of the Department of Central Management Services~~
7 ~~Law (20 ILCS 405/405-20)~~ shall be paid into the Technology
8 Management ~~Statistical Services~~ Revolving Fund. On and after
9 July 1, 2018, or after sufficient moneys have been received in
10 the Communications Revolving Fund to pay all Fiscal Year 2018
11 obligations payable from the Fund, whichever is later, all fees
12 and other moneys received by the Department of Central
13 Management Services in payment for communications services
14 rendered pursuant to the Department of Central Management
15 Services Law of the Civil Administrative Code of Illinois or
16 sale of surplus State communications equipment shall be paid
17 into the Technology Management Revolving Fund. The money in
18 this fund shall be used by the Department of Innovation and
19 Technology ~~Central Management Services~~ as reimbursement for
20 expenditures incurred in rendering information technology and
21 related ~~statistical~~ services and, beginning July 1, 2016, as
22 reimbursement for expenditures incurred in relation to
23 communications services.

24 (Source: P.A. 91-239, eff. 1-1-00.)

25 (30 ILCS 105/6p-2) (from Ch. 127, par. 142p2)

1 Sec. 6p-2. The Communications Revolving Fund shall be
2 initially financed by a transfer of funds from the General
3 Revenue Fund. Thereafter, all fees and other monies received by
4 the Department of Innovation and Technology ~~Central Management~~
5 ~~Services~~ in payment for communications services rendered
6 pursuant to the Department of Innovation and Technology Act
7 ~~Central Management Services Law~~ or sale of surplus State
8 communications equipment shall be paid into the Communications
9 Revolving Fund. Except as otherwise provided in this Section,
10 the money in this fund shall be used by the Department of
11 Innovation and Technology ~~Central Management Services~~ as
12 reimbursement for expenditures incurred in relation to
13 communications services.

14 On the effective date of this amendatory Act of the 93rd
15 General Assembly, or as soon as practicable thereafter, the
16 State Comptroller shall order transferred and the State
17 Treasurer shall transfer \$3,000,000 from the Communications
18 Revolving Fund to the Emergency Public Health Fund to be used
19 for the purposes specified in Section 55.6a of the
20 Environmental Protection Act.

21 In addition to any other transfers that may be provided for
22 by law, on July 1, 2011, or as soon thereafter as practical,
23 the State Comptroller shall direct and the State Treasurer
24 shall transfer the sum of \$5,000,000 from the General Revenue
25 Fund to the Communications Revolving Fund.

26 Notwithstanding any other provision of law, in addition to

1 any other transfers that may be provided by law, on July 1,
2 2018, or after sufficient moneys have been received in the
3 Communications Revolving Fund to pay all Fiscal Year 2018
4 obligations payable from the Fund, whichever is later, the
5 State Comptroller shall direct and the State Treasurer shall
6 transfer the remaining balance from the Communications
7 Revolving Fund into the Technology Management Revolving Fund.
8 Upon completion of the transfer, any future deposits due to
9 that Fund and any outstanding obligations or liabilities of
10 that Fund pass to the Technology Management Revolving Fund.

11 (Source: P.A. 97-641, eff. 12-19-11.)

12 (30 ILCS 105/6z-34)

13 Sec. 6z-34. Secretary of State Special Services Fund. There
14 is created in the State Treasury a special fund to be known as
15 the Secretary of State Special Services Fund. Moneys deposited
16 into the Fund may, subject to appropriation, be used by the
17 Secretary of State for any or all of the following purposes:

18 (1) For general automation efforts within operations
19 of the Office of Secretary of State.

20 (2) For technology applications in any form that will
21 enhance the operational capabilities of the Office of
22 Secretary of State.

23 (3) To provide funds for any type of library grants
24 authorized and administered by the Secretary of State as
25 State Librarian.

1 These funds are in addition to any other funds otherwise
2 authorized to the Office of Secretary of State for like or
3 similar purposes.

4 On August 15, 1997, all fiscal year 1997 receipts that
5 exceed the amount of \$15,000,000 shall be transferred from this
6 Fund to the Statistical Services Revolving Fund; on August 15,
7 1998 and each year thereafter through 2000, all receipts from
8 the fiscal year ending on the previous June 30th that exceed
9 the amount of \$17,000,000 shall be transferred from this Fund
10 to the Statistical Services Revolving Fund; on August 15, 2001
11 and each year thereafter through 2002, all receipts from the
12 fiscal year ending on the previous June 30th that exceed the
13 amount of \$19,000,000 shall be transferred from this Fund to
14 the Statistical Services Revolving Fund; and on August 15, 2003
15 and each year thereafter, all receipts from the fiscal year
16 ending on the previous June 30th that exceed the amount of
17 \$33,000,000 shall be transferred from this Fund to the
18 Technology Management ~~Statistical Services~~ Revolving Fund.

19 (Source: P.A. 92-32, eff. 7-1-01; 93-32, eff. 7-1-03.)

20 (30 ILCS 105/8.16a) (from Ch. 127, par. 144.16a)

21 Sec. 8.16a. Appropriations for the procurement,
22 installation, retention, maintenance and operation of
23 electronic data processing and information technology devices
24 and software used by State ~~state~~ agencies subject to subsection
25 (b) of Section 30 of the Department of Innovation and

1 ~~Technology Act Section 405-20 of the Department of Central~~
2 ~~Management Services Law (20 ILCS 405/405-20)~~, the purchase of
3 necessary supplies and equipment and accessories thereto, and
4 all other expenses incident to the operation and maintenance of
5 those electronic data processing and information technology
6 devices and software are payable from the Technology Management
7 ~~Statistical Services~~ Revolving Fund. However, no contract
8 shall be entered into or obligation incurred for any
9 expenditure from the Technology Management ~~Statistical~~
10 ~~Services~~ Revolving Fund until after the purpose and amount has
11 been approved in writing by the Secretary of Innovation and
12 Technology Director of Central Management Services. Until
13 there are sufficient funds in the Technology Management
14 Revolving Fund (formerly known as the Statistical Services
15 Revolving Fund) to carry out the purposes of this amendatory
16 Act of 1965, however, the State agencies subject to subsection
17 (b) of Section 30 of the Department of Innovation and
18 Technology Act ~~that Section 405-20~~ shall, on written approval
19 of the Secretary of Innovation and Technology Director of
20 ~~Central Management Services~~, pay the cost of operating and
21 maintaining electronic data processing systems from current
22 appropriations as classified and standardized in "An Act in
23 relation to State finance", approved June 10, 1919, as amended.
24 (Source: P.A. 91-239, eff. 1-1-00.)

25 (30 ILCS 105/8.16b) (from Ch. 127, par. 144.16b)

1 Sec. 8.16b. Appropriations for expenses related to
2 communications services pursuant to the Civil Administrative
3 Code of Illinois are payable from the Communications Revolving
4 Fund. However, no contract shall be entered into or obligation
5 incurred for any expenditure from the Communications Revolving
6 Fund until after the purpose and amount has been approved in
7 writing by the Secretary of Innovation and Technology ~~Director~~
8 ~~of Central Management Services~~.

9 (Source: P.A. 87-817.)

10 Section 943. The Illinois Procurement Code is amended by
11 changing Section 20-60 as follows:

12 (30 ILCS 500/20-60)

13 Sec. 20-60. Duration of contracts.

14 (a) Maximum duration. A contract, other than a contract
15 entered into pursuant to the State University Certificates of
16 Participation Act or as provided in subsection (d) of this
17 Section, may be entered into for any period of time deemed to
18 be in the best interests of the State but not exceeding 10
19 years inclusive, beginning January 1, 2010, of proposed
20 contract renewals. Third parties may lease State-owned dark
21 fiber networks for any period of time deemed to be in the best
22 interest of the State, but not exceeding 20 years. The length
23 of a lease for real property or capital improvements shall be
24 in accordance with the provisions of Section 40-25. A contract

1 for bond or mortgage insurance awarded by the Illinois Housing
2 Development Authority, however, may be entered into for any
3 period of time less than or equal to the maximum period of time
4 that the subject bond or mortgage may remain outstanding.

5 (b) Subject to appropriation. All contracts made or entered
6 into shall recite that they are subject to termination and
7 cancellation in any year for which the General Assembly fails
8 to make an appropriation to make payments under the terms of
9 the contract.

10 (c) The chief procurement officer shall file a proposed
11 extension or renewal of a contract with the Procurement Policy
12 Board prior to entering into any extension or renewal if the
13 cost associated with the extension or renewal exceeds \$249,999.
14 The Procurement Policy Board may object to the proposed
15 extension or renewal within 30 calendar days and require a
16 hearing before the Board prior to entering into the extension
17 or renewal. If the Procurement Policy Board does not object
18 within 30 calendar days or takes affirmative action to
19 recommend the extension or renewal, the chief procurement
20 officer may enter into the extension or renewal of a contract.
21 This subsection does not apply to any emergency procurement,
22 any procurement under Article 40, or any procurement exempted
23 by Section 1-10(b) of this Code. If any State agency contract
24 is paid for in whole or in part with federal-aid funds, grants,
25 or loans and the provisions of this subsection would result in
26 the loss of those federal-aid funds, grants, or loans, then the

1 contract is exempt from the provisions of this subsection in
2 order to remain eligible for those federal-aid funds, grants,
3 or loans, and the State agency shall file notice of this
4 exemption with the Procurement Policy Board prior to entering
5 into the proposed extension or renewal. Nothing in this
6 subsection permits a chief procurement officer to enter into an
7 extension or renewal in violation of subsection (a). By August
8 1 each year, the Procurement Policy Board shall file a report
9 with the General Assembly identifying for the previous fiscal
10 year (i) the proposed extensions or renewals that were filed
11 with the Board and whether the Board objected and (ii) the
12 contracts exempt from this subsection.

13 (d) Notwithstanding the provisions of subsection (a) of
14 this Section, the Department of Innovation and Technology may
15 enter into leases for dark fiber networks for any period of
16 time deemed to be in the best interests of the State but not
17 exceeding 20 years inclusive. The Department of Innovation and
18 Technology may lease dark fiber networks from third parties
19 only for the primary purpose of providing services to (i) the
20 offices of Governor, Lieutenant Governor, Attorney General,
21 Secretary of State, Comptroller, or Treasurer and State
22 agencies, as defined under Section 5-15 of the Civil
23 Administrative Code of Illinois or (ii) for anchor
24 institutions, as defined in Section 7 of the Illinois Century
25 Network Act. Dark fiber network lease contracts shall be
26 subject to all other provisions of this Code and any applicable

1 rules or requirements, including, but not limited to,
2 publication of lease solicitations, use of standard State
3 contracting terms and conditions, and approval of vendor
4 certifications and financial disclosures.

5 (e) As used in this Section, "dark fiber network" means a
6 network of fiber optic cables laid but currently unused by a
7 third party that the third party is leasing for use as network
8 infrastructure.

9 (Source: P.A. 95-344, eff. 8-21-07; 96-15, eff. 6-22-09;
10 96-795, eff. 7-1-10 (see Section 5 of P.A. 96-793 for the
11 effective date of changes made by P.A. 96-795); 96-920, eff.
12 7-1-10; 96-1478, eff. 8-23-10.)

13 Section 945. The Grant Information Collection Act is
14 amended by changing Section 10 as follows:

15 (30 ILCS 707/10)

16 Sec. 10. Grant information collection. The Secretary of
17 Innovation and Technology ~~Chief Information Officer of the~~
18 ~~State, as designated by the Governor,~~ shall coordinate with
19 each State agency to develop, with any existing or newly
20 available resources and technology, appropriate systems to
21 accurately report data containing financial information. These
22 systems shall include a module that is specific to the
23 management and administration of grant funds.

24 Each grantor agency that is authorized to award grant funds

1 to an entity other than the State of Illinois shall coordinate
2 with the Secretary of Innovation and Technology ~~Chief~~
3 ~~Information Officer of the State~~ to provide for the
4 publication, at data.illinois.gov or any other publicly
5 accessible website designated by the Chief Information
6 Officer, of data sets containing information regarding awards
7 of grant funds that the grantor agency has made during the
8 previous fiscal year. Data sets shall be published on at least
9 a quarterly basis and shall include, at a minimum, the
10 following:

11 (1) the name of the grantor agency;

12 (2) the name and postal zip code of the grantee;

13 (3) a short description of the purpose of the award of
14 grant funds;

15 (4) the amount of each award of grant funds;

16 (5) the date of each award of grant funds; and

17 (6) the duration of each award of grant funds.

18 In addition, each grantor agency shall make best efforts,
19 with available resources and technology, to make available in
20 the data sets any other data that is relevant to its award of
21 grant funds.

22 Data not subject to the requirements of this Section
23 include data to which a State agency may deny access pursuant
24 to any provision of a federal, State, or local law, rule, or
25 regulation.

26 (Source: P.A. 98-589, eff. 1-1-14.)

1 Section 950. The Illinois Pension Code is amended by
2 changing Sections 1-160, 14-110, and 15-106 as follows:

3 (40 ILCS 5/1-160)

4 (Text of Section WITHOUT the changes made by P.A. 98-641,
5 which has been held unconstitutional)

6 Sec. 1-160. Provisions applicable to new hires.

7 (a) The provisions of this Section apply to a person who,
8 on or after January 1, 2011, first becomes a member or a
9 participant under any reciprocal retirement system or pension
10 fund established under this Code, other than a retirement
11 system or pension fund established under Article 2, 3, 4, 5, 6,
12 15 or 18 of this Code, notwithstanding any other provision of
13 this Code to the contrary, but do not apply to any self-managed
14 plan established under this Code, to any person with respect to
15 service as a sheriff's law enforcement employee under Article
16 7, or to any participant of the retirement plan established
17 under Section 22-101. Notwithstanding anything to the contrary
18 in this Section, for purposes of this Section, a person who
19 participated in a retirement system under Article 15 prior to
20 January 1, 2011 shall be deemed a person who first became a
21 member or participant prior to January 1, 2011 under any
22 retirement system or pension fund subject to this Section. The
23 changes made to this Section by Public Act 98-596 ~~this~~
24 ~~amendatory Act of the 98th General Assembly~~ are a clarification

1 of existing law and are intended to be retroactive to January
2 1, 2011 (the effective date of Public Act 96-889),
3 notwithstanding the provisions of Section 1-103.1 of this Code.

4 (b) "Final average salary" means the average monthly (or
5 annual) salary obtained by dividing the total salary or
6 earnings calculated under the Article applicable to the member
7 or participant during the 96 consecutive months (or 8
8 consecutive years) of service within the last 120 months (or 10
9 years) of service in which the total salary or earnings
10 calculated under the applicable Article was the highest by the
11 number of months (or years) of service in that period. For the
12 purposes of a person who first becomes a member or participant
13 of any retirement system or pension fund to which this Section
14 applies on or after January 1, 2011, in this Code, "final
15 average salary" shall be substituted for the following:

16 (1) In Article 7 (except for service as sheriff's law
17 enforcement employees), "final rate of earnings".

18 (2) In Articles 8, 9, 10, 11, and 12, "highest average
19 annual salary for any 4 consecutive years within the last
20 10 years of service immediately preceding the date of
21 withdrawal".

22 (3) In Article 13, "average final salary".

23 (4) In Article 14, "final average compensation".

24 (5) In Article 17, "average salary".

25 (6) In Section 22-207, "wages or salary received by him
26 at the date of retirement or discharge".

1 (b-5) Beginning on January 1, 2011, for all purposes under
2 this Code (including without limitation the calculation of
3 benefits and employee contributions), the annual earnings,
4 salary, or wages (based on the plan year) of a member or
5 participant to whom this Section applies shall not exceed
6 \$106,800; however, that amount shall annually thereafter be
7 increased by the lesser of (i) 3% of that amount, including all
8 previous adjustments, or (ii) one-half the annual unadjusted
9 percentage increase (but not less than zero) in the consumer
10 price index-u for the 12 months ending with the September
11 preceding each November 1, including all previous adjustments.

12 For the purposes of this Section, "consumer price index-u"
13 means the index published by the Bureau of Labor Statistics of
14 the United States Department of Labor that measures the average
15 change in prices of goods and services purchased by all urban
16 consumers, United States city average, all items, 1982-84 =
17 100. The new amount resulting from each annual adjustment shall
18 be determined by the Public Pension Division of the Department
19 of Insurance and made available to the boards of the retirement
20 systems and pension funds by November 1 of each year.

21 (c) A member or participant is entitled to a retirement
22 annuity upon written application if he or she has attained age
23 67 (beginning January 1, 2015, age 65 with respect to service
24 under Article 12 of this Code that is subject to this Section)
25 and has at least 10 years of service credit and is otherwise
26 eligible under the requirements of the applicable Article.

1 A member or participant who has attained age 62 (beginning
2 January 1, 2015, age 60 with respect to service under Article
3 12 of this Code that is subject to this Section) and has at
4 least 10 years of service credit and is otherwise eligible
5 under the requirements of the applicable Article may elect to
6 receive the lower retirement annuity provided in subsection (d)
7 of this Section.

8 (d) The retirement annuity of a member or participant who
9 is retiring after attaining age 62 (beginning January 1, 2015,
10 age 60 with respect to service under Article 12 of this Code
11 that is subject to this Section) with at least 10 years of
12 service credit shall be reduced by one-half of 1% for each full
13 month that the member's age is under age 67 (beginning January
14 1, 2015, age 65 with respect to service under Article 12 of
15 this Code that is subject to this Section).

16 (e) Any retirement annuity or supplemental annuity shall be
17 subject to annual increases on the January 1 occurring either
18 on or after the attainment of age 67 (beginning January 1,
19 2015, age 65 with respect to service under Article 12 of this
20 Code that is subject to this Section) or the first anniversary
21 of the annuity start date, whichever is later. Each annual
22 increase shall be calculated at 3% or one-half the annual
23 unadjusted percentage increase (but not less than zero) in the
24 consumer price index-u for the 12 months ending with the
25 September preceding each November 1, whichever is less, of the
26 originally granted retirement annuity. If the annual

1 unadjusted percentage change in the consumer price index-u for
2 the 12 months ending with the September preceding each November
3 1 is zero or there is a decrease, then the annuity shall not be
4 increased.

5 (f) The initial survivor's or widow's annuity of an
6 otherwise eligible survivor or widow of a retired member or
7 participant who first became a member or participant on or
8 after January 1, 2011 shall be in the amount of 66 2/3% of the
9 retired member's or participant's retirement annuity at the
10 date of death. In the case of the death of a member or
11 participant who has not retired and who first became a member
12 or participant on or after January 1, 2011, eligibility for a
13 survivor's or widow's annuity shall be determined by the
14 applicable Article of this Code. The initial benefit shall be
15 66 2/3% of the earned annuity without a reduction due to age. A
16 child's annuity of an otherwise eligible child shall be in the
17 amount prescribed under each Article if applicable. Any
18 survivor's or widow's annuity shall be increased (1) on each
19 January 1 occurring on or after the commencement of the annuity
20 if the deceased member died while receiving a retirement
21 annuity or (2) in other cases, on each January 1 occurring
22 after the first anniversary of the commencement of the annuity.
23 Each annual increase shall be calculated at 3% or one-half the
24 annual unadjusted percentage increase (but not less than zero)
25 in the consumer price index-u for the 12 months ending with the
26 September preceding each November 1, whichever is less, of the

1 originally granted survivor's annuity. If the annual
2 unadjusted percentage change in the consumer price index-u for
3 the 12 months ending with the September preceding each November
4 1 is zero or there is a decrease, then the annuity shall not be
5 increased.

6 (g) The benefits in Section 14-110 apply only if the person
7 is a State policeman, a fire fighter in the fire protection
8 service of a department, ~~or~~ a security employee of the
9 Department of Corrections or the Department of Juvenile
10 Justice, or a security employee of the Department of Innovation
11 and Technology, as those terms are defined in subsection (b)
12 and subsection (c) of Section 14-110. A person who meets the
13 requirements of this Section is entitled to an annuity
14 calculated under the provisions of Section 14-110, in lieu of
15 the regular or minimum retirement annuity, only if the person
16 has withdrawn from service with not less than 20 years of
17 eligible creditable service and has attained age 60, regardless
18 of whether the attainment of age 60 occurs while the person is
19 still in service.

20 (h) If a person who first becomes a member or a participant
21 of a retirement system or pension fund subject to this Section
22 on or after January 1, 2011 is receiving a retirement annuity
23 or retirement pension under that system or fund and becomes a
24 member or participant under any other system or fund created by
25 this Code and is employed on a full-time basis, except for
26 those members or participants exempted from the provisions of

1 this Section under subsection (a) of this Section, then the
2 person's retirement annuity or retirement pension under that
3 system or fund shall be suspended during that employment. Upon
4 termination of that employment, the person's retirement
5 annuity or retirement pension payments shall resume and be
6 recalculated if recalculation is provided for under the
7 applicable Article of this Code.

8 If a person who first becomes a member of a retirement
9 system or pension fund subject to this Section on or after
10 January 1, 2012 and is receiving a retirement annuity or
11 retirement pension under that system or fund and accepts on a
12 contractual basis a position to provide services to a
13 governmental entity from which he or she has retired, then that
14 person's annuity or retirement pension earned as an active
15 employee of the employer shall be suspended during that
16 contractual service. A person receiving an annuity or
17 retirement pension under this Code shall notify the pension
18 fund or retirement system from which he or she is receiving an
19 annuity or retirement pension, as well as his or her
20 contractual employer, of his or her retirement status before
21 accepting contractual employment. A person who fails to submit
22 such notification shall be guilty of a Class A misdemeanor and
23 required to pay a fine of \$1,000. Upon termination of that
24 contractual employment, the person's retirement annuity or
25 retirement pension payments shall resume and, if appropriate,
26 be recalculated under the applicable provisions of this Code.

1 (i) (Blank).

2 (j) In the case of a conflict between the provisions of
3 this Section and any other provision of this Code, the
4 provisions of this Section shall control.

5 (Source: P.A. 97-609, eff. 1-1-12; 98-92, eff. 7-16-13; 98-596,
6 eff. 11-19-13; 98-622, eff. 6-1-14; revised 3-24-16.)

7 (40 ILCS 5/14-110) (from Ch. 108 1/2, par. 14-110)

8 (Text of Section WITHOUT the changes made by P.A. 98-599,
9 which has been held unconstitutional)

10 Sec. 14-110. Alternative retirement annuity.

11 (a) Any member who has withdrawn from service with not less
12 than 20 years of eligible creditable service and has attained
13 age 55, and any member who has withdrawn from service with not
14 less than 25 years of eligible creditable service and has
15 attained age 50, regardless of whether the attainment of either
16 of the specified ages occurs while the member is still in
17 service, shall be entitled to receive at the option of the
18 member, in lieu of the regular or minimum retirement annuity, a
19 retirement annuity computed as follows:

20 (i) for periods of service as a noncovered employee: if
21 retirement occurs on or after January 1, 2001, 3% of final
22 average compensation for each year of creditable service;
23 if retirement occurs before January 1, 2001, 2 1/4% of
24 final average compensation for each of the first 10 years
25 of creditable service, 2 1/2% for each year above 10 years

1 to and including 20 years of creditable service, and 2 3/4%
2 for each year of creditable service above 20 years; and

3 (ii) for periods of eligible creditable service as a
4 covered employee: if retirement occurs on or after January
5 1, 2001, 2.5% of final average compensation for each year
6 of creditable service; if retirement occurs before January
7 1, 2001, 1.67% of final average compensation for each of
8 the first 10 years of such service, 1.90% for each of the
9 next 10 years of such service, 2.10% for each year of such
10 service in excess of 20 but not exceeding 30, and 2.30% for
11 each year in excess of 30.

12 Such annuity shall be subject to a maximum of 75% of final
13 average compensation if retirement occurs before January 1,
14 2001 or to a maximum of 80% of final average compensation if
15 retirement occurs on or after January 1, 2001.

16 These rates shall not be applicable to any service
17 performed by a member as a covered employee which is not
18 eligible creditable service. Service as a covered employee
19 which is not eligible creditable service shall be subject to
20 the rates and provisions of Section 14-108.

21 (b) For the purpose of this Section, "eligible creditable
22 service" means creditable service resulting from service in one
23 or more of the following positions:

24 (1) State policeman;

25 (2) fire fighter in the fire protection service of a
26 department;

- 1 (3) air pilot;
- 2 (4) special agent;
- 3 (5) investigator for the Secretary of State;
- 4 (6) conservation police officer;
- 5 (7) investigator for the Department of Revenue or the
- 6 Illinois Gaming Board;
- 7 (8) security employee of the Department of Human
- 8 Services;
- 9 (9) Central Management Services security police
- 10 officer;
- 11 (10) security employee of the Department of
- 12 Corrections or the Department of Juvenile Justice;
- 13 (11) dangerous drugs investigator;
- 14 (12) investigator for the Department of State Police;
- 15 (13) investigator for the Office of the Attorney
- 16 General;
- 17 (14) controlled substance inspector;
- 18 (15) investigator for the Office of the State's
- 19 Attorneys Appellate Prosecutor;
- 20 (16) Commerce Commission police officer;
- 21 (17) arson investigator;
- 22 (18) State highway maintenance worker;
- 23 (19) security employee of the Department of Innovation
- 24 and Technology.

25 A person employed in one of the positions specified in this
26 subsection is entitled to eligible creditable service for

1 service credit earned under this Article while undergoing the
2 basic police training course approved by the Illinois Law
3 Enforcement Training Standards Board, if completion of that
4 training is required of persons serving in that position. For
5 the purposes of this Code, service during the required basic
6 police training course shall be deemed performance of the
7 duties of the specified position, even though the person is not
8 a sworn peace officer at the time of the training.

9 (c) For the purposes of this Section:

10 (1) The term "state policeman" includes any title or
11 position in the Department of State Police that is held by
12 an individual employed under the State Police Act.

13 (2) The term "fire fighter in the fire protection
14 service of a department" includes all officers in such fire
15 protection service including fire chiefs and assistant
16 fire chiefs.

17 (3) The term "air pilot" includes any employee whose
18 official job description on file in the Department of
19 Central Management Services, or in the department by which
20 he is employed if that department is not covered by the
21 Personnel Code, states that his principal duty is the
22 operation of aircraft, and who possesses a pilot's license;
23 however, the change in this definition made by this
24 amendatory Act of 1983 shall not operate to exclude any
25 noncovered employee who was an "air pilot" for the purposes
26 of this Section on January 1, 1984.

1 (4) The term "special agent" means any person who by
2 reason of employment by the Division of Narcotic Control,
3 the Bureau of Investigation or, after July 1, 1977, the
4 Division of Criminal Investigation, the Division of
5 Internal Investigation, the Division of Operations, or any
6 other Division or organizational entity in the Department
7 of State Police is vested by law with duties to maintain
8 public order, investigate violations of the criminal law of
9 this State, enforce the laws of this State, make arrests
10 and recover property. The term "special agent" includes any
11 title or position in the Department of State Police that is
12 held by an individual employed under the State Police Act.

13 (5) The term "investigator for the Secretary of State"
14 means any person employed by the Office of the Secretary of
15 State and vested with such investigative duties as render
16 him ineligible for coverage under the Social Security Act
17 by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and
18 218(1)(1) of that Act.

19 A person who became employed as an investigator for the
20 Secretary of State between January 1, 1967 and December 31,
21 1975, and who has served as such until attainment of age
22 60, either continuously or with a single break in service
23 of not more than 3 years duration, which break terminated
24 before January 1, 1976, shall be entitled to have his
25 retirement annuity calculated in accordance with
26 subsection (a), notwithstanding that he has less than 20

1 years of credit for such service.

2 (6) The term "Conservation Police Officer" means any
3 person employed by the Division of Law Enforcement of the
4 Department of Natural Resources and vested with such law
5 enforcement duties as render him ineligible for coverage
6 under the Social Security Act by reason of Sections
7 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The
8 term "Conservation Police Officer" includes the positions
9 of Chief Conservation Police Administrator and Assistant
10 Conservation Police Administrator.

11 (7) The term "investigator for the Department of
12 Revenue" means any person employed by the Department of
13 Revenue and vested with such investigative duties as render
14 him ineligible for coverage under the Social Security Act
15 by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and
16 218(1)(1) of that Act.

17 The term "investigator for the Illinois Gaming Board"
18 means any person employed as such by the Illinois Gaming
19 Board and vested with such peace officer duties as render
20 the person ineligible for coverage under the Social
21 Security Act by reason of Sections 218(d)(5)(A),
22 218(d)(8)(D), and 218(1)(1) of that Act.

23 (8) The term "security employee of the Department of
24 Human Services" means any person employed by the Department
25 of Human Services who (i) is employed at the Chester Mental
26 Health Center and has daily contact with the residents

1 thereof, (ii) is employed within a security unit at a
2 facility operated by the Department and has daily contact
3 with the residents of the security unit, (iii) is employed
4 at a facility operated by the Department that includes a
5 security unit and is regularly scheduled to work at least
6 50% of his or her working hours within that security unit,
7 or (iv) is a mental health police officer. "Mental health
8 police officer" means any person employed by the Department
9 of Human Services in a position pertaining to the
10 Department's mental health and developmental disabilities
11 functions who is vested with such law enforcement duties as
12 render the person ineligible for coverage under the Social
13 Security Act by reason of Sections 218(d)(5)(A),
14 218(d)(8)(D) and 218(1)(1) of that Act. "Security unit"
15 means that portion of a facility that is devoted to the
16 care, containment, and treatment of persons committed to
17 the Department of Human Services as sexually violent
18 persons, persons unfit to stand trial, or persons not
19 guilty by reason of insanity. With respect to past
20 employment, references to the Department of Human Services
21 include its predecessor, the Department of Mental Health
22 and Developmental Disabilities.

23 The changes made to this subdivision (c)(8) by Public
24 Act 92-14 apply to persons who retire on or after January
25 1, 2001, notwithstanding Section 1-103.1.

26 (9) "Central Management Services security police

1 officer" means any person employed by the Department of
2 Central Management Services who is vested with such law
3 enforcement duties as render him ineligible for coverage
4 under the Social Security Act by reason of Sections
5 218(d) (5) (A), 218(d) (8) (D) and 218(1) (1) of that Act.

6 (10) For a member who first became an employee under
7 this Article before July 1, 2005, the term "security
8 employee of the Department of Corrections or the Department
9 of Juvenile Justice" means any employee of the Department
10 of Corrections or the Department of Juvenile Justice or the
11 former Department of Personnel, and any member or employee
12 of the Prisoner Review Board, who has daily contact with
13 inmates or youth by working within a correctional facility
14 or Juvenile facility operated by the Department of Juvenile
15 Justice or who is a parole officer or an employee who has
16 direct contact with committed persons in the performance of
17 his or her job duties. For a member who first becomes an
18 employee under this Article on or after July 1, 2005, the
19 term means an employee of the Department of Corrections or
20 the Department of Juvenile Justice who is any of the
21 following: (i) officially headquartered at a correctional
22 facility or Juvenile facility operated by the Department of
23 Juvenile Justice, (ii) a parole officer, (iii) a member of
24 the apprehension unit, (iv) a member of the intelligence
25 unit, (v) a member of the sort team, or (vi) an
26 investigator.

1 (11) The term "dangerous drugs investigator" means any
2 person who is employed as such by the Department of Human
3 Services.

4 (12) The term "investigator for the Department of State
5 Police" means a person employed by the Department of State
6 Police who is vested under Section 4 of the Narcotic
7 Control Division Abolition Act with such law enforcement
8 powers as render him ineligible for coverage under the
9 Social Security Act by reason of Sections 218(d)(5)(A),
10 218(d)(8)(D) and 218(1)(1) of that Act.

11 (13) "Investigator for the Office of the Attorney
12 General" means any person who is employed as such by the
13 Office of the Attorney General and is vested with such
14 investigative duties as render him ineligible for coverage
15 under the Social Security Act by reason of Sections
16 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For
17 the period before January 1, 1989, the term includes all
18 persons who were employed as investigators by the Office of
19 the Attorney General, without regard to social security
20 status.

21 (14) "Controlled substance inspector" means any person
22 who is employed as such by the Department of Professional
23 Regulation and is vested with such law enforcement duties
24 as render him ineligible for coverage under the Social
25 Security Act by reason of Sections 218(d)(5)(A),
26 218(d)(8)(D) and 218(1)(1) of that Act. The term

1 "controlled substance inspector" includes the Program
2 Executive of Enforcement and the Assistant Program
3 Executive of Enforcement.

4 (15) The term "investigator for the Office of the
5 State's Attorneys Appellate Prosecutor" means a person
6 employed in that capacity on a full time basis under the
7 authority of Section 7.06 of the State's Attorneys
8 Appellate Prosecutor's Act.

9 (16) "Commerce Commission police officer" means any
10 person employed by the Illinois Commerce Commission who is
11 vested with such law enforcement duties as render him
12 ineligible for coverage under the Social Security Act by
13 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and
14 218(1)(1) of that Act.

15 (17) "Arson investigator" means any person who is
16 employed as such by the Office of the State Fire Marshal
17 and is vested with such law enforcement duties as render
18 the person ineligible for coverage under the Social
19 Security Act by reason of Sections 218(d)(5)(A),
20 218(d)(8)(D), and 218(1)(1) of that Act. A person who was
21 employed as an arson investigator on January 1, 1995 and is
22 no longer in service but not yet receiving a retirement
23 annuity may convert his or her creditable service for
24 employment as an arson investigator into eligible
25 creditable service by paying to the System the difference
26 between the employee contributions actually paid for that

1 service and the amounts that would have been contributed if
2 the applicant were contributing at the rate applicable to
3 persons with the same social security status earning
4 eligible creditable service on the date of application.

5 (18) The term "State highway maintenance worker" means
6 a person who is either of the following:

7 (i) A person employed on a full-time basis by the
8 Illinois Department of Transportation in the position
9 of highway maintainer, highway maintenance lead
10 worker, highway maintenance lead/lead worker, heavy
11 construction equipment operator, power shovel
12 operator, or bridge mechanic; and whose principal
13 responsibility is to perform, on the roadway, the
14 actual maintenance necessary to keep the highways that
15 form a part of the State highway system in serviceable
16 condition for vehicular traffic.

17 (ii) A person employed on a full-time basis by the
18 Illinois State Toll Highway Authority in the position
19 of equipment operator/laborer H-4, equipment
20 operator/laborer H-6, welder H-4, welder H-6,
21 mechanical/electrical H-4, mechanical/electrical H-6,
22 water/sewer H-4, water/sewer H-6, sign maker/hanger
23 H-4, sign maker/hanger H-6, roadway lighting H-4,
24 roadway lighting H-6, structural H-4, structural H-6,
25 painter H-4, or painter H-6; and whose principal
26 responsibility is to perform, on the roadway, the

1 actual maintenance necessary to keep the Authority's
2 tollways in serviceable condition for vehicular
3 traffic.

4 (19) The term "security employee of the Department of
5 Innovation and Technology" means a person who was a
6 security employee of the Department of Corrections or the
7 Department of Juvenile Justice, was transferred to the
8 Department of Innovation and Technology pursuant to
9 Executive Order 2016-01, and continues to perform similar
10 job functions under that Department.

11 (d) A security employee of the Department of Corrections or
12 the Department of Juvenile Justice, ~~and~~ a security employee of
13 the Department of Human Services who is not a mental health
14 police officer, and a security employee of the Department of
15 Innovation and Technology shall not be eligible for the
16 alternative retirement annuity provided by this Section unless
17 he or she meets the following minimum age and service
18 requirements at the time of retirement:

19 (i) 25 years of eligible creditable service and age 55;
20 or

21 (ii) beginning January 1, 1987, 25 years of eligible
22 creditable service and age 54, or 24 years of eligible
23 creditable service and age 55; or

24 (iii) beginning January 1, 1988, 25 years of eligible
25 creditable service and age 53, or 23 years of eligible
26 creditable service and age 55; or

1 (iv) beginning January 1, 1989, 25 years of eligible
2 creditable service and age 52, or 22 years of eligible
3 creditable service and age 55; or

4 (v) beginning January 1, 1990, 25 years of eligible
5 creditable service and age 51, or 21 years of eligible
6 creditable service and age 55; or

7 (vi) beginning January 1, 1991, 25 years of eligible
8 creditable service and age 50, or 20 years of eligible
9 creditable service and age 55.

10 Persons who have service credit under Article 16 of this
11 Code for service as a security employee of the Department of
12 Corrections or the Department of Juvenile Justice, or the
13 Department of Human Services in a position requiring
14 certification as a teacher may count such service toward
15 establishing their eligibility under the service requirements
16 of this Section; but such service may be used only for
17 establishing such eligibility, and not for the purpose of
18 increasing or calculating any benefit.

19 (e) If a member enters military service while working in a
20 position in which eligible creditable service may be earned,
21 and returns to State service in the same or another such
22 position, and fulfills in all other respects the conditions
23 prescribed in this Article for credit for military service,
24 such military service shall be credited as eligible creditable
25 service for the purposes of the retirement annuity prescribed
26 in this Section.

1 (f) For purposes of calculating retirement annuities under
2 this Section, periods of service rendered after December 31,
3 1968 and before October 1, 1975 as a covered employee in the
4 position of special agent, conservation police officer, mental
5 health police officer, or investigator for the Secretary of
6 State, shall be deemed to have been service as a noncovered
7 employee, provided that the employee pays to the System prior
8 to retirement an amount equal to (1) the difference between the
9 employee contributions that would have been required for such
10 service as a noncovered employee, and the amount of employee
11 contributions actually paid, plus (2) if payment is made after
12 July 31, 1987, regular interest on the amount specified in item
13 (1) from the date of service to the date of payment.

14 For purposes of calculating retirement annuities under
15 this Section, periods of service rendered after December 31,
16 1968 and before January 1, 1982 as a covered employee in the
17 position of investigator for the Department of Revenue shall be
18 deemed to have been service as a noncovered employee, provided
19 that the employee pays to the System prior to retirement an
20 amount equal to (1) the difference between the employee
21 contributions that would have been required for such service as
22 a noncovered employee, and the amount of employee contributions
23 actually paid, plus (2) if payment is made after January 1,
24 1990, regular interest on the amount specified in item (1) from
25 the date of service to the date of payment.

26 (g) A State policeman may elect, not later than January 1,

1 1990, to establish eligible creditable service for up to 10
2 years of his service as a policeman under Article 3, by filing
3 a written election with the Board, accompanied by payment of an
4 amount to be determined by the Board, equal to (i) the
5 difference between the amount of employee and employer
6 contributions transferred to the System under Section 3-110.5,
7 and the amounts that would have been contributed had such
8 contributions been made at the rates applicable to State
9 policemen, plus (ii) interest thereon at the effective rate for
10 each year, compounded annually, from the date of service to the
11 date of payment.

12 Subject to the limitation in subsection (i), a State
13 policeman may elect, not later than July 1, 1993, to establish
14 eligible creditable service for up to 10 years of his service
15 as a member of the County Police Department under Article 9, by
16 filing a written election with the Board, accompanied by
17 payment of an amount to be determined by the Board, equal to
18 (i) the difference between the amount of employee and employer
19 contributions transferred to the System under Section 9-121.10
20 and the amounts that would have been contributed had those
21 contributions been made at the rates applicable to State
22 policemen, plus (ii) interest thereon at the effective rate for
23 each year, compounded annually, from the date of service to the
24 date of payment.

25 (h) Subject to the limitation in subsection (i), a State
26 policeman or investigator for the Secretary of State may elect

1 to establish eligible creditable service for up to 12 years of
2 his service as a policeman under Article 5, by filing a written
3 election with the Board on or before January 31, 1992, and
4 paying to the System by January 31, 1994 an amount to be
5 determined by the Board, equal to (i) the difference between
6 the amount of employee and employer contributions transferred
7 to the System under Section 5-236, and the amounts that would
8 have been contributed had such contributions been made at the
9 rates applicable to State policemen, plus (ii) interest thereon
10 at the effective rate for each year, compounded annually, from
11 the date of service to the date of payment.

12 Subject to the limitation in subsection (i), a State
13 policeman, conservation police officer, or investigator for
14 the Secretary of State may elect to establish eligible
15 creditable service for up to 10 years of service as a sheriff's
16 law enforcement employee under Article 7, by filing a written
17 election with the Board on or before January 31, 1993, and
18 paying to the System by January 31, 1994 an amount to be
19 determined by the Board, equal to (i) the difference between
20 the amount of employee and employer contributions transferred
21 to the System under Section 7-139.7, and the amounts that would
22 have been contributed had such contributions been made at the
23 rates applicable to State policemen, plus (ii) interest thereon
24 at the effective rate for each year, compounded annually, from
25 the date of service to the date of payment.

26 Subject to the limitation in subsection (i), a State

1 policeman, conservation police officer, or investigator for
2 the Secretary of State may elect to establish eligible
3 creditable service for up to 5 years of service as a police
4 officer under Article 3, a policeman under Article 5, a
5 sheriff's law enforcement employee under Article 7, a member of
6 the county police department under Article 9, or a police
7 officer under Article 15 by filing a written election with the
8 Board and paying to the System an amount to be determined by
9 the Board, equal to (i) the difference between the amount of
10 employee and employer contributions transferred to the System
11 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4
12 and the amounts that would have been contributed had such
13 contributions been made at the rates applicable to State
14 policemen, plus (ii) interest thereon at the effective rate for
15 each year, compounded annually, from the date of service to the
16 date of payment.

17 Subject to the limitation in subsection (i), an
18 investigator for the Office of the Attorney General, or an
19 investigator for the Department of Revenue, may elect to
20 establish eligible creditable service for up to 5 years of
21 service as a police officer under Article 3, a policeman under
22 Article 5, a sheriff's law enforcement employee under Article
23 7, or a member of the county police department under Article 9
24 by filing a written election with the Board within 6 months
25 after August 25, 2009 (the effective date of Public Act 96-745)
26 and paying to the System an amount to be determined by the

1 Board, equal to (i) the difference between the amount of
2 employee and employer contributions transferred to the System
3 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the
4 amounts that would have been contributed had such contributions
5 been made at the rates applicable to State policemen, plus (ii)
6 interest thereon at the actuarially assumed rate for each year,
7 compounded annually, from the date of service to the date of
8 payment.

9 Subject to the limitation in subsection (i), a State
10 policeman, conservation police officer, investigator for the
11 Office of the Attorney General, an investigator for the
12 Department of Revenue, or investigator for the Secretary of
13 State may elect to establish eligible creditable service for up
14 to 5 years of service as a person employed by a participating
15 municipality to perform police duties, or law enforcement
16 officer employed on a full-time basis by a forest preserve
17 district under Article 7, a county corrections officer, or a
18 court services officer under Article 9, by filing a written
19 election with the Board within 6 months after August 25, 2009
20 (the effective date of Public Act 96-745) and paying to the
21 System an amount to be determined by the Board, equal to (i)
22 the difference between the amount of employee and employer
23 contributions transferred to the System under Sections 7-139.8
24 and 9-121.10 and the amounts that would have been contributed
25 had such contributions been made at the rates applicable to
26 State policemen, plus (ii) interest thereon at the actuarially

1 assumed rate for each year, compounded annually, from the date
2 of service to the date of payment.

3 (i) The total amount of eligible creditable service
4 established by any person under subsections (g), (h), (j), (k),
5 and (l) of this Section shall not exceed 12 years.

6 (j) Subject to the limitation in subsection (i), an
7 investigator for the Office of the State's Attorneys Appellate
8 Prosecutor or a controlled substance inspector may elect to
9 establish eligible creditable service for up to 10 years of his
10 service as a policeman under Article 3 or a sheriff's law
11 enforcement employee under Article 7, by filing a written
12 election with the Board, accompanied by payment of an amount to
13 be determined by the Board, equal to (1) the difference between
14 the amount of employee and employer contributions transferred
15 to the System under Section 3-110.6 or 7-139.8, and the amounts
16 that would have been contributed had such contributions been
17 made at the rates applicable to State policemen, plus (2)
18 interest thereon at the effective rate for each year,
19 compounded annually, from the date of service to the date of
20 payment.

21 (k) Subject to the limitation in subsection (i) of this
22 Section, an alternative formula employee may elect to establish
23 eligible creditable service for periods spent as a full-time
24 law enforcement officer or full-time corrections officer
25 employed by the federal government or by a state or local
26 government located outside of Illinois, for which credit is not

1 held in any other public employee pension fund or retirement
2 system. To obtain this credit, the applicant must file a
3 written application with the Board by March 31, 1998,
4 accompanied by evidence of eligibility acceptable to the Board
5 and payment of an amount to be determined by the Board, equal
6 to (1) employee contributions for the credit being established,
7 based upon the applicant's salary on the first day as an
8 alternative formula employee after the employment for which
9 credit is being established and the rates then applicable to
10 alternative formula employees, plus (2) an amount determined by
11 the Board to be the employer's normal cost of the benefits
12 accrued for the credit being established, plus (3) regular
13 interest on the amounts in items (1) and (2) from the first day
14 as an alternative formula employee after the employment for
15 which credit is being established to the date of payment.

16 (1) Subject to the limitation in subsection (i), a security
17 employee of the Department of Corrections may elect, not later
18 than July 1, 1998, to establish eligible creditable service for
19 up to 10 years of his or her service as a policeman under
20 Article 3, by filing a written election with the Board,
21 accompanied by payment of an amount to be determined by the
22 Board, equal to (i) the difference between the amount of
23 employee and employer contributions transferred to the System
24 under Section 3-110.5, and the amounts that would have been
25 contributed had such contributions been made at the rates
26 applicable to security employees of the Department of

1 Corrections, plus (ii) interest thereon at the effective rate
2 for each year, compounded annually, from the date of service to
3 the date of payment.

4 (m) The amendatory changes to this Section made by this
5 amendatory Act of the 94th General Assembly apply only to: (1)
6 security employees of the Department of Juvenile Justice
7 employed by the Department of Corrections before the effective
8 date of this amendatory Act of the 94th General Assembly and
9 transferred to the Department of Juvenile Justice by this
10 amendatory Act of the 94th General Assembly; and (2) persons
11 employed by the Department of Juvenile Justice on or after the
12 effective date of this amendatory Act of the 94th General
13 Assembly who are required by subsection (b) of Section 3-2.5-15
14 of the Unified Code of Corrections to have a bachelor's or
15 advanced degree from an accredited college or university with a
16 specialization in criminal justice, education, psychology,
17 social work, or a closely related social science or, in the
18 case of persons who provide vocational training, who are
19 required to have adequate knowledge in the skill for which they
20 are providing the vocational training.

21 (n) A person employed in a position under subsection (b) of
22 this Section who has purchased service credit under subsection
23 (j) of Section 14-104 or subsection (b) of Section 14-105 in
24 any other capacity under this Article may convert up to 5 years
25 of that service credit into service credit covered under this
26 Section by paying to the Fund an amount equal to (1) the

1 additional employee contribution required under Section
2 14-133, plus (2) the additional employer contribution required
3 under Section 14-131, plus (3) interest on items (1) and (2) at
4 the actuarially assumed rate from the date of the service to
5 the date of payment.

6 (Source: P.A. 95-530, eff. 8-28-07; 95-1036, eff. 2-17-09;
7 96-37, eff. 7-13-09; 96-745, eff. 8-25-09; 96-1000, eff.
8 7-2-10.)

9 (40 ILCS 5/15-106) (from Ch. 108 1/2, par. 15-106)

10 Sec. 15-106. Employer. "Employer": The University of
11 Illinois, Southern Illinois University, Chicago State
12 University, Eastern Illinois University, Governors State
13 University, Illinois State University, Northeastern Illinois
14 University, Northern Illinois University, Western Illinois
15 University, the State Board of Higher Education, the Illinois
16 Mathematics and Science Academy, the University Civil Service
17 Merit Board, the Board of Trustees of the State Universities
18 Retirement System, the Illinois Community College Board,
19 community college boards, any association of community college
20 boards organized under Section 3-55 of the Public Community
21 College Act, the Board of Examiners established under the
22 Illinois Public Accounting Act, and, only during the period for
23 which employer contributions required under Section 15-155 are
24 paid, the following organizations: the alumni associations,
25 the foundations and the athletic associations which are

1 affiliated with the universities and colleges included in this
2 Section as employers. An individual who begins employment on or
3 after the effective date of this amendatory Act of the 99th
4 General Assembly with any association of community college
5 boards organized under Section 3-55 of the Public Community
6 College Act, the Association of Illinois Middle-Grade Schools,
7 the Illinois Association of School Administrators, the
8 Illinois Association for Supervision and Curriculum
9 Development, the Illinois Principals Association, the Illinois
10 Association of School Business Officials, the Illinois Special
11 Olympics, or an entity not defined as an employer in this
12 Section shall not be deemed an employee for the purposes of
13 this Article with respect to that employment and shall not be
14 eligible to participate in the System with respect to that
15 employment; provided, however, that those individuals who are
16 both employed by such an entity and are participating in the
17 System with respect to that employment on the effective date of
18 this amendatory Act of the 99th General Assembly shall be
19 allowed to continue as participants in the System for the
20 duration of that employment.

21 A department as defined in Section 14-103.04 is an employer
22 for any person appointed by the Governor under the Civil
23 Administrative Code of Illinois who is a participating employee
24 as defined in Section 15-109. The Department of Central
25 Management Services is an employer with respect to persons
26 employed by the State Board of Higher Education in positions

1 with the Illinois Century Network as of June 30, 2004 who
2 remain continuously employed after that date by the Department
3 of Central Management Services in positions with the Illinois
4 Century Network, the Bureau of Communication and Computer
5 Services, or, if applicable, any successor bureau or the
6 Department of Innovation and Technology.

7 The cities of Champaign and Urbana shall be considered
8 employers, but only during the period for which contributions
9 are required to be made under subsection (b-1) of Section
10 15-155 and only with respect to individuals described in
11 subsection (h) of Section 15-107.

12 (Source: P.A. 99-830, eff. 1-1-17; 99-897, eff. 1-1-17.)

13 Section 955. The Illinois Insurance Code is amended by
14 changing Sections 408, 408.2, 1202, and 1206 as follows:

15 (215 ILCS 5/408) (from Ch. 73, par. 1020)

16 Sec. 408. Fees and charges.

17 (1) The Director shall charge, collect and give proper
18 acquittances for the payment of the following fees and charges:

19 (a) For filing all documents submitted for the
20 incorporation or organization or certification of a
21 domestic company, except for a fraternal benefit society,
22 \$2,000.

23 (b) For filing all documents submitted for the
24 incorporation or organization of a fraternal benefit

1 society, \$500.

2 (c) For filing amendments to articles of incorporation
3 and amendments to declaration of organization, except for a
4 fraternal benefit society, a mutual benefit association, a
5 burial society or a farm mutual, \$200.

6 (d) For filing amendments to articles of incorporation
7 of a fraternal benefit society, a mutual benefit
8 association or a burial society, \$100.

9 (e) For filing amendments to articles of incorporation
10 of a farm mutual, \$50.

11 (f) For filing bylaws or amendments thereto, \$50.

12 (g) For filing agreement of merger or consolidation:

13 (i) for a domestic company, except for a fraternal
14 benefit society, a mutual benefit association, a
15 burial society, or a farm mutual, \$2,000.

16 (ii) for a foreign or alien company, except for a
17 fraternal benefit society, \$600.

18 (iii) for a fraternal benefit society, a mutual
19 benefit association, a burial society, or a farm
20 mutual, \$200.

21 (h) For filing agreements of reinsurance by a domestic
22 company, \$200.

23 (i) For filing all documents submitted by a foreign or
24 alien company to be admitted to transact business or
25 accredited as a reinsurer in this State, except for a
26 fraternal benefit society, \$5,000.

1 (j) For filing all documents submitted by a foreign or
2 alien fraternal benefit society to be admitted to transact
3 business in this State, \$500.

4 (k) For filing declaration of withdrawal of a foreign
5 or alien company, \$50.

6 (l) For filing annual statement by a domestic company,
7 except a fraternal benefit society, a mutual benefit
8 association, a burial society, or a farm mutual, \$200.

9 (m) For filing annual statement by a domestic fraternal
10 benefit society, \$100.

11 (n) For filing annual statement by a farm mutual, a
12 mutual benefit association, or a burial society, \$50.

13 (o) For issuing a certificate of authority or renewal
14 thereof except to a foreign fraternal benefit society,
15 \$400.

16 (p) For issuing a certificate of authority or renewal
17 thereof to a foreign fraternal benefit society, \$200.

18 (q) For issuing an amended certificate of authority,
19 \$50.

20 (r) For each certified copy of certificate of
21 authority, \$20.

22 (s) For each certificate of deposit, or valuation, or
23 compliance or surety certificate, \$20.

24 (t) For copies of papers or records per page, \$1.

25 (u) For each certification to copies of papers or
26 records, \$10.

1 (v) For multiple copies of documents or certificates
2 listed in subparagraphs (r), (s), and (u) of paragraph (1)
3 of this Section, \$10 for the first copy of a certificate of
4 any type and \$5 for each additional copy of the same
5 certificate requested at the same time, unless, pursuant to
6 paragraph (2) of this Section, the Director finds these
7 additional fees excessive.

8 (w) For issuing a permit to sell shares or increase
9 paid-up capital:

10 (i) in connection with a public stock offering,
11 \$300;

12 (ii) in any other case, \$100.

13 (x) For issuing any other certificate required or
14 permissible under the law, \$50.

15 (y) For filing a plan of exchange of the stock of a
16 domestic stock insurance company, a plan of
17 demutualization of a domestic mutual company, or a plan of
18 reorganization under Article XII, \$2,000.

19 (z) For filing a statement of acquisition of a domestic
20 company as defined in Section 131.4 of this Code, \$2,000.

21 (aa) For filing an agreement to purchase the business
22 of an organization authorized under the Dental Service Plan
23 Act or the Voluntary Health Services Plans Act or of a
24 health maintenance organization or a limited health
25 service organization, \$2,000.

26 (bb) For filing a statement of acquisition of a foreign

1 or alien insurance company as defined in Section 131.12a of
2 this Code, \$1,000.

3 (cc) For filing a registration statement as required in
4 Sections 131.13 and 131.14, the notification as required by
5 Sections 131.16, 131.20a, or 141.4, or an agreement or
6 transaction required by Sections 124.2(2), 141, 141a, or
7 141.1, \$200.

8 (dd) For filing an application for licensing of:

9 (i) a religious or charitable risk pooling trust or
10 a workers' compensation pool, \$1,000;

11 (ii) a workers' compensation service company,
12 \$500;

13 (iii) a self-insured automobile fleet, \$200; or

14 (iv) a renewal of or amendment of any license
15 issued pursuant to (i), (ii), or (iii) above, \$100.

16 (ee) For filing articles of incorporation for a
17 syndicate to engage in the business of insurance through
18 the Illinois Insurance Exchange, \$2,000.

19 (ff) For filing amended articles of incorporation for a
20 syndicate engaged in the business of insurance through the
21 Illinois Insurance Exchange, \$100.

22 (gg) For filing articles of incorporation for a limited
23 syndicate to join with other subscribers or limited
24 syndicates to do business through the Illinois Insurance
25 Exchange, \$1,000.

26 (hh) For filing amended articles of incorporation for a

1 limited syndicate to do business through the Illinois
2 Insurance Exchange, \$100.

3 (ii) For a permit to solicit subscriptions to a
4 syndicate or limited syndicate, \$100.

5 (jj) For the filing of each form as required in Section
6 143 of this Code, \$50 per form. The fee for advisory and
7 rating organizations shall be \$200 per form.

8 (i) For the purposes of the form filing fee,
9 filings made on insert page basis will be considered
10 one form at the time of its original submission.
11 Changes made to a form subsequent to its approval shall
12 be considered a new filing.

13 (ii) Only one fee shall be charged for a form,
14 regardless of the number of other forms or policies
15 with which it will be used.

16 (iii) Fees charged for a policy filed as it will be
17 issued regardless of the number of forms comprising
18 that policy shall not exceed \$1,500. For advisory or
19 rating organizations, fees charged for a policy filed
20 as it will be issued regardless of the number of forms
21 comprising that policy shall not exceed \$2,500.

22 (iv) The Director may by rule exempt forms from
23 such fees.

24 (kk) For filing an application for licensing of a
25 reinsurance intermediary, \$500.

26 (ll) For filing an application for renewal of a license

1 of a reinsurance intermediary, \$200.

2 (2) When printed copies or numerous copies of the same
3 paper or records are furnished or certified, the Director may
4 reduce such fees for copies if he finds them excessive. He may,
5 when he considers it in the public interest, furnish without
6 charge to state insurance departments and persons other than
7 companies, copies or certified copies of reports of
8 examinations and of other papers and records.

9 (3) The expenses incurred in any performance examination
10 authorized by law shall be paid by the company or person being
11 examined. The charge shall be reasonably related to the cost of
12 the examination including but not limited to compensation of
13 examiners, electronic data processing costs, supervision and
14 preparation of an examination report and lodging and travel
15 expenses. All lodging and travel expenses shall be in accord
16 with the applicable travel regulations as published by the
17 Department of Central Management Services and approved by the
18 Governor's Travel Control Board, except that out-of-state
19 lodging and travel expenses related to examinations authorized
20 under Section 132 shall be in accordance with travel rates
21 prescribed under paragraph 301-7.2 of the Federal Travel
22 Regulations, 41 C.F.R. 301-7.2, for reimbursement of
23 subsistence expenses incurred during official travel. All
24 lodging and travel expenses may be reimbursed directly upon
25 authorization of the Director. With the exception of the direct
26 reimbursements authorized by the Director, all performance

1 examination charges collected by the Department shall be paid
2 to the Insurance Producer Administration Fund, however, the
3 electronic data processing costs incurred by the Department in
4 the performance of any examination shall be billed directly to
5 the company being examined for payment to the Technology
6 Management ~~Statistical Services~~ Revolving Fund.

7 (4) At the time of any service of process on the Director
8 as attorney for such service, the Director shall charge and
9 collect the sum of \$20, which may be recovered as taxable costs
10 by the party to the suit or action causing such service to be
11 made if he prevails in such suit or action.

12 (5) (a) The costs incurred by the Department of Insurance
13 in conducting any hearing authorized by law shall be assessed
14 against the parties to the hearing in such proportion as the
15 Director of Insurance may determine upon consideration of all
16 relevant circumstances including: (1) the nature of the
17 hearing; (2) whether the hearing was instigated by, or for the
18 benefit of a particular party or parties; (3) whether there is
19 a successful party on the merits of the proceeding; and (4) the
20 relative levels of participation by the parties.

21 (b) For purposes of this subsection (5) costs incurred
22 shall mean the hearing officer fees, court reporter fees, and
23 travel expenses of Department of Insurance officers and
24 employees; provided however, that costs incurred shall not
25 include hearing officer fees or court reporter fees unless the
26 Department has retained the services of independent

1 contractors or outside experts to perform such functions.

2 (c) The Director shall make the assessment of costs
3 incurred as part of the final order or decision arising out of
4 the proceeding; provided, however, that such order or decision
5 shall include findings and conclusions in support of the
6 assessment of costs. This subsection (5) shall not be construed
7 as permitting the payment of travel expenses unless calculated
8 in accordance with the applicable travel regulations of the
9 Department of Central Management Services, as approved by the
10 Governor's Travel Control Board. The Director as part of such
11 order or decision shall require all assessments for hearing
12 officer fees and court reporter fees, if any, to be paid
13 directly to the hearing officer or court reporter by the
14 party(s) assessed for such costs. The assessments for travel
15 expenses of Department officers and employees shall be
16 reimbursable to the Director of Insurance for deposit to the
17 fund out of which those expenses had been paid.

18 (d) The provisions of this subsection (5) shall apply in
19 the case of any hearing conducted by the Director of Insurance
20 not otherwise specifically provided for by law.

21 (6) The Director shall charge and collect an annual
22 financial regulation fee from every domestic company for
23 examination and analysis of its financial condition and to fund
24 the internal costs and expenses of the Interstate Insurance
25 Receivership Commission as may be allocated to the State of
26 Illinois and companies doing an insurance business in this

1 State pursuant to Article X of the Interstate Insurance
2 Receivership Compact. The fee shall be the greater fixed amount
3 based upon the combination of nationwide direct premium income
4 and nationwide reinsurance assumed premium income or upon
5 admitted assets calculated under this subsection as follows:

6 (a) Combination of nationwide direct premium income
7 and nationwide reinsurance assumed premium.

8 (i) \$150, if the premium is less than \$500,000 and
9 there is no reinsurance assumed premium;

10 (ii) \$750, if the premium is \$500,000 or more, but
11 less than \$5,000,000 and there is no reinsurance
12 assumed premium; or if the premium is less than
13 \$5,000,000 and the reinsurance assumed premium is less
14 than \$10,000,000;

15 (iii) \$3,750, if the premium is less than
16 \$5,000,000 and the reinsurance assumed premium is
17 \$10,000,000 or more;

18 (iv) \$7,500, if the premium is \$5,000,000 or more,
19 but less than \$10,000,000;

20 (v) \$18,000, if the premium is \$10,000,000 or more,
21 but less than \$25,000,000;

22 (vi) \$22,500, if the premium is \$25,000,000 or
23 more, but less than \$50,000,000;

24 (vii) \$30,000, if the premium is \$50,000,000 or
25 more, but less than \$100,000,000;

26 (viii) \$37,500, if the premium is \$100,000,000 or

1 more.

2 (b) Admitted assets.

3 (i) \$150, if admitted assets are less than
4 \$1,000,000;

5 (ii) \$750, if admitted assets are \$1,000,000 or
6 more, but less than \$5,000,000;

7 (iii) \$3,750, if admitted assets are \$5,000,000 or
8 more, but less than \$25,000,000;

9 (iv) \$7,500, if admitted assets are \$25,000,000 or
10 more, but less than \$50,000,000;

11 (v) \$18,000, if admitted assets are \$50,000,000 or
12 more, but less than \$100,000,000;

13 (vi) \$22,500, if admitted assets are \$100,000,000
14 or more, but less than \$500,000,000;

15 (vii) \$30,000, if admitted assets are \$500,000,000
16 or more, but less than \$1,000,000,000;

17 (viii) \$37,500, if admitted assets are
18 \$1,000,000,000 or more.

19 (c) The sum of financial regulation fees charged to the
20 domestic companies of the same affiliated group shall not
21 exceed \$250,000 in the aggregate in any single year and
22 shall be billed by the Director to the member company
23 designated by the group.

24 (7) The Director shall charge and collect an annual
25 financial regulation fee from every foreign or alien company,
26 except fraternal benefit societies, for the examination and

1 analysis of its financial condition and to fund the internal
2 costs and expenses of the Interstate Insurance Receivership
3 Commission as may be allocated to the State of Illinois and
4 companies doing an insurance business in this State pursuant to
5 Article X of the Interstate Insurance Receivership Compact. The
6 fee shall be a fixed amount based upon Illinois direct premium
7 income and nationwide reinsurance assumed premium income in
8 accordance with the following schedule:

9 (a) \$150, if the premium is less than \$500,000 and
10 there is no reinsurance assumed premium;

11 (b) \$750, if the premium is \$500,000 or more, but less
12 than \$5,000,000 and there is no reinsurance assumed
13 premium; or if the premium is less than \$5,000,000 and the
14 reinsurance assumed premium is less than \$10,000,000;

15 (c) \$3,750, if the premium is less than \$5,000,000 and
16 the reinsurance assumed premium is \$10,000,000 or more;

17 (d) \$7,500, if the premium is \$5,000,000 or more, but
18 less than \$10,000,000;

19 (e) \$18,000, if the premium is \$10,000,000 or more, but
20 less than \$25,000,000;

21 (f) \$22,500, if the premium is \$25,000,000 or more, but
22 less than \$50,000,000;

23 (g) \$30,000, if the premium is \$50,000,000 or more, but
24 less than \$100,000,000;

25 (h) \$37,500, if the premium is \$100,000,000 or more.

26 The sum of financial regulation fees under this subsection

1 (7) charged to the foreign or alien companies within the same
2 affiliated group shall not exceed \$250,000 in the aggregate in
3 any single year and shall be billed by the Director to the
4 member company designated by the group.

5 (8) Beginning January 1, 1992, the financial regulation
6 fees imposed under subsections (6) and (7) of this Section
7 shall be paid by each company or domestic affiliated group
8 annually. After January 1, 1994, the fee shall be billed by
9 Department invoice based upon the company's premium income or
10 admitted assets as shown in its annual statement for the
11 preceding calendar year. The invoice is due upon receipt and
12 must be paid no later than June 30 of each calendar year. All
13 financial regulation fees collected by the Department shall be
14 paid to the Insurance Financial Regulation Fund. The Department
15 may not collect financial examiner per diem charges from
16 companies subject to subsections (6) and (7) of this Section
17 undergoing financial examination after June 30, 1992.

18 (9) In addition to the financial regulation fee required by
19 this Section, a company undergoing any financial examination
20 authorized by law shall pay the following costs and expenses
21 incurred by the Department: electronic data processing costs,
22 the expenses authorized under Section 131.21 and subsection (d)
23 of Section 132.4 of this Code, and lodging and travel expenses.

24 Electronic data processing costs incurred by the
25 Department in the performance of any examination shall be
26 billed directly to the company undergoing examination for

1 payment to the Technology Management ~~Statistical Services~~
2 Revolving Fund. Except for direct reimbursements authorized by
3 the Director or direct payments made under Section 131.21 or
4 subsection (d) of Section 132.4 of this Code, all financial
5 regulation fees and all financial examination charges
6 collected by the Department shall be paid to the Insurance
7 Financial Regulation Fund.

8 All lodging and travel expenses shall be in accordance with
9 applicable travel regulations published by the Department of
10 Central Management Services and approved by the Governor's
11 Travel Control Board, except that out-of-state lodging and
12 travel expenses related to examinations authorized under
13 Sections 132.1 through 132.7 shall be in accordance with travel
14 rates prescribed under paragraph 301-7.2 of the Federal Travel
15 Regulations, 41 C.F.R. 301-7.2, for reimbursement of
16 subsistence expenses incurred during official travel. All
17 lodging and travel expenses may be reimbursed directly upon the
18 authorization of the Director.

19 In the case of an organization or person not subject to the
20 financial regulation fee, the expenses incurred in any
21 financial examination authorized by law shall be paid by the
22 organization or person being examined. The charge shall be
23 reasonably related to the cost of the examination including,
24 but not limited to, compensation of examiners and other costs
25 described in this subsection.

26 (10) Any company, person, or entity failing to make any

1 payment of \$150 or more as required under this Section shall be
2 subject to the penalty and interest provisions provided for in
3 subsections (4) and (7) of Section 412.

4 (11) Unless otherwise specified, all of the fees collected
5 under this Section shall be paid into the Insurance Financial
6 Regulation Fund.

7 (12) For purposes of this Section:

8 (a) "Domestic company" means a company as defined in
9 Section 2 of this Code which is incorporated or organized
10 under the laws of this State, and in addition includes a
11 not-for-profit corporation authorized under the Dental
12 Service Plan Act or the Voluntary Health Services Plans
13 Act, a health maintenance organization, and a limited
14 health service organization.

15 (b) "Foreign company" means a company as defined in
16 Section 2 of this Code which is incorporated or organized
17 under the laws of any state of the United States other than
18 this State and in addition includes a health maintenance
19 organization and a limited health service organization
20 which is incorporated or organized under the laws of any
21 state of the United States other than this State.

22 (c) "Alien company" means a company as defined in
23 Section 2 of this Code which is incorporated or organized
24 under the laws of any country other than the United States.

25 (d) "Fraternal benefit society" means a corporation,
26 society, order, lodge or voluntary association as defined

1 in Section 282.1 of this Code.

2 (e) "Mutual benefit association" means a company,
3 association or corporation authorized by the Director to do
4 business in this State under the provisions of Article
5 XVIII of this Code.

6 (f) "Burial society" means a person, firm,
7 corporation, society or association of individuals
8 authorized by the Director to do business in this State
9 under the provisions of Article XIX of this Code.

10 (g) "Farm mutual" means a district, county and township
11 mutual insurance company authorized by the Director to do
12 business in this State under the provisions of the Farm
13 Mutual Insurance Company Act of 1986.

14 (Source: P.A. 97-486, eff. 1-1-12; 97-603, eff. 8-26-11;
15 97-813, eff. 7-13-12; 98-463, eff. 8-16-13.)

16 (215 ILCS 5/408.2) (from Ch. 73, par. 1020.2)

17 Sec. 408.2. Statistical Services. Any public record, or any
18 data obtained by the Department of Insurance, which is subject
19 to public inspection or copying and which is maintained on a
20 computer processible medium, may be furnished in a computer
21 processed or computer processible medium upon the written
22 request of any applicant and the payment of a reasonable fee
23 established by the Director sufficient to cover the total cost
24 of the Department for processing, maintaining and generating
25 such computer processible records or data, except to the extent

1 of any salaries or compensation of Department officers or
2 employees.

3 The Director of Insurance is specifically authorized to
4 contract with members of the public at large, enter waiver
5 agreements, or otherwise enter written agreements for the
6 purpose of assuring public access to the Department's computer
7 processible records or data, or for the purpose of restricting,
8 controlling or limiting such access where necessary to protect
9 the confidentiality of individuals, companies or other
10 entities identified by such documents.

11 All fees collected by the Director under this Section 408.2
12 shall be deposited in the Technology Management ~~Statistical~~
13 ~~Services~~ Revolving Fund and credited to the account of the
14 Department of Insurance. Any surplus funds remaining in such
15 account at the close of any fiscal year shall be delivered to
16 the State Treasurer for deposit in the Insurance Financial
17 Regulation Fund.

18 (Source: P.A. 84-989.)

19 (215 ILCS 5/1202) (from Ch. 73, par. 1065.902)

20 Sec. 1202. Duties. The Director shall:

21 (a) determine the relationship of insurance premiums
22 and related income as compared to insurance costs and
23 expenses and provide such information to the General
24 Assembly and the general public;

25 (b) study the insurance system in the State of

1 Illinois, and recommend to the General Assembly what it
2 deems to be the most appropriate and comprehensive cost
3 containment system for the State;

4 (c) respond to the requests by agencies of government
5 and the General Assembly for special studies and analysis
6 of data collected pursuant to this Article. Such reports
7 shall be made available in a form prescribed by the
8 Director. The Director may also determine a fee to be
9 charged to the requesting agency to cover the direct and
10 indirect costs for producing such a report, and shall
11 permit affected insurers the right to review the accuracy
12 of the report before it is released. The fees shall be
13 deposited into the Technology Management ~~Statistical~~
14 ~~Services~~ Revolving Fund and credited to the account of the
15 Department of Insurance;

16 (d) make an interim report to the General Assembly no
17 later than August 15, 1987, and an annual report to the
18 General Assembly no later than July 1 every year thereafter
19 which shall include the Director's findings and
20 recommendations regarding its duties as provided under
21 subsections (a), (b), and (c) of this Section.

22 (Source: P.A. 98-226, eff. 1-1-14; 99-642, eff. 7-28-16.)

23 (215 ILCS 5/1206) (from Ch. 73, par. 1065.906)

24 Sec. 1206. Expenses. The companies required to file reports
25 under this Article shall pay a reasonable fee established by

1 the Director sufficient to cover the total cost of the
2 Department incident to or associated with the administration
3 and enforcement of this Article, including the collection,
4 analysis and distribution of the insurance cost data, the
5 conversion of hard copy reports to tape, and the compilation
6 and analysis of basic reports. The Director may establish a
7 schedule of fees for this purpose. Expenses for additional
8 reports shall be billed to those requesting the reports. Any
9 such fees collected under this Section shall be paid to the
10 Director of Insurance and deposited into the Technology
11 Management ~~Statistical Services~~ Revolving Fund and credited to
12 the account of the Department of Insurance.

13 (Source: P.A. 84-1431.)

14 Section 960. The Hydraulic Fracturing Regulatory Act is
15 amended by changing Section 1-110 as follows:

16 (225 ILCS 732/1-110)

17 Sec. 1-110. Public information; website.

18 (a) All information submitted to the Department under this
19 Act is deemed public information, except information deemed to
20 constitute a trade secret under Section 1-77 of this Act and
21 private information and personal information as defined in the
22 Freedom of Information Act.

23 (b) To provide the public and concerned citizens with a
24 centralized repository of information, the Department, in

1 consultation with the Department of Innovation and Technology,
2 shall create and maintain a comprehensive website dedicated to
3 providing information concerning high volume horizontal
4 hydraulic fracturing operations. The website shall contain,
5 assemble, and link the documents and information required by
6 this Act to be posted on the Department's or other agencies'
7 websites. The Department of Innovation and Technology, on
8 behalf of the Department, shall also create and maintain an
9 online searchable database that provides information related
10 to high volume horizontal hydraulic fracturing operations on
11 wells that, at a minimum, includes, for each well it permits,
12 the identity of its operators, its waste disposal, its chemical
13 disclosure information, and any complaints or violations under
14 this Act. The website created under this Section shall allow
15 users to search for completion reports by well name and
16 location, dates of fracturing and drilling operations,
17 operator, and by chemical additives.

18 (Source: P.A. 98-22, eff. 6-17-13; 99-78, eff. 7-20-15.)

19 Section 965. The Illinois Public Aid Code is amended by
20 changing Section 12-10.10 as follows:

21 (305 ILCS 5/12-10.10)

22 Sec. 12-10.10. DHS Technology Initiative Fund.

23 (a) The DHS Technology Initiative Fund is hereby created as
24 a trust fund within the State treasury with the State Treasurer

1 as the ex-officio custodian of the Fund.

2 (b) The Department of Human Services may accept and receive
3 grants, awards, gifts, and bequests from any source, public or
4 private, in support of information technology initiatives.
5 Moneys received in support of information technology
6 initiatives, and any interest earned thereon, shall be
7 deposited into the DHS Technology Initiative Fund.

8 (c) Moneys in the Fund may be used by the Department of
9 Human Services for the purpose of making grants associated with
10 the development and implementation of information technology
11 projects or paying for operational expenses of the Department
12 of Human Services related to such projects.

13 (d) The Department of Human Services, in consultation with
14 the Department of Innovation and Technology, shall use the
15 funds deposited in the DHS Technology Fund to pay for
16 information technology solutions either provided by Department
17 of Innovation and Technology or arranged or coordinated by the
18 Department of Innovation and Technology.

19 (Source: P.A. 98-24, eff. 6-19-13.)

20 Section 970. The Methamphetamine Precursor Tracking Act is
21 amended by changing Section 20 as follows:

22 (720 ILCS 649/20)

23 Sec. 20. Secure website.

24 (a) The Illinois State Police, in consultation with the

1 Department of Innovation and Technology, shall establish a
2 secure website for the transmission of electronic transaction
3 records and make it available free of charge to covered
4 pharmacies.

5 (b) The secure website shall enable covered pharmacies to
6 transmit to the Central Repository an electronic transaction
7 record each time the pharmacy distributes a targeted
8 methamphetamine precursor to a recipient.

9 (c) If the secure website becomes unavailable to a covered
10 pharmacy, the covered pharmacy may, during the period in which
11 the secure website is not available, continue to distribute
12 targeted methamphetamine precursor without using the secure
13 website if, during this period, the covered pharmacy maintains
14 and transmits handwritten logs as described in Sections 20 and
15 25 of the Methamphetamine Precursor Control Act.

16 (Source: P.A. 97-670, eff. 1-19-12.)

17 Section 975. The Workers' Compensation Act is amended by
18 changing Section 17 as follows:

19 (820 ILCS 305/17) (from Ch. 48, par. 138.17)

20 Sec. 17. The Commission shall cause to be printed and
21 furnish free of charge upon request by any employer or employee
22 such blank forms as may facilitate or promote efficient
23 administration and the performance of the duties of the
24 Commission. It shall provide a proper record in which shall be

1 entered and indexed the name of any employer who shall file a
2 notice of declination or withdrawal under this Act, and the
3 date of the filing thereof; and a proper record in which shall
4 be entered and indexed the name of any employee who shall file
5 such notice of declination or withdrawal, and the date of the
6 filing thereof; and such other notices as may be required by
7 this Act; and records in which shall be recorded all
8 proceedings, orders and awards had or made by the Commission or
9 by the arbitration committees, and such other books or records
10 as it shall deem necessary, all such records to be kept in the
11 office of the Commission.

12 The Commission may destroy all papers and documents which
13 have been on file for more than 5 years where there is no claim
14 for compensation pending or where more than 2 years have
15 elapsed since the termination of the compensation period.

16 The Commission shall compile and distribute to interested
17 persons aggregate statistics, taken from any records and
18 reports in the possession of the Commission. The aggregate
19 statistics shall not give the names or otherwise identify
20 persons sustaining injuries or disabilities or the employer of
21 any injured person or person with a disability.

22 The Commission is authorized to establish reasonable fees
23 and methods of payment limited to covering only the costs to
24 the Commission for processing, maintaining and generating
25 records or data necessary for the computerized production of
26 documents, records and other materials except to the extent of

1 any salaries or compensation of Commission officers or
2 employees.

3 All fees collected by the Commission under this Section
4 shall be deposited in the Technology Management ~~Statistical~~
5 ~~Services~~ Revolving Fund and credited to the account of the
6 Illinois Workers' Compensation Commission.

7 (Source: P.A. 99-143, eff. 7-27-15.)

8 Section 980. The Workers' Occupational Diseases Act is
9 amended by changing Section 17 as follows:

10 (820 ILCS 310/17) (from Ch. 48, par. 172.52)

11 Sec. 17. The Commission shall cause to be printed and shall
12 furnish free of charge upon request by any employer or employee
13 such blank forms as it shall deem requisite to facilitate or
14 promote the efficient administration of this Act, and the
15 performance of the duties of the Commission. It shall provide a
16 proper record in which shall be entered and indexed the name of
17 any employer who shall file a notice of election under this
18 Act, and the date of the filing thereof; and a proper record in
19 which shall be entered and indexed the name of any employee who
20 shall file a notice of election, and the date of the filing
21 thereof; and such other notices as may be required by this Act;
22 and records in which shall be recorded all proceedings, orders
23 and awards had or made by the Commission, or by the arbitration
24 committees, and such other books or records as it shall deem

1 necessary, all such records to be kept in the office of the
2 Commission. The Commission, in its discretion, may destroy all
3 papers and documents except notices of election and waivers
4 which have been on file for more than five years where there is
5 no claim for compensation pending, or where more than two years
6 have elapsed since the termination of the compensation period.

7 The Commission shall compile and distribute to interested
8 persons aggregate statistics, taken from any records and
9 reports in the possession of the Commission. The aggregate
10 statistics shall not give the names or otherwise identify
11 persons sustaining injuries or disabilities or the employer of
12 any injured person or person with a disability.

13 The Commission is authorized to establish reasonable fees
14 and methods of payment limited to covering only the costs to
15 the Commission for processing, maintaining and generating
16 records or data necessary for the computerized production of
17 documents, records and other materials except to the extent of
18 any salaries or compensation of Commission officers or
19 employees.

20 All fees collected by the Commission under this Section
21 shall be deposited in the Technology Management ~~Statistical~~
22 ~~Services~~ Revolving Fund and credited to the account of the
23 Illinois Workers' Compensation Commission.

24 (Source: P.A. 99-143, eff. 7-27-15.)

25 Section 995. No acceleration or delay. Where this Act makes

1 changes in a statute that is represented in this Act by text
2 that is not yet or no longer in effect (for example, a Section
3 represented by multiple versions), the use of that text does
4 not accelerate or delay the taking effect of (i) the changes
5 made by this Act or (ii) provisions derived from any other
6 Public Act.

7 Section 997. Severability. The provisions of this Act are
8 severable under Section 1.31 of the Statute on Statutes.

9 Section 999. Effective date. This Act takes effect upon
10 becoming law.