



Rep. Kelly M. Burke

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1 AMENDMENT TO SENATE BILL 2135

2 AMENDMENT NO. _____. Amend Senate Bill 2135, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "ARTICLE 1. GOVERNMENT EMERGENCY ADMINISTRATION

6 Section 1-1. Short title. This Act may be cited as the
7 Government Emergency Administration Act.

8 Section 1-5. Findings and purpose.

9 (a) The General Assembly finds that the statewide public
10 health emergency caused by the outbreak of COVID-19 presents an
11 unprecedented danger to the People of the State of Illinois,
12 requiring the use of extraordinary precautions to reduce the
13 risk of infection, causing delays in critical functions, and
14 fundamentally altering the ways in which government must
15 operate in order to serve the People of the State of Illinois.

1 (b) The purpose of this Act is to provide government with
2 the tools that it needs to continue to serve the People of the
3 State of Illinois and to better respond to the statewide public
4 health emergency caused by the outbreak of COVID-19.

5 ARTICLE 5. RESTORE ILLINOIS

6 Section 5-5. The Department of Commerce and Economic
7 Opportunity Law of the Civil Administrative Code of Illinois is
8 amended by adding Section 605-1045 as follows:

9 (20 ILCS 605/605-1045 new)

10 Sec. 605-1045. Restore Illinois Collaborative Commission.

11 (a) The General Assembly hereby finds and declares that the
12 State is confronted with a public health crisis that has
13 created unprecedented challenges for the State's diverse
14 economic base. In light of this crisis, and the heightened need
15 for collaboration between the legislative and executive
16 branches, the General Assembly hereby establishes the Restore
17 Illinois Collaborative Commission. The members of the
18 Commission will participate in and provide input on plans to
19 revive the various sectors of the State's economy in the wake
20 of the COVID-19 pandemic.

21 (b) The Department may request meetings be convened to
22 address revitalization efforts for the various sectors of the
23 State's economy. Such meetings may include public

1 participation as determined by the Commission.

2 (c) The Department shall provide a written report to the
3 commission and the General Assembly not less than every 30 days
4 regarding the status of current and proposed revitalization
5 efforts. The written report shall include applicable metrics
6 that demonstrate progress on recovery efforts, as well as any
7 additional information as requested by the Commission. The
8 first report shall be delivered by July 1, 2020. The report to
9 the General Assembly shall be delivered to all members, in
10 addition to complying with the requirements of Section 3.1 of
11 the General Assembly Organization Act.

12 (d) The Restore Illinois Collaborative Commission shall
13 consist of 14 members, appointed as follows:

14 (1) four members of the House of Representatives
15 appointed by the Speaker of the House of Representatives;

16 (2) four members of the Senate appointed by the Senate
17 President;

18 (3) three members of the House of Representatives
19 appointed by the Minority Leader of the House of
20 Representatives; and

21 (4) three members of the Senate appointed by the Senate
22 Minority Leader.

23 (e) The Speaker of the House of Representatives and the
24 Senate President shall each appoint one member of the
25 Commission to serve as a Co-Chair. The Co-Chairs may convene
26 meetings of the Commission. The members of the Commission shall

1 serve without compensation.

2 (f) This section is repealed December 31, 2020.

3 ARTICLE 10. BROADBAND ACCESS

4 Section 10-5. The Broadband Advisory Council Act is amended
5 by adding Section 25 as follows:

6 (220 ILCS 80/25 new)

7 Sec. 25. Universal no-cost broadband Internet access.

8 (a) In furtherance of the purposes of this Act to expand
9 broadband service to unserved rural and urban areas of this
10 State and to achieve universal broadband service and Internet
11 access for the residents of this State, the Broadband Advisory
12 Council shall study the goal of providing free access to all
13 residents of this State to broadband service through the
14 expansion of the state broadband competitive matching grant
15 program. The Broadband Advisory Council shall also study the
16 alternative goal of providing affordable access to all
17 residents of this State to broadband service. The Office of
18 Broadband within the Department of Commerce and Economic
19 Opportunity shall support and assist the Council in the
20 development of the study.

21 (b) The study must include establishing access to broadband
22 service in zip codes identified as having high levels of
23 poverty and in the areas of the State without the

1 infrastructure necessary to meet the requirements for
2 high-speed access to the Internet. To the extent possible, the
3 study shall consider the incorporation and expansion of the
4 initiatives established in the Connect Illinois Broadband
5 Strategic Plan. The Council's study shall identify existing and
6 new streams of State, federal and private-public partnership
7 revenue to underwrite the creation of necessary infrastructure
8 and purchase unlimited broadband Internet access to be
9 provided, without charge, to some or all residents of the
10 State. The Council's study shall include a recommended schedule
11 for implementation of free universal broadband to the extent
12 determined to be feasible.

13 (c) The Council shall issue a report on its findings and
14 recommendations for any necessary legislation to the
15 General Assembly no later than January 1, 2021.

16 ARTICLE 15. AMENDATORY PROVISIONS

17 Section 15-5. The Open Meetings Act is amended by changing
18 Sections 2.01 and 7 as follows:

19 (5 ILCS 120/2.01) (from Ch. 102, par. 42.01)

20 Sec. 2.01. All meetings required by this Act to be public
21 shall be held at specified times and places which are
22 convenient and open to the public. No meeting required by this
23 Act to be public shall be held on a legal holiday unless the

1 regular meeting day falls on that holiday.

2 Except as otherwise provided in this Act, a ~~A~~ quorum of
3 members of a public body must be physically present at the
4 location of an open meeting. If, however, an open meeting of a
5 public body (i) with statewide jurisdiction, (ii) that is an
6 Illinois library system with jurisdiction over a specific
7 geographic area of more than 4,500 square miles, (iii) that is
8 a municipal transit district with jurisdiction over a specific
9 geographic area of more than 4,500 square miles, or (iv) that
10 is a local workforce investment area with jurisdiction over a
11 specific geographic area of more than 4,500 square miles is
12 held simultaneously at one of its offices and one or more other
13 locations in a public building, which may include other of its
14 offices, through an interactive video conference and the public
15 body provides public notice and public access as required under
16 this Act for all locations, then members physically present in
17 those locations all count towards determining a quorum. "Public
18 building", as used in this Section, means any building or
19 portion thereof owned or leased by any public body. The
20 requirement that a quorum be physically present at the location
21 of an open meeting shall not apply, however, to State advisory
22 boards or bodies that do not have authority to make binding
23 recommendations or determinations or to take any other
24 substantive action.

25 Except as otherwise provided in this Act, a ~~A~~ quorum of
26 members of a public body that is not (i) a public body with

1 statewide jurisdiction, (ii) an Illinois library system with
2 jurisdiction over a specific geographic area of more than 4,500
3 square miles, (iii) a municipal transit district with
4 jurisdiction over a specific geographic area of more than 4,500
5 square miles, or (iv) a local workforce innovation area with
6 jurisdiction over a specific geographic area of more than 4,500
7 square miles must be physically present at the location of a
8 closed meeting. Other members who are not physically present at
9 a closed meeting of such a public body may participate in the
10 meeting by means of a video or audio conference. For the
11 purposes of this Section, "local workforce innovation area"
12 means any local workforce innovation area or areas designated
13 by the Governor pursuant to the federal Workforce Innovation
14 and Opportunity Act or its reauthorizing legislation.

15 (Source: P.A. 100-477, eff. 9-8-17.)

16 (5 ILCS 120/7)

17 Sec. 7. Attendance by a means other than physical presence.

18 (a) If a quorum of the members of the public body is
19 physically present as required by Section 2.01, a majority of
20 the public body may allow a member of that body to attend the
21 meeting by other means if the member is prevented from
22 physically attending because of: (i) personal illness or
23 disability; (ii) employment purposes or the business of the
24 public body; or (iii) a family or other emergency. "Other
25 means" is by video or audio conference.

1 (b) If a member wishes to attend a meeting by other means,
2 the member must notify the recording secretary or clerk of the
3 public body before the meeting unless advance notice is
4 impractical.

5 (c) A majority of the public body may allow a member to
6 attend a meeting by other means only in accordance with and to
7 the extent allowed by rules adopted by the public body. The
8 rules must conform to the requirements and restrictions of this
9 Section, may further limit the extent to which attendance by
10 other means is allowed, and may provide for the giving of
11 additional notice to the public or further facilitate public
12 access to meetings.

13 (d) The limitations of this Section shall not apply to (i)
14 closed meetings of (A) public bodies with statewide
15 jurisdiction, (B) Illinois library systems with jurisdiction
16 over a specific geographic area of more than 4,500 square
17 miles, (C) municipal transit districts with jurisdiction over a
18 specific geographic area of more than 4,500 square miles, or
19 (D) local workforce innovation areas with jurisdiction over a
20 specific geographic area of more than 4,500 square miles or
21 (ii) open or closed meetings of State advisory boards or bodies
22 that do not have authority to make binding recommendations or
23 determinations or to take any other substantive action. State
24 advisory boards or bodies, public bodies with statewide
25 jurisdiction, Illinois library systems with jurisdiction over
26 a specific geographic area of more than 4,500 square miles,

1 municipal transit districts with jurisdiction over a specific
2 geographic area of more than 4,500 square miles, and local
3 workforce investment areas with jurisdiction over a specific
4 geographic area of more than 4,500 square miles, however, may
5 permit members to attend meetings by other means only in
6 accordance with and to the extent allowed by specific
7 procedural rules adopted by the body. For the purposes of this
8 Section, "local workforce innovation area" means any local
9 workforce innovation area or areas designated by the Governor
10 pursuant to the federal Workforce Innovation and Opportunity
11 Act or its reauthorizing legislation.

12 (e) Subject to the requirements of Section 2.06 but
13 notwithstanding any other provision of law, an open or closed
14 meeting subject to this Act may be conducted by audio or video
15 conference, without the physical presence of a quorum of the
16 members, so long as the following conditions are met:

17 (1) the Governor or the Director of the Illinois
18 Department of Public Health has issued a disaster
19 declaration related to public health concerns because of a
20 disaster as defined in Section 4 of the Illinois Emergency
21 Management Agency Act, and all or part of the jurisdiction
22 of the public body is covered by the disaster area;

23 (2) the head of the public body as defined in
24 subsection (e) of Section 2 of the Freedom of Information
25 Act determines that an in-person meeting or a meeting
26 conducted under this Act is not practical or prudent

1 because of a disaster;

2 (3) all members of the body participating in the
3 meeting, wherever their physical location, shall be
4 verified and can hear one another and can hear all
5 discussion and testimony;

6 (4) for open meetings, members of the public present at
7 the regular meeting location of the body can hear all
8 discussion and testimony and all votes of the members of
9 the body, unless attendance at the regular meeting location
10 is not feasible due to the disaster, including the issued
11 disaster declaration, in which case the public body must
12 make alternative arrangements and provide notice pursuant
13 to this Section of such alternative arrangements in a
14 manner to allow any interested member of the public access
15 to contemporaneously hear all discussion, testimony, and
16 roll call votes, such as by offering a telephone number or
17 a web-based link;

18 (5) at least one member of the body, chief legal
19 counsel, or chief administrative officer is physically
20 present at the regular meeting location, unless unfeasible
21 due to the disaster, including the issued disaster
22 declaration; and

23 (6) all votes are conducted by roll call, so each
24 member's vote on each issue can be identified and recorded.

25 (7) Except in the event of a bona fide emergency, 48
26 hours' notice shall be given of a meeting to be held

1 pursuant to this Section. Notice shall be given to all
2 members of the public body, shall be posted on the website
3 of the public body, and shall also be provided to any news
4 media who has requested notice of meetings pursuant to
5 subsection (a) of Section 2.02 of this Act. If the public
6 body declares a bona fide emergency:

7 (A) Notice shall be given pursuant to subsection
8 (a) of Section 2.02 of this Act, and the presiding
9 officer shall state the nature of the emergency at the
10 beginning of the meeting.

11 (B) The public body must comply with the verbatim
12 recording requirements set forth in Section 2.06 of
13 this Act.

14 (8) Each member of the body participating in a meeting
15 by audio or video conference for a meeting held pursuant to
16 this Section is considered present at the meeting for
17 purposes of determining a quorum and participating in all
18 proceedings.

19 (9) In addition to the requirements for open meetings
20 under Section 2.06, public bodies holding open meetings
21 under this subsection (e) must also keep a verbatim record
22 of all their meetings in the form of an audio or video
23 recording. Verbatim records made under this paragraph (9)
24 shall be made available to the public under, and are
25 otherwise subject to, the provisions of Section 2.06.

26 (10) The public body shall bear all costs associated

1 with compliance with this subsection (e).

2 (Source: P.A. 100-477, eff. 9-8-17.)

3 Section 15-10. The Freedom of Information Act is amended by
4 adding Section 3.4 as follows:

5 (5 ILCS 140/3.4 new)

6 Sec. 3.4. 2020 exception. Notwithstanding any provision of
7 law or rule to the contrary, no public body shall be considered
8 in violation of this Act for failing to respond within the time
9 prescribed by this Act to any request due on or after March 9,
10 2020 and within 15 days after the effective date of this
11 amendatory Act of the 101st General Assembly, provided the
12 public body provides a response by the later of 30 days after
13 the effective date of this amendatory Act or the time
14 prescribed by this Act for the relevant request.

15 This Section is repealed January 1, 2022.

16 Section 15-15. The Electronic Commerce Security Act is
17 amended by adding Section 95-20 as follows:

18 (5 ILCS 175/95-20 new)

19 Sec. 95-20. Remote Witnessing and Notarization.

20 (a) The purpose of this Section is to give statutory
21 approval to the notary and witness guidelines provided in State
22 of Illinois Executive Order 2020-14.

1 (b) Notwithstanding any provision of law, rule, or
2 regulation, effective March 26, 2020 and ending 30 days after
3 expiration of the Governor's emergency declaration regarding
4 COVID-19, a notarial act or an act of witnessing, including
5 when a person must "appear before", act "in the presence of",
6 or any variation thereof, may be performed through means of
7 two-way audio-video communication technology that allows for
8 direct contemporaneous interaction by sight and sound between
9 the individual signing the document, the witness and the notary
10 public.

11 (c) A notarial act satisfies the "appearing before"
12 requirement under Section 6-102 of the Illinois Notary Public
13 Act if the notary public performs a remote notarization via
14 two-way audio-video communication technology, provided that
15 the Notary Public commissioned in Illinois is physically within
16 the State while performing the notarial act and the transaction
17 follows any guidance or rules provided by the Illinois
18 Secretary of State in existence on the date of notarization.

19 (d) An act of witnessing and the technology used in the
20 audio-video communication must substantially comply with the
21 following process: (1) the two-way audio-video communication
22 must be recorded and preserved by the signatory or the
23 signatory's designee for a period of at least 3 years; (2) the
24 signatory must attest to being physically located in Illinois
25 during the two-way audio-video communication; (3) the witness
26 must attest to being physically located in Illinois during the

1 two-way audio-video communication; (4) the signatory must
2 affirmatively state on the two-way audio-video communication
3 what document the signatory is signing; (5) each page of the
4 document being witnessed must be shown to the witness on the
5 two-way audio-video communication technology in a means
6 clearly legible to the witness and initialed by the signatory
7 in the presence of the witness; (6) the act of signing must be
8 captured sufficiently up close on the two-way audio-video
9 communication for the witness to observe; (7) the signatory
10 must transmit by overnight mail, fax, electronic or other means
11 a legible copy of the entire signed document directly to the
12 witness no later than the day after the document is signed; (8)
13 the witness must sign the transmitted copy of the document as a
14 witness and transmit the signed copy of the document back via
15 overnight mail, fax, electronic or other means to the signatory
16 within 24 hours of receipt; and (9) if necessary, the witness
17 may sign the original signed document as of the date of the
18 original execution by the signatory provided that the witness
19 receives the original signed document together with the
20 electronically witnessed copy within thirty days from the date
21 of the remote witnessing.

22 (d) The prohibition on electronic signatures on certain
23 documents in subsection (c) of Section 120 remains in full
24 effect.

25 (e) Notwithstanding any law or rule of the State of
26 Illinois to the contrary, absent an express prohibition in a

1 document against signing in counterparts, all legal documents,
2 including, but not limited to, deeds, last wills and
3 testaments, trusts, durable powers of attorney for property,
4 and powers of attorney for health care, may be signed in
5 counterparts by the witnesses and the signatory. A notary
6 public must be presented with a fax or electronic copy of the
7 document signature pages showing the witness signatures on the
8 same date the document is signed by the signatory if the notary
9 public is being asked to certify to the appearance of the
10 witnesses to a document.

11 (f) Any technology issues that may occur do not impact the
12 validity or effect of any instrument or document signed under
13 this Section. As used in this Section, "technology issues"
14 include, but are not limited to, problems with the internet
15 connection, user error related to the use of technology, the
16 file containing a recorded act becoming corrupted, or other
17 temporary malfunctions involving the technology used in an act
18 of witnessing or a notarial act.

19 Section 15-20. The Illinois Governmental Ethics Act is
20 amended by changing Section 4A-105 as follows:

21 (5 ILCS 420/4A-105) (from Ch. 127, par. 604A-105)

22 Sec. 4A-105. Time for filing. Except as provided in
23 Section 4A-106.1, by May 1 of each year a statement must be
24 filed by each person whose position at that time subjects him

1 to the filing requirements of Section 4A-101 or 4A-101.5 unless
2 he has already filed a statement in relation to the same unit
3 of government in that calendar year.

4 Statements must also be filed as follows:

5 (a) A candidate for elective office shall file his
6 statement not later than the end of the period during which
7 he can take the action necessary under the laws of this
8 State to attempt to qualify for nomination, election, or
9 retention to such office if he has not filed a statement in
10 relation to the same unit of government within a year
11 preceding such action.

12 (b) A person whose appointment to office is subject to
13 confirmation by the Senate shall file his statement at the
14 time his name is submitted to the Senate for confirmation.

15 (b-5) A special government agent, as defined in item
16 (1) of Section 4A-101 of this Act, shall file a statement
17 within 30 days after making the first ex parte
18 communication and each May 1 thereafter if he or she has
19 made an ex parte communication within the previous 12
20 months.

21 (c) Any other person required by this Article to file
22 the statement shall file a statement at the time of his or
23 her initial appointment or employment in relation to that
24 unit of government if appointed or employed by May 1.

25 If any person who is required to file a statement of
26 economic interests fails to file such statement by May 1 of any

1 year, the officer with whom such statement is to be filed under
2 Section 4A-106 or 4A-106.5 of this Act shall, within 7 days
3 after May 1, notify such person by certified mail of his or her
4 failure to file by the specified date. Except as may be
5 prescribed by rule of the Secretary of State, such person shall
6 file his or her statement of economic interests on or before
7 May 15 with the appropriate officer, together with a \$15 late
8 filing fee. Any such person who fails to file by May 15 shall
9 be subject to a penalty of \$100 for each day from May 16 to the
10 date of filing, which shall be in addition to the \$15 late
11 filing fee specified above. Failure to file by May 31 shall
12 result in a forfeiture in accordance with Section 4A-107 of
13 this Act.

14 Any person who takes office or otherwise becomes required
15 to file a statement of economic interests within 30 days prior
16 to May 1 of any year may file his or her statement at any time
17 on or before May 31 without penalty. If such person fails to
18 file such statement by May 31, the officer with whom such
19 statement is to be filed under Section 4A-106 or 4A-106.5 of
20 this Act shall, within 7 days after May 31, notify such person
21 by certified mail of his or her failure to file by the
22 specified date. Such person shall file his or her statement of
23 economic interests on or before June 15 with the appropriate
24 officer, together with a \$15 late filing fee. Any such person
25 who fails to file by June 15 shall be subject to a penalty of
26 \$100 per day for each day from June 16 to the date of filing,

1 which shall be in addition to the \$15 late filing fee specified
2 above. Failure to file by June 30 shall result in a forfeiture
3 in accordance with Section 4A-107 of this Act.

4 All late filing fees and penalties collected pursuant to
5 this Section shall be paid into the General Revenue Fund in the
6 State treasury, if the Secretary of State receives such
7 statement for filing, or into the general fund in the county
8 treasury, if the county clerk receives such statement for
9 filing. The Attorney General, with respect to the State, and
10 the several State's Attorneys, with respect to counties, shall
11 take appropriate action to collect the prescribed penalties.

12 Failure to file a statement of economic interests within
13 the time prescribed shall not result in a fine or ineligibility
14 for, or forfeiture of, office or position of employment, as the
15 case may be; provided that the failure to file results from not
16 being included for notification by the appropriate agency,
17 clerk, secretary, officer or unit of government, as the case
18 may be, and that a statement is filed within 30 days of actual
19 notice of the failure to file.

20 Beginning with statements required to be filed on or after
21 May 1, 2009, the officer with whom a statement is to be filed
22 may, in his or her discretion, waive the late filing fee, the
23 monetary late filing penalty, and the ineligibility for or
24 forfeiture of office or position for failure to file when the
25 person's late filing of a statement or failure to file a
26 statement is due to his or her (i) serious or catastrophic

1 illness that renders the person temporarily incapable of
2 completing the statement or (ii) military service.

3 Notwithstanding any provision of law or rule to the
4 contrary, the deadlines for filing statements of economic
5 interests under this Section on or after March 17, 2020 shall
6 be suspended until August 1, 2020.

7 (Source: P.A. 101-221, eff. 8-9-19.)

8 Section 15-24. The Illinois Administrative Procedure Act
9 is amended by adding Section 5-45.1 as follows:

10 (5 ILCS 100/5-45.1 new)

11 Sec. 5-45.1. Emergency rulemaking; Secretary of State
12 emergency powers. To provide for the expeditious and timely
13 implementation of the extension provisions of Section 30 of the
14 Secretary of State Act, emergency rules implementing the
15 extension provisions of Section 30 of the Secretary of State
16 Act may be adopted in accordance with Section 5-45 by the
17 Secretary of State. The adoption of emergency rules authorized
18 by Section 5-45 and this Section is deemed to be necessary for
19 the public interest, safety, and welfare.

20 This Section is repealed on January 1, 2021.

21 Section 15-25. The Secretary of State Act is amended by
22 adding Section 30 as follows:

1 (15 ILCS 305/30 new)

2 Sec. 30. Emergency powers.

3 (a) Upon the Governor of the State of Illinois issuing a
4 statewide disaster proclamation based on a health pandemic or
5 similar emergency, the Secretary may extend for the duration of
6 the proclaimed disaster and for up to a period of 120 days
7 beyond the expiration of the disaster proclamation:

8 (1) the expiration dates of driver's licenses, driving
9 permits, identification cards, disabled parking placards
10 and decals, and vehicle registrations; and

11 (2) the expiration dates of professional licenses,
12 registrations, certifications and commissions issued by
13 the Secretary, including but not limited to, vehicle
14 dealership licenses, commercial driver training school
15 licenses, and securities, broker and investment adviser
16 registrations.

17 After the initial 30-day extension, the Secretary may adopt
18 subsequent 30-day extensions only upon a determination that
19 circumstances necessitate additional extensions. The Secretary
20 must adopt any subsequent 30-day extension prior to the
21 previous lapsing.

22 (b) To provide for the expeditious and timely
23 implementation of this amendatory Act of the 101st General
24 Assembly, any emergency rules to implement the extension
25 provisions of this Section must be adopted by the Secretary of
26 State, subject to the provisions of Section 5-45 of the

1 Illinois Administrative Procedure Act. Any such rule shall:

2 (1) identify the disaster proclamation authorizing the
3 rulemaking;

4 (2) set forth the expirations being extended (for
5 example, "this extension shall apply to all driver's
6 licenses, driving permits, identification cards, disabled
7 parking placards and decals, and vehicle registrations
8 expiring on [date] through [date]"); and

9 (3) set forth the date on which the extension period
10 becomes effective, and the date on which the extension will
11 terminate if not extended by subsequent emergency
12 rulemaking.

13 (c) Where the renewal of any driver's license, driving
14 permit, identification card, disabled parking placard or
15 decal, vehicle registration, or professional license,
16 registration, certification or commission has been extended
17 pursuant to this Section, it shall be renewed during the period
18 of an extension. Any such renewal shall be from the original
19 expiration date and shall be subject to the full fee which
20 would have been due had the renewal been issued based on the
21 original expiration date, except that no late filing fees or
22 penalties shall be imposed.

23 (d) All law enforcement agencies in the State of Illinois
24 and all State and local governmental entities shall recognize
25 the validity of, and give full legal force to, extensions
26 granted pursuant to this Section.

1 (e) Upon the request of any person or entity whose driver's
2 license, driving permit, identification card, disabled parking
3 placard or decal, vehicle registration, or professional
4 license, registration, certification or commission has been
5 subject to an extension under this Section, the Secretary shall
6 issue a statement verifying the extension was issued pursuant
7 to Illinois law, and requesting any foreign jurisdiction to
8 honor the extension.

9 (f) This Section is repealed on June 30, 2021.

10 Section 15-29. The Illinois Administrative Procedure Act
11 is amended by adding Section 5-45.2 as follows:

12 (5 ILCS 100/5-45.2 new)

13 Sec. 5-45.2. Emergency rulemaking; Secretary of State
14 Merit Commission. To provide for the expeditious and timely
15 implementation of subsection (14) of Section 8c of the
16 Secretary of State Merit Employment Code, emergency rules
17 implementing subsection (14) of Section 8c of the Secretary of
18 State Merit Employment Code may be adopted in accordance with
19 Section 5-45 by the Secretary of State. The adoption of
20 emergency rules authorized by Section 5-45 and this Section is
21 deemed to be necessary for the public interest, safety, and
22 welfare.

23 This Section is repealed on January 1, 2021.

1 Section 15-30. The Secretary of State Merit Employment Code
2 is amended by changing Section 8c as follows:

3 (15 ILCS 310/8c) (from Ch. 124, par. 108c)

4 Sec. 8c. Duties and powers of the Commission. The Merit
5 Commission, in addition to any other duties prescribed in this
6 Act, shall have the following duties and powers:

7 (1) Upon written recommendations by the Director of
8 Personnel, to exempt from jurisdiction B of this Act
9 positions which, in the judgment of the Commission, are by
10 their nature highly confidential or involve principal
11 administrative responsibility for the determination of
12 policy or principal administrative responsibility for the
13 way in which policies are carried out. No position which
14 has the powers of a law enforcement officer, except
15 executive security officers, may be exempted under this
16 section.

17 (2) To require such special reports from the Director
18 as it may consider desirable.

19 (3) To disapprove original rules or any part thereof
20 and any amendment thereof within 30 calendar days after the
21 submission of such rules to the Merit Commission by the
22 Director.

23 (4) To disapprove within 30 calendar days from date of
24 submission the position classification plan and any
25 revisions thereof submitted by the Director as provided in

1 the rules.

2 (5) To hear appeals of employees who do not accept the
3 allocation of their positions under the classification
4 plan.

5 (6) To hear and approve or disapprove written charges
6 filed seeking the discharge or demotion of employees or
7 suspension totaling more than 30 calendar days in any 12
8 month period, as provided in Section 9, appeals as provided
9 in Section 9a of this Act, and appeals from transfers from
10 one geographical area in the state to another, and in
11 connection therewith to administer oaths, subpoena
12 witnesses and compel the production of books and papers.

13 (7) (Blank).

14 (8) To make an annual report regarding the work of the
15 Commission to the Secretary of State, such report to be a
16 public record.

17 (9) If any violation of this Act is found, the
18 Commission shall direct compliance in writing.

19 (10) To appoint such employees, experts and special
20 assistants as may be necessary to carry out the powers and
21 duties of the commission under this Act. Employees, experts
22 and special assistants so appointed by the Commission shall
23 be subject to jurisdictions A, B and C of this Act, except
24 the Chairman of the Commission when serving as the
25 Administrator of the Commission shall not be subject to
26 jurisdictions A, B, and C of this Act.

1 (11) To promulgate rules and regulations necessary to
2 carry out and implement their powers and duties under this
3 Act, with authority to amend such rules from time to time
4 pursuant to The Illinois Administrative Procedure Act.

5 (12) Within one year of the effective date of this
6 amendatory Act of 1985, the Commission shall adopt rules
7 and regulations which shall include all Commission
8 policies implementing its duties under Sections 8, 9, 10
9 and 15 of this Act. These rules and regulations shall
10 include, but not be limited to, the standards and criteria
11 used by the Commission and Hearing Officers in making
12 discretionary determinations during hearing procedures.

13 (13) To hear or conduct investigations as it deems
14 necessary of appeals of layoff filed by employees appointed
15 under Jurisdiction B after examination, provided that such
16 appeals are filed within 15 calendar days following the
17 effective date of such layoff and are made on the basis
18 that the provisions of the Secretary of State Merit
19 Employment Code or the rules promulgated thereunder have
20 been violated or have not been complied with. All hearings
21 shall be public. A decision shall be rendered within 60
22 days after receipt of the transcript of the proceedings.
23 The Commission shall order the reinstatement of the
24 employee if it is proven that the provisions of the
25 Secretary of State Merit Employment Code or the rules
26 promulgated thereunder have been violated or have not been

1 complied with. In connection therewith the Commission may
2 administer oaths, subpoena witnesses, and compel the
3 production of books and papers.

4 (14) Upon the Governor of the State of Illinois issuing
5 a disaster declaration based on circumstances that may
6 interfere with an employee's ability to exercise his or her
7 rights under this Code, or that may prevent the Commission
8 from performing its duties in a timely manner, the
9 Commission may, by adoption of an emergency rule under
10 Section 5-45 of the Illinois Administrative Procedure Act,
11 extend for a period of up to 90 days beyond the expiration
12 of the disaster proclamation any time limits set forth in
13 this Code or in the Commission's rules, including but not
14 limited to, the time limits for filing complaints, filing
15 and serving other documents, holding of hearings and
16 rendering of decisions. Upon a determination that
17 circumstances necessitate additional time, the Commission
18 may adopt one additional 90-day extension of time limits.
19 No time limit shall be extended under this subsection
20 beyond June 30, 2021.

21 (Source: P.A. 97-833, eff. 7-20-12.)

22 Section 15-32. The Illinois Finance Authority Act is
23 amended by changing Section 801-25 as follows:

24 (20 ILCS 3501/801-25)

1 Sec. 801-25. All official acts of the Authority shall
2 require the approval of at least 8 members. All meetings of the
3 Authority and the Advisory Councils shall be conducted in
4 accordance with the Open Meetings Act. Eight members of the
5 Authority shall constitute a quorum. Except as otherwise
6 authorized in the Open Meetings Act, all ~~All~~ meetings shall be
7 conducted at a single location within this State with a quorum
8 of members physically present at this location. Other members
9 who are not physically present at this location may participate
10 in the meeting and vote on all matters by means of a video or
11 audio conference. The Auditor General shall conduct financial
12 audits and program audits of the Authority, in accordance with
13 the Illinois State Auditing Act.

14 (Source: P.A. 93-205, eff. 1-1-04; 93-1101, eff. 3-31-05.)

15 Section 15-35. The Illinois Procurement Code is amended by
16 changing Section 1-13 as follows:

17 (30 ILCS 500/1-13)

18 Sec. 1-13. Applicability to public institutions of higher
19 education.

20 (a) This Code shall apply to public institutions of higher
21 education, regardless of the source of the funds with which
22 contracts are paid, except as provided in this Section.

23 (b) Except as provided in this Section, this Code shall not
24 apply to procurements made by or on behalf of public

1 institutions of higher education for any of the following:

2 (1) Memberships in professional, academic, research,
3 or athletic organizations on behalf of a public institution
4 of higher education, an employee of a public institution of
5 higher education, or a student at a public institution of
6 higher education.

7 (2) Procurement expenditures for events or activities
8 paid for exclusively by revenues generated by the event or
9 activity, gifts or donations for the event or activity,
10 private grants, or any combination thereof.

11 (3) Procurement expenditures for events or activities
12 for which the use of specific potential contractors is
13 mandated or identified by the sponsor of the event or
14 activity, provided that the sponsor is providing a majority
15 of the funding for the event or activity.

16 (4) Procurement expenditures necessary to provide
17 athletic, artistic or musical services, performances,
18 events, or productions by or for a public institution of
19 higher education.

20 (5) Procurement expenditures for periodicals, books,
21 subscriptions, database licenses, and other publications
22 procured for use by a university library or academic
23 department, except for expenditures related to procuring
24 textbooks for student use or materials for resale or
25 rental.

26 (6) Procurement expenditures for placement of students

1 in externships, practicums, field experiences, and for
2 medical residencies and rotations.

3 (7) Contracts for programming and broadcast license
4 rights for university-operated radio and television
5 stations.

6 (8) Procurement expenditures necessary to perform
7 sponsored research and other sponsored activities under
8 grants and contracts funded by the sponsor or by sources
9 other than State appropriations.

10 (9) Contracts with a foreign entity for research or
11 educational activities, provided that the foreign entity
12 either does not maintain an office in the United States or
13 is the sole source of the service or product.

14 Notice of each contract entered into by a public institution of
15 higher education that is related to the procurement of goods
16 and services identified in items (1) through (9) of this
17 subsection shall be published in the Procurement Bulletin
18 within 14 calendar days after contract execution. The Chief
19 Procurement Officer shall prescribe the form and content of the
20 notice. Each public institution of higher education shall
21 provide the Chief Procurement Officer, on a monthly basis, in
22 the form and content prescribed by the Chief Procurement
23 Officer, a report of contracts that are related to the
24 procurement of goods and services identified in this
25 subsection. At a minimum, this report shall include the name of
26 the contractor, a description of the supply or service

1 provided, the total amount of the contract, the term of the
2 contract, and the exception to the Code utilized. A copy of any
3 or all of these contracts shall be made available to the Chief
4 Procurement Officer immediately upon request. The Chief
5 Procurement Officer shall submit a report to the Governor and
6 General Assembly no later than November 1 of each year that
7 shall include, at a minimum, an annual summary of the monthly
8 information reported to the Chief Procurement Officer.

9 (b-5) Except as provided in this subsection, the provisions
10 of this Code shall not apply to contracts for medical supplies,
11 and to contracts for medical services necessary for the
12 delivery of care and treatment at medical, dental, or
13 veterinary teaching facilities utilized by Southern Illinois
14 University or the University of Illinois and at any
15 university-operated health care center or dispensary that
16 provides care, treatment, and medications for students,
17 faculty and staff. Other supplies and services needed for these
18 teaching facilities shall be subject to the jurisdiction of the
19 Chief Procurement Officer for Public Institutions of Higher
20 Education who may establish expedited procurement procedures
21 and may waive or modify certification, contract, hearing,
22 process and registration requirements required by the Code. All
23 procurements made under this subsection shall be documented and
24 may require publication in the Illinois Procurement Bulletin.

25 (b-10) Procurements made by or on behalf of the University
26 of Illinois for investment services scheduled to expire June

1 2020 may be extended through June 2021 without being subject to
2 the requirements of this Code. Any contract extended, renewed,
3 or entered pursuant to this exception shall be published on the
4 Executive Ethics Commission's website within 5 days of contract
5 execution. This subsection is inoperative on and after July 1,
6 2021.

7 (c) Procurements made by or on behalf of public
8 institutions of higher education for the fulfillment of a grant
9 shall be made in accordance with the requirements of this Code
10 to the extent practical.

11 Upon the written request of a public institution of higher
12 education, the Chief Procurement Officer may waive contract,
13 registration, certification, and hearing requirements of this
14 Code if, based on the item to be procured or the terms of a
15 grant, compliance is impractical. The public institution of
16 higher education shall provide the Chief Procurement Officer
17 with specific reasons for the waiver, including the necessity
18 of contracting with a particular potential contractor, and
19 shall certify that an effort was made in good faith to comply
20 with the provisions of this Code. The Chief Procurement Officer
21 shall provide written justification for any waivers. By
22 November 1 of each year, the Chief Procurement Officer shall
23 file a report with the General Assembly identifying each
24 contract approved with waivers and providing the justification
25 given for any waivers for each of those contracts. Notice of
26 each waiver made under this subsection shall be published in

1 the Procurement Bulletin within 14 calendar days after contract
2 execution. The Chief Procurement Officer shall prescribe the
3 form and content of the notice.

4 (d) Notwithstanding this Section, a waiver of the
5 registration requirements of Section 20-160 does not permit a
6 business entity and any affiliated entities or affiliated
7 persons to make campaign contributions if otherwise prohibited
8 by Section 50-37. The total amount of contracts awarded in
9 accordance with this Section shall be included in determining
10 the aggregate amount of contracts or pending bids of a business
11 entity and any affiliated entities or affiliated persons.

12 (e) Notwithstanding subsection (e) of Section 50-10.5 of
13 this Code, the Chief Procurement Officer, with the approval of
14 the Executive Ethics Commission, may permit a public
15 institution of higher education to accept a bid or enter into a
16 contract with a business that assisted the public institution
17 of higher education in determining whether there is a need for
18 a contract or assisted in reviewing, drafting, or preparing
19 documents related to a bid or contract, provided that the bid
20 or contract is essential to research administered by the public
21 institution of higher education and it is in the best interest
22 of the public institution of higher education to accept the bid
23 or contract. For purposes of this subsection, "business"
24 includes all individuals with whom a business is affiliated,
25 including, but not limited to, any officer, agent, employee,
26 consultant, independent contractor, director, partner,

1 manager, or shareholder of a business. The Executive Ethics
2 Commission may promulgate rules and regulations for the
3 implementation and administration of the provisions of this
4 subsection (e).

5 (f) As used in this Section:

6 "Grant" means non-appropriated funding provided by a
7 federal or private entity to support a project or program
8 administered by a public institution of higher education and
9 any non-appropriated funding provided to a sub-recipient of the
10 grant.

11 "Public institution of higher education" means Chicago
12 State University, Eastern Illinois University, Governors State
13 University, Illinois State University, Northeastern Illinois
14 University, Northern Illinois University, Southern Illinois
15 University, University of Illinois, Western Illinois
16 University, and, for purposes of this Code only, the Illinois
17 Mathematics and Science Academy.

18 (g) (Blank).

19 (h) The General Assembly finds and declares that:

20 (1) Public Act 98-1076, which took effect on January 1,
21 2015, changed the repeal date set for this Section from
22 December 31, 2014 to December 31, 2016.

23 (2) The Statute on Statutes sets forth general rules on
24 the repeal of statutes and the construction of multiple
25 amendments, but Section 1 of that Act also states that
26 these rules will not be observed when the result would be

1 "inconsistent with the manifest intent of the General
2 Assembly or repugnant to the context of the statute".

3 (3) This amendatory Act of the 100th General Assembly
4 manifests the intention of the General Assembly to remove
5 the repeal of this Section.

6 (4) This Section was originally enacted to protect,
7 promote, and preserve the general welfare. Any
8 construction of this Section that results in the repeal of
9 this Section on December 31, 2014 would be inconsistent
10 with the manifest intent of the General Assembly and
11 repugnant to the context of this Code.

12 It is hereby declared to have been the intent of the
13 General Assembly that this Section not be subject to repeal on
14 December 31, 2014.

15 This Section shall be deemed to have been in continuous
16 effect since December 20, 2011 (the effective date of Public
17 Act 97-643), and it shall continue to be in effect henceforward
18 until it is otherwise lawfully repealed. All previously enacted
19 amendments to this Section taking effect on or after December
20 31, 2014, are hereby validated.

21 All actions taken in reliance on or pursuant to this
22 Section by any public institution of higher education, person,
23 or entity are hereby validated.

24 In order to ensure the continuing effectiveness of this
25 Section, it is set forth in full and re-enacted by this
26 amendatory Act of the 100th General Assembly. This re-enactment

1 is intended as a continuation of this Section. It is not
2 intended to supersede any amendment to this Section that is
3 enacted by the 100th General Assembly.

4 In this amendatory Act of the 100th General Assembly, the
5 base text of the reenacted Section is set forth as amended by
6 Public Act 98-1076. Striking and underscoring is used only to
7 show changes being made to the base text.

8 This Section applies to all procurements made on or before
9 the effective date of this amendatory Act of the 100th General
10 Assembly.

11 (Source: P.A. 100-43, eff. 8-9-17.)

12 Section 15-40. The Forest Preserve Zoological Parks Act is
13 amended by changing Section 1 as follows:

14 (70 ILCS 835/1) (from Ch. 96 1/2, par. 6801)

15 Sec. 1. The corporate authorities of forest preserve
16 districts, containing a population of 140,000 or more located
17 in counties of less than 3,000,000 inhabitants, having the
18 control or supervision of any forest preserves, may erect and
19 maintain within such forest preserves, under the control or
20 supervision of such corporate authorities, edifices to be used
21 for the collection and display of animals as customary in
22 zoological parks, and may collect and display such animals, or
23 permit the directors or trustees of any zoological society
24 devoted to the purposes aforesaid to erect and maintain a

1 zoological park and to collect and display zoological
2 collections within any forest preserve now or hereafter under
3 the control or supervision of such forest preserve district,
4 out of funds belonging to such zoological society, or to
5 contract with the directors or trustees of any zoological
6 society on such terms and conditions as may to such corporate
7 authorities seem best, relative to the erection, operation and
8 maintenance of a zoological park and the collection and display
9 of such animals within such forest preserve, out of the tax
10 hereinafter in this Act provided.

11 This Act applies to any forest preserve district that
12 maintains a zoological park that was established under this Act
13 prior to 1964, regardless of whether the population
14 requirements continue to be met.

15 A forest preserve district, containing a population of
16 140,000 or more, or the directors or trustees of such
17 zoological society when so authorized by the forest preserve
18 district, may (a) police the property of the zoological park,
19 (b) employ, establish, maintain and equip a security force for
20 fire and police protection of the zoological park and (c)
21 provide that the personnel of the security force shall perform
22 other tasks relating to the maintenance and operation of the
23 zoological park. Members of the security force shall be
24 conservators of the peace with all the powers of policemen in
25 cities and of sheriffs, other than to serve or execute civil
26 processes, but such powers may be exercised only within the

1 area comprising the zoological park when required to protect
2 the zoological park's property and interests, its personnel and
3 persons using the facilities or at the specific request of
4 appropriate federal, State or local law enforcement officials.
5 All otherwise lawful actions taken on or after August 13, 1978
6 (the effective date of Public Act 80-1364) and before the
7 effective date of this amendatory Act of the 98th General
8 Assembly by a forest preserve district or a zoological society
9 located in a county of 3,000,000 or more in exercising the
10 powers provided in this paragraph are hereby validated,
11 notwithstanding Public Act 80-1364, which was a
12 non-substantive combining revisory Act.

13 A forest preserve district, containing a population of
14 140,000 or more located in counties of less than 3,000,000
15 inhabitants, may charge, or permit such zoological society to
16 charge, an admission fee. The proceeds of such admission fee
17 shall be devoted exclusively to the operation and maintenance
18 of such zoological park and the collections therein. Except as
19 otherwise provided in this Section, all ~~All~~ such zoological
20 parks shall be open to the public without charge (i) a total
21 number of days, to be scheduled at any time during the calendar
22 year, equivalent to at least one day for each 7 days the
23 zoological park is open during the calendar year and (ii) to
24 the children in actual attendance upon any of the schools in
25 the State at all times. The managing authority of the
26 zoological park may limit the number of school groups that may

1 attend the zoo on any given day and may establish other rules
2 and regulations that reasonably ensure public safety,
3 accessibility, and convenience, including without limitation
4 standards of conduct and supervision. Charges may be made at
5 any time for special services and for admission to special
6 facilities within any zoological park for the education,
7 entertainment or convenience of visitors.

8 (Source: P.A. 98-500, eff. 8-16-13.)

9 Section 15-45. The Park District Aquarium and Museum Act is
10 amended by changing Section 1 as follows:

11 (70 ILCS 1290/1) (from Ch. 105, par. 326)

12 Sec. 1. Erect, operate, and maintain aquariums and museums.
13 The corporate authorities of cities and park districts having
14 control or supervision over any public park or parks, including
15 parks located on formerly submerged land, are hereby authorized
16 to purchase, erect, and maintain within any such public park or
17 parks edifices to be used as aquariums or as museums of art,
18 industry, science, or natural or other history, including
19 presidential libraries, centers, and museums, such aquariums
20 and museums consisting of all facilities for their collections,
21 exhibitions, programming, and associated initiatives, or to
22 permit the directors or trustees of any corporation or society
23 organized for the construction or maintenance and operation of
24 an aquarium or museum as hereinabove described to erect,

1 enlarge, ornament, build, rebuild, rehabilitate, improve,
2 maintain, and operate its aquarium or museum within any public
3 park now or hereafter under the control or supervision of any
4 city or park district, and to contract with any such directors
5 or trustees of any such aquarium or museum relative to the
6 erection, enlargement, ornamentation, building, rebuilding,
7 rehabilitation, improvement, maintenance, ownership, and
8 operation of such aquarium or museum. Notwithstanding the
9 previous sentence, a city or park district may enter into a
10 lease for an initial term not to exceed 99 years, subject to
11 renewal, allowing a corporation or society as hereinabove
12 described to erect, enlarge, ornament, build, rebuild,
13 rehabilitate, improve, maintain, and operate its aquarium or
14 museum, together with grounds immediately adjacent to such
15 aquarium or museum, and to use, possess, and occupy grounds
16 surrounding such aquarium or museum as hereinabove described
17 for the purpose of beautifying and maintaining such grounds in
18 a manner consistent with the aquarium or museum's purpose, and
19 on the conditions that (1) the public is allowed access to such
20 grounds in a manner consistent with its access to other public
21 parks, and (2) the city or park district retains a reversionary
22 interest in any improvements made by the corporation or society
23 on the grounds, including the aquarium or museum itself, that
24 matures upon the expiration or lawful termination of the lease.
25 It is hereby reaffirmed and found that the aquariums and
26 museums as described in this Section, and their collections,

1 exhibitions, programming, and associated initiatives, serve
2 valuable public purposes, including, but not limited to,
3 furthering human knowledge and understanding, educating and
4 inspiring the public, and expanding recreational and cultural
5 resources and opportunities. Any city or park district may
6 charge, or permit such an aquarium or museum to charge, an
7 admission fee. Any such aquarium or museum, however, shall be
8 open without charge, when accompanied by a teacher, to the
9 children in actual attendance upon grades kindergarten through
10 twelve in any of the schools in this State at all times. In
11 addition, except as otherwise provided in this Section, any
12 such aquarium or museum must be open to persons who reside in
13 this State without charge for a period equivalent to 52 days,
14 at least 6 of which must be during the period from June through
15 August, each year. Beginning on the effective date of this
16 amendatory Act of the 101st General Assembly through June 30,
17 2022, any such zoological park must be open to the public
18 without charge: (i) a total number of days, to be scheduled at
19 any time during the calendar year, equivalent to at least one
20 day for each 14 days the zoological park is open during the
21 calendar year; and (ii) to the children in actual attendance
22 upon any of the schools in the State at all times.
23 Notwithstanding said provisions, charges may be made at any
24 time for special services and for admission to special
25 facilities within any aquarium or museum for the education,
26 entertainment, or convenience of visitors. The proceeds of such

1 admission fees and charges for special services and special
2 facilities shall be devoted exclusively to the purposes for
3 which the tax authorized by Section 2 hereof may be used. If
4 any owner or owners of any lands or lots abutting or fronting
5 on any such public park, or adjacent thereto, have any private
6 right, easement, interest or property in such public park
7 appurtenant to their lands or lots or otherwise, which would be
8 interfered with by the erection and maintenance of any aquarium
9 or museum as hereinbefore provided, or any right to have such
10 public park remain open or vacant and free from buildings, the
11 corporate authorities of the city or park district having
12 control of such park, may condemn the same in the manner
13 prescribed for the exercise of the right of eminent domain
14 under the Eminent Domain Act. The changes made to this Section
15 by this amendatory Act of the 99th General Assembly are
16 declaratory of existing law and shall not be construed as a new
17 enactment.

18 (Source: P.A. 99-3, eff. 1-1-16.)

19 Section 15-50. The Illinois Vehicle Code is amended by
20 adding Section 2-129 as follows:

21 (625 ILCS 5/2-129 new)

22 Sec. 2-129. Expiration dates. All expiration periods set
23 forth in this Code shall be subject to the provisions of
24 Section 30 of the Secretary of State Act.

1 ARTICLE 20. MUNICIPAL BUDGET

2 Section 20-5. The Illinois Municipal Code is amended by
3 changing Sections 8-2-9 and 8-2-9.4 as follows:

4 (65 ILCS 5/8-2-9) (from Ch. 24, par. 8-2-9)

5 Sec. 8-2-9. In municipalities with less than 500,000
6 inhabitants, except as otherwise provided in this Section, the
7 corporate authorities shall pass an ordinance within the first
8 quarter of each fiscal year, to be termed the annual
9 appropriation ordinance. On and after January 1, 2020, if a
10 disaster, state of emergency, or national emergency is declared
11 within the 60 days preceding the end of the first quarter of a
12 municipality's fiscal year and the disaster, emergency, or
13 declaration impacts the municipality, the time limit to pass
14 the annual appropriation ordinance shall be extended for the
15 duration of the disaster or emergency and for 60 days
16 thereafter. During the extended period, the municipality may
17 expend sums of money up to amounts budgeted or appropriated for
18 those objects and purposes in the previous fiscal year to
19 defray all necessary expenses and liabilities of the
20 municipality. In this ordinance, the corporate authorities (i)
21 may appropriate sums of money deemed necessary to defray all
22 necessary expenses and liabilities of the municipalities,
23 including the amounts to be deposited in the reserves provided

1 for in the Illinois Pension Code and (ii) shall specify the
2 objects and purposes for which these appropriations are made
3 and the amount appropriated for each object or purpose. Among
4 the objects and purposes specified shall be the reserves
5 provided for in the Illinois Pension Code. Except as otherwise
6 provided, no further appropriations shall be made at any other
7 time within the same fiscal year, unless a proposition to make
8 each additional appropriation has been first sanctioned by a
9 petition signed by electors of the municipality numbering more
10 than 50% of the number of votes cast for the candidates for
11 mayor or president at the last preceding general municipal
12 election at which a mayor or president was elected, by a
13 petition signed by them, or by a majority of those voting on
14 the question at a regular election or at an emergency
15 referendum authorized in accordance with the general election
16 law. The corporate authorities may by ordinance initiate the
17 submission of the proposition. During any fiscal year, the
18 corporate authorities in municipalities subject to this
19 Section may adopt a supplemental appropriation ordinance in an
20 amount not in excess of the aggregate of any additional revenue
21 available to the municipality, or estimated to be received by
22 the municipality after the adoption of the annual appropriation
23 ordinance for that fiscal year, or from fund balances available
24 when the annual appropriation ordinance was adopted but that
25 were not appropriated at that time. The provisions of this
26 Section prohibiting further appropriations without sanction by

1 petition or election shall not be applicable to the
2 supplemental appropriation for that fiscal year. The corporate
3 authorities at any time, however, by a two-thirds vote of all
4 the members of the body, may make transfers within any
5 department or other separate agency of the municipal government
6 of sums of money appropriated for one corporate object or
7 purpose to another corporate object or purpose, but no
8 appropriation for any object or purpose shall thereby be
9 reduced below an amount sufficient to cover all obligations
10 incurred or to be incurred against the appropriation. Nothing
11 in this Section shall deprive the corporate authorities of the
12 power to provide for and cause to be paid from the funds of the
13 municipality any charge imposed by law without the action of
14 the corporate authorities, the payment of which is ordered by a
15 court of competent jurisdiction.

16 At least 10 days before the adoption of the annual
17 appropriation ordinance, the corporate authorities of
18 municipalities over 2,000 in population shall make the proposed
19 appropriation ordinance or a formally prepared appropriation
20 or budget document upon which the annual appropriation
21 ordinance will be based conveniently available to public
22 inspection. In addition, the corporate authorities shall hold
23 at least one public hearing on that proposed appropriation
24 ordinance. Notice of this hearing shall be given publication in
25 one or more newspapers published in the municipality or, if
26 there is none published in the municipality, in a newspaper

1 published in the county and having general circulation in the
2 municipality at least 10 days before the time of the public
3 hearing. The notice shall state the time and place of the
4 hearing and the place where copies of the proposed
5 appropriation ordinance or formally prepared appropriation or
6 budget document will be accessible for examination. The annual
7 appropriation ordinance may be adopted at the same meeting at
8 which the public hearing is held or at any time after that
9 public hearing.

10 After the public hearing and before final action is taken
11 on the appropriation ordinance, the corporate authorities may
12 revise, alter, increase, or decrease the items contained in the
13 ordinance.

14 Notwithstanding any above provision of this Section, any
15 municipality in which Article 5 becomes effective after the
16 annual appropriation ordinance has been passed for the current
17 fiscal year may amend the appropriation ordinance in any manner
18 necessary to make Article 5 fully operative in that
19 municipality for that fiscal year. No amendment shall be
20 construed, however, to affect any tax levy made on the basis of
21 the original appropriation ordinance.

22 This Section does not apply to municipalities operating
23 under special charters.

24 (Source: P.A. 86-1470; 87-365.)

1 Sec. 8-2-9.4. Passage of the annual budget by the corporate
2 authorities shall be in lieu of passage of the appropriation
3 ordinance as required by Section 8-2-9 of this Act. The annual
4 budget need not be published except in a manner provided for in
5 Section 8-2-9.9. Except as otherwise provided in this Section,
6 the ~~The~~ annual budget shall be adopted by the corporate
7 authorities before the beginning of the fiscal year to which it
8 applies. On and after January 1, 2020, if a disaster, state of
9 emergency, or national emergency is declared within 60 days of
10 the end of a municipality's fiscal year and the disaster,
11 emergency, or declaration impacts the municipality, the time
12 limit to pass the annual budget shall be extended for the
13 duration of the disaster or emergency and for 60 days
14 thereafter. During the extended period, the municipality may
15 expend sums of money up to amounts budgeted or appropriated for
16 those objects and purposes in the previous fiscal year to
17 defray all necessary expenses and liabilities of the
18 municipality.

19 (Source: P.A. 76-1117.)

20 ARTICLE 25. BUSINESS INTERRUPTION INSURANCE

21 Section 25-5. The Department of Insurance Law of the Civil
22 Administrative Code of Illinois is amended by adding Section
23 1405-32 as follows:

1 (20 ILCS 1405/1405-32 new)

2 Sec. 1405-32. Task force on business interruption
3 insurance policies. The Department of Insurance shall appoint a
4 task force on business interruption insurance policies
5 consisting of no more than 10 members representing the
6 Department of Insurance and the insurance industry. The Task
7 Force shall include a representative from a national trade
8 association, based in the State of Illinois, that represents
9 insurers who provide a significant segment of market share of
10 the commercial insurance provided in the State of Illinois. The
11 Task Force shall study the impacts of the COVID-19 pandemic on
12 businesses and the need for changes to business interruption
13 insurance policies based on those impacts, including
14 recommendations for legislation.

15 Task Force members shall serve without compensation but may
16 be reimbursed for their expenses incurred in performing their
17 duties.

18 The Department of Insurance shall provide administrative
19 and other support to the Task Force.

20 The Task Force shall submit the report of its findings and
21 recommendations to the Governor and the General Assembly by
22 December 31, 2020. The Task Force is dissolved, and this
23 Section is repealed, on December 31, 2021.

1 Section 30-5. The General Assembly Organization Act is
2 amended by changing Section 1 as follows:

3 (25 ILCS 5/1) (from Ch. 63, par. 1)

4 Sec. 1. (a) The ~~That the~~ sessions of the General Assembly
5 shall be held at the seat of government: Provided, that the
6 Governor may convene the General Assembly at some other place
7 when it is necessary, in case of pestilence or public danger.

8 (b) In times of pestilence or an emergency resulting from
9 the effects of enemy attack or threatened enemy attack, members
10 may participate remotely and cast votes in sessions, by joint
11 proclamation of the Speaker of the House of Representatives and
12 the President of the Senate, and committees of either the House
13 of Representatives or Senate may participate remotely pursuant
14 to the rules of the chamber. The House of Representatives and
15 the Senate shall adopt rules for remote participation. The
16 rules of the chamber may require that a quorum of the members
17 is physically present at the location of the session or the
18 committee meeting. As used in this Section, "participate
19 remotely" means simultaneous, interactive participation in
20 session or committee meeting by members not physically present,
21 through means of communication technologies designed to
22 accommodate and facilitate such simultaneous, interactive
23 participation and where members of the public may view such
24 meetings or sessions. This subsection (b) is inoperative on and
25 after June 1, 2022.

1 (Source: R.S. 1874, p. 555.)

2 Section 30-10. The Legislative Commission Reorganization
3 Act of 1984 is amended by changing Section 1-5 as follows:

4 (25 ILCS 130/1-5) (from Ch. 63, par. 1001-5)

5 Sec. 1-5. Composition of agencies; directors.

6 (a) The Boards of the Joint Committee on Administrative
7 Rules, the Commission on Government Forecasting and
8 Accountability, and the Legislative Audit Commission ~~Committee~~
9 shall each consist of 12 members of the General Assembly, of
10 whom 3 shall be appointed by the President of the Senate, 3
11 shall be appointed by the Minority Leader of the Senate, 3
12 shall be appointed by the Speaker of the House of
13 Representatives, and 3 shall be appointed by the Minority
14 Leader of the House of Representatives. All appointments shall
15 be in writing and filed with the Secretary of State as a public
16 record.

17 Members shall serve a 2-year term, and must be appointed by
18 the Joint Committee during the month of January in each
19 odd-numbered year for terms beginning February 1. Any vacancy
20 in an Agency shall be filled by appointment for the balance of
21 the term in the same manner as the original appointment. A
22 vacancy shall exist when a member no longer holds the elected
23 legislative office held at the time of the appointment or at
24 the termination of the member's legislative service.

1 During the month of February of each odd-numbered year, the
2 Joint Committee on Legislative Support Services shall select
3 from the members of the Board of each Agency 2 co-chairpersons
4 and such other officers as the Joint Committee deems necessary.
5 The co-chairpersons of each Board shall serve for a 2-year
6 term, beginning February 1 of the odd-numbered year, and the 2
7 co-chairpersons shall not be members of or identified with the
8 same house or the same political party.

9 Each Board shall meet twice annually or more often upon the
10 call of the chair or any 9 members. A quorum of the Board shall
11 consist of a majority of the appointed members.

12 Notwithstanding any other provision of law, in times of
13 pestilence or an emergency resulting from the effects of enemy
14 attack or threatened enemy attack, by agreement of the
15 co-chairs of the respective Board, members of a Board under
16 this subsection may participate remotely and cast votes in a
17 hearing. Each Board shall adopt rules for remote participation.
18 As used in this Section, "participate remotely" means
19 simultaneous, interactive participation in Board meetings by
20 members not physically present, through means of communication
21 technologies designed to accommodate and facilitate such
22 simultaneous, interactive participation and where members of
23 the public may view such meetings.

24 (b) The Board of each of the following legislative support
25 agencies shall consist of the Secretary and Assistant Secretary
26 of the Senate and the Clerk and Assistant Clerk of the House of

1 Representatives: the Legislative Information System, the
2 Legislative Printing Unit, the Legislative Reference Bureau,
3 and the Office of the Architect of the Capitol. The
4 co-chairpersons of the Board of the Office of the Architect of
5 the Capitol shall be the Secretary of the Senate and the Clerk
6 of the House of Representatives, each ex officio.

7 The Chairperson of each of the other Boards shall be the
8 member who is affiliated with the same caucus as the then
9 serving Chairperson of the Joint Committee on Legislative
10 Support Services. Each Board shall meet twice annually or more
11 often upon the call of the chair or any 3 members. A quorum of
12 the Board shall consist of a majority of the appointed members.

13 When the Board of the Office of the Architect of the
14 Capitol has cast a tied vote concerning the design,
15 implementation, or construction of a project within the
16 legislative complex, as defined in Section 8A-15, the Architect
17 of the Capitol may cast the tie-breaking vote.

18 (c) (Blank).

19 (d) Members of each Agency shall serve without
20 compensation, but shall be reimbursed for expenses incurred in
21 carrying out the duties of the Agency pursuant to rules and
22 regulations adopted by the Joint Committee on Legislative
23 Support Services.

24 (e) Beginning February 1, 1985, and every 2 years
25 thereafter, the Joint Committee shall select an Executive
26 Director who shall be the chief executive officer and staff

1 director of each Agency. The Executive Director shall receive a
2 salary as fixed by the Joint Committee and shall be authorized
3 to employ and fix the compensation of necessary professional,
4 technical and secretarial staff and prescribe their duties,
5 sign contracts, and issue vouchers for the payment of
6 obligations pursuant to rules and regulations adopted by the
7 Joint Committee on Legislative Support Services. The Executive
8 Director and other employees of the Agency shall not be subject
9 to the Personnel Code.

10 The executive director of the Office of the Architect of
11 the Capitol shall be known as the Architect of the Capitol.

12 (Source: P.A. 100-1148, eff. 12-10-18.)

13 ARTICLE 99. MISCELLANEOUS PROVISIONS

14 Section 99-99. Effective date. This Act takes effect upon
15 becoming law."