

**STATE OF ILLINOIS  
LEGISLATIVE INFORMATION SYSTEM  
100th GENERAL ASSEMBLY**

**DAILY**

**Synopsis of Legislation**

**Legislation Passed Both Houses with Last Action**

*For day of May 23, 2018*

**HB 03418**

Rep. Sonya M. Harper-Marcus C. Evans, Jr.-Litesa E. Wallace-Juliana Stratton-Carol Ammons, Theresa Mah, Christian L. Mitchell, Camille Y. Lilly, Elgie R. Sims, Jr., Silvana Tabares, Justin Slaughter, Mary E. Flowers, Jehan Gordon-Booth, Linda Chapa LaVia, LaToya Greenwood, Robyn Gabel, Arthur Turner, William Davis, Ann M. Williams, Cynthia Soto, Will Guzzardi, La Shawn K. Ford, Kathleen Willis, Stephanie A. Kifowit, Sue Scherer, Ryan Spain and André Thapedi

(Sen. Mattie Hunter and Laura M. Murphy)

30 ILCS 105/5.878 new

55 ILCS 5/Div. 5-45 heading new

55 ILCS 5/5-45005 new

55 ILCS 5/5-45010 new

55 ILCS 5/5-45015 new

55 ILCS 5/5-45020 new

55 ILCS 5/5-45025 new

55 ILCS 5/5-45030 new

55 ILCS 5/5-45035 new

65 ILCS 5/Art. 11 Div. 15.4 heading new

65 ILCS 5/11-15.4-5 new

65 ILCS 5/11-15.4-10 new

65 ILCS 5/11-15.4-15 new

65 ILCS 5/11-15.4-20 new

65 ILCS 5/11-15.4-25 new

65 ILCS 5/11-15.4-30 new

65 ILCS 5/11-15.4-35 new

Amends the Counties Code and Illinois Municipal Code. Provides that a county or municipality may create an urban agricultural zones (UAZ) composed of organizations or persons who grow produce or other agricultural products; who raise livestock or poultry; who process livestock or poultry; or that sell a minimum of 75% locally grown food. Provides for the creation of a UAZ board to advise the county board, county board of commissioners, or corporate authorities of a municipality on UAZs. Provides for UAZ application requirements, including the number of jobs to be created, the types of products to be produced, and if applying for a vending UAZ, the ability to accept food stamps under the provisions of the Supplemental Nutrition Assistance Program if selling products to consumers. Provides for county and municipal public hearing and notice requirements before adoption of an ordinance to establish a UAZ. Provides that property taxes on property located within a UAZ shall not be increased, if so provided in the UAZ ordinance, for a period of up to 25 years. Provides that sales tax amounts received from the sale of agricultural products sold in a UAZ shall be deposited in the Urban Agricultural Zone Fund and specifies distribution to the county, municipality, or school districts under specified circumstances. Allows for wholesale water rates and a reduction in water connection charges for property in a UAZ. Amends the State Finance Act making conforming changes.

House Floor Amendment No. 1

Deletes reference to:

55 ILCS 5/Div. 5-45 heading new

Deletes reference to:

55 ILCS 5/5-45005 new

Deletes reference to:

55 ILCS 5/5-45010 new

Deletes reference to:

55 ILCS 5/5-45015 new

Deletes reference to:

55 ILCS 5/5-45020 new

Deletes reference to:

55 ILCS 5/5-45025 new

Deletes reference to:

55 ILCS 5/5-45030 new

**HB 03418 (CONTINUED)**

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes:  
 Removes provisions amending the Counties Code allowing county urban agricultural zones and related references. Excludes specified farmland from the definition of "blighted area" and from properties that may receive a tax abatement. Provides that an application to develop an urban agricultural zone (UAZ) shall also identify the geographic description of the area that will be included in the UAZ, all taxing units of local government impacted by the proposed UAZ, and the amount of property taxes to be abated, if any. Specifies that the real property located within a UAZ that is not subject to assessment are properties that are used for growing or raising of agricultural products if authorized by the urban agricultural ordinance. Provides tax amounts received from the sale of agricultural products grown or produced and sold (rather than just sold) in the UAZ shall be deposited in the Urban Agricultural Zone Fund. Provides that any entity providing water to a UAZ may authorize a water user who grows or raises agricultural products in the UAZ (rather than a grower UAZ) to pay wholesale water rates, if available, or pay 50% of the standard connection charge. Makes other changes. Effective July 1, 2017.

House Floor Amendment No. 2

Deletes reference to:

30 ILCS 105/5.878 new

Deletes reference to:

65 ILCS 5/11-15.4-35 new

Adds reference to:

20 ILCS 205/205-65 new

Adds reference to:

35 ILCS 200/18-165

Adds reference to:

65 ILCS 5/11-74.4-3

from Ch. 24, par. 11-74.4-3

Replaces everything after the enacting clause. Amends the Illinois Municipal Code. Provides that the corporate authorities of a municipality may establish an urban agricultural area after receipt of an application by a qualified farmer or partner organization to establish the area. Provides for the formation of an urban agricultural area committee that shall conduct the activities necessary to advise the corporate authorities on the designation, modification, and termination of an urban agricultural area. Provides requirements for the application, notice and public hearing, and adoption of an ordinance designating the urban agricultural area. Provides that a municipality may provide for abatements of property taxes levied against real property located within an urban agricultural area that is used by a qualifying farmer for processing, growing, raising, or otherwise producing agricultural products. Provides that a municipality may authorize an entity providing water, electricity, or other utilities to an urban agricultural area to allow qualified farmers or partner organizations in the urban agricultural area to pay wholesale or otherwise reduced rates or pay reduced or waived connection charges. Limits restrictions, regulations, special assessments, and levies that a municipality may place on property in urban agricultural areas. Amends the Department of Agriculture Law of the Civil Administrative Code of Illinois. Provides that the Department shall adopt rules consistent with the purposes of the new provisions of the Illinois Municipal Code, including, at a minimum, rules defining specified terms. Provides that upon request from a municipality, the Department shall issue opinions regarding the consistency of applicants covered under these definitions. Amends the Property Tax Code and Illinois Municipal Code making conforming changes.

May 23 18 H Passed Both Houses

**HB 03784** Rep. Joe Sosnowski and Reginald Phillips  
 (Sen. Chuck Weaver)

105 ILCS 5/26-2 from Ch. 122, par. 26-2

105 ILCS 5/26-12 from Ch. 122, par. 26-12

Amends the Compulsory Attendance Article of the School Code. In a Section concerning enrolled pupils not of compulsory school age, removes provisions that allow a school or school district to deny enrollment to a student 17 years of age or older for one semester for failure to meet minimum academic standards if certain conditions are met, and provides that no child may be denied reenrollment (instead of enrollment or reenrollment) under the Section in violation of the federal Individuals with Disabilities Education Act or the Americans with Disabilities Act. Prohibits punitive action from being taken against truant minors (rather than chronic truants) for such truancy unless available supportive services and other school resources have been provided to the student. Provides that a truant minor may not be expelled for nonattendance unless he or she has accrued 15 consecutive days of absences without valid cause and the student cannot be located by the school district or the school district has located the student but cannot, after exhausting all available support services, compel the student to return to school. Effective July 1, 2017.

May 23 18 H Passed Both Houses

**HB 03792** Rep. Camille Y. Lilly  
(Sen. Don Harmon and Cristina Castro-Elgie R. Sims, Jr.-Mattie Hunter)

105 ILCS 5/27-20.7 new

Amends the School Code. Requires each school district to require that all students in grade 6 receive education on work ethics, including, but not limited to, learning how to be reliable, be professional, take initiative, be positive, respect authority, and have integrity.

House Floor Amendment No. 1

Deletes reference to:

105 ILCS 5/27-20.7 new

Adds reference to:

110 ILCS 148/15

Replaces everything after the enacting clause. Amends the Postsecondary and Workforce Readiness Act. In provisions concerning postsecondary and career expectations, provides that, beginning in grade 6, students should be introduced to the importance of developing and applying a work ethic in a variety of contexts; sets forth what this introduction may include.

May 23 18 H Passed Both Houses

**HB 04096** Rep. Gregory Harris-Juliana Stratton-Mary E. Flowers-Sara Feigenholtz-William Davis, Robyn Gabel, La Shawn K. Ford, Jaime M. Andrade, Jr., Kelly M. Cassidy, Cynthia Soto, Rita Mayfield, Laura Fine, Kathleen Willis, Elizabeth Hernandez, Michelle Mussman, Thaddeus Jones, Carol Ammons, Camille Y. Lilly, Theresa Mah, Sam Yingling, Emanuel Chris Welch, Robert Martwick and Natalie A. Manley  
 (Sen. Heather A. Steans-Daniel Biss-Laura M. Murphy-Cristina Castro, Kimberly A. Lightford, Patricia Van Pelt, Mattie Hunter and Kwame Raoul)

305 ILCS 5/5-16.11

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that the Department of Healthcare and Family Services shall require each Medicaid Managed Care Organization to list as preferred on the Medicaid Managed Care Organization's preferred drug list every pharmaceutical that is listed as preferred on the Department's preferred drug list. Provides that the Department shall not prohibit, or adopt any rules or policies that prohibit, a Medicaid Managed Care Organization from: (i) covering additional pharmaceuticals that are not listed on the Department's preferred drug list; or (ii) removing from the Medicaid Managed Care Organization's preferred drug list any prior approval requirements applicable under the Department's preferred drug list. Provides that the Department shall not require a Medicaid Managed Care Organization to utilize a single, statewide preferred drug list and shall not prohibit a plan from negotiating drug pricing concessions or rebates on any drug with pharmaceutical companies, unless otherwise required by federal law. Provides that no later than July 1, 2018, the Department shall develop a standardized format for all Medicaid Managed Care Organization preferred drug lists in cooperation with Medicaid Managed Care Organizations and stakeholders, including, but not limited to, community-based organizations, providers, and individuals or entities with expertise in drug formulary development. Requires each Medicaid Managed Care Organization to post its preferred drug list on its website without restricting access to enrolled members and to update the preferred drug list posted on its website within 2 business days of making any changes to the preferred drug list, including, but not limited to, any and all changes to requirements for prior approval. Effective immediately.

House Floor Amendment No. 1

Replaces everything after the enacting clause. Amends the Medical Assistance Article of the Illinois Public Aid Code. Requires Medicaid managed care organizations (rather than managed care entities) that provide services under the Code to use a pharmacy formulary that is no more restrictive by drug class than the Department of Healthcare and Family Services' preferred drug list (rather than the Department's pharmaceutical program). Provides that beginning January 1, 2019 and continuing through January 1, 2022, the Department shall require each Medicaid managed care organization to list as preferred on the Medicaid managed care organization's preferred drug list at least the same number, and no fewer, of drugs per drug class as are listed on the Department's preferred drug list. Prohibits the Department from adopting any rules or policies that prohibit a Medicaid managed care organization from: (1) covering additional drugs that are not listed on the Department's preferred drug list; (2) submitting all covered drugs listed on the Department's preferred drug list and additional drugs covered by the Medicaid managed care organization as qualified encounters to be used for appropriate purposes; or (3) removing from the Medicaid managed care organization's preferred drug list any prior approval requirements, step therapy, or other utilization controls applicable under the Department's preferred list. Requires the Department to develop a standardized format for all Medicaid managed care organization preferred drug lists by January 1, 2019 and to allow Medicaid managed care organizations 6 months from the completion date of the standardized format to comply with the new Preferred Drug List format. Requires each Medicaid managed care organization to post its preferred drug list on its website without restricting access and to update the preferred drug list posted on its website no less than 30 days prior to the date upon which any update or change takes effect. Requires the Department to establish, no later than January 1, 2019, the Illinois Pharmacy and Therapeutics Advisory Board to have the authority and responsibility to provide recommendations to the Department regarding which drug products to list on the Department's preferred drug list. Contains provisions concerning Board meetings and correspondence; the Board's composition; voting and non-voting members; and other matters. Requires the Department to adopt rules, to be in place no later than January 1, 2019, for the purpose of establishing and maintaining the Board. Effective immediately.

May 23 18 H Passed Both Houses

**HB 04118** Rep. Norine K. Hammond  
 (Sen. Jil Tracy)

65 ILCS 5/11-74.4-3.5

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Creates a tax increment allocation financing extension for an ordinance adopted on June 21, 1999 by the Village of Table Grove. Effective immediately.

May 23 18 H Passed Both Houses

**HB 04135** Rep. Avery Bourne  
(Sen. Andy Manar, Dale Fowler and Paul Schimpf-Laura M. Murphy)

20 ILCS 5120/10

Amends the Flue Gas Desulfurization (FGD) Task Force Act. Extends the date by which the Task Force shall report its findings and recommendations to the General Assembly from December 31, 2017 to December 31, 2018. Effective immediately.

May 23 18 H Passed Both Houses

**HB 04213** Rep. Mark Batinick-Kathleen Willis-Jaime M. Andrade, Jr.-Nick Sauer-Anthony DeLuca  
(Sen. Michael Connelly)

20 ILCS 405/405-280 was 20 ILCS 405/67.15

Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois. Provides that notwithstanding any State policy or rule to the contrary, any State-owned motor vehicle requiring maintenance in the form of an oil change shall have such maintenance performed according to the applicable Department of Central Management Services policy which considers the manufacturer's suggested oil change frequency for that vehicle's particular make, model, and year. Provides that the Department shall evaluate the original equipment manufacturer's oil change interval recommendations and other related impacts periodically and consider policy adjustments as is cost and operationally efficient for the State. Provides legislative intent.

May 23 18 H Passed Both Houses

**HB 04226** Rep. Stephanie A. Kifowit-Carol Sente-Kathleen Willis-Deb Conroy-Sue Scherer, Juliana Stratton, Sonya M. Harper, Litesa E. Wallace, Natalie A. Manley, Katie Stuart, LaToya Greenwood, Rita Mayfield, La Shawn K. Ford, Michelle Mussman, Al Riley, Monica Bristow, Jerry Costello, II, Natalie Phelps Finnie, Lawrence Walsh, Jr., Michael Halpin, John Connor, Frances Ann Hurley, Jonathan Carroll, Anna Moeller, Laura Fine, Justin Slaughter, Jehan Gordon-Booth, Linda Chapa LaVia, Emanuel Chris Welch, Ann M. Williams, Elizabeth Hernandez and Steven A. Andersson

(Sen. Kwame Raoul and Michael E. Hastings-Elgie R. Sims, Jr.-Mattie Hunter)

20 ILCS 2310/2310-307 new

105 ILCS 5/22-80

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Provides that the Department of Public Health shall develop, publish, and disseminate a brochure to educate the general public on the effects of concussion in children and discuss how to look for concussion warning signs in children. The brochure shall be distributed free of charge by schools to any child or the parent or guardian of a child who may have sustained a concussion, regardless of whether or not the concussion occurred while the child was participating in an interscholastic athletic activity. Amends the School Code. Provides that, amongst other duties, the regional office of education (rather than the district superintendent or chief school administrator) of a public elementary or secondary school or charter school shall supervise an athletic trainer or other person responsible for compliance with the return-to-play or return-to-learn concussion protocol established under the Code. Provides that the State Board of Education shall (rather than may) adopt rules governing concussion protocol under the Code, including, but not limited to, rules governing the informal or formal accommodation of a student who may have sustained a concussion during an interscholastic athletic activity.

House Floor Amendment No. 1

Eliminates an amendment to the School Code providing that the regional office of education (rather than the district superintendent or chief school administrator) of a public elementary or secondary school or charter school shall supervise an athletic trainer or other person responsible for compliance with the return-to-play or return-to-learn concussion protocol established under the Code.

May 23 18 H Passed Both Houses

**HB 04231** Rep. Dave Severin-Jerry Costello, II-Terri Bryant-Natalie Phelps Finnie-Monica Bristow, Tony McCombie and Carol Ammons

(Sen. Neil Anderson)

520 ILCS 5/2.26 from Ch. 61, par. 2.26

520 ILCS 5/2.33 from Ch. 61, par. 2.33

Amends the Wildlife Code. Authorizes certain hunters to wear solid blaze pink colored clothing (in addition to blaze orange colored clothing).

May 23 18 H Passed Both Houses

**HB 04243**

Rep. David McSweeney-Allen Skillicorn-Martin J. Moylan-Carol Ammons, Jonathan Carroll, Sue Scherer, John Connor, Katie Stuart, Deb Conroy, Sam Yingling, Michael Halpin, Monica Bristow, Natalie Phelps Finnie, Jerry Costello, II, David S. Olsen, Grant Wehrli, Margo McDermed, John C. D'Amico, Stephanie A. Kifowit, Kathleen Willis, Frances Ann Hurley and Jaime M. Andrade, Jr.

(Sen. Thomas Cullerton-Melinda Bush-Julie A. Morrison, Cristina Castro, Jennifer Bertino-Tarrant, Michael Connelly-Andy Manar, Laura M. Murphy, Michael E. Hastings and Wm. Sam McCann-Karen McConaughay)

25 ILCS 115/5 new

Amends the General Assembly Compensation Act. Provides that no public funds, including, but not limited to, funds appropriated for the pay and allowances of members of the General Assembly, shall be used to create a payout of money to any person involved with and relevant to allegations and investigations of sexual harassment by a member of the General Assembly. Makes conforming changes. Effective immediately.

House Committee Amendment No. 1

Replaces everything after the enacting clause. Re-inserts and modifies provisions concerning prohibition of sexual harassment payoffs. Provides that notwithstanding any other provision of law, no public funds, including, but not limited to, funds appropriated for General Assembly member office allowances, shall be paid to any person in exchange for his or her silence or inaction related to an allegation or investigation of sexual harassment committed or allegedly committed by a member of the General Assembly.

May 23 18 H Passed Both Houses

**HB 04268**

Rep. André Thapedi-Carol Ammons-Michelle Mussman

(Sen. John G. Mulroe-Kwame Raoul and Julie A. Morrison-Mattie Hunter)

815 ILCS 513/10

815 ILCS 513/20

Amends the Home Repair and Remodeling Act. Provides that "residence" means a single-family home or dwelling or a multiple-family home or dwelling containing 6 or fewer apartments, condominiums, town houses, or dwelling units, used or intended to be used by the consumer as his or her dwelling place (instead of "by occupants as dwelling places"). In the home repair consumer rights pamphlet, replaces notice language concerning lien waivers with the following: "Illinois law requires that, before payment, your contractor give you a sworn statement which lists: (1) all the persons or companies your contractor hired to work on your home and their addresses; and (2) the amounts previously paid, the amounts about to be paid, and the total amount owed after the payment to these persons or companies. The sworn statement should be fully completed, signed, and notarized. When the contractor's sworn statement lists an amount due or to become due to a subcontractor, or when a subcontractor gives you notice of an amount due to the subcontractor, you must retain sufficient funds to pay that subcontractor. Subcontractors give the contractors lien waivers when they are paid. Ask your contractor for copies of these lien waivers. If your contractor tells you he or she needs a payment from you in order to pay subcontractors, you have the right to pay the subcontractors directly.".

House Committee Amendment No. 1

Deletes reference to:

815 ILCS 513/10

Replaces everything after the enacting clause. Amends the Home Repair and Remodeling Act. In the home repair consumer rights pamphlet, replaces the revised notice language relating to lien waivers with the following: "Before you pay your contractor, understand that the Mechanics Lien Act requires that you shall request and the contractor shall give you a signed and notarized written statement (known as a "Sworn Statement") that lists all the persons or companies your contractor hired to work on your home, their addresses along with the amounts about to be paid, and the total amount owed after the payment to those persons or companies. Suppliers and subcontractors have a right to file a lien against your home if they do not get paid for their labor or materials. To protect yourself against liens, you should demand that your contractor provide you with a Sworn Statement before you pay the contractor. You should also obtain lien waivers from all contractors and subcontractors if appropriate. You should consult with an attorney to learn more about your rights and obligations under the Mechanics Lien Act." States that the pamphlet language is informational only and is not a substantive enforceable provision of the Home Repair and Remodeling Act and does not affect substantive law under the Mechanics Lien Act.

May 23 18 H Passed Both Houses

**HB 04275** Rep. Jaime M. Andrade, Jr.  
(Sen. Heather A. Steans)

815 ILCS 645/8 from Ch. 29, par. 58

Amends the Physical Fitness Services Act. Provides that no contract for basic physical fitness services shall require payment of a total amount in excess of \$6,500 (rather than \$2500) per year, with certain exceptions; and that no contract for family or couple memberships for basic physical fitness services shall require payment in excess of \$6,500 (rather than \$2,500) per year per person covered under the membership. In a provision permitting a person to renew a contract for physical fitness services for consecutive periods of not more than one year each, removes the requirement that each renewal be for a reasonable consideration not less than 10% of the cash price of the original membership. Effective June 1, 2018.

House Committee Amendment No. 4

Replaces everything after the enacting clause. Amends the Physical Fitness Services Act. Removes a provision that prohibits any contract for basic physical fitness services that requires payment of a total amount in excess of \$2,500 per year. Removes a provision that prohibits any contract for family or couple memberships for basic physical fitness services that requires payment in excess of \$2,500 per year per person covered under the membership. Provides that the initial term of services to be rendered under a contract may not extend over one year (rather than 2 years).

May 23 18 H Passed Both Houses

**HB 04282** Rep. Kelly M. Burke  
(Sen. Bill Cunningham)

65 ILCS 5/7-3-6 from Ch. 24, par. 7-3-6

Amends the Illinois Municipal Code. Provides that the owner of record of territory may have the territory disconnected from the corporate limits of a municipality if it does not contain any territory designated as part of a redevelopment project area or any territory otherwise subject to tax increment financing by the municipality. Effective immediately.

House Floor Amendment No. 1

Limits the provisions of the introduced bill to petitions and actions pending on the effective date of the Act as well as petitions and actions commenced on or after that date.

May 23 18 H Passed Both Houses

**HB 04284** Rep. Linda Chapa LaVia-Jonathan Carroll  
(Sen. Jennifer Bertino-Tarrant-Andy Manar)

105 ILCS 5/1A-1 from Ch. 122, par. 1A-1

105 ILCS 5/1A-2 from Ch. 122, par. 1A-2

105 ILCS 5/1A-2.1 from Ch. 122, par. 1A-2.1

Amends the School Code. Provides that, for State Board of Education appointments made after the effective date of the amendatory Act, 3 of the members of the State Board must represent the educator community. Sets forth the qualifications for these members and makes other changes with regard to the qualifications of members of the State Board. Effective immediately.

May 23 18 H Passed Both Houses

**HB 04345** Rep. Thaddeus Jones-Jay Hoffman-Kathleen Willis-Rita Mayfield-LaToya Greenwood, Stephanie A. Kifowit, John M. Cabello, Frances Ann Hurley, Patricia R. Bellock and Jerry Costello, II  
(Sen. Iris Y. Martinez-Neil Anderson, Bill Cunningham, Antonio Muñoz and Laura M. Murphy)

5 ILCS 490/148 new

Amends the State Commemorative Dates Act. Provides that May 19 of each year is designated as "First Responder Mental Health Awareness Day", to be observed throughout the State as a day to honor firefighters, police officers, and other first responders who have lost their lives due to and suffer from post-traumatic stress disorder, depression, and other mental health issues.

House Floor Amendment No. 1

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill, and makes a change providing that the third Friday in May of each year (rather than May 19 of each year) is designated as First Responder Mental Health Awareness Day.

May 23 18 H Passed Both Houses



**HB 04377** Rep. Emanuel Chris Welch-Michael D. Unes-John C. D'Amico-Michael P. McAuliffe-David Harris, Silvana Tabares, Martin J. Moylan, Jaime M. Andrade, Jr., Kathleen Willis, Monica Bristow, John Connor, Robyn Gabel, Nicholas K Smith, Will Guzzardi, Deb Conroy, Laura Fine, Camille Y. Lilly, Kelly M. Burke, Natalie Phelps Finnie, Katie Stuart, LaToya Greenwood, La Shawn K. Ford, David S. Olsen, Brian W. Stewart, Nick Sauer, Mark Batinick, Frances Ann Hurley and Christine Winger  
 (Sen. Michael E. Hastings-Wm. Sam McCann-John G. Mulroe-Terry Link-Jacqueline Y. Collins, Omar Aquino, Martin A. Sandoval, Elgie R. Sims, Jr., Emil Jones, III, Karen McConnaughay, John F. Curran, Steven M. Landek, Linda Holmes, Cristina Castro, Laura M. Murphy, Julie A. Morrison, Neil Anderson, Pat McGuire and Patricia Van Pelt)

625 ILCS 25/4 from Ch. 95 1/2, par. 1104

Amends the Child Passenger Protection Act. Provides that when any person is transporting a child in this State who is under the age of 2 years in a motor vehicle of the first division or motor vehicle of the second division weighing 9,000 pounds or less, he or she shall be responsible for properly securing the child in a rear-facing child restraint system, unless the child weighs 40 or more pounds or is 40 or more inches tall.

May 23 18 H Passed Both Houses

**HB 04383** Rep. Sara Feigenholtz-Robyn Gabel, Norine K. Hammond and Laura Fine  
 (Sen. Heather A. Steans, Andy Manar-Iris Y. Martinez, Daniel Biss, Scott M. Bennett-Cristina Castro-Omar Aquino, Elgie R. Sims, Jr., John F. Curran, Michael E. Hastings, Pat McGuire-Jacqueline Y. Collins, Michael Connelly, Dale A. Righter, Neil Anderson, Dale Fowler, Paul Schimpf, Jil Tracy, Pamela J. Althoff, Melinda Bush, Patricia Van Pelt, Terry Link, Don Harmon, Linda Holmes, Karen McConnaughay, Steve Stadelman, James F. Clayborne, Jr., Tom Rooney, Wm. Sam McCann, Chris Nybo, Tim Bivins, Kwame Raoul, John G. Mulroe, Toi W. Hutchinson, David Koehler, Mattie Hunter, Thomas Cullerton, Ira I. Silverstein, Laura M. Murphy, Kimberly A. Lightford, Martin A. Sandoval, Julie A. Morrison and Antonio Muñoz)

305 ILCS 5/5-30.6 new

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that disenrollment of a Medicaid enrollee from a managed care organization under contract with the Department of Healthcare and Family Services shall be in accordance with specified federal requirements whenever a contract is terminated between a Medicaid managed care health plan and a primary care provider that results in a disruption to the Medicaid enrollee's provider-beneficiary relationship. Effective immediately.

May 23 18 H Passed Both Houses

**HB 04404** Rep. Margo McDermed, David McSweeney, William Davis, Mark Batinick, André Thapedi, Michael J. Zalewski and Carol Sente

(Sen. Paul Schimpf)

205 ILCS 635/1-4

Amends the Residential Mortgage License Act of 1987. Provides that "soliciting, processing, placing, or negotiating a residential mortgage loan" excludes independent loan processing as permitted by the federal Secure and Fair Enforcement for Mortgage Licensing Act of 2008.

House Committee Amendment No. 1

Replaces everything after the enacting clause. Amends the Residential Mortgage License Act of 1987. Provides that entities solely engaged in loan processing do not need to obtain a mortgage license.

House Floor Amendment No. 2

Adds reference to:

205 ILCS 635/1-3 from Ch. 17, par. 2321-3

Replaces everything after the enacting clause. Amends the Residential Mortgage License Act of 1987. Changes reference to "Nationwide Mortgage Licensing System and Registry" to reference to "Nationwide Multistate Licensing System and Registry". Provides that an entity that is exempt from licensure under specified provisions of the Act as an independent loan processing entity shall annually apply to the Secretary of Financial and Professional Regulation through the Nationwide Multistate Licensing System and Registry for an exempt company registration for specified purpose. Provides that a loan processor who performs clerical or support duties under the supervision of a licensed mortgage loan originator sponsored by an independent loan processing entity shall be exempt from his or her own licensing as a mortgage loan originator. Provides that an independent loan processing entity shall not be subject to examination by the Secretary. Provides that the Secretary may adopt rules to implement the provisions. Provides that an entity engaged solely in providing loan processing services through the sponsoring of individuals acting under specified provisions of the Act is included in the definition of "exempt person or entity". Effective immediately.

May 23 18 H Passed Both Houses

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**HB 04416** Rep. Laura Fine  
 (Sen. Daniel Biss)

625 ILCS 57/15

Amends the Transportation Network Providers Act. Provides that an individual applying to become a transportation network company driver shall include in the application his or her full name and any used nicknames or aliases. Provides that an individual who submits an application that contains false or incomplete information shall be guilty of a petty offense. Provides that a transportation network company shall not permit an individual to act as a transportation network company driver on its digital platform if the individual has been placed on court supervision, within the past 7 years, for driving under the influence of drugs or alcohol. Effective July 1, 2018.

House Floor Amendment No. 1

Adds reference to:

625 ILCS 57/15

Replaces everything after the enacting clause with the provisions of the introduced bill, and makes the following changes: (1) provides that an individual may submit an application to a third party on behalf of the transportation network company (rather than to only the transportation network company); (2) deletes language providing that an individual shall submit information regarding any used nicknames or aliases; (3) provides that an individual shall submit information regarding his or her social security number and date of birth; (4) deletes language providing that the transportation network company shall not permit an individual to act as a transportation network company driver on its digital platform who has been placed on court supervision, within the past 7 years, for driving under the influence of drugs or alcohol; and (5) provides that a transportation network company that reasonably relies on the information provided by an individual shall not be liable for violation of the Section concerning driver requirements. Effective July 1, 2018.

House Floor Amendment No. 2

Deletes language providing that a transportation network company that reasonably relies on the information provided by an individual shall not be liable for a violation of the Section concerning driver requirements.

May 23 18 H Passed Both Houses

**HB 04424** Rep. Fred Crespo  
 (Sen. Iris Y. Martinez-Mattie Hunter)

15 ILCS 335/8 from Ch. 124, par. 28

15 ILCS 335/12 from Ch. 124, par. 32

Amends the Illinois Identification Card Act. Provides that every original, renewal, or duplicate non-Real ID identification card issued to a person who has reached his or her 65th birthday shall be permanent and need not be renewed. Provides that every original, renewal, or duplicate non-Real ID Illinois Person with a Disability Identification Card issued to a qualifying person shall expire 10 years thereafter. Removes a specified fee in connection with the issuance of Illinois Identification Cards. Effective immediately.

May 23 18 H Passed Both Houses

**HB 04428** Rep. Charles Meier  
 (Sen. Pamela J. Althoff and Steven M. Landek)

410 ILCS 635/10 from Ch. 56 1/2, par. 2210

Amends the Grade A Pasteurized Milk and Milk Products Act. Provides that the Department of Public Health or a unit of local government electing to administer and enforce the Act shall provide a dairy farm with a paper copy of the dairy farm's inspection report.

House Committee Amendment No. 1

Provides that a paper copy of a dairy farm's inspection report shall be provided at the time of inspection.

May 23 18 H Passed Both Houses

**HB 04469**

Rep. Juliana Stratton-Christian L. Mitchell-Kelly M. Cassidy-Jehan Gordon-Booth-Sonya M. Harper, Robyn Gabel, Barbara Flynn Currie, Will Guzzardi, Arthur Turner, Litesa E. Wallace, Marcus C. Evans, Jr., Theresa Mah, Emanuel Chris Welch, Thaddeus Jones, Laura Fine, Elizabeth Hernandez, La Shawn K. Ford, Nicholas K Smith, Rita Mayfield, William Davis, Melissa Coneyears-Ervin, LaToya Greenwood, Carol Ammons, André Thapedi, Robert Rita, Justin Slaughter, Camille Y. Lilly, Mary E. Flowers, Cynthia Soto, Linda Chapa LaVia, Carol Sente, Al Riley, Nick Sauer and Jonathan Carroll

(Sen. Omar Aquino-Jacqueline Y. Collins-Patricia Van Pelt, Mattie Hunter-Kwame Raoul-Scott M. Bennett, Kimberly A. Lightford, Toi W. Hutchinson, David Koehler, Iris Y. Martinez and Cristina Castro)

10 ILCS 5/19-2.3 new

10 ILCS 5/19A-20

55 ILCS 5/3-15003.3 new

55 ILCS 5/3-15003.4 new

730 ILCS 5/3-2-2.3 new

730 ILCS 5/3-14-1

from Ch. 38, par. 1003-14-1

Amends the Election Code. Provides that each election authority shall collaborate with the county jail within the jurisdiction of the election authority to facilitate voting by mail for voters eligible to vote in the county who are confined or detained in the county jail. Provides that in a county with a population of 3,000,000 or more, the election authority in the county shall establish a temporary branch polling place in the county jail. Contains additional provisions concerning the temporary branch polling place in the county jail. Amends the Counties Code. Provides that each election authority shall collaborate with the county jail within the jurisdiction of the election authority to facilitate voter registration for voters eligible to vote in that county who are confined or detained in the county jail. Provides that a county jail shall provide a voter registration application to any person in custody at the jail who requests an application and is eligible to vote. Amends the Unified Code of Corrections. Provides that upon release of a person who is eligible to vote, the Department of Corrections shall provide the person with a specified form that informs him or her that his or her voting rights have been restored. Amends the Unified Code of Corrections and Counties Code. Provides that upon discharge from a county jail or release from the Department of Corrections, a person shall be provided with a voter registration form. Provides that the Department, each county jail, and each county probation office shall provide an individual in its custody with specified information on voting rights. Makes other changes. Effective January 1, 2020.

## House Committee Amendment No. 2

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes: In provisions of the Election Code concerning voting by mail in jails, provides that each election authority shall collaborate with the primary county jail where eligible voters are confined or detained who are within the jurisdiction of the election authority to facilitate voting by mail for voters eligible to vote in the election jurisdiction who are confined or detained in the county jail. In provisions of the Unified Code of Corrections concerning release from institutions, provides that upon release from the Department of Corrections, the Department shall confirm that a person has received a voter registration application and has been informed that his or her voting rights have been restored. Removes certain provisions concerning a specified form and Department of Corrections employees. Effective January 1, 2020.

## House Floor Amendment No. 4

In provisions of the Election Code concerning voting by mail in jails, provides that each election authority in a county with a population under 3,000,000 shall collaborate with the primary county jail where eligible voters are confined or detained who are within the jurisdiction of the election authority to facilitate an opportunity for voting by mail for voters eligible to vote in the election jurisdiction who are confined or detained in the county jail. In provisions of the Counties Code requiring voting rights information at county jails and probation offices, removes language requiring each county jail and probation office to post the information on their website and in a visible location on their premises.

May 23 18 H Passed Both Houses

**HB 04476** Rep. Brian W. Stewart-Arthur Turner-Dan Brady, Marcus C. Evans, Jr., Melissa Conyears-Ervin, Martin J. Moylan and John C. D'Amico  
 (Sen. Karen McConnaughay-Martin A. Sandoval-Tim Bivins-Cristina Castro, Dale Fowler, Michael E. Hastings, Neil Anderson and Kyle McCarter)

625 ILCS 5/3-711 from Ch. 95 1/2, par. 3-711

625 ILCS 5/6-308

625 ILCS 5/6-803 from Ch. 95 1/2, par. 6-803

625 ILCS 5/6-306.4 rep.

Amends the Illinois Vehicle Code. Provides that any person cited for violating the Code or a similar provision of a local ordinance for which the violation is a petty offense shall not be required to sign the citation. Provides that Illinois Supreme Court Rules shall govern bail and appearance procedures when a person who is a resident of another state that is not a member of the Nonresident Violator Compact of 1977 is cited for violating this Code or a similar provision of a local ordinance. Repeals a provision governing the procedures for citations issued by a police officer in this State to a resident of another state that is a member of the Nonresident Violator Compact of 1977. Makes conforming changes.

May 23 18 H Passed Both Houses

**HB 04536** Rep. Fred Crespo-David Harris  
 (Sen. Cristina Castro-Laura M. Murphy)

65 ILCS 5/11-74.4-1 from Ch. 24, par. 11-74.4-1

Amends the Tax Increment Allocation Redevelopment Act in the Illinois Municipal Code. Makes a technical change in a Section concerning the short title.

House Committee Amendment No. 1

Deletes reference to:

65 ILCS 5/11-74.4-1

Adds reference to:

65 ILCS 5/11-74.4-3.5

Replaces everything after the enacting clause. Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Creates a tax increment allocation financing extension for an ordinance adopted on May 24, 2001 by the Village of Hanover Park. Effective immediately.

May 23 18 H Passed Both Houses

**HB 04541** Rep. Lawrence Walsh, Jr.  
 (Sen. David Koehler)

65 ILCS 5/8-1-3.1 from Ch. 24, par. 8-1-3.1

Amends the Illinois Municipal Code. Provides that the definition of "financial institution" in the Finance Division of the Code includes any savings bank, savings and loan association, or credit union (rather than savings and loan associations and federally chartered commercial bank or savings and loan association) and regional planning commissions or joint regional planning commissions. Effective immediately.

May 23 18 H Passed Both Houses

**HB 04576** Rep. Jay Hoffman  
 (Sen. Thomas Cullerton-Cristina Castro)

625 ILCS 5/3-699.19 new

625 ILCS 5/3-699.20 new

Amends the Illinois Vehicle Code. Provides for the issuance of Combat Action Ribbon or Combat Action Badge license plates. Provides that the Secretary of State may allow either plate to be issued as a vanity plate or personalized plate. Provides that neither plate is required to designate "Land of Lincoln" on the plate. Provides that the Secretary shall approve and prescribe stickers or decals. Effective immediately.

May 23 18 H Passed Both Houses

HB 04578

Rep. Monica Bristow-John Cavaletto-André Thapedi

(Sen. Thomas Cullerton-Cristina Castro, Jennifer Bertino-Tarrant-Melinda Bush, Michael E. Hastings, Julie A. Morrison, John G. Mulroe, Napoleon Harris, III, Patricia Van Pelt and Steven M. Landek)

225 ILCS 460/4

from Ch. 23, par. 5104

Amends the Solicitation for Charity Act. Provides that a trustee, person, or organization who failed to timely file an annual report shall pay a \$50 (rather than \$100) late filing fee. Effective immediately.

House Committee Amendment No. 1

Adds reference to:

805 ILCS 180/50-15

Amends the Limited Liability Company Act. Changes the penalty associated with curing a default. Provides that the default shall be cured before the first day of the second month after the anniversary month of the company instead of 60 days after the due date of the action. Reduces the penalty from \$300 plus \$100 for each year or fraction thereof beginning with the second year of delinquency to \$100 plus \$100 for each year of fraction thereof beginning with the second year of delinquency.

House Floor Amendment No. 3

Deletes reference to:

225 ILCS 460/4

Adds reference to:

805 ILCS 5/4.05

from Ch. 32, par. 4.05

Adds reference to:

805 ILCS 5/4.15

from Ch. 32, par. 4.15

Adds reference to:

805 ILCS 105/104.05

from Ch. 32, par. 104.05

Adds reference to:

805 ILCS 180/50-15

Replaces everything after the enacting clause. Amends the Business Corporation Act of 1983 and the General Not For Profit Corporation Act of 1986 in relation to corporate names. Removes a prohibition on the use of "Olympic" and similar words in the corporate name. Amends the Limited Liability Company Act. Changes the penalty associated with curing a default. Provides that the default shall be cured before the first day of the second month after the anniversary month of the company instead of 60 days after the due date of the action. Reduces the penalty from \$300 plus \$100 for each year or fraction thereof beginning with the second year of delinquency to \$100 plus \$100 for each year of fraction thereof beginning with the second year of delinquency.

May 23 18 H Passed Both Houses

**HB 04643**

Rep. Daniel J. Burke-Ann M. Williams-Robyn Gabel-Jay Hoffman-Kathleen Willis, Theresa Mah, John C. D'Amico, Jerry Costello, II, Natalie Phelps Finnie, Michael D. Unes, Laura Fine, Barbara Wheeler, LaToya Greenwood, Jaime M. Andrade, Jr. and Michael P. McAuliffe

(Sen. John G. Mulroe-Cristina Castro-Iris Y. Martinez, Terry Link, Dale Fowler, Paul Schimpf, Linda Holmes, Melinda Bush, Emil Jones, III, Neil Anderson, Pamela J. Althoff, Tom Rooney, Chuck Weaver, James F. Clayborne, Jr., Kyle McCarter, William R. Haine, Michael Connelly, John F. Curran, Martin A. Sandoval, Dan McConchie, John J. Cullerton, Karen McConnaughay and Jason A. Barickman)

225 ILCS 90/1 from Ch. 111, par. 4251

225 ILCS 90/17 from Ch. 111, par. 4267

Amends the Illinois Physical Therapy Act. Provides that the limitation on determining a differential diagnosis shall not in any manner limit a physical therapist from establishing a relevant diagnosis. In the definition of "documented current and relevant diagnosis" and in provisions concerning disciplinary actions, removes language requiring a diagnosis to be substantiated by a physician, dentist, advanced practice registered nurse, physician assistant, or podiatric physician. Effective immediately.

House Floor Amendment No. 1

Adds reference to:

225 ILCS 90/1.2 new

In the definition of "physical therapy", provides that the limitation on determining a differential diagnosis shall not limit a physical therapist from performing an evaluation and establishing a physical therapy treatment plan (rather than performing an evaluation and establishing a relevant diagnosis). Removes language providing that a physical therapist shall refer a patient whose medical condition is determined to be beyond the scope of practice of the physical therapist to specified health care providers. Makes conforming changes in grounds for discipline. Removes the definition of "documented current and relevant diagnosis". Defines "health care professional". Further amends the Illinois Physical Therapy Act. Provides requirements for physical therapy services.

House Floor Amendment No. 2

In provisions concerning physical therapy services, removes language providing that a physical therapist will consult and collaborate with the appropriate health care professional on conditions related to temporomandibular disorder. Instead, provides that a physical therapist shall promptly consult and collaborate with the appropriate health care professional anytime a patient's condition indicates that it may be related to temporomandibular disorder so that a diagnosis can be made by that health care professional for an appropriate treatment plan.

House Floor Amendment No. 3

In provisions concerning physical therapy services, provides that a physician therapist shall refer a patient to the health care professional if the patient does not demonstrate measurable or functional improvement after 10 visits or 15 business days, whichever occurs first, and continued improvement thereafter.

May 23 18 H Passed Both Houses

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**HB 04658** Rep. Natalie A. Manley-Camille Y. Lilly-Frances Ann Hurley, Sara Feigenholtz, Deb Conroy, Kathleen Willis and Monica Bristow

(Sen. David Koehler-Kimberly A. Lightford, Scott M. Bennett, Bill Cunningham, Omar Aquino, Antonio Muñoz and Laura M. Murphy)

105 ILCS 5/10-22.39

105 ILCS 5/34-18.7 from Ch. 122, par. 34-18.7

Amends the School Code. Requires a school board to adopt and implement a policy on how to recognize mental health issues and how to properly address them. Provides that, as part of this policy, a school board shall require in-service training of licensed school personnel and administrators to include, at least once every 2 years, training on the current best practices regarding the identification of and recommended courses of action for mental health issues. Effective July 1, 2018.

Fiscal Note (State Board of Education)

This bill will not have a fiscal impact on the State Board of Education.

State Mandates Fiscal Note (Dept. of Commerce & Economic Opportunity)

This bill does not create a State mandate.

House Floor Amendment No. 1

Replaces everything after the enacting clause. Amends the School Code. Provides that, at least once every 2 years, a school board shall require in-service training of licensed school personnel and administrators (rather than school guidance counselors, teachers, school social workers, and other school personnel) who work with pupils in kindergarten through grade 12 (rather in grades 7 through 12) to identify the warning signs of mental illness and suicidal behavior in youth (rather than in adolescents and teens).

May 23 18 H Passed Both Houses

**HB 04661** Rep. Robert Martwick

(Sen. Linda Holmes and Laura M. Murphy)

40 ILCS 5/1-113.18

Amends the General Provisions Article of the Illinois Pension Code. Provides that for an elected or appointed trustee under the Downstate Police or Downstate Firefighter Article of the Code, fulfillment of certain trustee training requirements satisfies certain ethics training requirements. Effective immediately.

May 23 18 H Passed Both Houses

**HB 04665** Rep. Robyn Gabel-Litesa E. Wallace  
(Sen. Melinda Bush-Julie A. Morrison)

20 ILCS 1705/4.4 new

225 ILCS 46/33

225 ILCS 65/80-41 new

305 ILCS 5/12-21.21 new

Amends the Mental Health and Developmental Disabilities Administrative Act. Provides that the Division of Developmental Disabilities of the Department of Human Services shall implement a direct support professional credential pilot program to assist and attract persons into the field of direct support, advance direct support as a career, and professionalize the developmental disabilities field to promote workforce recruitment and retention efforts, advance skills and competencies, and further ensure the health, safety, and well-being of persons being served. Amends the Health Care Worker Background Check Act. Defines "nursing or nursing-related services for pay". Amends the Nurse Practice Act. Provides that a certified nursing assistant shall lose his or her certification status if he or she goes 24 consecutive months without performing nursing or nursing-related services for pay. Amends the Illinois Public Aid Code. Provides that the Department of Healthcare and Family Services and the Department of Human Services shall jointly submit the necessary application to the federal Centers for Medicare and Medicaid Services for a waiver or State Plan Amendment to allow remote monitoring and supports services for persons with intellectual and developmental disabilities and seniors requiring in-home care, as a waiver reimbursable service. Provides that the application shall be submitted no later than September 30, 2018. Effective immediately.

House Committee Amendment No. 1

Deletes reference to:

225 ILCS 46/33

Deletes reference to:

225 ILCS 65/80-41 new

Deletes reference to:

305 ILCS 5/12-21.21 new

Adds reference to:

210 ILCS 46/3-206.005 new

Adds reference to:

210 ILCS 47/3-206.005 new

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill. Amends the MC/DD Act and the ID/DD Community Care Act. Provides that a certified nursing assistant shall lose his or her certification status if he or she goes 24 consecutive months without performing nursing or nursing-related services for pay. Provides that "nursing or nursing related services for pay" includes work performed as a direct support professional as it is defined in the Community Services Act. Changes references from "direct support professional" to "direct support person". Deletes the amendatory changes to the Health Care Worker Background Check Act and the Nurse Practice Act. Deletes the amendatory changes to the Illinois Public Aid Code that provide that the Department of Healthcare and Family Services and the Department of Human Services shall jointly submit the necessary application to the federal Centers for Medicare and Medicaid Services for a waiver or State Plan Amendment to allow remote monitoring and supports services for persons with intellectual and developmental disabilities and seniors requiring in-home care, as a waiver reimbursable service. Effective immediately.

May 23 18 H Passed Both Houses

**HB 04684** Rep. Robert Martwick  
(Sen. Omar Aquino)

40 ILCS 5/15-155.1 new

Amends the State Universities Article of the Illinois Pension Code. Provides that if an employer fails to transmit required contributions to the System for more than 120 days after the payment of those contributions is due, the Board may certify to the State Comptroller the amount of those delinquent employer contributions and the State Comptroller shall deduct the certified amount from State funds to the employer and remit the amount deducted to the System. Provides that if State funds from which those deductions may be made are not available or if deductions are delayed for longer than 120 days after the date of the certification to the Comptroller, the Board may proceed against the employer to recover the amounts of such delinquent payments in the appropriate circuit court. Adds similar provisions if the employer is a community college district. Makes other changes. Effective immediately.

May 23 18 H Passed Both Houses



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**HB 04686** Rep. Thomas M. Bennett-Emanuel Chris Welch-Michael Halpin-Ann M. Williams-Steven A. Andersson, Randy E. Frese, Avery Bourne, Peter Breen, André Thapedi and Lindsay Parkhurst  
 (Sen. Tim Bivins-Jason A. Barickman)

755 ILCS 5/11a-5 from Ch. 110 1/2, par. 11a-5

Amends the Guardians For Adults With Disabilities Article of the Probate Act of 1975. Provides that the court shall not appoint as guardian an employee of an agency that is directly providing residential services to the ward.

May 23 18 H Passed Both Houses

**HB 04688** Rep. Kelly M. Burke  
 (Sen. Iris Y. Martinez)

225 ILCS 70/4 from Ch. 111, par. 3654

225 ILCS 70/4.5 new

225 ILCS 70/5 from Ch. 111, par. 3655

225 ILCS 70/5.1

225 ILCS 70/6 from Ch. 111, par. 3656

225 ILCS 70/6.5

225 ILCS 70/16 from Ch. 111, par. 3666

225 ILCS 70/17 from Ch. 111, par. 3667

225 ILCS 70/17.1

225 ILCS 70/19 from Ch. 111, par. 3669

225 ILCS 70/20.1

225 ILCS 70/21 from Ch. 111, par. 3671

225 ILCS 70/23 from Ch. 111, par. 3673

225 ILCS 70/24 from Ch. 111, par. 3674

225 ILCS 70/25 from Ch. 111, par. 3675

225 ILCS 70/26.5 new

225 ILCS 70/32 from Ch. 111, par. 3682

225 ILCS 70/33 from Ch. 111, par. 3683

225 ILCS 70/35 from Ch. 111, par. 3685

225 ILCS 70/20 rep.

225 ILCS 70/24.1 rep.

225 ILCS 70/28 rep.

225 ILCS 70/31 rep.

Amends the Nursing Home Administrators Licensing and Disciplinary Act. Provides that all applicants and licensees shall provide a valid address and email address, which shall serve as the address and email address of record, and shall inform the Department of Financial and Professional Regulation of any change of address or email address through specified means. Adds provisions concerning confidentiality of information collected by the Department. Makes changes in provisions concerning definitions, the Nursing Home Administrators Licensing and Disciplinary Board, powers and duties of the Department, application procedures, rosters, grounds for disciplinary action, reports of violations of the Act, summary suspensions, hearings and motions for rehearing, administrative review, and certification of record. Repeals provisions concerning Board hearings and recommendations, surrender of licenses, rehearings, and fraud and deception by applicants. Makes other changes. Effective immediately.

House Floor Amendment No. 2

Restores language providing that the Department of Financial and Professional Regulation shall furnish a transcript of proceeding record to any person interested in a formal hearing upon payment of a fee. Restores language in provisions concerning grounds for disciplinary actions that requires material misstatements in furnishing information to be intentional.

May 23 18 H Passed Both Houses

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**HB 04689** Rep. Fred Crespo-Patricia R. Bellock-David Harris and Dave Severin  
 (Sen. Pamela J. Althoff)

30 ILCS 708/20

30 ILCS 708/25

30 ILCS 708/45

30 ILCS 708/60

30 ILCS 708/100 rep.

Amends the Grant Accountability and Transparency Act. Modifies a Section concerning the adoption of federal rules applicable to grants and provides that specified provisions do not apply to for-profit subrecipients because for-profit subrecipients are not subject to the requirements of a specified provision of the Code of Federal Regulations. Provides that if a Program Audit Guide is not available, the State awarding agency must prepare a Program Audit Guide in accordance with the audit requirements of specified provisions of the Code of Federal Regulations. Requires the Governor's Office of Management and Budget to adopt supplemental rules pertaining to, among other subjects, specific conditions for individual recipients, including (rather than requiring) the use of a fiscal agent and additional corrective conditions. Applies provisions in the Code of Federal Regulations concerning federal agencies that make federal awards to non-federal entities to State grant-making agencies under the Act. Provides that the Grant Accountability and Transparency Unit shall be responsible for providing technical assistance and assuring the Administrative Code proposed by State grant agencies comply with the Act. Repeals the Section specifying a repeal date for the Act. Makes other changes.

House Floor Amendment No. 1

Makes technical amendments to the introduced bill, and provides that the Grant Accountability and Transparency Unit shall be responsible for providing technical assistance to guide the Administrative Code amendments proposed by State grant-making agencies to comply with the Grant Accountability and Transparency Act.

May 23 18 H Passed Both Houses

**HB 04736** Rep. Fred Crespo-Patricia R. Bellock-Tom Demmer-Carol Ammons-Gregory Harris, Stephanie A. Kifowit, Natalie Phelps Finnie and Frances Ann Hurley  
 (Sen. David Koehler-Pamela J. Althoff-Patricia Van Pelt-John F. Curran, Julie A. Morrison, Cristina Castro and Laura M. Murphy)

305 ILCS 5/5-2b

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that notwithstanding any other provision of law, the Department of Healthcare and Family Services shall not require children made eligible for medical assistance through any home and community-based services waiver program for medically fragile and technology dependent children authorized under the Social Security Act to enroll in or transition to the State's managed care medical assistance program. Provides that any medically fragile and technology dependent child who is enrolled in the State's managed care medical assistance program on or before the effective date of the amendatory Act shall be given the option to disenroll from the State's managed care medical assistance program and receive medical assistance coverage under the State's traditional fee-for-service program.

House Floor Amendment No. 1

Adds reference to:

305 ILCS 5/5-30a new

Replaces everything after the enacting clause. Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that notwithstanding any other provision of law, the Department of Healthcare and Family Services shall not require the following children to enroll in or transition to the State's managed care medical assistance program: (1) children who are authorized by the Department to receive in-home shift nursing services as required by federal regulations concerning Early and Periodic Screening, Diagnostic and Treatment services; and (2) children made eligible for medical assistance through any home and community-based services waiver program for medically fragile and technology dependent children authorized under the Social Security Act. Provides that any children who meet the criteria under item (1) or (2) and who are enrolled in the State's managed care medical assistance program on or before the effective date of the amendatory Act shall be given the option to disenroll from the State's managed care medical assistance program and receive medical assistance coverage under the State's traditional fee-for-service program.

May 23 18 H Passed Both Houses

100th General Assembly  
Synopsis of Legislation Passed Both Houses  
For day of May 23, 2018

**HB 04743** Rep. La Shawn K. Ford-Litesa E. Wallace-Emanuel Chris Welch, Nicholas K Smith, Steven A. Andersson, Rita Mayfield, LaToya Greenwood, Camille Y. Lilly, Marcus C. Evans, Jr., Melissa Conyears-Ervin, Jehan Gordon-Booth and André Thapedi

(Sen. Kimberly A. Lightford-Napoleon Harris, III and Emil Jones, III-Kwame Raoul)

820 ILCS 112/10

Amends the Equal Pay Act of 2003. Provides that no employer may discriminate between employees by paying wages to an African-American employee at a rate less than the rate at which the employer pays wages to another employee who is not African-American for the same or substantially similar work on a job that requires equal skill, effort, and responsibility and is performed under similar working conditions. Sets forth exceptions,

May 23 18 H Passed Both Houses

**SB 00335** Sen. Don Harmon-Pamela J. Althoff  
(Rep. Sara Feigenholtz-Ann M. Williams)

220 ILCS 55/0.01 from Ch. 134, par. 0.01

Amends the Telegraph Act. Makes a technical change in a Section concerning the short title.

Senate Floor Amendment No. 1

Deletes reference to:

220 ILCS 55/0.01

Adds reference to:

5 ILCS 80/4.32

Adds reference to:

225 ILCS 310/1

Adds reference to:

225 ILCS 310/2

Adds reference to:

225 ILCS 310/3

Adds reference to:

225 ILCS 310/5

Adds reference to:

225 ILCS 310/8

Adds reference to:

225 ILCS 310/9

Adds reference to:

225 ILCS 310/10

Adds reference to:

225 ILCS 310/13

Adds reference to:

730 ILCS 5/5-5-5

Adds reference to:

770 ILCS 60/1

Replaces everything after the enacting clause. Amends the Interior Design Title Act. Changes the short title of the Act to the Registered Interior Designers Act. Makes conforming changes in the Regulatory Sunset Act and the Unified Code of Corrections. Makes changes to provisions concerning definitions, powers and duties of the Department of Financial and Professional Regulation, requirements for registration, foreign applicants, and grounds for discipline. Amends the Mechanics Lien Act to expand the definition of "improve" to include work by or on the orders of a registered interior designer. Makes other changes. Effective January 1, 2018.

May 23 18 S Passed Both Houses

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**SB 00405**

Sen. Toi W. Hutchinson, Antonio Muñoz, Kimberly A. Lightford and Cristina Castro-Melinda Bush  
 (Rep. Sara Feigenholtz-Stephanie A. Kifowit-Carol Ammons, Deb Conroy, Katie Stuart, Sam Yingling, Laura Fine and Robyn Gabel)

5 ILCS 180/1

Amends the Uniform Electronic Legal Material Act. Makes a technical change in a Section concerning the short title.

Senate Floor Amendment No. 2

Deletes reference to:

5 ILCS 180/1

Adds reference to:

30 ILCS 500/50-80 new

Adds reference to:

35 ILCS 10/5-20

Adds reference to:

35 ILCS 10/5-58 new

Adds reference to:

775 ILCS 5/2-105

from Ch. 68, par. 2-105

Replaces everything after the enacting clause. Amends the Illinois Procurement Code. Provides that each bidder who submits a bid or offer for a State contract under the Code shall have a sexual harassment policy in accordance with specified provisions of the Illinois Human Rights Act. Amends the Economic Development for a Growing Economy Tax Credit Act. Provides that in order to qualify for Credits under the Act, an applicant's project must, among other requirements, include a sexual harassment policy report. Provides for the contents and further requirements of the sexual harassment policy report. Amends the Illinois Human Rights Act. Adds provision requiring each bidder who submits a bid or offer for a State contract under the Illinois Procurement Code to have a written copy of the bidder's sexual harassment policy. Makes conforming changes.

May 23 18 S Passed Both Houses

**SB 00427**

Sen. Kwame Raoul  
 (Rep. Barbara Flynn Currie)

50 ILCS 615/1

Amends the Local Government Facility Lease Act. Makes a technical change in a Section concerning the short title.

Senate Floor Amendment No. 1

Deletes reference to:

50 ILCS 615/1

Adds reference to:

70 ILCS 210/14

from Ch. 85, par. 1234

Replaces everything after the enacting clause. Amends the Metropolitan Pier and Exposition Authority Act to provide that a person may not be appointed to more than 3 (rather than 2) terms as a member of the Metropolitan Pier and Exposition Board. Effective immediately.

May 23 18 S Passed Both Houses

**SB 02299** Sen. Dave Syverson and Chris Nybo  
(Rep. Robert W. Pritchard-Jonathan Carroll)

60 ILCS 1/100-30 new

Amends the Township Code. Provides that on and after the effective date of the amendatory Act, a person elected to any township position, including, but not limited to, a trustee, a supervisor, a highway commissioner, a clerk, an assessor, or a collector, shall not be employed by the township in any other capacity other than his or her elected position.

Senate Floor Amendment No. 1

Deletes reference to:

60 ILCS 1/100-30 new

Adds reference to:

50 ILCS 105/2a

from Ch. 102, par. 2a

Adds reference to:

50 ILCS 105/4

from Ch. 102, par. 4

Replaces everything after the enacting clause. Amends the Public Officer Prohibited Activities Act. Provides that a person elected or appointed to fill a vacancy in an elected township position, including, but not limited to, a trustee, a supervisor, a highway commissioner, a clerk, an assessor, or a collector, shall not be employed by the township, except that a supervisor or trustee may serve as a volunteer firefighter and receive compensation for that service. Excludes violations of the provisions from being a Class 4 felony. Makes a grammatical change.

May 23 18 S Passed Both Houses

**SB 02304** Sen. Jil Tracy  
(Rep. Randy E. Frese)

65 ILCS 5/11-74.4-3.5

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Creates a tax increment allocation financing extension for an ordinance adopted on August 11, 1999 by the City of Monmouth. Effective immediately.

May 23 18 S Passed Both Houses

**SB 02306** Sen. Laura M. Murphy-Jennifer Bertino-Tarrant-Pamela J. Althoff-Neil Anderson  
(Rep. Martin J. Moylan-Nick Sauer-Michael Halpin-Stephanie A. Kifowit-Jonathan Carroll and Joe Sosnowski)

35 ILCS 200/15-169

Amends the Property Tax Code. Provides that the homestead exemption for veterans with disabilities shall be prorated if the person qualifying for the exemption does not occupy the qualified residence as of January 1 of the taxable year. Effective immediately.

May 23 18 S Passed Both Houses

**SB 02309** Sen. John G. Mulroe  
(Rep. Emanuel Chris Welch-Robert W. Pritchard and Nick Sauer)

760 ILCS 5/6.5

Amends the Trusts and Trustees Act. Deletes language requiring that a conveyance of real property to a trust include evidence of acceptance by the trustee.

Senate Floor Amendment No. 2

Replaces everything after the enacting clause with the provisions of the introduced bill, and also deletes language providing that if the transferor is a trustee of the trust, an interest in real property does not become trust property unless the instrument of conveyance is recorded in the office of the recorder of the county in which the property is located.

May 23 18 S Passed Both Houses

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**SB 02328** Sen. Linda Holmes-Pamela J. Althoff-Dan McConchie  
 (Rep. Margo McDermed-Carol Sente)

50 ILCS 510/8 from Ch. 85, par. 6408

Amends the Local Government Professional Services Selection Act. Provides that a political subdivision may waive the public hearing, evaluation procedure, and selection procedure for the selection of architectural, engineering, or land surveying services in an emergency situation for a project that is expected to cost less than \$150,000 (currently, \$25,000). Provides that this amount shall be increased annually by a percentage equal to the annual unadjusted percentage increase, if any, as determined by the consumer price index-u.

Senate Committee Amendment No. 1

Replaces everything after the enacting clause. Amends the Local Government Professional Services Selection Act. Provides that a political subdivision may develop an alternative process of public hearing, evaluation procedure, and selection procedure for the selection of architectural, engineering, or land surveying services for services costing at least \$25,000 but less than \$50,000. Provides that the alternative process shall establish guidelines for selection based on demonstrated competence and qualifications to perform the type of services required followed by a negotiation of the fee at a price determined by the political subdivision to be fair and reasonable after considering the estimated value, the scope, the complexity, and the nature of the services.

Senate Floor Amendment No. 2

Replaces everything after the enacting clause. Reinserts the introduced bill, but changes the revised cost of an emergency situation for a project from \$150,000 to \$40,000 before a political subdivision is allowed to waive the public hearing, evaluation procedure, and selection procedure for the selection of architectural, engineering, or land surveying services.

May 23 18 S Passed Both Houses

**SB 02363** Sen. James F. Clayborne, Jr.-Jacqueline Y. Collins and Laura M. Murphy  
 (Rep. William Davis-Carol Ammons-Arthur Turner)

5 ILCS 100/1-1 from Ch. 127, par. 1001-1

Amends the Illinois Administrative Procedure Act. Makes a technical change in a Section concerning the short title.

Senate Floor Amendment No. 1

Deletes reference to:

5 ILCS 100/1-1

Adds reference to:

15 ILCS 505/17 from Ch. 130, par. 17

Adds reference to:

15 ILCS 505/30 new

Replaces everything after the enacting clause. Amends the State Treasurer Act. Provides that when the State Treasurer procures goods and services, he or she is authorized to incorporate preferences in the scoring process for: (1) minority-owned businesses, women-owned businesses, businesses owned by a person with a disability, qualified veteran-owned small businesses, and qualified service-disabled veteran-owned small businesses; and (2) businesses having a record of support for increasing diversity and inclusion in board membership, management, employment, philanthropy, and supplier diversity, including investment professionals and investment sourcing. Provides that when the State Treasurer utilizes a financial institution or determines the eligibility of a financial institution to participate in a banking contract, investment contract, investment activity, or other financial program of the State Treasurer, he or she shall review the financial institution's Community Reinvestment Act rating, record, and current level of financial commitment to the community prior to making a decision to utilize or determine the eligibility of such financial institution. Requires the State Treasurer to report on his or her utilization of minority-owned businesses, women-owned businesses, businesses owned by a person with a disability, qualified veteran-owned small businesses, and qualified service-disabled veteran-owned small businesses. Provides that specified provisions take precedence over any goals established under the Business Enterprise for Minorities, Women, and Persons with Disabilities Act. Provides policy and aspirational goal provisions. Defines terms. Effective immediately.

May 23 18 S Passed Both Houses

SB 02385

Sen. John G. Mulroe-Dave Syverson

(Rep. Lou Lang-Robert W. Pritchard, Michelle Mussman, William Davis, Silvana Tabares, Martin J. Moylan, Sam Yingling and Christine Winger)

210 ILCS 30/1

from Ch. 111 1/2, par. 4161

Amends the Abused and Neglected Long Term Care Facility Residents Reporting Act. Makes a technical change in a Section concerning the short title.

Senate Floor Amendment No. 1

Adds reference to:

205 ILCS 5/48.1

from Ch. 17, par. 360

Adds reference to:

205 ILCS 205/4013

from Ch. 17, par. 7304-13

Adds reference to:

205 ILCS 305/10

from Ch. 17, par. 4411

Replaces everything after the enacting clause. Amends the Illinois Banking Act, the Illinois Credit Union Act, and the Savings Bank Act. Provides that the provisions concerning bank, credit union, savings bank records and member or customer financial records do not prohibit a bank, credit union, or savings bank from furnishing financial records of a member or customer to the Department of Human Services or the Department of Healthcare and Family Services to aid the Department's initial determination or subsequent re-determination of the member's or customer's eligibility for Medicaid and Medicaid long-term care benefits for long-term care services if the bank, credit union, or savings bank receives the written consent and authorization of the member or customer. Provides specified requirements and form for the written consent and authorization. Provides that the bank, credit union, savings bank shall not distribute the member's or customer's financial records to the long-term care facility from which the member or customer seeks initial or continuing residency or long-term care services. Provides that a bank, credit union, or savings bank providing financial records of a member or customer in good faith relying on a consent and authorization executed and tendered under the provisions shall not be liable to the member or customer or any other person for disclosing the member's or customer's financial record. Provides that a bank, credit union, or savings bank shall be reimbursed by the member or customer for all costs reasonably necessary and directly incurred in searching for, reproducing, and disclosing a member's or customer's financial records pursuant to any consent and authorization executed under the provisions. Specifies that the provisions shall not impair, abridge, or abrogate a member's or customer's right to: (1) directly disclose the member's or customer's financial records to the Department or any other person; or (2) authorize the member's or customer's attorney or duly appointed agent to request and obtain the member's or customer's financial records and disclose them to the Department. Effective immediately.

Senate Floor Amendment No. 2

In the Credit Union Act and the Savings Bank Act, provides that "Department" means the Department of Human Services and (rather than or) the Department of Healthcare and Family Services. Makes grammatical changes.

May 23 18 S Passed Both Houses



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**SB 02386**

Sen. Laura M. Murphy-Mattie Hunter-Linda Holmes, Emil Jones, III and Omar Aquino-Pamela J. Althoff  
 (Rep. Michelle Mussman-David S. Olsen, Natalie A. Manley, Frances Ann Hurley, Carol Sente and Jonathan Carroll)

210 ILCS 4/1

Amends the Alzheimer's Disease and Related Dementias Special Care Disclosure Act. Makes a technical change in a Section concerning the short title.

Senate Floor Amendment No. 2

Deletes reference to:

210 ILCS 4/1

Adds reference to:

510 ILCS 5/2.18b new

Adds reference to:

510 ILCS 5/15.5 new

Replaces everything after the enacting clause. Amends the Animal Control Act. Provides that the Administrator, State's Attorney, Director of Agriculture, or any citizen may file a complaint in circuit court to determine whether a person is a reckless dog owner. Provides that if an owner is determined to be a reckless dog owner by clear and convincing evidence, the court shall order the immediate impoundment and forfeiture of all dogs the reckless dog owner has a property right in. Provides that the court shall further prohibit the ownership of a dog by the person determined to be a reckless dog owner for a period of at least 12 months, but not more than 36 months for the first determination. Provides that a dog's history during ownership by a person found to be a reckless dog owner shall not be considered conclusive of the dog's temperament and qualification for adoption or transfer. Provides that the dog's temperament shall be independently evaluated by a person qualified to conduct behavioral assessments and, if deemed adoptable, the receiving facility shall make a reasonable attempt to place the dog in another home, transfer the dog to rescue, or place the dog in a sanctuary. Provides that a person who refuses to forfeit a dog is a violation which carries a public safety fine of \$500 for each dog to be deposited into the Pet Population Control Fund. Defines "reckless dog owner".

May 23 18 S Passed Both Houses

**SB 02419**

Sen. Pamela J. Althoff-Iris Y. Martinez  
 (Rep. Daniel J. Burke)

225 ILCS 130/45

225 ILCS 130/60

Amends the Registered Surgical Assistant and Registered Surgical Technologist Title Protection Act. Provides that a person qualifies for registration as a surgical assistant if he or she is currently certified by the National Commission for the Certification of Surgical Assistants (rather than the National Surgical Assistant Association). Provides that in order for a registrant to renew his or her surgical assistant registration or surgical technologist registration, he or she must maintain certain current certification. Effective immediately.

May 23 18 S Passed Both Houses

**SB 02445**

Sen. William R. Haine  
 (Rep. Katie Stuart)

65 ILCS 5/11-74.4-3.5

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Creates a tax increment allocation financing extension for an ordinance adopted on April 15, 1997 by the City of Edwardsville. Effective immediately.

Senate Floor Amendment No. 1

Creates a tax increment allocation financing extension for an ordinance adopted on September 5, 1995 by the City of Granite City.

May 23 18 S Passed Both Houses

**SB 02491** Sen. Dave Syverson

(Rep. Rita Mayfield-Patricia R. Bellock-Mary E. Flowers-La Shawn K. Ford)

305 ILCS 5/5-5 from Ch. 23, par. 5-5

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that a licensed dental hygienist working under the supervision of a dentist and employed by a federally qualified health center shall be reimbursed for dental services provided to medical assistance recipients at the federally qualified health center's encounter rate. Effective immediately.

Senate Committee Amendment No. 1

Replaces everything after the enacting clause. Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that a federally qualified health center, as defined in the Social Security Act, shall be reimbursed by the Department of Healthcare and Family Services in accordance with the federally qualified health center's encounter rate for services provided to medical assistance recipients that are performed by a dental hygienist, as defined under the Illinois Dental Practice Act, working under the general supervision of a dentist and employed by a federally qualified health center. Effective immediately.

May 23 18 S Passed Both Houses