



Sen. Laura M. Murphy

Filed: 1/12/2021

10100HB3469sam001

LRB101 10479 RJF 74843 a

1 AMENDMENT TO HOUSE BILL 3469

2 AMENDMENT NO. _____. Amend House Bill 3469 by replacing
3 everything after the enacting clause with the following:

4 "Article 1.

5 Section 1-1. Short title. This Act may be cited as the
6 Illinois Future of Work Act.

7 Section 1-5. Findings and declaration of policy. The
8 General Assembly hereby finds, determines, and declares the
9 following:

10 (1) The future of work is a critically important
11 conversation for those currently in the workforce as well
12 as those looking to reenter or enter it as Illinois
13 contemplates an equitable economic recovery from the
14 coronavirus pandemic.

15 (2) Policymakers at every level of government will be

1 required to deal with the concurrent crises of the pandemic
2 recovery, systemic inequities, and creating good-paying
3 jobs. Policymakers must be able to anticipate the workforce
4 policies and programs needed in the future to combat
5 poverty, inequality, and climate change.

6 (3) Rapid advancements in technology, specifically the
7 automation of jobs and expanded artificial intelligence
8 capability, have had and will continue to have a profound
9 impact on the type, quality, and number of jobs available
10 in our 21st century economy.

11 (4) Automation and the rise of artificial intelligence
12 and predictive analytics will have major impacts on
13 industries and their jobs; from the service sector to white
14 collar positions, the impacts will be felt by millions of
15 workers in the United States.

16 (5) Despite the opportunities and challenges presented
17 by rapid advancements in technology, Illinois is a leader
18 in the innovation and development of technology. Illinois
19 has been an engine of progress, and it drives new products
20 that connect people across the globe, sparking economic
21 growth and building prosperity.

22 (6) Illinois has a large, diverse, and well-educated
23 labor force ready to meet the challenges it faces.

24 (7) Innovative partnerships across the private and
25 public sectors need to be created.

1 Section 1-10. Illinois Future of Work Task Force; duties
2 and responsibilities.

3 (a) The Illinois Future of Work Task Force is created. The
4 Task Force shall be proactive and plan for the future of work
5 while simultaneously addressing the state of work today.

6 (b) The duties and responsibilities of the Task Force
7 include the following:

8 (1) The Illinois Future of Work Task Force shall
9 identify and assess the new and emerging technologies that
10 have the potential to significantly affect employment,
11 wages, and skill requirements.

12 (2) The Illinois Future of Work Task Force shall
13 develop a set of job standards and working conditions that
14 will ensure that future work in Illinois builds a vibrant
15 middle class.

16 (3) The Illinois Future of Work Task Force shall
17 identify the potential jobs of the future and opportunities
18 to shape those jobs for the improvement of life for all of
19 Illinois.

20 (4) The Illinois Future of Work Task Force shall
21 compile research and best practices from other states and
22 countries on how to deploy technology to benefit workers
23 and the public good.

24 (5) The Illinois Future of Work Task Force shall
25 develop tools to assess the impact of proposed technologies
26 and evaluate their costs and benefits on workers,

1 employers, the public and the State.

2 (6) The Illinois Future of Work Task Force shall
3 identify policies and practices that will help businesses,
4 workers, and communities thrive economically throughout
5 the State of Illinois.

6 (7) The Illinois Future of Work Task Force shall
7 propose workforce development, training, education, and
8 apprenticeship programs for the jobs of the future.

9 Section 1-15. Membership; meetings.

10 (a) The members of the Illinois Future of Work Task Force
11 shall include and represent the diversity of the people of
12 Illinois, and shall be composed of the following:

13 (1) four members appointed by the Senate President, one
14 of whom shall serve as a co-chair;

15 (2) four members appointed by the Minority Leader of
16 the Senate, one of whom shall serve as a co-chair;

17 (3) four members appointed by the Speaker of the House
18 of Representatives, one of whom shall serve as co-chair;

19 (4) four members appointed by the Minority Leader of
20 the House of Representatives, one of whom shall serve as a
21 co-chair;

22 (5) three members appointed by the Governor who each
23 represent either the business community, labor community,
24 or education community that advocate for job growth;

25 (6) three members appointed by the Governor whose

1 professional expertise is at the juncture of work and
2 workers' rights;

3 (7) the Director of Labor, or his or her designee;

4 (8) the Director of Commerce and Economic Opportunity,
5 or his or her designee;

6 (9) the Director of Employment Security, or his or her
7 designee; and

8 (10) the Superintendent of the State Board of
9 Education, or his or her designee.

10 (b) Appointments for the Illinois Future of Work Task Force
11 must be finalized by January 31, 2021. The Illinois Future of
12 Work Task Force shall hold one meeting per month for a total of
13 9 meetings, and the first meeting must be held within 30 days
14 after appointments are finalized.

15 (c) Members of the Illinois Future of Work Task Force shall
16 serve without compensation.

17 (d) The Department of Commerce and Economic Opportunity
18 shall provide administrative support to the Task Force.

19 Section 1-20. Report; dissolution.

20 (a) The Illinois Future of Work Task Force shall issue a
21 report based upon its findings in the course of performing its
22 duties and responsibilities specified under Section 1-10. The
23 report shall be written by an independent authority with
24 subject matter expertise on the future of work.

25 (b) The Illinois Future of Work Task Force shall submit its

1 final report to the Governor and the General Assembly no later
2 than November 1, 2021, and is dissolved upon the filing of its
3 report.

4 Section 1-25. Repeal. This Act is repealed on January 1,
5 2023.

6 Article 5.

7 Section 5-1. Short title. This Act may be cited as the
8 Landscape Architecture Registration Act.

9 Section 5-5. Purpose. It is the purpose of this Act to
10 provide for the registration of landscape architects. This Act
11 shall be liberally construed to carry out these objectives and
12 purposes.

13 Section 5-10. Definitions. As used in this Act:

14 "Address of record" means the designated address recorded
15 by the Department in the applicant's application file or
16 registrant's registration file as maintained by the
17 Department.

18 "Department" means the Department of Financial and
19 Professional Regulation.

20 "Email address of record" means the designated email
21 address of record by the Department in the applicant's

1 application file or registrant's registration file as
2 maintained by the Department.

3 "Landscape architecture" means the art and science of
4 arranging land, together with the spaces and objects upon it,
5 for the purpose of creating a safe, efficient, healthful, and
6 aesthetically pleasing physical environment for human use and
7 enjoyment, as performed by landscape architects.

8 "Landscape architectural practice" means the offering or
9 furnishing of professional services in connection with a
10 landscape architecture project that do not require the seal of
11 an architect, land surveyor, professional engineer, or
12 structural engineer. These services may include, but are not
13 limited to, providing preliminary studies; developing design
14 concepts; planning for the relationships of physical
15 improvements and intended uses of the site; establishing form
16 and aesthetic elements; developing those technical details on
17 the site that are exclusive of any building or structure;
18 preparing and coordinating technical submissions; and
19 conducting site observation of a landscape architecture
20 project.

21 "Registered landscape architect" means a person who, based
22 on education, experience, and examination in the field of
23 landscape architecture, is registered under this Act.

24 "Secretary" means the Secretary of Financial and
25 Professional Regulation. The Secretary may designate his or her
26 duties under this Act to a designee of his or her choice,

1 including, but not limited to, the Director of Professional
2 Regulation.

3 Section 5-15. Title.

4 (a) No person shall use the title "registered landscape
5 architect" or "landscape architect" without being so
6 registered by the Department.

7 (b) Nothing in this Act shall be construed as preventing or
8 restricting the offering, advertising, or providing of
9 services defined as landscape architecture practice under this
10 Act by an individual not registered under this Act.

11 Section 5-20. Seal.

12 (a) Every registered landscape architect shall have a
13 reproducible seal, which may be computer generated, the
14 impression of which shall contain the name of the registered
15 landscape architect, the registered landscape architect's
16 registration number, and the words "Registered Landscape
17 Architect, State of Illinois". The registered landscape
18 architect shall be responsible for his or her seal and
19 signature as defined by rule.

20 (b) Notwithstanding the requirements of this Section, an
21 architect, land surveyor, professional engineer, or structural
22 engineer licensed by the Department shall be permitted to affix
23 his or her seal to any plans, specifications, and reports
24 prepared by or under his or her supervision in connection with

1 the incidental practice of landscape architecture.

2 Section 5-23. Technical submissions.

3 (a) As used in this Section, "technical submissions"
4 includes the designs, drawings, and specifications that
5 establish the scope of a landscape architecture project; the
6 standard of quality for materials, workmanship, equipment, and
7 systems; and the studies and other technical reports and
8 calculations prepared in the course of the practice of
9 landscape architecture.

10 (b) A registered landscape architect shall not exercise
11 authority in preparing technical submissions that require the
12 involvement of an architect, professional engineer, structural
13 engineer, or professional land surveyor licensed in Illinois.

14 (c) The registered landscape architect who has contract
15 responsibility shall seal a cover sheet of the technical
16 submissions and those individual portions of the technical
17 submissions for which the registered landscape architect is
18 legally and professionally responsible.

19 Section 5-25. Display of registration. Every holder of a
20 registered landscape architect registration shall display his
21 or her certificate of registration in a conspicuous place in
22 his or her principal office, place of business, or place of
23 employment.

1 Section 5-30. Address of record; email address of record.

2 All applicants and registrants shall:

3 (1) provide a valid address and email address to the
4 Department, which shall serve as the address of record and
5 email address of record, respectively, at the time of
6 application for registration or renewal of registration;
7 and

8 (2) inform the Department of any change of address of
9 record or email address of record within 14 days after such
10 change either through the Department's website or by
11 contacting the Department.

12 Section 5-33. Registered Landscape Architecture
13 Registration Board.

14 (a) The Secretary shall appoint a Registered Landscape
15 Architecture Registration Board. The Board shall consist of 5
16 persons who shall serve in an advisory capacity to the
17 Secretary. All members of the Board shall be residents of
18 Illinois. Four members shall be registered under this Act and
19 have not been disciplined within the last 10-year period under
20 this Act or the Illinois Landscape Architecture Act of 1989. In
21 addition to the 4 registered landscape architects, there shall
22 be one public member. The public member shall be a voting
23 member and shall not be registered under this Act or licensed
24 under any other design profession licensing Act that the
25 Department administers.

1 (b) Board members shall serve 5-year terms and until their
2 successors are appointed and qualified.

3 (c) In appointing members to the Board, the Secretary shall
4 give due consideration to recommendations by members and
5 organizations of the landscape architecture profession.

6 (d) The membership of the Board should reasonably reflect
7 representation from the geographic areas in this State.

8 (e) No member shall be reappointed to the Board for a term
9 that would cause his or her continuous service on the Board to
10 be longer than 2 consecutive 5-year terms.

11 (f) An appointment to fill a vacancy for the unexpired
12 portion of the vacated term shall be made in the same manner as
13 an initial appointment.

14 (g) Three members shall constitute a quorum. A quorum is
15 required for Board decisions.

16 (h) The Secretary may terminate the appointment of any
17 member for cause that, in the opinion of the Secretary,
18 reasonably justified such termination, which may include, but
19 is not limited to, a Board member who does not attend 2
20 consecutive meetings.

21 (i) Members of the Board may be reimbursed for all
22 legitimate, necessary, and authorized expenses.

23 (j) The Department may at any time seek the expert advice
24 and knowledge of the Board on any matter relating to the
25 enforcement of this Act.

1 Section 5-34. Powers and duties of the Board.

2 (a) The Board shall hold at least one meeting each year,
3 conducted in accordance with the Open Meetings Act.

4 (b) The Board shall annually elect a chairperson and a vice
5 chairperson who shall be registered landscape architects.

6 (c) The Department may, at any time, seek the expert advice
7 and knowledge of the Board on any matter relating to the
8 enforcement of this Act, including qualifications of
9 applicants for registration.

10 Section 5-35. Powers and duties of the Department. The
11 Department shall exercise, subject to the provisions of this
12 Act, the following functions, powers, and duties:

13 (1) Authorize examinations to ascertain the fitness
14 and qualifications of applicants for registration and pass
15 upon the qualifications and fitness of applicants for
16 registration by endorsement.

17 (2) Adopt rules and regulations required for the
18 administration of this Act.

19 (3) Conduct hearings on proceedings to refuse to issue,
20 renew, or restore registrations, revoke, suspend, place on
21 probation, or reprimand persons registered under
22 provisions of this Act.

23 (4) Adopt rules to establish what constitutes an
24 approved landscape architecture program.

25 (5) Adopt rules to establish what constitutes

1 landscape architecture experience.

2 (6) Issue certificates of registration to those who
3 meet the requirements of this Act.

4 (7) Conduct investigations related to possible
5 violations of this Act.

6 Section 5-40. Application for registration.

7 (a) Applications for registration shall be made to the
8 Department in writing on forms or electronically as prescribed
9 by the Department and shall be accompanied by the required fee,
10 which shall not be refundable. All applications shall contain
11 information that, in the judgment of the Department, enables
12 the Department to pass on the qualifications of the applicant
13 for registration as a registered landscape architect. The
14 Department may require an applicant, at the applicant's
15 expense, to have an evaluation of the applicant's education in
16 a foreign country by a nationally recognized evaluation service
17 approved by the Department in accordance with rules adopted by
18 the Department.

19 (b) Applicants have 3 years from the date of application to
20 complete the application process. If the process has not been
21 completed in 3 years, the application shall be denied, the fee
22 shall be forfeited, and the applicant must reapply and meet the
23 requirements in effect at the time of reapplication.

24 Section 5-45. Qualifications for registration.

1 (a) To qualify for registration as a registered landscape
2 architect, each applicant shall:

3 (1) provide proof of graduation from an approved
4 landscape architecture program as approved by rule;

5 (2) provide proof of experience for registration as
6 approved by rule; and

7 (3) provide proof of successful passage of an
8 examination as approved by rule.

9 (b) Upon payment of the required fee and meeting other
10 requirements as determined by rule, an applicant who is
11 actively registered or licensed as a landscape architect under
12 the laws of another jurisdiction of the United States may,
13 without examination, be granted registration as a registered
14 landscape architect by the Department.

15 Section 5-50. Registration, renewal, and restoration.

16 (a) The expiration date and renewal period for each
17 certificate of registration issued under this Act shall be
18 established by rule. A registrant may renew a certificate of
19 registration during the month preceding its expiration date by
20 paying the required fee.

21 (b) A registered landscape architect who has permitted his
22 or her registration to expire or has had his or her
23 registration placed on inactive status may have his or her
24 registration restored by making application to the Department
25 and filing proof acceptable to the Department of his or her

1 fitness to have his or her registration restored, including,
2 but not limited to, sworn evidence certifying active lawful
3 practice in another jurisdiction satisfactory to the
4 Department and by paying the required fee as determined by
5 rule.

6 (c) A registered landscape architect whose registration
7 expired while engaged (1) in federal service on active duty
8 with the Armed Forces of the United States or the State Militia
9 called into service or training or (2) in training or education
10 under the supervision of the United States preliminary to
11 induction into the military service, may have a registration
12 restored or reinstated without paying any lapsed
13 reinstatement, renewal, or restoration fees if within 2 years
14 after termination other than by dishonorable discharge of such
15 service, training, or education and the Department is furnished
16 with satisfactory evidence that the registrant has been so
17 engaged in the practice of landscape architecture and that such
18 service, training, or education has been so terminated.

19 Section 5-55. Prior registrations under the Illinois
20 Landscape Architecture Act of 1989. A person who was actively
21 registered under the Illinois Landscape Architecture Act of
22 1989 and had renewed his or her registration before January 1,
23 2020, may have his or her registration restored without fee
24 upon the effective date of the rules adopted under this Act.

1 Section 5-60. Inactive status.

2 (a) A person registered under this Act who notifies the
3 Department in writing on forms or electronically as prescribed
4 by the Department may elect to place his or her registration on
5 inactive status and shall, subject to rules of the Department,
6 be excused from payment of renewal fees until he or she
7 notifies the Department in writing on forms or electronically
8 as prescribed by the Department of his or her desire to resume
9 active status.

10 (b) Any registrant whose registration is on inactive status
11 shall not use the title "registered landscape architect" or
12 "landscape architect" in the State of Illinois.

13 (c) Any registrant who uses the title "registered landscape
14 architect" or "landscape architect" while his or her
15 registration is inactive shall be considered to be using the
16 title without a registration that shall be grounds for
17 discipline under this Act.

18 Section 5-65. Fees. The Department shall establish by rule
19 a schedule of fees for the administration and maintenance of
20 this Act. These fees are not refundable.

21 Section 5-70. Disposition of funds. All of the fees
22 collected as authorized under this Act shall be deposited into
23 the General Professions Dedicated Fund. The moneys deposited
24 into the General Professions Dedicated Fund may be used for the

1 expenses of the Department in the administration of this Act.
2 Moneys from the Fund may also be used for direct and allocable
3 indirect costs related to the public purposes of the Department
4 of Financial and Professional Regulation. Moneys in the Fund
5 may be transferred to the Professions Indirect Cost Fund as
6 authorized by Section 2105-300 of the Department of
7 Professional Regulation Law.

8 Section 5-75. Advertising. Any person registered under
9 this Act may advertise the availability of professional
10 services in the public media or on the premises where such
11 professional services are rendered provided that such
12 advertising is truthful and not misleading.

13 Section 5-80. Violation; injunction; cease and desist
14 order.

15 (a) If any person violates the provisions of this Act, the
16 Secretary may, in the name of the People of the State of
17 Illinois, through the Attorney General of the State of Illinois
18 or the State's Attorney of any county in which the action is
19 brought, petition for an order enjoining such violation and for
20 an order enforcing compliance with this Act. Upon the filing of
21 a verified petition in court, the court may issue a temporary
22 restraining order, without notice or bond, and may
23 preliminarily and permanently enjoin such violation. If it is
24 established that such person has violated or is violating the

1 injunction, the Court may punish the offender for contempt of
2 court. Proceedings under this Section shall be in addition to,
3 and not in lieu of, all other remedies and penalties provided
4 by this Act.

5 (b) Whoever holds himself or herself out as a "registered
6 landscape architect", "landscape architect", or any other name
7 or designation that would in any way imply that he or she is
8 able to use the title "registered landscape architect" or
9 "landscape architect" without being registered under this Act
10 shall be guilty of a Class A misdemeanor, and for each
11 subsequent conviction shall be guilty of a Class 4 felony.

12 Section 5-85. Grounds for discipline.

13 (a) The Department may refuse to issue or to renew a
14 certificate of registration, or may revoke, suspend, place on
15 probation, reprimand, or take other disciplinary or
16 nondisciplinary action the Department may deem proper,
17 including fines not to exceed \$10,000 for each violation, with
18 regard to any certificate of registration issued under this
19 Act, for any one or combination of the following reasons:

20 (1) Material misstatement in furnishing information.

21 (2) Negligent or intentional disregard of this Act or
22 rules adopted under this Act.

23 (3) Conviction of or plea of guilty or nolo contendere,
24 finding of guilt, jury verdict, or entry of judgment or
25 sentencing, including, but not limited to, convictions,

1 preceding sentences of supervision, conditional discharge,
2 or first offender probation under the laws of any
3 jurisdiction of the United States that is (i) a felony,
4 (ii) a misdemeanor, an essential element of which is
5 dishonesty, or (iii) any crime that is directly related to
6 the practice of landscape architecture.

7 (4) Making any misrepresentations for the purpose of
8 obtaining a certificate of registration.

9 (5) Professional incompetence or gross negligence in
10 the rendering of landscape architectural services.

11 (6) Aiding or assisting another person in violating any
12 provision of this Act or any rules and regulations issued
13 pursuant to this Act.

14 (7) Failing to provide information within 60 days in
15 response to a written request made by the Department.

16 (8) Engaging in dishonorable, unethical, or
17 unprofessional conduct of a character likely to deceive,
18 defraud, or harm the public.

19 (9) Habitual or excessive use or abuse of drugs defined
20 by law as controlled substances, alcohol, narcotics,
21 stimulants, or any other substances that results in the
22 inability to practice with reasonable judgment, skill, or
23 safety.

24 (10) Discipline by another jurisdiction, if at least
25 one of the grounds for the discipline is the same or
26 substantially equivalent to those set forth in this

1 Section.

2 (11) Directly or indirectly giving to or receiving from
3 any person, firm, corporation, partnership, or association
4 any fee, commission, rebate, or other form of compensation
5 for any professional service not actually rendered.

6 (12) A finding by the Department that the registrant,
7 after having the registration placed on probationary
8 status, has violated or failed to comply with the terms of
9 probation.

10 (13) A finding by the Department that the registrant
11 has failed to pay a fine imposed by the Department.

12 (14) Being named as a perpetrator in an indicated
13 report by the Department of Children and Family Services
14 under the Abused and Neglected Child Reporting Act, and
15 upon proof by clear and convincing evidence that the
16 registrant has caused a child to be an abused child or
17 neglected child as defined in the Abused and Neglected
18 Child Reporting Act.

19 (15) Solicitation of professional services by using
20 false or misleading advertising.

21 (16) Inability to practice the profession with
22 reasonable judgment, skill, or safety as a result of
23 physical illness, including, but not limited to,
24 deterioration through the aging process, loss of motor
25 skill, mental illness, or disability.

26 (17) Using or attempting to use an expired, inactive,

1 suspended, or revoked registration, or the seal of another
2 registrant, or impersonating another registrant.

3 (18) Signing, affixing, or allowing the registered
4 landscape architect's seal to be affixed to any plans not
5 prepared by the registered landscape architect or under the
6 registered landscape architect's supervision.

7 (b) The Department may refuse to issue or may suspend the
8 registration of any person who fails to file a return, fails to
9 pay the tax, penalty, or interest showing in a filed return, or
10 fails to pay any final assessment of tax, penalty, or interest,
11 as required by any tax Act administered by the Department of
12 Revenue, until any such tax Act are satisfied.

13 (c) The entry of a decree by any circuit court establishing
14 that any person holding a certificate of registration under
15 this Act is a person subject to involuntary admission under the
16 Mental Health and Developmental Disabilities Code shall
17 operate as a suspension of that registration. That person may
18 resume using the title "registered landscape architect" or
19 "landscape architect" only upon a finding by the Department
20 that he or she has been determined to be no longer subject to
21 involuntary admission by the court and meeting the requirements
22 for restoration as required by this Act and its rules.

23 Section 5-90. Investigation; notice and hearing.

24 (a) The Department may investigate the actions of any
25 applicant or of any person holding or claiming to hold a

1 certificate of registration under this Act.

2 (b) The Department shall, before disciplining an applicant
3 or registrant, at least 30 days prior to the date set for the
4 hearing, (i) notify in writing the applicant or registrant of
5 the charges made and the time and place for the hearing on the
6 charges, (ii) direct the applicant or registrant to file a
7 written answer to the charges under oath within 20 days after
8 the service of the notice, and (iii) inform the applicant or
9 registrant that failure to file a written answer to the charges
10 will result in a default judgment being entered against the
11 applicant or registrant.

12 (c) Written or electronic notice, and any notice in the
13 subsequent proceeding, may be served by personal delivery, by
14 email, or by mail to the applicant or registrant at their
15 address of record or email address of record.

16 (d) At the time and place fixed in the notice, the hearing
17 officer appointed by the Secretary shall proceed to hear the
18 charges and the parties or their counsel shall be accorded
19 ample opportunity to present any statement, testimony,
20 evidence, and argument as may be pertinent to the charges or to
21 their defense. The hearing officer may continue the hearing
22 from time to time.

23 (e) In case the registrant or applicant, after receiving
24 the notice, fails to file an answer, their registration may, in
25 the discretion of the Secretary, be suspended, revoked, placed
26 on probationary status, or be subject to whatever disciplinary

1 action the Secretary considers proper, including limiting the
2 scope, nature, or extent of the person's practice or imposition
3 of a fine, without hearing, if the act or acts charged
4 constitute sufficient grounds for such action under this Act.

5 Section 5-95. Record of proceedings.

6 (a) The Department, at its expense, shall provide a
7 certified shorthand reporter to take down the testimony and
8 preserve a record of all proceedings in which a registrant may
9 have their registration revoked or suspended or in which the
10 registrant may be placed on probationary status, reprimanded,
11 fined, or subjected to other disciplinary action with reference
12 to the registration when a disciplinary action is authorized
13 under this Act and rules issued pursuant to this Act. The
14 notice of hearing, complaint, and all other documents in the
15 nature of pleadings and written motions filed in the
16 proceedings, the transcript of the testimony, and the orders of
17 the Department shall be the record of the proceedings. The
18 record may be made available to any person interested in the
19 hearing upon payment of the fee required by Section 2105-115 of
20 the Department of Professional Regulation Law.

21 (b) The Department may contract for court reporting
22 services, and, if it does so, the Department shall provide the
23 name and contact information for the certified shorthand
24 reporter who transcribed the testimony at a hearing to any
25 person interested, who may obtain a copy of the transcript of

1 any proceedings at a hearing upon payment of the fee specified
2 by the certified shorthand reporter.

3 Section 5-100. Subpoenas; depositions; oaths.

4 (a) The Department has the power to subpoena and bring
5 before it any person and to take testimony either orally, by
6 deposition, or both, with the same fees and mileage and in the
7 same manner as prescribed in civil cases in circuit courts of
8 this State.

9 (b) The Secretary and the designated hearing officer have
10 the power to administer oaths to witnesses at any hearing which
11 the Department is authorized to conduct, and any other oaths
12 authorized in any Act administered by the Department.

13 Section 5-105. Compelling testimony. Any court, upon the
14 application of the Department, designated hearing officer, or
15 the applicant or registrant against whom proceedings under
16 Section 5-85 of this Act are pending, may, enter an order
17 requiring the attendance of witnesses and their testimony and
18 the production of documents, papers, files, books, and records
19 in connection with any hearing or investigation. The court may
20 compel obedience to its order by proceedings for contempt.

21 Section 5-110. Hearing; motion for rehearing.

22 (a) The hearing officer appointed by the Secretary shall
23 hear evidence in support of the formal charges and evidence

1 produced by the registrant. At the conclusion of the hearing,
2 the hearing officer shall present to the Secretary a written
3 report of his or her findings of fact, conclusions of law, and
4 recommendations.

5 (b) At the conclusion of the hearing, a copy of the hearing
6 officer's report shall be served upon the applicant or
7 registrant, either personally or as provided in this Act for
8 the service of the notice of hearing. Within 20 days after such
9 service, the applicant or registrant may present to the
10 Department a motion, in writing, for a rehearing which shall
11 specify the particular grounds for rehearing. The Department
12 may respond to the motion for rehearing within 20 days after
13 its service on the Department. If no motion for rehearing is
14 filed, then upon the expiration of the time specified for
15 filing such a motion, or upon denial of a motion for rehearing,
16 the Secretary may enter an order in accordance with the
17 recommendations of the hearing officer. If the applicant or
18 registrant orders from the reporting service and pays for a
19 transcript of the record within the time for filing a motion
20 for rehearing, the 20-day period within which a motion may be
21 filed shall commence upon delivery of the transcript to the
22 applicant or registrant.

23 (c) If the Secretary disagrees in any regard with the
24 report of the hearing officer, the Secretary may issue an order
25 contrary to the hearing officer's report.

26 (d) If the Secretary is not satisfied that substantial

1 justice has been done, the Secretary may order a hearing by the
2 same or another hearing officer.

3 (e) At any point in any investigation or disciplinary
4 proceeding provided for in this Act, both parties may agree to
5 a negotiated consent order. The consent order shall be final
6 upon signature of the Secretary.

7 Section 5-115. Appointment of a hearing officer. The
8 Secretary has the authority to appoint an attorney licensed to
9 practice law in the State of Illinois to serve as the hearing
10 officer in any action for refusal to issue, restore, or renew a
11 registration or to discipline an applicant or registrant. The
12 hearing officer shall have full authority to conduct the
13 hearing.

14 Section 5-120. Order or certified copy; prima facie proof.
15 An order or a certified copy thereof, over the seal of the
16 Department and purporting to be signed by the Secretary, shall
17 be prima facie proof that:

18 (1) the signature is the genuine signature of the
19 Secretary; and

20 (2) the Secretary is appointed and qualified.

21 Section 5-125. Restoration of suspended or revoked
22 registration.

23 (a) At any time after the successful completion of a term

1 of probation, suspension, or revocation of a registration under
2 this Act, the Department may restore it to the registrant
3 unless after an investigation and hearing the Department
4 determines that restoration is not in the public interest.

5 (b) Where circumstances of suspension or revocation so
6 indicate, the Department may require an examination of the
7 registrant prior to restoring his or her registration.

8 (c) No person whose registration has been revoked as
9 authorized in this Act may apply for restoration of that
10 registration until such time as provided for in the Civil
11 Administrative Code of Illinois.

12 (d) A registration that has been suspended or revoked shall
13 be considered nonrenewed for purposes of restoration and a
14 registration restoring their registration from suspension or
15 revocation must comply with the requirements for restoration as
16 set forth in Section 5-50 of this Act and any rules adopted
17 pursuant to this Act.

18 Section 5-130. Surrender of registration. Upon the
19 revocation or suspension of any registration, the registrant
20 shall immediately surrender his or her certificate of
21 registration to the Department. If the registrant fails to do
22 so, the Department has the right to seize the certificate of
23 registration.

24 Section 5-135. Administrative Review Law; venue.

1 (a) All final administrative decisions of the Department
2 are subject to judicial review under the Administrative Review
3 Law and its rules. The term "administrative decision" is
4 defined as in Section 3-101 of the Code of Civil Procedure.

5 (b) Proceedings for judicial review shall be commenced in
6 the circuit court of the county in which the party applying for
7 review resides, but if the party is not a resident of this
8 State, the venue shall be in Sangamon County.

9 (c) The Department shall not be required to certify any
10 record to the court, file any answer in court, or to otherwise
11 appear in any court in a judicial review proceeding, unless and
12 until the Department has received from the plaintiff payment of
13 the costs of furnishing and certifying the record, which costs
14 shall be determined by the Department.

15 (d) Failure on the part of the plaintiff to file a receipt
16 of the plaintiff's payment to the Department as specified in
17 subsection (c) of this Section in court shall be grounds for
18 dismissal of the action.

19 (e) During the pendency and hearing of any and all judicial
20 proceedings incident to a disciplinary action, the sanctions
21 imposed upon the accused by the Department shall remain in full
22 force and effect.

23 Section 5-140. Confidentiality. All information collected
24 by the Department in the course of an examination or
25 investigation of a registrant or applicant, including, but not

1 limited to, any complaint against a registrant filed with the
2 Department and information collected to investigate any such
3 complaint, shall be maintained for the confidential use of the
4 Department and shall not be disclosed. The Department may not
5 disclose the information to anyone other than law enforcement
6 officials, other regulatory agencies that have an appropriate
7 regulatory interest as determined by the Secretary, or a party
8 presenting a lawful subpoena to the Department. Information and
9 documents disclosed to a federal, State, county, or local law
10 enforcement agency shall not be disclosed by the agency for any
11 purpose to any other agency or person. A formal complaint filed
12 against a registrant by the Department or any order issued by
13 the Department against a registrant or applicant shall be a
14 public record, except as otherwise prohibited by law.

15 Section 5-145. Illinois Administrative Procedure Act. The
16 Illinois Administrative Procedure Act is hereby expressly
17 adopted and incorporated herein as if all of the provisions of
18 that Act were included in this Act, except that the provision
19 of subsection (d) of Section 10-65 of the Illinois
20 Administrative Procedure Act that provides that at hearings the
21 registrant has the right to show compliance with all lawful
22 requirements for retention, continuation, or renewal of the
23 registration is specifically excluded. The Department shall
24 not be required to annually verify email addresses as specified
25 in paragraph (a) of subsection (2) of Section 10-75 of the

1 Illinois Administrative Procedure Act. For the purposes of this
2 Act the notice required under Section 10-25 of the Illinois
3 Administrative Procedure Act is deemed sufficient when mailed
4 to the address of record or emailed to the email address of
5 record.

6 Article 90. Amendatory Provisions.

7 Section 90-5. The Regulatory Sunset Act is amended by
8 adding Section 4.41 as follows:

9 (5 ILCS 80/4.41 new)

10 Sec. 4.41. Act repealed on January 1, 2022. The following
11 Act is repealed on January 1, 2022:

12 Landscape Architecture Registration Act.

13 Section 90-10. The Illinois Administrative Procedure Act
14 is amended by adding Sections 5-45.8 and 5-45.9 as follows:

15 (5 ILCS 100/5-45.8 new)

16 Sec. 5-45.8. Emergency rulemaking; Secretary of State
17 emergency powers. To provide for the expeditious and timely
18 implementation of the extension provisions of Section 30 of the
19 Secretary of State Act, emergency rules implementing the
20 extension provisions of Section 30 of the Secretary of State
21 Act may be adopted in accordance with Section 5-45 by the

1 Secretary of State. The adoption of emergency rules authorized
2 by Section 5-45 and this Section is deemed to be necessary for
3 the public interest, safety, and welfare.

4 This Section is repealed on January 1, 2022.

5 (5 ILCS 100/5-45.9 new)

6 Sec. 5-45.9. Emergency Rulemaking; Firearm Owners
7 Identification Card Act. To provide for the expeditious and
8 timely implementation of subsection (c) of Section 5 of the
9 Firearm Owner's Identification Card Act and subsection (c) of
10 Section 50 of the Firearm Concealed Carry Act, emergency rules
11 implementing subsection (c) of Section 5 of the Firearm Owner's
12 Identification Card Act and subsection (c) of Section 50 of the
13 Firearm Concealed Carry Act may be adopted in accordance with
14 Section 5-45 by the Illinois State Police. Any rule shall not
15 add any additional requirements, qualifications or
16 disqualifications to Section 4 of the Firearm Owner's
17 Identification Card Act or Section 25 of the Firearm Concealed
18 Carry Act. Emergency rules adopted under this Section are not
19 subject to the limitation on the number of emergency rules that
20 may be adopted in a 24 month period under subsection (c) of
21 Section 5-45. The adoption of emergency rules authorized by
22 Section 5-45 and this Section is deemed to be necessary for the
23 public interest, safety and welfare.

24 Section 90-15. The Secretary of State Act is amended by

1 changing Section 30 as follows:

2 (15 ILCS 305/30)

3 (Section scheduled to be repealed on June 30, 2021)

4 Sec. 30. Emergency powers.

5 (a) In response to the ongoing public health disaster
6 caused by Coronavirus Disease 2019 (COVID-19), a novel severe
7 acute respiratory illness that spreads rapidly through
8 respiratory transmissions, and the need to regulate the number
9 of individuals entering a Secretary of State facility at any
10 one time in order to prevent the spread of the disease, the
11 Secretary of State is hereby given the authority to adopt
12 emergency rulemakings, as provided under subsection (b), and to
13 adopt permanent administrative rules extending until no later
14 than June 30, 2021, the expiration dates of driver's licenses,
15 driving permits, monitoring device driving permits, restricted
16 driving permits, identification cards, disabled parking
17 placards and decals, and vehicle registrations that were issued
18 with expiration dates on or after January 1, 2020. If as of May
19 1, 2021, there remains in effect a proclamation issued by the
20 Governor of the State of Illinois declaring a statewide
21 disaster in response to the outbreak of COVID-19, the Secretary
22 may further extend such expiration dates until no later than
23 December 31, 2021. ~~Upon the Governor of the State of Illinois~~
24 ~~issuing a statewide disaster proclamation based on a health~~
25 ~~pandemic or similar emergency, the Secretary may extend for the~~

1 ~~duration of the proclaimed disaster and for up to a period of~~
2 ~~120 days beyond the expiration of the disaster proclamation:~~

3 ~~(1) the expiration dates of driver's licenses, driving~~
4 ~~permits, identification cards, disabled parking placards~~
5 ~~and decals, and vehicle registrations; and~~

6 ~~(2) the expiration dates of professional licenses,~~
7 ~~registrations, certifications and commissions issued by~~
8 ~~the Secretary, including but not limited to, vehicle~~
9 ~~dealership licenses, commercial driver training school~~
10 ~~licenses, and securities, broker and investment adviser~~
11 ~~registrations.~~

12 ~~After the initial 120-day extension, the Secretary may~~
13 ~~adopt subsequent 30-day extensions only upon a determination~~
14 ~~that circumstances necessitate additional extensions. The~~
15 ~~Secretary must adopt any subsequent 30-day extension prior to~~
16 ~~the previous lapsing.~~

17 (a-5) During the period of any extensions implemented
18 pursuant to this Section, all driver's licenses, driving
19 permits, monitoring device driving permits, restricted driving
20 permits, identification cards, disabled parking placards and
21 decals, and vehicle registrations shall be subject to any terms
22 and conditions under which the original document was issued.

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

1 State, subject to the provisions of Section 5-45 of the
2 Illinois Administrative Procedure Act. Any such rule shall:

3 (1) (blank); ~~identify the disaster proclamation~~
4 ~~authorizing the rulemaking;~~

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

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

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

26 (d) All law enforcement agencies in the State of Illinois

1 and all State and local governmental entities shall recognize
2 the validity of, and give full legal force to, extensions
3 granted pursuant to this Section.

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

13 (f) This Section is repealed on January 1, 2022 ~~June 30,~~
14 ~~2021.~~

15 (Source: P.A. 101-640, eff. 6-12-20.)

16 Section 90-20. The Department of Commerce and Economic
17 Opportunity Law of the Civil Administrative Code of Illinois is
18 amended by changing Section 605-1047 and by adding Section
19 605-1045.1 as follows:

20 (20 ILCS 605/605-1045.1 new)

21 Sec. 605-1045.1. Restore Illinois Collaborative
22 Commission. The General Assembly finds and declares that this
23 amendatory Act of the 101st General Assembly manifests the
24 intention of the General Assembly to extend the repeal of

1 Section 605-1045. Section 605-1045 as enacted and reenacted in
2 this Section shall be deemed to have been in continuous effect
3 since June 12, 2020 and it shall continue to be in effect
4 henceforward until it is otherwise lawfully repealed. All
5 previously enacted amendments to this Section taking effect on
6 or after June 12, 2020, are hereby validated. All actions taken
7 in reliance on the continuing effect of Section 605-1045 by any
8 person or entity are hereby validated. In order to ensure the
9 continuing effectiveness of this Section, it is set forth in
10 full and reenacted by this amendatory Act of the 101st General
11 Assembly. This reenactment is intended as a continuation of
12 this Section. It is not intended to supersede any amendment to
13 this Section that is enacted by the 101st General Assembly.

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

24 (b) The Department may request meetings be convened to
25 address revitalization efforts for the various sectors of the
26 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 January 1, 2023.

3 (20 ILCS 605/605-1047)

4 Sec. 605-1047 ~~605-1045~~. Local Coronavirus Urgent
5 Remediation Emergency (or Local CURE) Support Program.

6 (a) Purpose. The Department may receive, directly or
7 indirectly, federal funds from the Coronavirus Relief Fund
8 provided to the State pursuant to Section 5001 of the federal
9 Coronavirus Aid, Relief, and Economic Security (CARES) Act to
10 provide financial support to units of local government for
11 purposes authorized by Section 5001 of the federal Coronavirus
12 Aid, Relief, and Economic Security (CARES) Act and related
13 federal guidance. Upon receipt of such funds, and
14 appropriations for their use, the Department shall administer a
15 Local Coronavirus Urgent Remediation Emergency (or Local CURE)
16 Support Program to provide financial support to units of local
17 government that have incurred necessary expenditures due to the
18 COVID-19 public health emergency. The Department shall provide
19 by rule the administrative framework for the Local CURE Support
20 Program.

21 (b) Allocations. A portion of the funds appropriated for
22 the Local CURE Support Program may be allotted to
23 municipalities and counties based on proportionate population.
24 Units of local government, or portions thereof, located within
25 the five Illinois counties that received direct allotments from

1 the federal Coronavirus Relief Fund will not be included in the
2 support program allotments. The Department may establish other
3 administrative procedures for providing financial support to
4 units of local government. Appropriated funds may be used for
5 administration of the support program, including the hiring of
6 a service provider to assist with coordination and
7 administration.

8 (c) Administrative Procedures. The Department may
9 establish administrative procedures for the support program,
10 including any application procedures, grant agreements,
11 certifications, payment methodologies, and other
12 accountability measures that may be imposed upon recipients of
13 funds under the grant program. Financial support may be
14 provided in the form of grants or in the form of expense
15 reimbursements for disaster-related expenditures. The
16 emergency rulemaking process may be used to promulgate the
17 ~~initial~~ rules of the grant program.

18 (d) Definitions. As used in this Section:

19 (1) "COVID-19" means the novel coronavirus virus
20 disease deemed COVID-19 by the World Health Organization on
21 February 11, 2020.

22 (2) "Local government" or "unit of local government"
23 means any unit of local government as defined in Article
24 VII, Section 1 of the Illinois Constitution.

25 (3) "Third party administrator" means a service
26 provider selected by the Department to provide operational

1 assistance with the administration of the support program.

2 (e) Powers of the Department. The Department has the power
3 to:

4 (1) Provide financial support to eligible units of
5 local government with funds appropriated from the Local
6 Coronavirus Urgent Remediation Emergency (Local CURE) Fund
7 to cover necessary costs incurred due to the COVID-19
8 public health emergency that are eligible to be paid using
9 federal funds from the Coronavirus Relief Fund.

10 (2) Enter into agreements, accept funds, issue grants
11 or expense reimbursements, and engage in cooperation with
12 agencies of the federal government and units of local
13 governments to carry out the purposes of this support
14 program, and to use funds appropriated from the Local
15 Coronavirus Urgent Remediation Emergency (Local CURE) Fund
16 fund upon such terms and conditions as may be established
17 by the federal government and the Department.

18 (3) Enter into agreements with third-party
19 administrators to assist the state with operational
20 assistance and administrative functions related to review
21 of documentation and processing of financial support
22 payments to units of local government.

23 (4) Establish applications, notifications, contracts,
24 and procedures and adopt rules deemed necessary and
25 appropriate to carry out the provisions of this Section. To
26 provide for the expeditious and timely implementation of

1 this Act, emergency rules to implement any provision of
2 this Section may be adopted by the Department subject to
3 the provisions of Section 5-45 of the Illinois
4 Administrative Procedure Act.

5 (5) Provide staff, administration, and related support
6 required to manage the support program and pay for the
7 staffing, administration, and related support with funds
8 appropriated from the Local Coronavirus Urgent Remediation
9 Emergency (Local CURE) Fund.

10 (6) Exercise such other powers as are necessary or
11 incidental to the foregoing.

12 (f) Local CURE Financial Support to Local Governments. The
13 Department is authorized to provide financial support to
14 eligible units of local government including, but not limited
15 to, certified local health departments for necessary costs
16 incurred due to the COVID-19 public health emergency that are
17 eligible to be paid using federal funds from the Coronavirus
18 Relief Fund.

19 (1) Financial support funds may be used by a unit of
20 local government only for payment of costs permitted to be
21 covered with monies from the Coronavirus Relief Fund
22 pursuant to Section 601(d)(3) of the Social Security Act,
23 as amended, or any other federal law ~~that: (i) are~~
24 ~~necessary expenditures incurred due to the public health~~
25 ~~emergency of COVID 19; (ii) were not accounted for in the~~
26 ~~most recent budget approved as of March 27, 2020 for the~~

1 ~~unit of local government; and (iii) were incurred between~~
2 ~~March 1, 2020 and December 30, 2020.~~

3 (2) A unit of local government receiving financial
4 support funds under this program shall certify to the
5 Department that it shall use the funds in accordance with
6 the requirements of paragraph (1) and that any funds
7 received but not used for such purposes shall be repaid to
8 the Department.

9 (3) The Department shall make the determination to
10 provide financial support funds to a unit of local
11 government on the basis of criteria established by the
12 Department.

13 (Source: P.A. 101-636, eff. 6-10-20; revised 8-3-20.)

14 Section 90-25. The General Assembly Organization Act is
15 amended by changing Section 1 as follows:

16 (25 ILCS 5/1) (from Ch. 63, par. 1)

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

21 (b) In times of pestilence or an emergency resulting from
22 the effects of enemy attack or threatened enemy attack, members
23 may participate remotely and cast votes in sessions, by joint
24 proclamation of the Speaker of the House of Representatives and

1 the President of the Senate, and committees of either the House
2 of Representatives or Senate may participate remotely pursuant
3 to the rules of the chamber. The House of Representatives and
4 the Senate shall adopt rules for remote participation. The
5 rules of the chamber may require that a quorum of the members
6 is physically present at the location of the session or the
7 committee meeting. As used in this Section, "participate
8 remotely" means simultaneous, interactive participation in
9 session or committee meeting by members not physically present,
10 through means of communication technologies designed to
11 accommodate and facilitate such simultaneous, interactive
12 participation and where members of the public may view such
13 meetings or sessions. This subsection (b) is inoperative on and
14 after June 1, 2022.

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

16 Section 90-30. The Legislative Commission Reorganization
17 Act of 1984 is amended by changing Section 1-5 as follows:

18 (25 ILCS 130/1-5) (from Ch. 63, par. 1001-5)

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

20 (a) The Boards of the Joint Committee on Administrative
21 Rules, the Commission on Government Forecasting and
22 Accountability, and the Legislative Audit ~~Commission~~ ~~Committee~~
23 shall each consist of 12 members of the General Assembly, of
24 whom 3 shall be appointed by the President of the Senate, 3

1 shall be appointed by the Minority Leader of the Senate, 3
2 shall be appointed by the Speaker of the House of
3 Representatives, and 3 shall be appointed by the Minority
4 Leader of the House of Representatives. All appointments shall
5 be in writing and filed with the Secretary of State as a public
6 record.

7 Members shall serve a 2-year term, and must be appointed by
8 the Joint Committee during the month of January in each
9 odd-numbered year for terms beginning February 1. Any vacancy
10 in an Agency shall be filled by appointment for the balance of
11 the term in the same manner as the original appointment. A
12 vacancy shall exist when a member no longer holds the elected
13 legislative office held at the time of the appointment or at
14 the termination of the member's legislative service.

15 During the month of February of each odd-numbered year, the
16 Joint Committee on Legislative Support Services shall select
17 from the members of the Board of each Agency 2 co-chairpersons
18 and such other officers as the Joint Committee deems necessary.
19 The co-chairpersons of each Board shall serve for a 2-year
20 term, beginning February 1 of the odd-numbered year, and the 2
21 co-chairpersons shall not be members of or identified with the
22 same house or the same political party.

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

26 Notwithstanding any other provision of law, in times of

1 pestilence or an emergency resulting from the effects of enemy
2 attack or threatened enemy attack, by agreement of the
3 co-chairs of the respective Board, members of a Board under
4 this subsection may participate remotely and cast votes in a
5 hearing. Each Board shall adopt rules for remote participation.
6 As used in this Section, "participate remotely" means
7 simultaneous, interactive participation in Board meetings by
8 members not physically present, through means of communication
9 technologies designed to accommodate and facilitate such
10 simultaneous, interactive participation and where members of
11 the public may view such meetings.

12 (b) The Board of each of the following legislative support
13 agencies shall consist of the Secretary and Assistant Secretary
14 of the Senate and the Clerk and Assistant Clerk of the House of
15 Representatives: the Legislative Information System, the
16 Legislative Printing Unit, the Legislative Reference Bureau,
17 and the Office of the Architect of the Capitol. The
18 co-chairpersons of the Board of the Office of the Architect of
19 the Capitol shall be the Secretary of the Senate and the Clerk
20 of the House of Representatives, each ex officio.

21 The Chairperson of each of the other Boards shall be the
22 member who is affiliated with the same caucus as the then
23 serving Chairperson of the Joint Committee on Legislative
24 Support Services. Each Board shall meet twice annually or more
25 often upon the call of the chair or any 3 members. A quorum of
26 the Board shall consist of a majority of the appointed members.

1 When the Board of the Office of the Architect of the
2 Capitol has cast a tied vote concerning the design,
3 implementation, or construction of a project within the
4 legislative complex, as defined in Section 8A-15, the Architect
5 of the Capitol may cast the tie-breaking vote.

6 (c) (Blank).

7 (d) Members of each Agency shall serve without
8 compensation, but shall be reimbursed for expenses incurred in
9 carrying out the duties of the Agency pursuant to rules and
10 regulations adopted by the Joint Committee on Legislative
11 Support Services.

12 (e) Beginning February 1, 1985, and every 2 years
13 thereafter, the Joint Committee shall select an Executive
14 Director who shall be the chief executive officer and staff
15 director of each Agency. The Executive Director shall receive a
16 salary as fixed by the Joint Committee and shall be authorized
17 to employ and fix the compensation of necessary professional,
18 technical and secretarial staff and prescribe their duties,
19 sign contracts, and issue vouchers for the payment of
20 obligations pursuant to rules and regulations adopted by the
21 Joint Committee on Legislative Support Services. The Executive
22 Director and other employees of the Agency shall not be subject
23 to the Personnel Code.

24 The executive director of the Office of the Architect of
25 the Capitol shall be known as the Architect of the Capitol.

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

1 Section 90-35. The Property Tax Code is amended by changing
2 Sections 15-168, 15-169, and 15-172 as follows:

3 (35 ILCS 200/15-168)

4 Sec. 15-168. Homestead exemption for persons with
5 disabilities.

6 (a) Beginning with taxable year 2007, an annual homestead
7 exemption is granted to persons with disabilities in the amount
8 of \$2,000, except as provided in subsection (c), to be deducted
9 from the property's value as equalized or assessed by the
10 Department of Revenue. The person with a disability shall
11 receive the homestead exemption upon meeting the following
12 requirements:

13 (1) The property must be occupied as the primary
14 residence by the person with a disability.

15 (2) The person with a disability must be liable for
16 paying the real estate taxes on the property.

17 (3) The person with a disability must be an owner of
18 record of the property or have a legal or equitable
19 interest in the property as evidenced by a written
20 instrument. In the case of a leasehold interest in
21 property, the lease must be for a single family residence.

22 A person who has a disability during the taxable year is
23 eligible to apply for this homestead exemption during that
24 taxable year. Application must be made during the application

1 period in effect for the county of residence. If a homestead
2 exemption has been granted under this Section and the person
3 awarded the exemption subsequently becomes a resident of a
4 facility licensed under the Nursing Home Care Act, the
5 Specialized Mental Health Rehabilitation Act of 2013, the ID/DD
6 Community Care Act, or the MC/DD Act, then the exemption shall
7 continue (i) so long as the residence continues to be occupied
8 by the qualifying person's spouse or (ii) if the residence
9 remains unoccupied but is still owned by the person qualified
10 for the homestead exemption.

11 (b) For the purposes of this Section, "person with a
12 disability" means a person unable to engage in any substantial
13 gainful activity by reason of a medically determinable physical
14 or mental impairment which can be expected to result in death
15 or has lasted or can be expected to last for a continuous
16 period of not less than 12 months. Persons with disabilities
17 filing claims under this Act shall submit proof of disability
18 in such form and manner as the Department shall by rule and
19 regulation prescribe. Proof that a claimant is eligible to
20 receive disability benefits under the Federal Social Security
21 Act shall constitute proof of disability for purposes of this
22 Act. Issuance of an Illinois Person with a Disability
23 Identification Card stating that the claimant is under a Class
24 2 disability, as defined in Section 4A of the Illinois
25 Identification Card Act, shall constitute proof that the person
26 named thereon is a person with a disability for purposes of

1 this Act. A person with a disability not covered under the
2 Federal Social Security Act and not presenting an Illinois
3 Person with a Disability Identification Card stating that the
4 claimant is under a Class 2 disability shall be examined by a
5 physician, advanced practice registered nurse, or physician
6 assistant designated by the Department, and his status as a
7 person with a disability determined using the same standards as
8 used by the Social Security Administration. The costs of any
9 required examination shall be borne by the claimant.

10 (c) For land improved with (i) an apartment building owned
11 and operated as a cooperative or (ii) a life care facility as
12 defined under Section 2 of the Life Care Facilities Act that is
13 considered to be a cooperative, the maximum reduction from the
14 value of the property, as equalized or assessed by the
15 Department, shall be multiplied by the number of apartments or
16 units occupied by a person with a disability. The person with a
17 disability shall receive the homestead exemption upon meeting
18 the following requirements:

19 (1) The property must be occupied as the primary
20 residence by the person with a disability.

21 (2) The person with a disability must be liable by
22 contract with the owner or owners of record for paying the
23 apportioned property taxes on the property of the
24 cooperative or life care facility. In the case of a life
25 care facility, the person with a disability must be liable
26 for paying the apportioned property taxes under a life care

1 contract as defined in Section 2 of the Life Care
2 Facilities Act.

3 (3) The person with a disability must be an owner of
4 record of a legal or equitable interest in the cooperative
5 apartment building. A leasehold interest does not meet this
6 requirement.

7 If a homestead exemption is granted under this subsection, the
8 cooperative association or management firm shall credit the
9 savings resulting from the exemption to the apportioned tax
10 liability of the qualifying person with a disability. The chief
11 county assessment officer may request reasonable proof that the
12 association or firm has properly credited the exemption. A
13 person who willfully refuses to credit an exemption to the
14 qualified person with a disability is guilty of a Class B
15 misdemeanor.

16 (d) The chief county assessment officer shall determine the
17 eligibility of property to receive the homestead exemption
18 according to guidelines established by the Department. After a
19 person has received an exemption under this Section, an annual
20 verification of eligibility for the exemption shall be mailed
21 to the taxpayer.

22 In counties with fewer than 3,000,000 inhabitants, the
23 chief county assessment officer shall provide to each person
24 granted a homestead exemption under this Section a form to
25 designate any other person to receive a duplicate of any notice
26 of delinquency in the payment of taxes assessed and levied

1 under this Code on the person's qualifying property. The
2 duplicate notice shall be in addition to the notice required to
3 be provided to the person receiving the exemption and shall be
4 given in the manner required by this Code. The person filing
5 the request for the duplicate notice shall pay an
6 administrative fee of \$5 to the chief county assessment
7 officer. The assessment officer shall then file the executed
8 designation with the county collector, who shall issue the
9 duplicate notices as indicated by the designation. A
10 designation may be rescinded by the person with a disability in
11 the manner required by the chief county assessment officer.

12 (d-5) Notwithstanding any other provision of law, each
13 chief county assessment officer may approve this exemption for
14 the 2020 and 2021 taxable years ~~year~~, without application, for
15 any property that was approved for this exemption for the 2019
16 taxable year, provided that:

17 (1) the county board has declared a local disaster as
18 provided in the Illinois Emergency Management Agency Act
19 related to the COVID-19 public health emergency;

20 (2) the owner of record of the property as of January 1
21 of the taxable year ~~January 1, 2020~~ is the same as the
22 owner of record of the property as of January 1, 2019;

23 (3) the exemption for the 2019 taxable year has not
24 been determined to be an erroneous exemption as defined by
25 this Code; and

26 (4) the applicant for the 2019 taxable year has not

1 asked for the exemption to be removed for the 2019, ~~or~~
2 2020, or 2021 taxable years.

3 (e) A taxpayer who claims an exemption under Section 15-165
4 or 15-169 may not claim an exemption under this Section.

5 (Source: P.A. 100-513, eff. 1-1-18; 101-635, eff. 6-5-20.)

6 (35 ILCS 200/15-169)

7 Sec. 15-169. Homestead exemption for veterans with
8 disabilities.

9 (a) Beginning with taxable year 2007, an annual homestead
10 exemption, limited to the amounts set forth in subsections (b)
11 and (b-3), is granted for property that is used as a qualified
12 residence by a veteran with a disability.

13 (b) For taxable years prior to 2015, the amount of the
14 exemption under this Section is as follows:

15 (1) for veterans with a service-connected disability
16 of at least (i) 75% for exemptions granted in taxable years
17 2007 through 2009 and (ii) 70% for exemptions granted in
18 taxable year 2010 and each taxable year thereafter, as
19 certified by the United States Department of Veterans
20 Affairs, the annual exemption is \$5,000; and

21 (2) for veterans with a service-connected disability
22 of at least 50%, but less than (i) 75% for exemptions
23 granted in taxable years 2007 through 2009 and (ii) 70% for
24 exemptions granted in taxable year 2010 and each taxable
25 year thereafter, as certified by the United States

1 Department of Veterans Affairs, the annual exemption is
2 \$2,500.

3 (b-3) For taxable years 2015 and thereafter:

4 (1) if the veteran has a service connected disability
5 of 30% or more but less than 50%, as certified by the
6 United States Department of Veterans Affairs, then the
7 annual exemption is \$2,500;

8 (2) if the veteran has a service connected disability
9 of 50% or more but less than 70%, as certified by the
10 United States Department of Veterans Affairs, then the
11 annual exemption is \$5,000; and

12 (3) if the veteran has a service connected disability
13 of 70% or more, as certified by the United States
14 Department of Veterans Affairs, then the property is exempt
15 from taxation under this Code.

16 (b-5) If a homestead exemption is granted under this
17 Section and the person awarded the exemption subsequently
18 becomes a resident of a facility licensed under the Nursing
19 Home Care Act or a facility operated by the United States
20 Department of Veterans Affairs, then the exemption shall
21 continue (i) so long as the residence continues to be occupied
22 by the qualifying person's spouse or (ii) if the residence
23 remains unoccupied but is still owned by the person who
24 qualified for the homestead exemption.

25 (c) The tax exemption under this Section carries over to
26 the benefit of the veteran's surviving spouse as long as the

1 spouse holds the legal or beneficial title to the homestead,
2 permanently resides thereon, and does not remarry. If the
3 surviving spouse sells the property, an exemption not to exceed
4 the amount granted from the most recent ad valorem tax roll may
5 be transferred to his or her new residence as long as it is
6 used as his or her primary residence and he or she does not
7 remarry.

8 (c-1) Beginning with taxable year 2015, nothing in this
9 Section shall require the veteran to have qualified for or
10 obtained the exemption before death if the veteran was killed
11 in the line of duty.

12 (d) The exemption under this Section applies for taxable
13 year 2007 and thereafter. A taxpayer who claims an exemption
14 under Section 15-165 or 15-168 may not claim an exemption under
15 this Section.

16 (e) Each taxpayer who has been granted an exemption under
17 this Section must reapply on an annual basis. Application must
18 be made during the application period in effect for the county
19 of his or her residence. The assessor or chief county
20 assessment officer may determine the eligibility of
21 residential property to receive the homestead exemption
22 provided by this Section by application, visual inspection,
23 questionnaire, or other reasonable methods. The determination
24 must be made in accordance with guidelines established by the
25 Department.

26 (e-1) If the person qualifying for the exemption does not

1 occupy the qualified residence as of January 1 of the taxable
2 year, the exemption granted under this Section shall be
3 prorated on a monthly basis. The prorated exemption shall apply
4 beginning with the first complete month in which the person
5 occupies the qualified residence.

6 (e-5) Notwithstanding any other provision of law, each
7 chief county assessment officer may approve this exemption for
8 the 2020 and 2021 taxable years ~~year~~, without application, for
9 any property that was approved for this exemption for the 2019
10 taxable year, provided that:

11 (1) the county board has declared a local disaster as
12 provided in the Illinois Emergency Management Agency Act
13 related to the COVID-19 public health emergency;

14 (2) the owner of record of the property as of January 1
15 of the taxable year ~~January 1, 2020~~ is the same as the
16 owner of record of the property as of January 1, 2019;

17 (3) the exemption for the 2019 taxable year has not
18 been determined to be an erroneous exemption as defined by
19 this Code; and

20 (4) the applicant for the 2019 taxable year has not
21 asked for the exemption to be removed for the 2019, ~~or~~
22 2020, or 2021 taxable years.

23 Nothing in this subsection shall preclude a veteran whose
24 service connected disability rating has changed since the 2019
25 exemption was granted from applying for the exemption based on
26 the subsequent service connected disability rating.

1 (f) For the purposes of this Section:

2 "Qualified residence" means real property, but less any
3 portion of that property that is used for commercial purposes,
4 with an equalized assessed value of less than \$250,000 that is
5 the primary residence of a veteran with a disability. Property
6 rented for more than 6 months is presumed to be used for
7 commercial purposes.

8 "Veteran" means an Illinois resident who has served as a
9 member of the United States Armed Forces on active duty or
10 State active duty, a member of the Illinois National Guard, or
11 a member of the United States Reserve Forces and who has
12 received an honorable discharge.

13 (Source: P.A. 100-869, eff. 8-14-18; 101-635, eff. 6-5-20.)

14 (35 ILCS 200/15-172)

15 Sec. 15-172. Senior Citizens Assessment Freeze Homestead
16 Exemption.

17 (a) This Section may be cited as the Senior Citizens
18 Assessment Freeze Homestead Exemption.

19 (b) As used in this Section:

20 "Applicant" means an individual who has filed an
21 application under this Section.

22 "Base amount" means the base year equalized assessed value
23 of the residence plus the first year's equalized assessed value
24 of any added improvements which increased the assessed value of
25 the residence after the base year.

1 "Base year" means the taxable year prior to the taxable
2 year for which the applicant first qualifies and applies for
3 the exemption provided that in the prior taxable year the
4 property was improved with a permanent structure that was
5 occupied as a residence by the applicant who was liable for
6 paying real property taxes on the property and who was either
7 (i) an owner of record of the property or had legal or
8 equitable interest in the property as evidenced by a written
9 instrument or (ii) had a legal or equitable interest as a
10 lessee in the parcel of property that was single family
11 residence. If in any subsequent taxable year for which the
12 applicant applies and qualifies for the exemption the equalized
13 assessed value of the residence is less than the equalized
14 assessed value in the existing base year (provided that such
15 equalized assessed value is not based on an assessed value that
16 results from a temporary irregularity in the property that
17 reduces the assessed value for one or more taxable years), then
18 that subsequent taxable year shall become the base year until a
19 new base year is established under the terms of this paragraph.
20 For taxable year 1999 only, the Chief County Assessment Officer
21 shall review (i) all taxable years for which the applicant
22 applied and qualified for the exemption and (ii) the existing
23 base year. The assessment officer shall select as the new base
24 year the year with the lowest equalized assessed value. An
25 equalized assessed value that is based on an assessed value
26 that results from a temporary irregularity in the property that

1 reduces the assessed value for one or more taxable years shall
2 not be considered the lowest equalized assessed value. The
3 selected year shall be the base year for taxable year 1999 and
4 thereafter until a new base year is established under the terms
5 of this paragraph.

6 "Chief County Assessment Officer" means the County
7 Assessor or Supervisor of Assessments of the county in which
8 the property is located.

9 "Equalized assessed value" means the assessed value as
10 equalized by the Illinois Department of Revenue.

11 "Household" means the applicant, the spouse of the
12 applicant, and all persons using the residence of the applicant
13 as their principal place of residence.

14 "Household income" means the combined income of the members
15 of a household for the calendar year preceding the taxable
16 year.

17 "Income" has the same meaning as provided in Section 3.07
18 of the Senior Citizens and Persons with Disabilities Property
19 Tax Relief Act, except that, beginning in assessment year 2001,
20 "income" does not include veteran's benefits.

21 "Internal Revenue Code of 1986" means the United States
22 Internal Revenue Code of 1986 or any successor law or laws
23 relating to federal income taxes in effect for the year
24 preceding the taxable year.

25 "Life care facility that qualifies as a cooperative" means
26 a facility as defined in Section 2 of the Life Care Facilities

1 Act.

2 "Maximum income limitation" means:

3 (1) \$35,000 prior to taxable year 1999;

4 (2) \$40,000 in taxable years 1999 through 2003;

5 (3) \$45,000 in taxable years 2004 through 2005;

6 (4) \$50,000 in taxable years 2006 and 2007;

7 (5) \$55,000 in taxable years 2008 through 2016;

8 (6) for taxable year 2017, (i) \$65,000 for qualified
9 property located in a county with 3,000,000 or more
10 inhabitants and (ii) \$55,000 for qualified property
11 located in a county with fewer than 3,000,000 inhabitants;
12 and

13 (7) for taxable years 2018 and thereafter, \$65,000 for
14 all qualified property.

15 "Residence" means the principal dwelling place and
16 appurtenant structures used for residential purposes in this
17 State occupied on January 1 of the taxable year by a household
18 and so much of the surrounding land, constituting the parcel
19 upon which the dwelling place is situated, as is used for
20 residential purposes. If the Chief County Assessment Officer
21 has established a specific legal description for a portion of
22 property constituting the residence, then that portion of
23 property shall be deemed the residence for the purposes of this
24 Section.

25 "Taxable year" means the calendar year during which ad
26 valorem property taxes payable in the next succeeding year are

1 levied.

2 (c) Beginning in taxable year 1994, a senior citizens
3 assessment freeze homestead exemption is granted for real
4 property that is improved with a permanent structure that is
5 occupied as a residence by an applicant who (i) is 65 years of
6 age or older during the taxable year, (ii) has a household
7 income that does not exceed the maximum income limitation,
8 (iii) is liable for paying real property taxes on the property,
9 and (iv) is an owner of record of the property or has a legal or
10 equitable interest in the property as evidenced by a written
11 instrument. This homestead exemption shall also apply to a
12 leasehold interest in a parcel of property improved with a
13 permanent structure that is a single family residence that is
14 occupied as a residence by a person who (i) is 65 years of age
15 or older during the taxable year, (ii) has a household income
16 that does not exceed the maximum income limitation, (iii) has a
17 legal or equitable ownership interest in the property as
18 lessee, and (iv) is liable for the payment of real property
19 taxes on that property.

20 In counties of 3,000,000 or more inhabitants, the amount of
21 the exemption for all taxable years is the equalized assessed
22 value of the residence in the taxable year for which
23 application is made minus the base amount. In all other
24 counties, the amount of the exemption is as follows: (i)
25 through taxable year 2005 and for taxable year 2007 and
26 thereafter, the amount of this exemption shall be the equalized

1 assessed value of the residence in the taxable year for which
2 application is made minus the base amount; and (ii) for taxable
3 year 2006, the amount of the exemption is as follows:

4 (1) For an applicant who has a household income of
5 \$45,000 or less, the amount of the exemption is the
6 equalized assessed value of the residence in the taxable
7 year for which application is made minus the base amount.

8 (2) For an applicant who has a household income
9 exceeding \$45,000 but not exceeding \$46,250, the amount of
10 the exemption is (i) the equalized assessed value of the
11 residence in the taxable year for which application is made
12 minus the base amount (ii) multiplied by 0.8.

13 (3) For an applicant who has a household income
14 exceeding \$46,250 but not exceeding \$47,500, the amount of
15 the exemption is (i) the equalized assessed value of the
16 residence in the taxable year for which application is made
17 minus the base amount (ii) multiplied by 0.6.

18 (4) For an applicant who has a household income
19 exceeding \$47,500 but not exceeding \$48,750, the amount of
20 the exemption is (i) the equalized assessed value of the
21 residence in the taxable year for which application is made
22 minus the base amount (ii) multiplied by 0.4.

23 (5) For an applicant who has a household income
24 exceeding \$48,750 but not exceeding \$50,000, the amount of
25 the exemption is (i) the equalized assessed value of the
26 residence in the taxable year for which application is made

1 minus the base amount (ii) multiplied by 0.2.

2 When the applicant is a surviving spouse of an applicant
3 for a prior year for the same residence for which an exemption
4 under this Section has been granted, the base year and base
5 amount for that residence are the same as for the applicant for
6 the prior year.

7 Each year at the time the assessment books are certified to
8 the County Clerk, the Board of Review or Board of Appeals shall
9 give to the County Clerk a list of the assessed values of
10 improvements on each parcel qualifying for this exemption that
11 were added after the base year for this parcel and that
12 increased the assessed value of the property.

13 In the case of land improved with an apartment building
14 owned and operated as a cooperative or a building that is a
15 life care facility that qualifies as a cooperative, the maximum
16 reduction from the equalized assessed value of the property is
17 limited to the sum of the reductions calculated for each unit
18 occupied as a residence by a person or persons (i) 65 years of
19 age or older, (ii) with a household income that does not exceed
20 the maximum income limitation, (iii) who is liable, by contract
21 with the owner or owners of record, for paying real property
22 taxes on the property, and (iv) who is an owner of record of a
23 legal or equitable interest in the cooperative apartment
24 building, other than a leasehold interest. In the instance of a
25 cooperative where a homestead exemption has been granted under
26 this Section, the cooperative association or its management

1 firm shall credit the savings resulting from that exemption
2 only to the apportioned tax liability of the owner who
3 qualified for the exemption. Any person who willfully refuses
4 to credit that savings to an owner who qualifies for the
5 exemption is guilty of a Class B misdemeanor.

6 When a homestead exemption has been granted under this
7 Section and an applicant then becomes a resident of a facility
8 licensed under the Assisted Living and Shared Housing Act, the
9 Nursing Home Care Act, the Specialized Mental Health
10 Rehabilitation Act of 2013, the ID/DD Community Care Act, or
11 the MC/DD Act, the exemption shall be granted in subsequent
12 years so long as the residence (i) continues to be occupied by
13 the qualified applicant's spouse or (ii) if remaining
14 unoccupied, is still owned by the qualified applicant for the
15 homestead exemption.

16 Beginning January 1, 1997, when an individual dies who
17 would have qualified for an exemption under this Section, and
18 the surviving spouse does not independently qualify for this
19 exemption because of age, the exemption under this Section
20 shall be granted to the surviving spouse for the taxable year
21 preceding and the taxable year of the death, provided that,
22 except for age, the surviving spouse meets all other
23 qualifications for the granting of this exemption for those
24 years.

25 When married persons maintain separate residences, the
26 exemption provided for in this Section may be claimed by only

1 one of such persons and for only one residence.

2 For taxable year 1994 only, in counties having less than
3 3,000,000 inhabitants, to receive the exemption, a person shall
4 submit an application by February 15, 1995 to the Chief County
5 Assessment Officer of the county in which the property is
6 located. In counties having 3,000,000 or more inhabitants, for
7 taxable year 1994 and all subsequent taxable years, to receive
8 the exemption, a person may submit an application to the Chief
9 County Assessment Officer of the county in which the property
10 is located during such period as may be specified by the Chief
11 County Assessment Officer. The Chief County Assessment Officer
12 in counties of 3,000,000 or more inhabitants shall annually
13 give notice of the application period by mail or by
14 publication. In counties having less than 3,000,000
15 inhabitants, beginning with taxable year 1995 and thereafter,
16 to receive the exemption, a person shall submit an application
17 by July 1 of each taxable year to the Chief County Assessment
18 Officer of the county in which the property is located. A
19 county may, by ordinance, establish a date for submission of
20 applications that is different than July 1. The applicant shall
21 submit with the application an affidavit of the applicant's
22 total household income, age, marital status (and if married the
23 name and address of the applicant's spouse, if known), and
24 principal dwelling place of members of the household on January
25 1 of the taxable year. The Department shall establish, by rule,
26 a method for verifying the accuracy of affidavits filed by

1 applicants under this Section, and the Chief County Assessment
2 Officer may conduct audits of any taxpayer claiming an
3 exemption under this Section to verify that the taxpayer is
4 eligible to receive the exemption. Each application shall
5 contain or be verified by a written declaration that it is made
6 under the penalties of perjury. A taxpayer's signing a
7 fraudulent application under this Act is perjury, as defined in
8 Section 32-2 of the Criminal Code of 2012. The applications
9 shall be clearly marked as applications for the Senior Citizens
10 Assessment Freeze Homestead Exemption and must contain a notice
11 that any taxpayer who receives the exemption is subject to an
12 audit by the Chief County Assessment Officer.

13 Notwithstanding any other provision to the contrary, in
14 counties having fewer than 3,000,000 inhabitants, if an
15 applicant fails to file the application required by this
16 Section in a timely manner and this failure to file is due to a
17 mental or physical condition sufficiently severe so as to
18 render the applicant incapable of filing the application in a
19 timely manner, the Chief County Assessment Officer may extend
20 the filing deadline for a period of 30 days after the applicant
21 regains the capability to file the application, but in no case
22 may the filing deadline be extended beyond 3 months of the
23 original filing deadline. In order to receive the extension
24 provided in this paragraph, the applicant shall provide the
25 Chief County Assessment Officer with a signed statement from
26 the applicant's physician, advanced practice registered nurse,

1 or physician assistant stating the nature and extent of the
2 condition, that, in the physician's, advanced practice
3 registered nurse's, or physician assistant's opinion, the
4 condition was so severe that it rendered the applicant
5 incapable of filing the application in a timely manner, and the
6 date on which the applicant regained the capability to file the
7 application.

8 Beginning January 1, 1998, notwithstanding any other
9 provision to the contrary, in counties having fewer than
10 3,000,000 inhabitants, if an applicant fails to file the
11 application required by this Section in a timely manner and
12 this failure to file is due to a mental or physical condition
13 sufficiently severe so as to render the applicant incapable of
14 filing the application in a timely manner, the Chief County
15 Assessment Officer may extend the filing deadline for a period
16 of 3 months. In order to receive the extension provided in this
17 paragraph, the applicant shall provide the Chief County
18 Assessment Officer with a signed statement from the applicant's
19 physician, advanced practice registered nurse, or physician
20 assistant stating the nature and extent of the condition, and
21 that, in the physician's, advanced practice registered
22 nurse's, or physician assistant's opinion, the condition was so
23 severe that it rendered the applicant incapable of filing the
24 application in a timely manner.

25 In counties having less than 3,000,000 inhabitants, if an
26 applicant was denied an exemption in taxable year 1994 and the

1 denial occurred due to an error on the part of an assessment
2 official, or his or her agent or employee, then beginning in
3 taxable year 1997 the applicant's base year, for purposes of
4 determining the amount of the exemption, shall be 1993 rather
5 than 1994. In addition, in taxable year 1997, the applicant's
6 exemption shall also include an amount equal to (i) the amount
7 of any exemption denied to the applicant in taxable year 1995
8 as a result of using 1994, rather than 1993, as the base year,
9 (ii) the amount of any exemption denied to the applicant in
10 taxable year 1996 as a result of using 1994, rather than 1993,
11 as the base year, and (iii) the amount of the exemption
12 erroneously denied for taxable year 1994.

13 For purposes of this Section, a person who will be 65 years
14 of age during the current taxable year shall be eligible to
15 apply for the homestead exemption during that taxable year.
16 Application shall be made during the application period in
17 effect for the county of his or her residence.

18 The Chief County Assessment Officer may determine the
19 eligibility of a life care facility that qualifies as a
20 cooperative to receive the benefits provided by this Section by
21 use of an affidavit, application, visual inspection,
22 questionnaire, or other reasonable method in order to insure
23 that the tax savings resulting from the exemption are credited
24 by the management firm to the apportioned tax liability of each
25 qualifying resident. The Chief County Assessment Officer may
26 request reasonable proof that the management firm has so

1 credited that exemption.

2 Except as provided in this Section, all information
3 received by the chief county assessment officer or the
4 Department from applications filed under this Section, or from
5 any investigation conducted under the provisions of this
6 Section, shall be confidential, except for official purposes or
7 pursuant to official procedures for collection of any State or
8 local tax or enforcement of any civil or criminal penalty or
9 sanction imposed by this Act or by any statute or ordinance
10 imposing a State or local tax. Any person who divulges any such
11 information in any manner, except in accordance with a proper
12 judicial order, is guilty of a Class A misdemeanor.

13 Nothing contained in this Section shall prevent the
14 Director or chief county assessment officer from publishing or
15 making available reasonable statistics concerning the
16 operation of the exemption contained in this Section in which
17 the contents of claims are grouped into aggregates in such a
18 way that information contained in any individual claim shall
19 not be disclosed.

20 Notwithstanding any other provision of law, for taxable
21 year 2017 and thereafter, in counties of 3,000,000 or more
22 inhabitants, the amount of the exemption shall be the greater
23 of (i) the amount of the exemption otherwise calculated under
24 this Section or (ii) \$2,000.

25 (c-5) Notwithstanding any other provision of law, each
26 chief county assessment officer may approve this exemption for

1 the 2020 and 2021 taxable years ~~year~~, without application, for
2 any property that was approved for this exemption for the 2019
3 taxable year, provided that:

4 (1) the county board has declared a local disaster as
5 provided in the Illinois Emergency Management Agency Act
6 related to the COVID-19 public health emergency;

7 (2) the owner of record of the property as of January 1
8 of the taxable year ~~January 1, 2020~~ is the same as the
9 owner of record of the property as of January 1, 2019;

10 (3) the exemption for the 2019 taxable year has not
11 been determined to be an erroneous exemption as defined by
12 this Code; and

13 (4) the applicant for the 2019 taxable year has not
14 asked for the exemption to be removed for the 2019, ~~or~~
15 2020, or 2021 taxable years.

16 Nothing in this subsection shall preclude or impair the
17 authority of a chief county assessment officer to conduct
18 audits of any taxpayer claiming an exemption under this Section
19 to verify that the taxpayer is eligible to receive the
20 exemption as provided elsewhere in this Section.

21 (d) Each Chief County Assessment Officer shall annually
22 publish a notice of availability of the exemption provided
23 under this Section. The notice shall be published at least 60
24 days but no more than 75 days prior to the date on which the
25 application must be submitted to the Chief County Assessment
26 Officer of the county in which the property is located. The

1 notice shall appear in a newspaper of general circulation in
2 the county.

3 Notwithstanding Sections 6 and 8 of the State Mandates Act,
4 no reimbursement by the State is required for the
5 implementation of any mandate created by this Section.

6 (Source: P.A. 100-401, eff. 8-25-17; 100-513, eff. 1-1-18;
7 100-863, eff. 8-14-18; 101-635, eff. 6-5-20.)

8 Section 90-40. The Park District Code is amended by
9 changing Section 8-50 as follows:

10 (70 ILCS 1205/8-50)

11 Sec. 8-50. Definitions. For the purposes of Sections 8-50
12 through 8-57, the following terms shall have the following
13 meanings, unless the context requires a different meaning:

14 "Delivery system" means the design and construction
15 approach used to develop and construct a project.

16 "Design-bid-build" means the traditional delivery system
17 used on public projects that incorporates the Local Government
18 Professional Services Selection Act and the principles of
19 competitive selection.

20 "Design-build" means a delivery system that provides
21 responsibility within a single contract for the furnishing of
22 architecture, engineering, land surveying, and related
23 services as required, and the labor, materials, equipment, and
24 other construction services for the project.

1 "Design-build contract" means a contract for a public
2 project under this Act between any park district and a
3 design-build entity to furnish architecture, engineering, land
4 surveying, landscape architecture, and related services as
5 required, and to furnish the labor, materials, equipment, and
6 other construction services for the project. The design-build
7 contract may be conditioned upon subsequent refinements in
8 scope and price and may allow the park district to make
9 modifications in the project scope without invalidating the
10 design-build contract.

11 "Design-build entity" means any individual, sole
12 proprietorship, firm, partnership, joint venture, corporation,
13 professional corporation, or other entity that proposes to
14 design and construct any public project under this Act. A
15 design-build entity and associated design-build professionals
16 shall conduct themselves in accordance with the laws of this
17 State and the related provisions of the Illinois Administrative
18 Code, as referenced by the licensed design professionals Acts
19 of this State.

20 "Design professional" means any individual, sole
21 proprietorship, firm, partnership, joint venture, corporation,
22 professional corporation, or other entity that offers services
23 under the Illinois Architecture Practice Act of 1989, the
24 Professional Engineering Practice Act of 1989, the Structural
25 Engineering Practice Act of 1989, or the Illinois Professional
26 Land Surveyor Act of 1989.

1 "Evaluation criteria" means the requirements for the
2 separate phases of the selection process for design-build
3 proposals as defined in this Act and may include the
4 specialized experience, technical qualifications and
5 competence, capacity to perform, past performance, experience
6 with similar projects, assignment of personnel to the project,
7 and other appropriate factors. Price may not be used as a
8 factor in the evaluation of Phase I proposals.

9 "Landscape architect design professional" means any
10 person, sole proprietorship, or entity including, but not
11 limited to, a partnership, professional service corporation,
12 or corporation that offers services under the Landscape
13 Architecture Registration Act ~~Illinois Landscape Architecture~~
14 ~~Act of 1989~~.

15 "Proposal" means the offer to enter into a design-build
16 contract as submitted by a design-build entity in accordance
17 with this Act.

18 "Request for proposal" means the document used by the park
19 district to solicit proposals for a design-build contract.

20 "Scope and performance criteria" means the requirements
21 for the public project, including, but not limited to: the
22 intended usage, capacity, size, scope, quality, and
23 performance standards; life-cycle costs; and other
24 programmatic criteria that are expressed in performance
25 oriented and quantifiable specifications and drawings that can
26 be reasonably inferred and are suited to allow a design-build

1 entity to develop a proposal.

2 (Source: P.A. 97-349, eff. 8-12-11.)

3 Section 90-45. The Chicago Park District Act is amended by
4 changing Section 26.10-4 as follows:

5 (70 ILCS 1505/26.10-4)

6 Sec. 26.10-4. Definitions. The following terms, whenever
7 used or referred to in this Act, have the following meaning
8 unless the context requires a different meaning:

9 "Delivery system" means the design and construction
10 approach used to develop and construct a project.

11 "Design-bid-build" means the traditional delivery system
12 used on public projects that incorporates the Local Government
13 Professional Services Selection Act (50 ILCS 510/) and the
14 principles of competitive selection.

15 "Design-build" means a delivery system that provides
16 responsibility within a single contract for the furnishing of
17 architecture, engineering, land surveying and related services
18 as required, and the labor, materials, equipment, and other
19 construction services for the project.

20 "Design-build contract" means a contract for a public
21 project under this Act between the Chicago Park District and a
22 design-build entity to furnish architecture, engineering, land
23 surveying, landscape architecture, and related services as
24 required, and to furnish the labor, materials, equipment, and

1 other construction services for the project. The design-build
2 contract may be conditioned upon subsequent refinements in
3 scope and price and may allow the Chicago Park District to make
4 modifications in the project scope without invalidating the
5 design-build contract.

6 "Design-build entity" means any individual, sole
7 proprietorship, firm, partnership, joint venture, corporation,
8 professional corporation, or other entity that proposes to
9 design and construct any public project under this Act. A
10 design-build entity and associated design-build professionals
11 shall conduct themselves in accordance with the laws of this
12 State and the related provisions of the Illinois Administrative
13 Code, as referenced by the licensed design professionals Acts
14 of this State.

15 "Design professional" means any individual, sole
16 proprietorship, firm, partnership, joint venture, corporation,
17 professional corporation, or other entity that offers services
18 under the Illinois Architecture Practice Act of 1989 (225 ILCS
19 305/), the Professional Engineering Practice Act of 1989 (225
20 ILCS 325/), the Structural Engineering Practice Act of 1989
21 (225 ILCS 340/), or the Illinois Professional Land Surveyor Act
22 of 1989 (225 ILCS 330/).

23 "Landscape architect design professional" means any
24 person, sole proprietorship, or entity such as a partnership,
25 professional service corporation, or corporation that offers
26 services under the Landscape Architecture Registration Act

1 ~~Illinois Landscape Architecture Act of 1989.~~

2 "Evaluation criteria" means the requirements for the
3 separate phases of the selection process for design-build
4 proposals as defined in this Act and may include the
5 specialized experience, technical qualifications and
6 competence, capacity to perform, past performance, experience
7 with similar projects, assignment of personnel to the project,
8 and other appropriate factors. Price may not be used as a
9 factor in the evaluation of Phase I proposals.

10 "Proposal" means the offer to enter into a design-build
11 contract as submitted by a design-build entity in accordance
12 with this Act.

13 "Request for proposal" means the document used by the
14 Chicago Park District to solicit proposals for a design-build
15 contract.

16 "Scope and performance criteria" means the requirements
17 for the public project, including but not limited to, the
18 intended usage, capacity, size, scope, quality and performance
19 standards, life-cycle costs, and other programmatic criteria
20 that are expressed in performance-oriented and quantifiable
21 specifications and drawings that can be reasonably inferred and
22 are suited to allow a design-build entity to develop a
23 proposal.

24 "Guaranteed maximum price" means a form of contract in
25 which compensation may vary according to the scope of work
26 involved but in any case may not exceed an agreed total amount.

1 (Source: P.A. 96-777, eff. 8-28-09; 96-1000, eff. 7-2-10.)

2 Section 90-50. The Illinois Library System Act is amended
3 by changing Sections 8.1 and 8.4 as follows:

4 (75 ILCS 10/8.1) (from Ch. 81, par. 118.1)

5 Sec. 8.1. The State Librarian shall make grants annually
6 under this Section to all qualified public libraries in the
7 State from funds appropriated by the General Assembly. Such
8 grants shall be in the amount of up to \$1.475 ~~\$1.25~~ per capita
9 for the population of the area served by the respective public
10 library and, in addition, the amount of up to \$0.19 per capita
11 to libraries serving populations over 500,000 under the
12 Illinois Major Urban Library Program. If the moneys
13 appropriated for grants under this Section fail to meet the
14 \$1.475 ~~\$1.25~~ and the \$0.19 per capita amounts above, the
15 funding shall be decreased pro rata so that qualifying public
16 libraries receive the same amount per capita. If the moneys
17 appropriated for grants under this Section exceed the \$1.475
18 ~~\$1.25~~ and the \$0.19 per capita amounts above, the funding shall
19 be increased pro rata so that qualifying public libraries
20 receive the same amount per capita.

21 To be eligible for grants under this Section, a public
22 library must:

23 (1) Provide, as determined by the State Librarian,
24 library services which either meet or show progress toward

1 meeting the Illinois library standards, as most recently
2 adopted by the Illinois Library Association.

3 (2) Be a public library for which is levied a tax for
4 library purposes at a rate not less than .13% or a county
5 library for which is levied a tax for library purposes at a
6 rate not less than .07%. If a library is subject to the
7 Property Tax Extension Limitation Law in the Property Tax
8 Code and its tax levy for library purposes has been lowered
9 to a rate of less than .13%, this requirement will be
10 waived if the library qualified for this grant in the
11 previous year and if the tax levied for library purposes in
12 the current year produces tax revenue for library purposes
13 that is an increase over the previous year's extension of
14 5% or the percentage increase in the Consumer Price Index,
15 whichever is less. Beginning in State Fiscal Year 2012, the
16 eligibility requirement in this subsection shall be waived
17 if a library's tax levy for library purposes has been
18 lowered to a rate of less than 0.13%, and the State
19 Librarian determines that the library (i) continues to meet
20 the requirements of item (1) of this Section and (ii)
21 received a grant under this Section in the previous fiscal
22 year.

23 Any other language in this Section to the contrary
24 notwithstanding, grants under this Section 8.1 shall be made
25 only upon application of the public library concerned, which
26 applications shall be entirely voluntary and within the sole

1 discretion of the public library concerned.

2 In order to be eligible for a grant under this Section, the
3 corporate authorities, in lieu of a tax levy at a particular
4 rate, may provide funds from other sources, an amount
5 equivalent to the amount to be produced by that levy.

6 (Source: P.A. 99-186, eff. 7-29-15; 99-619, eff. 7-22-16.)

7 (75 ILCS 10/8.4) (from Ch. 81, par. 118.4)

8 Sec. 8.4. School library grants. Beginning July 1, 1989,
9 the State Librarian shall make grants annually under this
10 Section to all school districts in the State for the
11 establishment and operation of qualified school libraries, or
12 the additional support of existing qualified school libraries,
13 from funds appropriated by the General Assembly. Such grants
14 shall be in the amount of \$0.885 ~~\$0.75~~ per student as
15 determined by the official enrollment as of the previous
16 September 30 of the respective school having a qualified school
17 library. If the moneys appropriated for grants under this
18 Section are not sufficient, the State Librarian shall reduce
19 the amount of the grants as necessary; in making these
20 reductions, the State Librarian shall endeavor to provide each
21 school district that has a qualifying school library (i) at
22 least the same amount per student as the district received
23 under this Section in the preceding fiscal year, and (ii) a
24 total grant of at least \$850 ~~\$750~~, which, in the event of an
25 insufficient appropriation, shall not be reduced to a total

1 grant of less than \$100.

2 To qualify for grants under this Section, a school library
3 must:

4 (1) Be an entity which serves the basic information and
5 library needs of the school's employees and students
6 through a bibliographically organized collection of
7 library materials, has at least one employee whose primary
8 duty is to serve as a librarian, and has a collection
9 permanently supported financially, accessible centrally,
10 and occupying identifiable quarters in one principal
11 location.

12 (2) Meet the requirements for membership in a library
13 system under the provisions of this Act.

14 (3) Have applied for membership in the library system
15 of jurisdiction if the system is a multitype library system
16 under this Act.

17 (4) Provide, as mutually determined by the Illinois
18 State Librarian and the Illinois State Board of Education,
19 library services which either meet or show progress toward
20 meeting the Illinois school library standards as most
21 recently adopted by the Illinois School Library Media
22 Association.

23 (5) Submit a statement certifying that the financial
24 support for the school library or libraries of the applying
25 school district has been maintained undiminished, or if
26 diminished, the percentage of diminution of financial

1 support is no more than the percentage of diminution of the
2 applying school's total financial support for educational
3 and operations purposes since the submission of the last
4 previous application of the school district for the school
5 library per student grant that was funded.

6 Grants under this Section shall be made only upon
7 application of the school district for its qualified school
8 library or school libraries.

9 (Source: P.A. 95-976, eff. 9-22-08.)

10 Section 90-55. The Professional Geologist Licensing Act is
11 amended by changing Section 20 as follows:

12 (225 ILCS 745/20)

13 (Section scheduled to be repealed on January 1, 2026)

14 Sec. 20. Exemptions. Nothing in this Act shall be construed
15 to restrict the use of the title "geologist" or similar words
16 by any person engaged in a practice of geology exempted under
17 this Act, provided the person does not hold himself or herself
18 out as being a Licensed Professional Geologist or does not
19 practice professional geology in a manner requiring licensure
20 under this Act. Performance of the following activities does
21 not require licensure as a licensed professional geologist
22 under this Act:

23 (a) The practice of professional geology by an employee
24 or a subordinate of a licensee under this Act, provided the

1 work does not include responsible charge of geological work
2 and is performed under the direct supervision of a Licensed
3 Professional Geologist who is responsible for the work.

4 (b) The practice of professional geology by officers
5 and employees of the United States government within the
6 scope of their employment.

7 (c) The practice of professional geology as geologic
8 research to advance basic knowledge for the purpose of
9 offering scientific papers, publications, or other
10 presentations (i) before meetings of scientific societies,
11 (ii) internal to a partnership, corporation,
12 proprietorship, or government agency, or (iii) for
13 publication in scientific journals, or in books.

14 (d) The teaching of geology in schools, colleges, or
15 universities, as defined by rule.

16 (e) The practice of professional geology exclusively
17 in the exploration for or development of energy resources
18 or base, precious and nonprecious minerals, including
19 sand, gravel, and aggregate, that does not require, by law,
20 rule, or ordinance, the submission of reports, documents,
21 or oral or written testimony to public agencies. Public
22 agencies may, by law or by rule, allow required oral or
23 written testimony, reports, permit applications, or other
24 documents based on the science of geology to be submitted
25 to them by persons not licensed under this Act. Unless
26 otherwise required by State or federal law, public agencies

1 may not require that the geology-based aspects of
2 testimony, reports, permits, or other documents so
3 exempted be reviewed by, approved, or otherwise certified
4 by any person who is not a Licensed Professional Geologist.
5 Licensure is not required for the submission and review of
6 reports or documents or the provision of oral or written
7 testimony made under the Well Abandonment Act, the Illinois
8 Oil and Gas Act, the Surface Coal Mining Land Conservation
9 and Reclamation Act, or the Surface-Mined Land
10 Conservation and Reclamation Act.

11 (f) The practice of professional engineering as
12 defined in the Professional Engineering Practice Act of
13 1989.

14 (g) The practice of structural engineering as defined
15 in the Structural Engineering Practice Act of 1989.

16 (h) The practice of architecture as defined in the
17 Illinois Architecture Practice Act of 1989.

18 (i) The practice of land surveying as defined in the
19 Illinois Professional Land Surveyor Act of 1989.

20 (j) The practice of landscape architecture as defined
21 in the Landscape Architecture Registration Act ~~Illinois~~
22 ~~Landscape Architecture Act of 1989.~~

23 (k) The practice of professional geology for a period
24 not to exceed 9 months by any person pursuing a course of
25 study leading to a degree in geology from an accredited
26 college or university, as set forth in this Act and as

1 established by rule, provided that (i) such practice
2 constitutes a part of a supervised course of study, (ii)
3 the person is under the supervision of a geologist licensed
4 under this Act or a teacher of geology at an accredited
5 college or university, and (iii) the person is designated
6 by a title that clearly indicates his or her status as a
7 student or trainee.

8 (Source: P.A. 96-666, eff. 8-25-09; 96-1327, eff. 7-27-10.)

9 Section 90-60. The Illinois Public Aid Code is amended by
10 changing Section 5-5e.1 as follows:

11 (305 ILCS 5/5-5e.1)

12 Sec. 5-5e.1. Safety-Net Hospitals.

13 (a) A Safety-Net Hospital is an Illinois hospital that:

14 (1) is licensed by the Department of Public Health as a
15 general acute care or pediatric hospital; and

16 (2) is a disproportionate share hospital, as described
17 in Section 1923 of the federal Social Security Act, as
18 determined by the Department; and

19 (3) meets one of the following:

20 (A) has a MIUR of at least 40% and a charity
21 percent of at least 4%; or

22 (B) has a MIUR of at least 50%.

23 (b) Definitions. As used in this Section:

24 (1) "Charity percent" means the ratio of (i) the

1 hospital's charity charges for services provided to
2 individuals without health insurance or another source of
3 third party coverage to (ii) the Illinois total hospital
4 charges, each as reported on the hospital's OBRA form.

5 (2) "MIUR" means Medicaid Inpatient Utilization Rate
6 and is defined as a fraction, the numerator of which is the
7 number of a hospital's inpatient days provided in the
8 hospital's fiscal year ending 3 years prior to the rate
9 year, to patients who, for such days, were eligible for
10 Medicaid under Title XIX of the federal Social Security
11 Act, 42 USC 1396a et seq., excluding those persons eligible
12 for medical assistance pursuant to 42 U.S.C.
13 1396a(a)(10)(A)(i)(VIII) as set forth in paragraph 18 of
14 Section 5-2 of this Article, and the denominator of which
15 is the total number of the hospital's inpatient days in
16 that same period, excluding those persons eligible for
17 medical assistance pursuant to 42 U.S.C.
18 1396a(a)(10)(A)(i)(VIII) as set forth in paragraph 18 of
19 Section 5-2 of this Article.

20 (3) "OBRA form" means form HFS-3834, OBRA '93 data
21 collection form, for the rate year.

22 (4) "Rate year" means the 12-month period beginning on
23 October 1.

24 (c) Beginning July 1, 2012 and ending on December 31, 2022,
25 a hospital that would have qualified for the rate year
26 beginning October 1, 2011 or October 1, 2012, shall be a

1 Safety-Net Hospital.

2 (d) No later than August 15 preceding the rate year, each
3 hospital shall submit the OBRA form to the Department. Prior to
4 October 1, the Department shall notify each hospital whether it
5 has qualified as a Safety-Net Hospital.

6 (e) The Department may promulgate rules in order to
7 implement this Section.

8 (f) Nothing in this Section shall be construed as limiting
9 the ability of the Department to include the Safety-Net
10 Hospitals in the hospital rate reform mandated by Section 14-11
11 of this Code and implemented under Section 14-12 of this Code
12 and by administrative rulemaking.

13 (Source: P.A. 100-581, eff. 3-12-18; 101-650, eff. 7-7-20.)

14 Section 90-65. The Firearm Owners Identification Card Act
15 is amended by changing Sections 3, 5, 6, and 7 as follows:

16 (430 ILCS 65/3) (from Ch. 38, par. 83-3)

17 Sec. 3. (a) Except as provided in Section 3a, no person may
18 knowingly transfer, or cause to be transferred, any firearm,
19 firearm ammunition, stun gun, or taser to any person within
20 this State unless the transferee with whom he deals displays
21 either: (1) a currently valid Firearm Owner's Identification
22 Card which has previously been issued in his or her name by the
23 Department of State Police under the provisions of this Act; or
24 (2) a currently valid license to carry a concealed firearm

1 which has previously been issued in his or her name by the
2 Department of State Police under the Firearm Concealed Carry
3 Act. In addition, all firearm, stun gun, and taser transfers by
4 federally licensed firearm dealers are subject to Section 3.1.

5 (a-5) Any person who is not a federally licensed firearm
6 dealer and who desires to transfer or sell a firearm while that
7 person is on the grounds of a gun show must, before selling or
8 transferring the firearm, request the Department of State
9 Police to conduct a background check on the prospective
10 recipient of the firearm in accordance with Section 3.1.

11 (a-10) Notwithstanding item (2) of subsection (a) of this
12 Section, any person who is not a federally licensed firearm
13 dealer and who desires to transfer or sell a firearm or
14 firearms to any person who is not a federally licensed firearm
15 dealer shall, before selling or transferring the firearms,
16 contact the Department of State Police with the transferee's or
17 purchaser's Firearm Owner's Identification Card number to
18 determine the validity of the transferee's or purchaser's
19 Firearm Owner's Identification Card. This subsection shall not
20 be effective until January 1, 2014. The Department of State
21 Police may adopt rules concerning the implementation of this
22 subsection. The Department of State Police shall provide the
23 seller or transferor an approval number if the purchaser's
24 Firearm Owner's Identification Card is valid. Approvals issued
25 by the Department for the purchase of a firearm pursuant to
26 this subsection are valid for 30 days from the date of issue.

1 (a-15) The provisions of subsection (a-10) of this Section
2 do not apply to:

3 (1) transfers that occur at the place of business of a
4 federally licensed firearm dealer, if the federally
5 licensed firearm dealer conducts a background check on the
6 prospective recipient of the firearm in accordance with
7 Section 3.1 of this Act and follows all other applicable
8 federal, State, and local laws as if he or she were the
9 seller or transferor of the firearm, although the dealer is
10 not required to accept the firearm into his or her
11 inventory. The purchaser or transferee may be required by
12 the federally licensed firearm dealer to pay a fee not to
13 exceed \$10 per firearm, which the dealer may retain as
14 compensation for performing the functions required under
15 this paragraph, plus the applicable fees authorized by
16 Section 3.1;

17 (2) transfers as a bona fide gift to the transferor's
18 husband, wife, son, daughter, stepson, stepdaughter,
19 father, mother, stepfather, stepmother, brother, sister,
20 nephew, niece, uncle, aunt, grandfather, grandmother,
21 grandson, granddaughter, father-in-law, mother-in-law,
22 son-in-law, or daughter-in-law;

23 (3) transfers by persons acting pursuant to operation
24 of law or a court order;

25 (4) transfers on the grounds of a gun show under
26 subsection (a-5) of this Section;

1 (5) the delivery of a firearm by its owner to a
2 gunsmith for service or repair, the return of the firearm
3 to its owner by the gunsmith, or the delivery of a firearm
4 by a gunsmith to a federally licensed firearms dealer for
5 service or repair and the return of the firearm to the
6 gunsmith;

7 (6) temporary transfers that occur while in the home of
8 the unlicensed transferee, if the unlicensed transferee is
9 not otherwise prohibited from possessing firearms and the
10 unlicensed transferee reasonably believes that possession
11 of the firearm is necessary to prevent imminent death or
12 great bodily harm to the unlicensed transferee;

13 (7) transfers to a law enforcement or corrections
14 agency or a law enforcement or corrections officer acting
15 within the course and scope of his or her official duties;

16 (8) transfers of firearms that have been rendered
17 permanently inoperable to a nonprofit historical society,
18 museum, or institutional collection; and

19 (9) transfers to a person who is exempt from the
20 requirement of possessing a Firearm Owner's Identification
21 Card under Section 2 of this Act.

22 (a-20) The Department of State Police shall develop an
23 Internet-based system for individuals to determine the
24 validity of a Firearm Owner's Identification Card prior to the
25 sale or transfer of a firearm. The Department shall have the
26 Internet-based system completed and available for use by July

1 1, 2015. This Internet-based system may be used by federal
2 firearm license dealers and others for the purposes of
3 determining the validity of a Firearm Owner's Identification
4 Card for ammunition transfers and sales. Nothing shall be
5 deemed to prohibit an individual from using this site to
6 determine a Firearm Owner's Identification Card status. The
7 Department shall adopt rules not inconsistent with this Section
8 to implement this system.

9 (b) Any person within this State who transfers or causes to
10 be transferred any firearm, stun gun, or taser shall keep a
11 record of such transfer for a period of 10 years from the date
12 of transfer. Such record shall contain the date of the
13 transfer; the description, serial number or other information
14 identifying the firearm, stun gun, or taser if no serial number
15 is available; and, if the transfer was completed within this
16 State, the transferee's Firearm Owner's Identification Card
17 number and any approval number or documentation provided by the
18 Department of State Police pursuant to subsection (a-10) of
19 this Section; if the transfer was not completed within this
20 State, the record shall contain the name and address of the
21 transferee. On or after January 1, 2006, the record shall
22 contain the date of application for transfer of the firearm. On
23 demand of a peace officer such transferor shall produce for
24 inspection such record of transfer. If the transfer or sale
25 took place at a gun show, the record shall include the unique
26 identification number. Failure to record the unique

1 identification number or approval number is a petty offense.
2 For transfers of a firearm, stun gun, or taser made on or after
3 the effective date of this amendatory Act of the 100th General
4 Assembly, failure by the private seller to maintain the
5 transfer records in accordance with this Section is a Class A
6 misdemeanor for the first offense and a Class 4 felony for a
7 second or subsequent offense. A transferee shall not be
8 criminally liable under this Section provided that he or she
9 provides the Department of State Police with the transfer
10 records in accordance with procedures established by the
11 Department. The Department shall establish, by rule, a standard
12 form on its website.

13 (b-5) Any resident may purchase ammunition from a person
14 within or outside of Illinois if shipment is by United States
15 mail or by a private express carrier authorized by federal law
16 to ship ammunition. Any resident purchasing ammunition within
17 or outside the State of Illinois must provide the seller with a
18 copy of his or her valid Firearm Owner's Identification Card or
19 valid concealed carry license and either his or her Illinois
20 driver's license or Illinois State Identification Card prior to
21 the shipment of the ammunition. The ammunition may be shipped
22 only to an address on either of those 2 documents.

23 (c) The provisions of this Section regarding the transfer
24 of firearm ammunition shall not apply to those persons
25 specified in paragraph (b) of Section 2 of this Act.

26 (Source: P.A. 99-29, eff. 7-10-15; 100-1178, eff. 1-18-19.)

1 (430 ILCS 65/5) (from Ch. 38, par. 83-5)

2 Sec. 5. Application and renewal.

3 (a) The Department of State Police shall either approve or
4 deny all applications within 30 days from the date they are
5 received, except as provided in subsection (b) of this Section,
6 and every applicant found qualified under Section 8 of this Act
7 by the Department shall be entitled to a Firearm Owner's
8 Identification Card upon the payment of a \$10 fee. Any
9 applicant who is an active duty member of the Armed Forces of
10 the United States, a member of the Illinois National Guard, or
11 a member of the Reserve Forces of the United States is exempt
12 from the application fee. \$6 of each fee derived from the
13 issuance of Firearm Owner's Identification Cards, or renewals
14 thereof, shall be deposited in the Wildlife and Fish Fund in
15 the State Treasury; \$1 of the fee shall be deposited in the
16 State Police Services Fund and \$3 of the fee shall be deposited
17 in the State Police Firearm Services Fund.

18 (b) Renewal applications shall be approved or denied within
19 60 business days, provided the applicant submitted his or her
20 renewal application prior to the expiration of his or her
21 Firearm Owner's Identification Card. If a renewal application
22 has been submitted prior to the expiration date of the
23 applicant's Firearm Owner's Identification Card, the Firearm
24 Owner's Identification Card shall remain valid while the
25 Department processes the application, unless the person is

1 subject to or becomes subject to revocation under this Act. The
2 cost for a renewal application shall be \$10 which shall be
3 deposited into the State Police Firearm Services Fund.

4 (c) When a disaster has been declared by the Governor under
5 the Illinois Emergency Management Agency Act that impacts
6 counties representing a majority of the population of this
7 State, or if the Illinois State Police are unable to approve or
8 deny renewal applications within 60 days after the time-lines
9 specified in this Act, the Illinois State Police may by rule or
10 emergency rulemaking extend the expiration dates of Firearm
11 Owner's Identification Cards. Any Firearm Owner's
12 Identification Cards with an extended expiration date shall be
13 deemed valid for the purposes of possessing, transferring, and
14 purchasing ammunition and firearms, unless the person becomes
15 subject to revocation or suspension under this Act.

16 (Source: P.A. 100-906, eff. 1-1-19.)

17 (430 ILCS 65/6) (from Ch. 38, par. 83-6)

18 Sec. 6. Contents of Firearm Owner's Identification Card.

19 (a) A Firearm Owner's Identification Card, issued by the
20 Department of State Police at such places as the Director of
21 the Department shall specify, shall contain the applicant's
22 name, residence, date of birth, sex, physical description,
23 recent photograph, except as provided in subsection (c-5), and
24 signature. Each Firearm Owner's Identification Card must have
25 the expiration date boldly and conspicuously displayed on the

1 face of the card, unless the validity has been extended
2 pursuant to subsection (b) of Section 7 of this Act. A Firearm
3 ~~Owner's Identification Card, issued by the Department of State~~
4 ~~Police at such places as the Director of the Department shall~~
5 ~~specify, shall contain the applicant's name, residence, date of~~
6 ~~birth, sex, physical description, recent photograph, except as~~
7 ~~provided in subsection (c 5), and signature. Each Firearm~~
8 ~~Owner's Identification Card must have the expiration date~~
9 ~~boldly and conspicuously displayed on the face of the card.~~
10 ~~Each Firearm Owner's Identification Card must have printed on~~
11 ~~it the following: "CAUTION - This card does not permit bearer~~
12 ~~to UNLAWFULLY carry or use firearms." Before December 1, 2002,~~
13 ~~the Department may use a person's digital photograph and~~
14 ~~signature from his or her Illinois driver's license or Illinois~~
15 ~~Identification Card, if available. On and after December 1,~~
16 ~~2002, the Department shall use a person's digital photograph~~
17 ~~and signature from his or her Illinois driver's license or~~
18 ~~Illinois Identification Card, if available. The Department~~
19 ~~shall decline to use a person's digital photograph or signature~~
20 ~~if the digital photograph or signature is the result of or~~
21 ~~associated with fraudulent or erroneous data, unless otherwise~~
22 ~~provided by law.~~

23 (b) A person applying for a Firearm Owner's Identification
24 Card shall consent to the Department of State Police using the
25 applicant's digital driver's license or Illinois
26 Identification Card photograph, if available, and signature on

1 the applicant's Firearm Owner's Identification Card. The
2 Secretary of State shall allow the Department of State Police
3 access to the photograph and signature for the purpose of
4 identifying the applicant and issuing to the applicant a
5 Firearm Owner's Identification Card.

6 (c) The Secretary of State shall conduct a study to
7 determine the cost and feasibility of creating a method of
8 adding an identifiable code, background, or other means on the
9 driver's license or Illinois Identification Card to show that
10 an individual is not disqualified from owning or possessing a
11 firearm under State or federal law. The Secretary shall report
12 the findings of this study 12 months after the effective date
13 of this amendatory Act of the 92nd General Assembly.

14 (c-5) If a person qualifies for a photograph exemption, in
15 lieu of a photograph, the Firearm Owner's Identification Card
16 shall contain a copy of the card holder's fingerprints. Each
17 Firearm Owner's Identification Card described in this
18 subsection (c-5) must have printed on it the following: "This
19 card is only valid for firearm purchases through a federally
20 licensed firearms dealer when presented with photographic
21 identification, as prescribed by 18 U.S.C. 922 (t) (1) (C)."

22 (Source: P.A. 97-1131, eff. 1-1-13.)

23 (430 ILCS 65/7) (from Ch. 38, par. 83-7)

24 Sec. 7. Validity of Firearm Owner's Identification Card.

25 (a) Except as provided in Section 8 of this Act or

1 subsection (b) of this Section, a Firearm Owner's
2 Identification Card issued under the provisions of this Act
3 shall be valid for the person to whom it is issued for a period
4 of 10 years from the date of issuance.

5 (b) If a renewal application is submitted to the Department
6 before the expiration date of the applicant's current Firearm
7 Owner's Identification Card, the Firearm Owner's
8 Identification Card shall remain valid ~~for a period of 60~~
9 ~~business days,~~ unless the person is subject to or becomes
10 subject to revocation under this Act.

11 (c) The validity of a Firearm Owner's Identification Card
12 may be extended as provided in subsection (b) of Section 5 of
13 this Act.

14 (Source: P.A. 100-906, eff. 1-1-19.)

15 Section 90-70. The Firearm Concealed Carry Act is amended
16 by changing Section 50 as follows:

17 (430 ILCS 66/50)

18 Sec. 50. License renewal.

19 (a) This subsection (a) applies through the 180th day
20 following the effective date of this amendatory Act of the
21 101st General Assembly. Applications for renewal of a license
22 shall be made to the Department. A license shall be renewed for
23 a period of 5 years upon receipt of a completed renewal
24 application, completion of 3 hours of training required under

1 Section 75 of this Act, payment of the applicable renewal fee,
2 and completion of an investigation under Section 35 of this
3 Act. The renewal application shall contain the information
4 required in Section 30 of this Act, except that the applicant
5 need not resubmit a full set of fingerprints.

6 (b) This subsection (b) applies on and after the 181st day
7 following the effective date of this amendatory Act of the
8 101st General Assembly. Applications for renewal of a license
9 shall be made to the Department. A license shall be renewed for
10 a period of 5 years from the date of expiration on the
11 applicant's current license upon the receipt of a completed
12 renewal application, completion of 3 hours of training required
13 under Section 75 of this Act, payment of the applicable renewal
14 fee, and completion of an investigation under Section 35 of
15 this Act. The renewal application shall contain the information
16 required in Section 30 of this Act, except that the applicant
17 need not resubmit a full set of fingerprints.

18 (c) When a disaster has been declared by the Governor under
19 the Illinois Emergency Management Agency Act that impacts
20 counties representing a majority of the population of this
21 State, or if the Illinois State Police are unable to approve or
22 deny renewal applications within 60 days after the time-lines
23 specified in this Act, the Illinois State Police may by rule or
24 emergency rulemaking extend the expiration dates of concealed
25 carry licenses. Any concealed carry license with an extended
26 expiration date shall be deemed valid for the purposes this

1 Act. A concealed carry license that is renewed before its
2 expiration date remains valid during this period; provided,
3 that during the period of the disaster declared by the
4 Governor, the concealed carry license shall remain valid even
5 if the licensee has not applied for renewal of the license.

6 (Source: P.A. 101-80, eff. 7-12-19.)

7 Section 90-75. The Open Space Lands Acquisition and
8 Development Act is amended by changing Section 3 as follows:

9 (525 ILCS 35/3) (from Ch. 85, par. 2103)

10 Sec. 3. From appropriations made from the Capital
11 Development Fund, Build Illinois Bond Fund or other available
12 or designated funds for such purposes, the Department shall
13 make grants to local governments as financial assistance for
14 the capital development and improvement of park, recreation or
15 conservation areas, marinas and shorelines, including planning
16 and engineering costs, and for the acquisition of open space
17 lands, including acquisition of easements and other property
18 interests less than fee simple ownership if the Department
19 determines that such property interests are sufficient to carry
20 out the purposes of this Act, subject to the conditions and
21 limitations set forth in this Act.

22 No more than 10% of the amount so appropriated for any
23 fiscal year may be committed or expended on any one project
24 described in an application under this Act.

1 Any grant under this Act to a local government shall be
2 conditioned upon the state providing assistance on a 50/50
3 matching basis for the acquisition of open space lands and for
4 capital development and improvement proposals. However, a
5 local government defined as "distressed" under criteria
6 adopted by the Department through administrative rule shall be
7 eligible for assistance up to 90% for the acquisition of open
8 space lands and for capital development and improvement
9 proposals, provided that no more than 10% of the amount
10 appropriated under this Act in any fiscal year is made
11 available as grants to distressed local governments.

12 An advance payment of a ~~A~~ minimum of 50% of any grant made
13 to a unit of local government under this Act must be paid to
14 the unit of local government at the time the Department awards
15 the grant. A unit of local government may opt out of the
16 advanced payment option at the time of the award of the grant.
17 The remainder of the grant shall be distributed to the local
18 government quarterly on a reimbursement basis. The Department
19 shall consider an applicant's request for an extension to a
20 grant under this Act if (i) the advanced payment is expended or
21 legally obligated within the 2 years required by Section 5 of
22 the Illinois Grant Funds Recovery Act or (ii) no advanced
23 payment was made.

24 (Source: P.A. 98-326, eff. 8-12-13; 98-520, eff. 8-23-13;
25 98-756, eff. 7-16-14.)

1 Section 90-80. The Unified Code of Corrections is amended
2 by changing Section 5-5-5 as follows:

3 (730 ILCS 5/5-5-5) (from Ch. 38, par. 1005-5-5)

4 Sec. 5-5-5. Loss and restoration of rights.

5 (a) Conviction and disposition shall not entail the loss by
6 the defendant of any civil rights, except under this Section
7 and Sections 29-6 and 29-10 of The Election Code, as now or
8 hereafter amended.

9 (b) A person convicted of a felony shall be ineligible to
10 hold an office created by the Constitution of this State until
11 the completion of his sentence.

12 (c) A person sentenced to imprisonment shall lose his right
13 to vote until released from imprisonment.

14 (d) On completion of sentence of imprisonment or upon
15 discharge from probation, conditional discharge or periodic
16 imprisonment, or at any time thereafter, all license rights and
17 privileges granted under the authority of this State which have
18 been revoked or suspended because of conviction of an offense
19 shall be restored unless the authority having jurisdiction of
20 such license rights finds after investigation and hearing that
21 restoration is not in the public interest. This paragraph (d)
22 shall not apply to the suspension or revocation of a license to
23 operate a motor vehicle under the Illinois Vehicle Code.

24 (e) Upon a person's discharge from incarceration or parole,
25 or upon a person's discharge from probation or at any time

1 thereafter, the committing court may enter an order certifying
2 that the sentence has been satisfactorily completed when the
3 court believes it would assist in the rehabilitation of the
4 person and be consistent with the public welfare. Such order
5 may be entered upon the motion of the defendant or the State or
6 upon the court's own motion.

7 (f) Upon entry of the order, the court shall issue to the
8 person in whose favor the order has been entered a certificate
9 stating that his behavior after conviction has warranted the
10 issuance of the order.

11 (g) This Section shall not affect the right of a defendant
12 to collaterally attack his conviction or to rely on it in bar
13 of subsequent proceedings for the same offense.

14 (h) No application for any license specified in subsection
15 (i) of this Section granted under the authority of this State
16 shall be denied by reason of an eligible offender who has
17 obtained a certificate of relief from disabilities, as defined
18 in Article 5.5 of this Chapter, having been previously
19 convicted of one or more criminal offenses, or by reason of a
20 finding of lack of "good moral character" when the finding is
21 based upon the fact that the applicant has previously been
22 convicted of one or more criminal offenses, unless:

23 (1) there is a direct relationship between one or more
24 of the previous criminal offenses and the specific license
25 sought; or

26 (2) the issuance of the license would involve an

1 unreasonable risk to property or to the safety or welfare
2 of specific individuals or the general public.

3 In making such a determination, the licensing agency shall
4 consider the following factors:

5 (1) the public policy of this State, as expressed in
6 Article 5.5 of this Chapter, to encourage the licensure and
7 employment of persons previously convicted of one or more
8 criminal offenses;

9 (2) the specific duties and responsibilities
10 necessarily related to the license being sought;

11 (3) the bearing, if any, the criminal offenses or
12 offenses for which the person was previously convicted will
13 have on his or her fitness or ability to perform one or
14 more such duties and responsibilities;

15 (4) the time which has elapsed since the occurrence of
16 the criminal offense or offenses;

17 (5) the age of the person at the time of occurrence of
18 the criminal offense or offenses;

19 (6) the seriousness of the offense or offenses;

20 (7) any information produced by the person or produced
21 on his or her behalf in regard to his or her rehabilitation
22 and good conduct, including a certificate of relief from
23 disabilities issued to the applicant, which certificate
24 shall create a presumption of rehabilitation in regard to
25 the offense or offenses specified in the certificate; and

26 (8) the legitimate interest of the licensing agency in

1 protecting property, and the safety and welfare of specific
2 individuals or the general public.

3 (i) A certificate of relief from disabilities shall be
4 issued only for a license or certification issued under the
5 following Acts:

6 (1) the Animal Welfare Act; except that a certificate
7 of relief from disabilities may not be granted to provide
8 for the issuance or restoration of a license under the
9 Animal Welfare Act for any person convicted of violating
10 Section 3, 3.01, 3.02, 3.03, 3.03-1, or 4.01 of the Humane
11 Care for Animals Act or Section 26-5 or 48-1 of the
12 Criminal Code of 1961 or the Criminal Code of 2012;

13 (2) the Illinois Athletic Trainers Practice Act;

14 (3) the Barber, Cosmetology, Esthetics, Hair Braiding,
15 and Nail Technology Act of 1985;

16 (4) the Boiler and Pressure Vessel Repairer Regulation
17 Act;

18 (5) the Boxing and Full-contact Martial Arts Act;

19 (6) the Illinois Certified Shorthand Reporters Act of
20 1984;

21 (7) the Illinois Farm Labor Contractor Certification
22 Act;

23 (8) the Registered Interior Designers Act;

24 (9) the Illinois Professional Land Surveyor Act of
25 1989;

26 (10) the Landscape Architecture Registration Act

1 ~~Illinois Landscape Architecture Act of 1989;~~

2 (11) the Marriage and Family Therapy Licensing Act;

3 (12) the Private Employment Agency Act;

4 (13) the Professional Counselor and Clinical
5 Professional Counselor Licensing and Practice Act;

6 (14) the Real Estate License Act of 2000;

7 (15) the Illinois Roofing Industry Licensing Act;

8 (16) the Professional Engineering Practice Act of
9 1989;

10 (17) the Water Well and Pump Installation Contractor's
11 License Act;

12 (18) the Electrologist Licensing Act;

13 (19) the Auction License Act;

14 (20) the Illinois Architecture Practice Act of 1989;

15 (21) the Dietitian Nutritionist Practice Act;

16 (22) the Environmental Health Practitioner Licensing
17 Act;

18 (23) the Funeral Directors and Embalmers Licensing
19 Code;

20 (24) (blank);

21 (25) the Professional Geologist Licensing Act;

22 (26) the Illinois Public Accounting Act; and

23 (27) the Structural Engineering Practice Act of 1989.

24 (Source: P.A. 100-534, eff. 9-22-17; 100-920, eff. 8-17-18.)

25 Section 90-85. The Child Labor Law is amended by changing

1 Sections 8, 11, and 12 as follows:

2 (820 ILCS 205/8) (from Ch. 48, par. 31.8)

3 Sec. 8. Authority to issue employment certificates.

4 (a) Notwithstanding the provisions of this Act, the City or
5 County Superintendent of Schools, or their duly authorized
6 agents, are authorized to issue an employment certificate for
7 any minor under sixteen (16) years of age, said certificate
8 authorizing and permitting the appearance of such minor in a
9 play or musical comedy with a professional traveling theatrical
10 production on the stage of a duly licensed theatre wherein not
11 more than two performances are given in any one day and not
12 more than eight performances are given in any one week, or nine
13 when a holiday occurs during the week, or in a musical recital
14 or concert: Provided, that such minor is accompanied by his
15 parent or guardian or by a person in whose care the parent or
16 guardian has placed the minor and whose connection with the
17 performance or with the operation of the theatre in which the
18 minor is to appear is limited to the care of such minor or of
19 minors appearing therein: And provided further, that such minor
20 shall not appear on said stage or in a musical recital or
21 concert, attend rehearsals, or be present in connection with
22 such appearance or rehearsals, in the theatre where the play or
23 musical comedy is produced or in the place where the concert or
24 recital is given, for more than a total of six (6) hours in any
25 one day, or on more than six (6) days in any one week, or for

1 more than a total of twenty-four (24) hours in any one week, or
2 after the hour of 11 postmeridian; and provided further, no
3 such minor shall be excused from attending school except as
4 authorized pursuant to Section 26-1 of the School Code.
5 Application for such certificate shall be made by the manager
6 of the theatre, or by the person in the district responsible
7 for the musical recital or concert, and by the parent or
8 guardian of such minor to the City or County Superintendent of
9 Schools or his authorized agent at least fourteen (14) days in
10 advance of such appearance. The City or County Superintendent
11 of Schools or his agent may issue a permit if satisfied that
12 adequate provision has been made for the educational
13 instruction of such minor, for safeguarding his health and for
14 the proper moral supervision of such minor, and that proper
15 rest and dressing room facilities are provided in the theatre
16 for such minor.

17 (b) Notwithstanding the provisions of this Act, the City or
18 Regional Superintendent of Schools, or their duly authorized
19 agents, are authorized to issue an employment certificate for
20 any minor under 16 years of age, such certificate authorizing
21 and permitting the appearance of such minor as a model or in a
22 motion picture, radio or television production: Provided, that
23 no such minor shall be excused from attending school except as
24 authorized pursuant to Section 26-1 of The School Code. The
25 Department of Labor shall promulgate rules and regulations to
26 carry out the provisions of this subsection. Such rules and

1 regulations shall be designed to protect the health and welfare
2 of child models or actors and to insure that the conditions
3 under which minors are employed, used or exhibited will not
4 impair their health, welfare, development or proper education.

5 (c) In situations where a minor from another state seeks to
6 obtain an Illinois employment certificate, the Department
7 shall work with a City or Regional Superintendent of Schools,
8 or the State Superintendent of Education, or his or her duly
9 authorized agents, to issue the certificate. ~~The~~
10 ~~Superintendent may waive the requirement in Section 12 of this~~
11 ~~Act that a minor submit his or her application in person, if~~
12 ~~the minor resides in another state.~~

13 (Source: P.A. 96-1247, eff. 7-23-10.)

14 (820 ILCS 205/11) (from Ch. 48, par. 31.11)

15 Sec. 11. Employment certificate issuance; duration;
16 revocation.

17 (a) The employment certificate shall be issued by the City
18 or County Superintendent of Schools or by their duly authorized
19 agents and shall be valid for a period of one year. The person
20 issuing these certificates shall have authority to administer
21 the oaths provided for herein, but no fee shall be charged. It
22 shall be the duty of the school board or local school
23 authority, to designate a place or places where certificates
24 shall be issued and recorded, and physical examinations made
25 without fee, as hereinafter provided, and to establish and

1 maintain the necessary records and clerical services for
2 carrying out the provisions of this Act.

3 The issuing officer shall notify the principal of the
4 school attended by the minor for whom an employment certificate
5 for out of school work is issued by him.

6 The parent or legal guardian of a minor, or the principal
7 of the school attended by the minor for whom an employment
8 certificate has been issued may ask for the revocation of the
9 certificate by petition to the Department of Labor in writing,
10 stating the reasons he believes that the employment is
11 interfering with the best physical, intellectual or moral
12 development of the minor. The Department of Labor shall
13 thereupon revoke the employment certificate by notice in
14 writing to the employer of the minor.

15 (b) In situations where a minor from another state seeks to
16 obtain an Illinois employment certificate, the Department
17 shall work with a City or Regional Superintendent of Schools,
18 or the State Superintendent of Education, or his or her duly
19 authorized agents, to issue the certificate. ~~The~~
20 ~~Superintendent may waive the requirement in Section 12 of this~~
21 ~~Act that a minor submit his or her application in person, if~~
22 ~~the minor resides in another state.~~

23 (Source: P.A. 96-1247, eff. 7-23-10.)

24 (820 ILCS 205/12) (from Ch. 48, par. 31.12)

25 Sec. 12. The person authorized to issue employment

1 certificates shall issue a certificate only after examining and
2 approving the written application and other papers required
3 under this Section. The application shall be signed by the
4 applicant's parent or legal guardian. The application shall be
5 submitted in person by the minor desiring employment, unless
6 the issuing officer determines that the minor may utilize a
7 remote application process. The minor shall be accompanied by
8 his or her parent, guardian, or custodian, whether applying in
9 person or remotely. The following papers shall be submitted
10 with the application:

11 1. A statement of intention to employ signed by the
12 prospective employer, or by someone duly authorized by him,
13 setting forth the specific nature of the occupation in which he
14 intends to employ such minor and the exact hours of the day and
15 number of hours per day and days per week during which the
16 minor shall be employed.

17 2. Evidence of age showing that the minor is of the age
18 required by this Act, which evidence shall be documentary, and
19 shall be required in the order designated, as follows:

20 a. a birth certificate or transcript thereof furnished
21 by the State or County or a signed statement of the
22 recorded date and place of birth issued by a registrar of
23 vital records, or other officer charged with the duty of
24 recording births, such registration having been completed
25 within 10 years after the date of birth;

26 b. a certificate of baptism, or transcript thereof,

1 duly certified, showing the date of birth and place of
2 baptism of the child;

3 c. other documentary proof of age (other than a school
4 record or an affidavit of age) such as a bona fide record
5 of the date and place of the child's birth, kept in the
6 Bible in which the records of births, marriages and deaths
7 in the family of the child are preserved; a certificate of
8 confirmation or other church ceremony at least one year
9 old, showing the age of the child and the date and place of
10 the confirmation or ceremony; or a certificate of arrival
11 in the United States, issued by the United States
12 Immigration Officer, showing the age of the child; or a
13 life insurance policy at least one year old showing the age
14 of the child;

15 d. If none of the proofs of age described in items a, b
16 and c are obtainable, and only in that case, the issuing
17 officer may accept a certificate signed by a physician, who
18 shall be a public health officer or a public school
19 physician, stating that he has examined the child and that
20 in his opinion the child is at least of the age required by
21 this Act. The certificate shall show the height and weight
22 of the child, the condition of the child's teeth, and any
23 other facts concerning the child's physical development
24 revealed by the examination and upon which his opinion as
25 to the child's age is based, and shall be accompanied by a
26 school record of age.

1 3. A statement on a form approved by the Department of
2 Labor and signed by the principal of the school that the minor
3 attends, or during school holidays when the principal is not
4 available, then by the regional superintendent of schools or by
5 a person designated by him for that purpose, showing the
6 minor's name, address, social security number, grade last
7 completed, and the names of his parents, provided that the
8 statement shall be required only in the case of a minor who is
9 employed on school days outside school hours, or on Saturdays
10 or other school holidays during the school term.

11 4. A statement of physical fitness signed by a public
12 health or public school physician who has examined the minor,
13 certifying that the minor is physically fit to be employed in
14 all legal occupations or to be employed in legal occupations
15 under limitations specified. If the statement of physical
16 fitness is limited, the employment certificate issued thereon
17 shall state clearly the limitations upon its use, and shall be
18 valid only when used under the limitations so stated.

19 In any case where the physician deems it advisable he may
20 issue a certificate of physical fitness for a specified period
21 of time, at the expiration of which the person for whom it was
22 issued shall appear and be re-examined before being permitted
23 to continue work.

24 Examinations shall be made in accordance with the standards
25 and procedures prescribed by the State Director of the
26 Department of Labor, in consultation with the State Director of

1 the Department of Public Health and the State Superintendent of
2 Education, and shall be recorded on a form furnished by the
3 Department of Labor. When made by public health or public
4 school physicians, the examination shall be made without charge
5 to the minor. In case a public health or public school
6 physician is not available, a statement from a private
7 physician who has examined the minor may be accepted, provided
8 that the examination is made in accordance with the standards
9 and procedures established by the Department of Labor.

10 If the issuing officer refuses to issue a certificate to a
11 minor, the issuing officer shall send to the principal of the
12 school last attended by the minor the name and address of the
13 minor and the reason for the refusal to issue the certificate.

14 (Source: P.A. 87-895; 88-365.)

15 Article 99.

16 Section 99-99. Effective date. This Act takes effect upon
17 becoming law."