

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. "An Act concerning education", approved July
5 30, 2021, Public Act 102-209, is amended by adding Section 99
6 as follows:

7 (P.A. 102-209, Sec. 99 new)

8 Sec. 99. Effective date. This Act takes effect upon
9 becoming law.

10 Section 10. "An Act concerning education", approved August
11 27, 2021, Public Act 102-635, is amended by adding Section 99
12 as follows:

13 (P.A. 102-635, Sec. 99 new)

14 Sec. 99. Effective date. This Act takes effect upon
15 becoming law.

16 Section 15. The Regulatory Sunset Act is amended by
17 changing Section 4.32 as follows:

18 (5 ILCS 80/4.32)

19 Sec. 4.32. Acts repealed on January 1, 2022. The following

1 Acts are repealed on January 1, 2022:

2 The Boxing and Full-contact Martial Arts Act.

3 The Cemetery Oversight Act.

4 The Collateral Recovery Act.

5 The Community Association Manager Licensing and
6 Disciplinary Act.

7 The Crematory Regulation Act.

8 The Detection of Deception Examiners Act.

9 The Home Inspector License Act.

10 ~~The Illinois Health Information Exchange and Technology~~
11 ~~Act.~~

12 The Medical Practice Act of 1987.

13 The Registered Interior Designers Act.

14 The Massage Licensing Act.

15 The Petroleum Equipment Contractors Licensing Act.

16 The Radiation Protection Act of 1990.

17 The Real Estate Appraiser Licensing Act of 2002.

18 The Water Well and Pump Installation Contractor's License
19 Act.

20 (Source: P.A. 100-920, eff. 8-17-18; 101-316, eff. 8-9-19;

21 101-614, eff. 12-20-19; 101-639, eff. 6-12-20.)

22 Section 18. The State Budget Law of the Civil
23 Administrative Code of Illinois is amended by changing Section
24 50-5 as follows:

1 (15 ILCS 20/50-5)

2 Sec. 50-5. Governor to submit State budget.

3 (a) The Governor shall, as soon as possible and not later
4 than the second Wednesday in March in 2010 (March 10, 2010),
5 the third Wednesday in February in 2011, the fourth Wednesday
6 in February in 2012 (February 22, 2012), the first Wednesday
7 in March in 2013 (March 6, 2013), the fourth Wednesday in March
8 in 2014 (March 26, 2014), the first Wednesday in February in
9 2022 (February 2, 2022), and the third Wednesday in February
10 of each year thereafter, except as otherwise provided in this
11 Section, submit a State budget, embracing therein the amounts
12 recommended by the Governor to be appropriated to the
13 respective departments, offices, and institutions, and for all
14 other public purposes, the estimated revenues from taxation,
15 and the estimated revenues from sources other than taxation.
16 Except with respect to the capital development provisions of
17 the State budget, beginning with the revenue estimates
18 prepared for fiscal year 2012, revenue estimates shall be
19 based solely on: (i) revenue sources (including non-income
20 resources), rates, and levels that exist as of the date of the
21 submission of the State budget for the fiscal year and (ii)
22 revenue sources (including non-income resources), rates, and
23 levels that have been passed by the General Assembly as of the
24 date of the submission of the State budget for the fiscal year
25 and that are authorized to take effect in that fiscal year.
26 Except with respect to the capital development provisions of

1 the State budget, the Governor shall determine available
2 revenue, deduct the cost of essential government services,
3 including, but not limited to, pension payments and debt
4 service, and assign a percentage of the remaining revenue to
5 each statewide prioritized goal, as established in Section
6 50-25 of this Law, taking into consideration the proposed
7 goals set forth in the report of the Commission established
8 under that Section. The Governor shall also demonstrate how
9 spending priorities for the fiscal year fulfill those
10 statewide goals. The amounts recommended by the Governor for
11 appropriation to the respective departments, offices and
12 institutions shall be formulated according to each
13 department's, office's, and institution's ability to
14 effectively deliver services that meet the established
15 statewide goals. The amounts relating to particular functions
16 and activities shall be further formulated in accordance with
17 the object classification specified in Section 13 of the State
18 Finance Act. In addition, the amounts recommended by the
19 Governor for appropriation shall take into account each State
20 agency's effectiveness in achieving its prioritized goals for
21 the previous fiscal year, as set forth in Section 50-25 of this
22 Law, giving priority to agencies and programs that have
23 demonstrated a focus on the prevention of waste and the
24 maximum yield from resources.

25 Beginning in fiscal year 2011, the Governor shall
26 distribute written quarterly financial reports on operating

1 funds, which may include general, State, or federal funds and
2 may include funds related to agencies that have significant
3 impacts on State operations, and budget statements on all
4 appropriated funds to the General Assembly and the State
5 Comptroller. The reports shall be submitted no later than 45
6 days after the last day of each quarter of the fiscal year and
7 shall be posted on the Governor's Office of Management and
8 Budget's website on the same day. The reports shall be
9 prepared and presented for each State agency and on a
10 statewide level in an executive summary format that may
11 include, for the fiscal year to date, individual itemizations
12 for each significant revenue type as well as itemizations of
13 expenditures and obligations, by agency, with an appropriate
14 level of detail. The reports shall include a calculation of
15 the actual total budget surplus or deficit for the fiscal year
16 to date. The Governor shall also present periodic budget
17 addresses throughout the fiscal year at the invitation of the
18 General Assembly.

19 The Governor shall not propose expenditures and the
20 General Assembly shall not enact appropriations that exceed
21 the resources estimated to be available, as provided in this
22 Section. Appropriations may be adjusted during the fiscal year
23 by means of one or more supplemental appropriation bills if
24 any State agency either fails to meet or exceeds the goals set
25 forth in Section 50-25 of this Law.

26 For the purposes of Article VIII, Section 2 of the 1970

1 Illinois Constitution, the State budget for the following
2 funds shall be prepared on the basis of revenue and
3 expenditure measurement concepts that are in concert with
4 generally accepted accounting principles for governments:

- 5 (1) General Revenue Fund.
- 6 (2) Common School Fund.
- 7 (3) Educational Assistance Fund.
- 8 (4) Road Fund.
- 9 (5) Motor Fuel Tax Fund.
- 10 (6) Agricultural Premium Fund.

11 These funds shall be known as the "budgeted funds". The
12 revenue estimates used in the State budget for the budgeted
13 funds shall include the estimated beginning fund balance, plus
14 revenues estimated to be received during the budgeted year,
15 plus the estimated receipts due the State as of June 30 of the
16 budgeted year that are expected to be collected during the
17 lapse period following the budgeted year, minus the receipts
18 collected during the first 2 months of the budgeted year that
19 became due to the State in the year before the budgeted year.
20 Revenues shall also include estimated federal reimbursements
21 associated with the recognition of Section 25 of the State
22 Finance Act liabilities. For any budgeted fund for which
23 current year revenues are anticipated to exceed expenditures,
24 the surplus shall be considered to be a resource available for
25 expenditure in the budgeted fiscal year.

26 Expenditure estimates for the budgeted funds included in

1 the State budget shall include the costs to be incurred by the
2 State for the budgeted year, to be paid in the next fiscal
3 year, excluding costs paid in the budgeted year which were
4 carried over from the prior year, where the payment is
5 authorized by Section 25 of the State Finance Act. For any
6 budgeted fund for which expenditures are expected to exceed
7 revenues in the current fiscal year, the deficit shall be
8 considered as a use of funds in the budgeted fiscal year.

9 Revenues and expenditures shall also include transfers
10 between funds that are based on revenues received or costs
11 incurred during the budget year.

12 Appropriations for expenditures shall also include all
13 anticipated statutory continuing appropriation obligations
14 that are expected to be incurred during the budgeted fiscal
15 year.

16 By March 15 of each year, the Commission on Government
17 Forecasting and Accountability shall prepare revenue and fund
18 transfer estimates in accordance with the requirements of this
19 Section and report those estimates to the General Assembly and
20 the Governor.

21 For all funds other than the budgeted funds, the proposed
22 expenditures shall not exceed funds estimated to be available
23 for the fiscal year as shown in the budget. Appropriation for a
24 fiscal year shall not exceed funds estimated by the General
25 Assembly to be available during that year.

26 (b) By February 24, 2010, the Governor must file a written

1 report with the Secretary of the Senate and the Clerk of the
2 House of Representatives containing the following:

3 (1) for fiscal year 2010, the revenues for all
4 budgeted funds, both actual to date and estimated for the
5 full fiscal year;

6 (2) for fiscal year 2010, the expenditures for all
7 budgeted funds, both actual to date and estimated for the
8 full fiscal year;

9 (3) for fiscal year 2011, the estimated revenues for
10 all budgeted funds, including without limitation the
11 affordable General Revenue Fund appropriations, for the
12 full fiscal year; and

13 (4) for fiscal year 2011, an estimate of the
14 anticipated liabilities for all budgeted funds, including
15 without limitation the affordable General Revenue Fund
16 appropriations, debt service on bonds issued, and the
17 State's contributions to the pension systems, for the full
18 fiscal year.

19 Between July 1 and August 31 of each fiscal year, the
20 members of the General Assembly and members of the public may
21 make written budget recommendations to the Governor.

22 Beginning with budgets prepared for fiscal year 2013, the
23 budgets submitted by the Governor and appropriations made by
24 the General Assembly for all executive branch State agencies
25 must adhere to a method of budgeting where each priority must
26 be justified each year according to merit rather than

1 according to the amount appropriated for the preceding year.
2 (Source: P.A. 97-669, eff. 1-13-12; 97-813, eff. 7-13-12;
3 98-2, eff. 2-19-13; 98-626, eff. 2-5-14.)

4 Section 20. The Illinois Emergency Management Agency Act
5 is amended by changing Section 23 as follows:

6 (20 ILCS 3305/23)

7 (Section scheduled to be repealed on January 1, 2032)

8 Sec. 23. Access and Functional Needs Advisory Committee.

9 (a) In this Section, "Advisory Committee" means the Access
10 and Functional Needs Advisory Committee.

11 (b) The Access and Functional Needs Advisory Committee is
12 created.

13 (c) The Advisory Committee shall:

14 (1) Coordinate meetings occurring, at a minimum, 3 ~~6~~
15 times each year, in addition to emergency meetings called
16 by the chairperson of the Advisory Committee.

17 (2) Research and provide recommendations for
18 identifying and effectively responding to the needs of
19 persons with access and functional needs before, during,
20 and after a disaster using an intersectional lens for
21 equity.

22 (3) Provide recommendations to the Illinois Emergency
23 Management Agency regarding how to ensure that persons
24 with a disability are included in disaster strategies and

1 emergency management plans, including updates and
2 implementation of disaster strategies and emergency
3 management plans.

4 (4) Review and provide recommendations for the
5 Illinois Emergency Management Agency, and all relevant
6 State agencies that are involved in drafting and
7 implementing the Illinois Emergency Operation Plan, to
8 integrate access and functional needs into State and local
9 emergency plans.

10 (d) The Advisory Committee shall be composed of the
11 Director of the Illinois Emergency Management Agency or his or
12 her designee, the Attorney General or his or her designee, the
13 Secretary of Human Services or his or her designee, the
14 Director on Aging or his or her designee, and the Director of
15 Public Health or his or her designee, together with the
16 following members appointed by the Governor on or before
17 January 1, 2022:

18 (1) Two members, either from a municipal or
19 county-level emergency agency or a local emergency
20 management coordinator.

21 (2) Nine members from the community of persons with a
22 disability who represent persons with different types of
23 disabilities, including, but not limited to, individuals
24 with mobility and physical disabilities, hearing and
25 visual disabilities, deafness or who are hard of hearing,
26 blindness or who have low vision, mental health

1 disabilities, and intellectual or developmental
2 disabilities. Members appointed under this paragraph shall
3 reflect a diversity of age, gender, race, and ethnic
4 background.

5 (3) Four members who represent first responders from
6 different geographical regions around the State.

7 (e) Of those members appointed by the Governor, the
8 initial appointments of 6 members shall be for terms of 2 years
9 and the initial appointments of 5 members shall be for terms of
10 4 years. Thereafter, members shall be appointed for terms of 4
11 years. A member shall serve until his or her successor is
12 appointed and qualified. If a vacancy occurs in the Advisory
13 Committee membership, the vacancy shall be filled in the same
14 manner as the original appointment for the remainder of the
15 unexpired term.

16 (f) After all the members are appointed, and annually
17 thereafter, they shall elect a chairperson from among the
18 members appointed under paragraph (2) of subsection (d).

19 (g) The initial meeting of the Advisory Committee shall be
20 convened by the Director of the Illinois Emergency Management
21 Agency no later than February 1, 2022.

22 (h) Advisory Committee members shall serve without
23 compensation.

24 (i) The Illinois Emergency Management Agency shall provide
25 administrative support to the Advisory Committee.

26 (j) The Advisory Committee shall prepare and deliver a

1 report to the General Assembly, the Governor's Office, and the
2 Illinois Emergency Management Agency by July 1, 2022, and
3 annually thereafter. The report shall include the following:

4 (1) Identification of core emergency management
5 services that need to be updated or changed to ensure the
6 needs of persons with a disability are met, and shall
7 include disaster strategies in State and local emergency
8 plans.

9 (2) Any proposed changes in State policies, laws,
10 rules, or regulations necessary to fulfill the purposes of
11 this Act.

12 (3) Recommendations on improving the accessibility and
13 effectiveness of disaster and emergency communication.

14 (4) Recommendations on comprehensive training for
15 first responders and other frontline workers when working
16 with persons with a disability during emergency situations
17 or disasters, as defined in Section 4 of the Illinois
18 Emergency Management Agency Act.

19 (5) Any additional recommendations regarding emergency
20 management and persons with a disability that the Advisory
21 Committee deems necessary.

22 (k) The annual report prepared and delivered under
23 subsection (j) shall be annually considered by the Illinois
24 Emergency Management Agency when developing new State and
25 local emergency plans or updating existing State and local
26 emergency plans.

1 (1) The Advisory Committee is dissolved and this Section
2 is repealed on January 1, 2032.

3 (Source: P.A. 102-361, eff. 8-13-21.)

4 Section 25. The Illinois Power Agency Act is amended by
5 changing Section 1-130 as follows:

6 (20 ILCS 3855/1-130)

7 (Section scheduled to be repealed on January 1, 2022)

8 Sec. 1-130. Home rule preemption.

9 (a) The authorization to impose any new taxes or fees
10 specifically related to the generation of electricity by, the
11 capacity to generate electricity by, or the emissions into the
12 atmosphere by electric generating facilities after the
13 effective date of this Act is an exclusive power and function
14 of the State. A home rule unit may not levy any new taxes or
15 fees specifically related to the generation of electricity by,
16 the capacity to generate electricity by, or the emissions into
17 the atmosphere by electric generating facilities after the
18 effective date of this Act. This Section is a denial and
19 limitation on home rule powers and functions under subsection
20 (g) of Section 6 of Article VII of the Illinois Constitution.

21 (b) This Section is repealed on January 1, 2023 ~~2022~~.

22 (Source: P.A. 100-1157, eff. 12-19-18; 101-639, eff. 6-12-20.)

23 Section 30. The Illinois Future of Work Act is amended by

1 changing Section 15 as follows:

2 (20 ILCS 4103/15)

3 (Section scheduled to be repealed on January 1, 2024)

4 Sec. 15. Membership; meetings.

5 (a) The members of the Illinois Future of Work Task Force
6 shall include and represent the diversity of the people of
7 Illinois, and shall be composed of the following:

8 (1) four members, including one representative of the
9 business community and one representative of the labor
10 community, appointed by the Senate President, one of whom
11 shall serve as co-chair;

12 (2) four members, including one representative of the
13 business community and one representative of the labor
14 community, appointed by the Minority Leader of the Senate,
15 one of whom shall serve as co-chair;

16 (3) four members, including one representative of the
17 business community and one representative of the labor
18 community, appointed by the Speaker of the House of
19 Representatives, one of whom shall serve as co-chair;

20 (4) four members, including one representative of the
21 business community and one representative of the labor
22 community, appointed by the Minority Leader ~~of the Speaker~~
23 of the House of Representatives, one of whom shall serve
24 as co-chair;

25 (5) four members, one from each of the following: the

1 business community, the labor community, the environmental
2 community, and the education community that advocate for
3 job growth, appointed by the Governor;

4 (6) three members appointed by the Governor whose
5 professional expertise is at the juncture of work and
6 workers' rights;

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

8 (8) the Director of Commerce and Economic Opportunity
9 or his or her designee;

10 (9) the Director of Employment Security or his or her
11 designee;

12 (10) the Superintendent of the State Board of
13 Education or his or her designee;

14 (11) the Executive Director of the Illinois Community
15 College Board or his or her designee; ~~and~~

16 (12) the Executive Director of the Board of Higher
17 Education or his or her designee; ~~and~~

18 (13) a representative of a labor organization
19 recognized under the National Labor Relations Act
20 representing auto workers, appointed by the Governor;

21 (14) a representative from the University of Illinois
22 School of Employment and Labor Relations, appointed by the
23 Governor;

24 (15) a representative of a professional teachers'
25 organization located in a city having a population
26 exceeding 500,000, appointed by the Governor; and

1 (16) three members of the business community appointed
2 jointly by the Minority Leader of the Senate and Minority
3 Leader of the House.

4 (b) Appointments for the Illinois Future of Work Task
5 Force must be finalized by December 31 ~~August 31~~, 2021. The
6 Illinois Future of Work Task Force shall hold one meeting per
7 month for a total of 7 meetings, and the first meeting must be
8 held within 30 days after appointments are finalized.

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

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

13 (Source: P.A. 102-407, eff. 8-19-21; revised 8-25-21.)

14 Section 35. The Local Journalism Task Force Act is amended
15 by changing Section 10 as follows:

16 (20 ILCS 4108/10)

17 (Section scheduled to be repealed on January 1, 2024)

18 Sec. 10. Membership. The Task Force shall include ~~consist~~
19 ~~of~~ the following ~~13~~ members: one member of the House of
20 Representatives appointed by the Speaker of the House of
21 Representatives; one member of the House of Representatives
22 appointed by the Minority Leader of the House of
23 Representatives; one member of the Senate appointed by the
24 President of the Senate; one member of the Senate appointed by

1 the Minority Leader of the Senate; and one member appointed by
2 the Governor. ~~+~~ The Task Force shall also include the following
3 members appointed by the Governor: one representative of the
4 Chicago News Guild; one representative of the Chicago Chapter
5 of the National Association of Broadcast Employees and
6 Technicians; one representative of the Medill School of
7 Journalism, Media, Integrated Marketing Communications at
8 Northwestern University; one representative of the Public
9 Affairs Reporting Program at the University of Illinois at
10 Springfield; one representative of the School of Journalism at
11 Southern Illinois University Carbondale; one representative of
12 the Illinois Press Association; one representative of the
13 Illinois Broadcasters Association; one representative of the
14 Illinois Legislative Correspondents Association; one
15 representative of the Illinois Public Broadcasting Council;
16 one representative of the Illinois News Broadcasters
17 Association; one representative of the University of Illinois
18 at Urbana-Champaign; and one representative of the Illinois
19 Municipal League. Appointments shall be made no later than 30
20 days following the effective date of this Act.

21 (Source: P.A. 102-569, eff. 1-1-22.)

22 Section 40. The Kidney Disease Prevention and Education
23 Task Force Act is amended by changing Sections 10-10 and 10-15
24 as follows:

1 (20 ILCS 5160/10-10)

2 (Section scheduled to be repealed on June 1, 2022)

3 Sec. 10-10. Kidney Disease Prevention and Education Task
4 Force.

5 (a) There is hereby established the Kidney Disease
6 Prevention and Education Task Force to work directly with
7 educational institutions to create health education programs
8 to increase awareness of and to examine chronic kidney
9 disease, transplantations, living and deceased kidney
10 donation, and the existing disparity in the rates of those
11 afflicted between Caucasians and minorities.

12 (b) The Task Force shall develop a sustainable plan to
13 raise awareness about early detection, promote health equity,
14 and reduce the burden of kidney disease throughout the State,
15 which shall include an ongoing campaign that includes health
16 education workshops and seminars, relevant research, and
17 preventive screenings and that promotes social media campaigns
18 and TV and radio commercials.

19 (c) Membership of the Task Force shall be as follows:

20 (1) one member of the Senate, appointed by the Senate
21 President, who shall serve as Co-Chair;

22 (2) one member of the House of Representatives,
23 appointed by the Speaker of the House, who shall serve as
24 Co-Chair;

25 (3) one member of the House of Representatives,
26 appointed by the Minority Leader of the House;

1 (4) one member of the Senate, appointed by the Senate
2 Minority Leader;

3 (5) one member representing the Department of Public
4 Health, appointed by the Governor;

5 (6) one member representing the Department of
6 Healthcare and Family Services, appointed by the Governor;

7 (7) one member representing a medical center in a
8 county with a population of more 3 million residents,
9 appointed by the Co-Chairs;

10 (8) one member representing a physician's association
11 in a county with a population of more than 3 million
12 residents, appointed by the Co-Chairs;

13 (9) one member representing a not-for-profit organ
14 procurement organization, appointed by the Co-Chairs;

15 (10) one member representing a national nonprofit
16 research kidney organization in the State of Illinois,
17 appointed by the Co-Chairs; ~~and~~

18 (11) the Secretary of State or his or her designee; ~~and~~

19 (12) one member who is a dialysis patient, appointed
20 by the Co-Chairs;

21 (13) one member who is a chronic kidney disease
22 patient, appointed by the Co-Chairs;

23 (14) one member who is a kidney transplant recipient,
24 appointed by the Co-Chairs;

25 (15) one member who is a representative of a program
26 working to break down barriers to transplant care in the

1 African American community through access to education,
2 resources, and transplant care, appointed by the
3 Co-Chairs; and

4 (16) one member who is a representative of a
5 nationwide, non-profit organization with membership for
6 dialysis and pre-dialysis patients and their families,
7 appointed by the Co-Chairs.

8 (d) Members of the Task Force shall serve without
9 compensation.

10 (e) The Department of Public Health shall provide
11 administrative support to the Task Force.

12 (f) The Task Force shall submit its final report to the
13 General Assembly on or before December 31, 2023 ~~December 31,~~
14 ~~2021~~ and, upon the filing of its final report, is dissolved.

15 (Source: P.A. 101-649, eff. 7-7-20.)

16 (20 ILCS 5160/10-15)

17 (Section scheduled to be repealed on June 1, 2022)

18 Sec. 10-15. Repeal. This Act is repealed on June 1, 2024
19 ~~June 1, 2022~~.

20 (Source: P.A. 101-649, eff. 7-7-20.)

21 Section 45. The Illinois Procurement Code is amended by
22 changing Sections 1-15.93, 30-30, and 45-57 as follows:

23 (30 ILCS 500/1-15.93)

1 (Section scheduled to be repealed on January 1, 2022)

2 Sec. 1-15.93. Single prime. "Single prime" means the
3 design-bid-build procurement delivery method for a building
4 construction project in which the Capital Development Board is
5 the construction agency procuring 2 or more subdivisions of
6 work enumerated in paragraphs (1) through (5) of subsection
7 (a) of Section 30-30 of this Code under a single contract. This
8 Section is repealed on January 1, 2024 ~~2022~~.

9 (Source: P.A. 101-369, eff. 12-15-19; 101-645, eff. 6-26-20.)

10 (30 ILCS 500/30-30)

11 Sec. 30-30. Design-bid-build construction.

12 (a) The provisions of this subsection are operative
13 through December 31, 2023 ~~2021~~.

14 For building construction contracts in excess of \$250,000,
15 separate specifications may be prepared for all equipment,
16 labor, and materials in connection with the following 5
17 subdivisions of the work to be performed:

18 (1) plumbing;

19 (2) heating, piping, refrigeration, and automatic
20 temperature control systems, including the testing and
21 balancing of those systems;

22 (3) ventilating and distribution systems for
23 conditioned air, including the testing and balancing of
24 those systems;

25 (4) electric wiring; and

1 (5) general contract work.

2 The specifications may be so drawn as to permit separate
3 and independent bidding upon each of the 5 subdivisions of
4 work. All contracts awarded for any part thereof may award the
5 5 subdivisions of work separately to responsible and reliable
6 persons, firms, or corporations engaged in these classes of
7 work. The contracts, at the discretion of the construction
8 agency, may be assigned to the successful bidder on the
9 general contract work or to the successful bidder on the
10 subdivision of work designated by the construction agency
11 before the bidding as the prime subdivision of work, provided
12 that all payments will be made directly to the contractors for
13 the 5 subdivisions of work upon compliance with the conditions
14 of the contract.

15 Beginning on the effective date of this amendatory Act of
16 the 101st General Assembly and through December 31, 2023 ~~2020~~,
17 for single prime projects: (i) the bid of the successful low
18 bidder shall identify the name of the subcontractor, if any,
19 and the bid proposal costs for each of the 5 subdivisions of
20 work set forth in this Section; (ii) the contract entered into
21 with the successful bidder shall provide that no identified
22 subcontractor may be terminated without the written consent of
23 the Capital Development Board; (iii) the contract shall comply
24 with the disadvantaged business practices of the Business
25 Enterprise for Minorities, Women, and Persons with
26 Disabilities Act and the equal employment practices of Section

1 2-105 of the Illinois Human Rights Act; and (iv) the Capital
2 Development Board shall submit an annual report to the General
3 Assembly and Governor on the bidding, award, and performance
4 of all single prime projects.

5 For building construction projects with a total
6 construction cost valued at \$5,000,000 or less, the Capital
7 Development Board shall not use the single prime procurement
8 delivery method for more than 50% of the total number of
9 projects bid for each fiscal year. Any project with a total
10 construction cost valued greater than \$5,000,000 may be bid
11 using single prime at the discretion of the Executive Director
12 of the Capital Development Board.

13 (b) The provisions of this subsection are operative on and
14 after January 1, 2024 ~~2022~~. For building construction
15 contracts in excess of \$250,000, separate specifications shall
16 be prepared for all equipment, labor, and materials in
17 connection with the following 5 subdivisions of the work to be
18 performed:

19 (1) plumbing;

20 (2) heating, piping, refrigeration, and automatic
21 temperature control systems, including the testing and
22 balancing of those systems;

23 (3) ventilating and distribution systems for
24 conditioned air, including the testing and balancing of
25 those systems;

26 (4) electric wiring; and

1 (5) general contract work.

2 The specifications must be so drawn as to permit separate
3 and independent bidding upon each of the 5 subdivisions of
4 work. All contracts awarded for any part thereof shall award
5 the 5 subdivisions of work separately to responsible and
6 reliable persons, firms, or corporations engaged in these
7 classes of work. The contracts, at the discretion of the
8 construction agency, may be assigned to the successful bidder
9 on the general contract work or to the successful bidder on the
10 subdivision of work designated by the construction agency
11 before the bidding as the prime subdivision of work, provided
12 that all payments will be made directly to the contractors for
13 the 5 subdivisions of work upon compliance with the conditions
14 of the contract.

15 (Source: P.A. 100-391, eff. 8-25-17; 101-369, eff. 12-15-19;
16 101-645, eff. 6-26-20.)

17 (30 ILCS 500/45-57)

18 Sec. 45-57. Veterans.

19 (a) Set-aside goal. It is the goal of the State to promote
20 and encourage the continued economic development of small
21 businesses owned and controlled by qualified veterans and that
22 qualified service-disabled veteran-owned small businesses
23 (referred to as SDVOSB) and veteran-owned small businesses
24 (referred to as VOSB) participate in the State's procurement
25 process as both prime contractors and subcontractors. Not less

1 than 3% of the total dollar amount of State contracts, as
2 defined by the Commission on Equity and Inclusion ~~Director of~~
3 ~~Central Management Services~~, shall be established as a goal to
4 be awarded to SDVOSB and VOSB. That portion of a contract under
5 which the contractor subcontracts with a SDVOSB or VOSB may be
6 counted toward the goal of this subsection. The Commission on
7 Equity and Inclusion ~~Department of Central Management Services~~
8 shall adopt rules to implement compliance with this subsection
9 by all State agencies.

10 (b) Fiscal year reports. By each November 1, each chief
11 procurement officer shall report to the Commission on Equity
12 and Inclusion ~~Department of Central Management Services~~ on all
13 of the following for the immediately preceding fiscal year,
14 and by each March 1 the Commission on Equity and Inclusion
15 ~~Department of Central Management Services~~ shall compile and
16 report that information to the General Assembly:

17 (1) The total number of VOSB, and the number of
18 SDVOSB, who submitted bids for contracts under this Code.

19 (2) The total number of VOSB, and the number of
20 SDVOSB, who entered into contracts with the State under
21 this Code and the total value of those contracts.

22 (b-5) The Commission on Equity and Inclusion ~~Department of~~
23 ~~Central Management Services~~ shall submit an annual report to
24 the Governor and the General Assembly that shall include the
25 following:

26 (1) a year-by-year comparison of the number of

1 certifications the State has issued to veteran-owned small
2 businesses and service-disabled veteran-owned small
3 businesses;

4 (2) the obstacles, if any, the Commission on Equity
5 and Inclusion ~~Department of Central Management Services~~
6 faces when certifying veteran-owned businesses and
7 possible rules or changes to rules to address those
8 issues;

9 (3) a year-by-year comparison of awarded contracts to
10 certified veteran-owned small businesses and
11 service-disabled veteran-owned small businesses; and

12 (4) any other information that the Commission on
13 Equity and Inclusion ~~Department of Central Management~~
14 ~~Services~~ deems necessary to assist veteran-owned small
15 businesses and service-disabled veteran-owned small
16 businesses to become certified with the State.

17 The Commission on Equity and Inclusion ~~Department of~~
18 ~~Central Management Services~~ shall conduct a minimum of 2
19 outreach events per year to ensure that veteran-owned small
20 businesses and service-disabled veteran-owned small businesses
21 know about the procurement opportunities and certification
22 requirements with the State. The Commission on Equity and
23 Inclusion ~~Department of Central Management Services~~ may
24 receive appropriations for outreach.

25 (c) Yearly review and recommendations. Each year, each
26 chief procurement officer shall review the progress of all

1 State agencies under its jurisdiction in meeting the goal
2 described in subsection (a), with input from statewide
3 veterans' service organizations and from the business
4 community, including businesses owned by qualified veterans,
5 and shall make recommendations to be included in the
6 Commission on Equity and Inclusion's ~~Department of Central~~
7 ~~Management Services'~~ report to the General Assembly regarding
8 continuation, increases, or decreases of the percentage goal.
9 The recommendations shall be based upon the number of
10 businesses that are owned by qualified veterans and on the
11 continued need to encourage and promote businesses owned by
12 qualified veterans.

13 (d) Governor's recommendations. To assist the State in
14 reaching the goal described in subsection (a), the Governor
15 shall recommend to the General Assembly changes in programs to
16 assist businesses owned by qualified veterans.

17 (e) Definitions. As used in this Section:

18 "Armed forces of the United States" means the United
19 States Army, Navy, Air Force, Marine Corps, Coast Guard, or
20 service in active duty as defined under 38 U.S.C. Section 101.
21 Service in the Merchant Marine that constitutes active duty
22 under Section 401 of federal Public Act 95-202 shall also be
23 considered service in the armed forces for purposes of this
24 Section.

25 "Certification" means a determination made by the Illinois
26 Department of Veterans' Affairs and the Commission on Equity

1 and Inclusion ~~Department of Central Management Services~~ that a
2 business entity is a qualified service-disabled veteran-owned
3 small business or a qualified veteran-owned small business for
4 whatever purpose. A SDVOSB or VOSB owned and controlled by
5 women, minorities, or persons with disabilities, as those
6 terms are defined in Section 2 of the Business Enterprise for
7 Minorities, Women, and Persons with Disabilities Act, may also
8 select and designate whether that business is to be certified
9 as a "women-owned business", "minority-owned business", or
10 "business owned by a person with a disability", as defined in
11 Section 2 of the Business Enterprise for Minorities, Women,
12 and Persons with Disabilities Act.

13 "Control" means the exclusive, ultimate, majority, or sole
14 control of the business, including but not limited to capital
15 investment and all other financial matters, property,
16 acquisitions, contract negotiations, legal matters,
17 officer-director-employee selection and comprehensive hiring,
18 operation responsibilities, cost-control matters, income and
19 dividend matters, financial transactions, and rights of other
20 shareholders or joint partners. Control shall be real,
21 substantial, and continuing, not pro forma. Control shall
22 include the power to direct or cause the direction of the
23 management and policies of the business and to make the
24 day-to-day as well as major decisions in matters of policy,
25 management, and operations. Control shall be exemplified by
26 possessing the requisite knowledge and expertise to run the

1 particular business, and control shall not include simple
2 majority or absentee ownership.

3 "Qualified service-disabled veteran" means a veteran who
4 has been found to have 10% or more service-connected
5 disability by the United States Department of Veterans Affairs
6 or the United States Department of Defense.

7 "Qualified service-disabled veteran-owned small business"
8 or "SDVOSB" means a small business (i) that is at least 51%
9 owned by one or more qualified service-disabled veterans
10 living in Illinois or, in the case of a corporation, at least
11 51% of the stock of which is owned by one or more qualified
12 service-disabled veterans living in Illinois; (ii) that has
13 its home office in Illinois; and (iii) for which items (i) and
14 (ii) are factually verified annually by the Commission on
15 Equity and Inclusion ~~Department of Central Management~~
16 ~~Services~~.

17 "Qualified veteran-owned small business" or "VOSB" means a
18 small business (i) that is at least 51% owned by one or more
19 qualified veterans living in Illinois or, in the case of a
20 corporation, at least 51% of the stock of which is owned by one
21 or more qualified veterans living in Illinois; (ii) that has
22 its home office in Illinois; and (iii) for which items (i) and
23 (ii) are factually verified annually by the Commission on
24 Equity and Inclusion ~~Department of Central Management~~
25 ~~Services~~.

26 "Service-connected disability" means a disability incurred

1 in the line of duty in the active military, naval, or air
2 service as described in 38 U.S.C. 101(16).

3 "Small business" means a business that has annual gross
4 sales of less than \$75,000,000 as evidenced by the federal
5 income tax return of the business. A firm with gross sales in
6 excess of this cap may apply to the Commission on Equity and
7 Inclusion ~~Department of Central Management Services~~ for
8 certification for a particular contract if the firm can
9 demonstrate that the contract would have significant impact on
10 SDVOSB or VOSB as suppliers or subcontractors or in employment
11 of veterans or service-disabled veterans.

12 "State agency" has the meaning provided in Section
13 1-15.100 of this Code.

14 "Time of hostilities with a foreign country" means any
15 period of time in the past, present, or future during which a
16 declaration of war by the United States Congress has been or is
17 in effect or during which an emergency condition has been or is
18 in effect that is recognized by the issuance of a Presidential
19 proclamation or a Presidential executive order and in which
20 the armed forces expeditionary medal or other campaign service
21 medals are awarded according to Presidential executive order.

22 "Veteran" means a person who (i) has been a member of the
23 armed forces of the United States or, while a citizen of the
24 United States, was a member of the armed forces of allies of
25 the United States in time of hostilities with a foreign
26 country and (ii) has served under one or more of the following

1 conditions: (a) the veteran served a total of at least 6
2 months; (b) the veteran served for the duration of hostilities
3 regardless of the length of the engagement; (c) the veteran
4 was discharged on the basis of hardship; or (d) the veteran was
5 released from active duty because of a service connected
6 disability and was discharged under honorable conditions.

7 (f) Certification program. The Illinois Department of
8 Veterans' Affairs and the Commission on Equity and Inclusion
9 ~~Department of Central Management Services~~ shall work together
10 to devise a certification procedure to assure that businesses
11 taking advantage of this Section are legitimately classified
12 as qualified service-disabled veteran-owned small businesses
13 or qualified veteran-owned small businesses.

14 The Commission on Equity and Inclusion ~~Department of~~
15 ~~Central Management Services~~ shall:

16 (1) compile and maintain a comprehensive list of
17 certified veteran-owned small businesses and
18 service-disabled veteran-owned small businesses;

19 (2) assist veteran-owned small businesses and
20 service-disabled veteran-owned small businesses in
21 complying with the procedures for bidding on State
22 contracts;

23 (3) provide training for State agencies regarding the
24 goal setting process and compliance with veteran-owned
25 small business and service-disabled veteran-owned small
26 business goals; and

1 (4) implement and maintain an electronic portal on the
2 Commission on Equity and Inclusion's ~~Department's~~ website
3 for the purpose of completing and submitting veteran-owned
4 small business and service-disabled veteran-owned small
5 business certificates.

6 The Commission on Equity and Inclusion ~~Department of~~
7 ~~Central Management Services~~, in consultation with the
8 Department of Veterans' Affairs, may develop programs and
9 agreements to encourage cities, counties, towns, townships,
10 and other certifying entities to adopt uniform certification
11 procedures and certification recognition programs.

12 (f-5) A business shall be certified by the Commission on
13 Equity and Inclusion ~~Department of Central Management Services~~
14 as a service-disabled veteran-owned small business or a
15 veteran-owned small business for purposes of this Section if
16 the Commission on Equity and Inclusion ~~Department of Central~~
17 ~~Management Services~~ determines that the business has been
18 certified as a service-disabled veteran-owned small business
19 or a veteran-owned small business by the Vets First
20 Verification Program of the United States Department of
21 Veterans Affairs, and the business has provided to the
22 Commission on Equity and Inclusion ~~Department of Central~~
23 ~~Management Services~~ the following:

24 (1) documentation showing certification as a
25 service-disabled veteran-owned small business or a
26 veteran-owned small business by the Vets First

1 Verification Program of the United States Department of
2 Veterans Affairs;

3 (2) proof that the business has its home office in
4 Illinois; and

5 (3) proof that the qualified veterans or qualified
6 service-disabled veterans live in the State of Illinois.

7 The policies of the Commission on Equity and Inclusion
8 ~~Department of Central Management Services~~ regarding
9 recognition of the Vets First Verification Program of the
10 United States Department of Veterans Affairs shall be reviewed
11 annually by the Commission on Equity and Inclusion ~~Department~~
12 ~~of Central Management Services~~, and recognition of
13 service-disabled veteran-owned small businesses and
14 veteran-owned small businesses certified by the Vets First
15 Verification Program of the United States Department of
16 Veterans Affairs may be discontinued by the Commission on
17 Equity and Inclusion ~~Department of Central Management Services~~
18 by rule upon a finding that the certification standards of the
19 Vets First Verification Program of the United States
20 Department of Veterans Affairs do not meet the certification
21 requirements established by the Commission on Equity and
22 Inclusion ~~Department of Central Management Services~~.

23 (g) Penalties.

24 (1) Administrative penalties. The chief procurement
25 officers appointed pursuant to Section 10-20 shall suspend
26 any person who commits a violation of Section 17-10.3 or

1 subsection (d) of Section 33E-6 of the Criminal Code of
2 2012 relating to this Section from bidding on, or
3 participating as a contractor, subcontractor, or supplier
4 in, any State contract or project for a period of not less
5 than 3 years, and, if the person is certified as a
6 service-disabled veteran-owned small business or a
7 veteran-owned small business, then the Commission on
8 Equity and Inclusion ~~Department~~ shall revoke the
9 business's certification for a period of not less than 3
10 years. An additional or subsequent violation shall extend
11 the periods of suspension and revocation for a period of
12 not less than 5 years. The suspension and revocation shall
13 apply to the principals of the business and any subsequent
14 business formed or financed by, or affiliated with, those
15 principals.

16 (2) Reports of violations. Each State agency shall
17 report any alleged violation of Section 17-10.3 or
18 subsection (d) of Section 33E-6 of the Criminal Code of
19 2012 relating to this Section to the chief procurement
20 officers appointed pursuant to Section 10-20. The chief
21 procurement officers appointed pursuant to Section 10-20
22 shall subsequently report all such alleged violations to
23 the Attorney General, who shall determine whether to bring
24 a civil action against any person for the violation.

25 (3) List of suspended persons. The chief procurement
26 officers appointed pursuant to Section 10-20 shall monitor

1 the status of all reported violations of Section 17-10.3
2 or subsection (d) of Section 33E-6 of the Criminal Code of
3 1961 or the Criminal Code of 2012 relating to this Section
4 and shall maintain and make available to all State
5 agencies a central listing of all persons that committed
6 violations resulting in suspension.

7 (4) Use of suspended persons. During the period of a
8 person's suspension under paragraph (1) of this
9 subsection, a State agency shall not enter into any
10 contract with that person or with any contractor using the
11 services of that person as a subcontractor.

12 (5) Duty to check list. Each State agency shall check
13 the central listing provided by the chief procurement
14 officers appointed pursuant to Section 10-20 under
15 paragraph (3) of this subsection to verify that a person
16 being awarded a contract by that State agency, or to be
17 used as a subcontractor or supplier on a contract being
18 awarded by that State agency, is not under suspension
19 pursuant to paragraph (1) of this subsection.

20 (h) On and after the effective date of this amendatory Act
21 of the 102nd General Assembly, all powers, duties, rights, and
22 responsibilities of the Department of Central Management
23 Services with respect to the requirements of this Section are
24 transferred to the Commission on Equity and Inclusion.

25 All books, records, papers, documents, property (real and
26 personal), contracts, causes of action, and pending business

1 pertaining to the powers, duties, rights, and responsibilities
2 transferred by this amendatory Act from the Department of
3 Central Management Services to the Commission on Equity and
4 Inclusion, including, but not limited to, material in
5 electronic or magnetic format and necessary computer hardware
6 and software, shall be transferred to the Commission on Equity
7 and Inclusion.

8 The powers, duties, rights, and responsibilities
9 transferred from the Department of Central Management Services
10 by this amendatory Act shall be vested in and shall be
11 exercised by the Commission on Equity and Inclusion.

12 Whenever reports or notices are now required to be made or
13 given or papers or documents furnished or served by any person
14 to or upon the Department of Central Management Services in
15 connection with any of the powers, duties, rights, and
16 responsibilities transferred by this amendatory Act, the same
17 shall be made, given, furnished, or served in the same manner
18 to or upon the Commission on Equity and Inclusion.

19 This amendatory Act of the 102nd General Assembly does not
20 affect any act done, ratified, or canceled or any right
21 occurring or established or any action or proceeding had or
22 commenced in an administrative, civil, or criminal cause by
23 the Department of Central Management Services before this
24 amendatory Act takes effect; such actions or proceedings may
25 be prosecuted and continued by the Commission on Equity and
26 Inclusion.

1 Any rules of the Department of Central Management Services
2 that relate to its powers, duties, rights, and
3 responsibilities under this Section and are in full force on
4 the effective date of this amendatory Act of the 102nd General
5 Assembly shall become the rules of the Commission on Equity
6 and Inclusion. This amendatory Act does not affect the
7 legality of any such rules in the Illinois Administrative
8 Code. Any proposed rules filed with the Secretary of State by
9 the Department of Central Management Services that are pending
10 in the rulemaking process on the effective date of this
11 amendatory Act and pertain to the powers, duties, rights, and
12 responsibilities transferred, shall be deemed to have been
13 filed by the Commission on Equity and Inclusion. As soon as
14 practicable hereafter, the Commission on Equity and Inclusion
15 shall revise and clarify the rules transferred to it under
16 this amendatory Act to reflect the reorganization of powers,
17 duties, rights, and responsibilities affected by this
18 amendatory Act, using the procedures for recodification of
19 rules available under the Illinois Administrative Procedure
20 Act, except that existing title, part, and section numbering
21 for the affected rules may be retained. The Commission on
22 Equity and Inclusion may propose and adopt under the Illinois
23 Administrative Procedure Act such other rules of the
24 Department of Central Management Services that will now be
25 administered by the Commission on Equity and Inclusion.

26 (Source: P.A. 102-166, eff. 7-26-21.)

1 Section 50. The Commission on Equity and Inclusion Act is
2 amended by changing Section 40-10 as follows:

3 (30 ILCS 574/40-10)

4 (This Section may contain text from a Public Act with a
5 delayed effective date)

6 Sec. 40-10. Powers and duties. In addition to the other
7 powers and duties which may be prescribed in this Act or
8 elsewhere, the Commission shall have the following powers and
9 duties:

10 (1) The Commission shall have a role in all State and
11 university procurement by facilitating and streamlining
12 communications between the Business Enterprise Council for
13 Minorities, Women, and Persons with Disabilities, the
14 purchasing entities, the Chief Procurement Officers, and
15 others.

16 (2) The Commission may create a scoring evaluation for
17 State agency directors, public university presidents and
18 chancellors, and public community college presidents. The
19 scoring shall be based on the following 3 principles: (i)
20 increasing capacity; (ii) growing revenue; and (iii)
21 enhancing credentials. These principles should be the
22 foundation of the agency compliance plan required under
23 Section 6 of the Business Enterprise for Minorities,
24 Women, and Persons with Disabilities Act.

1 (3) The Commission shall exercise the authority and
2 duties provided to it under Section 5-7 of the Illinois
3 Procurement Code.

4 (4) The Commission, working with State agencies, shall
5 provide support for diversity in State hiring.

6 (5) The Commission shall oversee the implementation of
7 diversity training of the State workforce.

8 (6) Each January, and as otherwise frequently as may
9 be deemed necessary and appropriate by the Commission, the
10 Commission shall propose and submit to the Governor and
11 the General Assembly legislative changes to increase
12 inclusion and diversity in State government.

13 (7) The Commission shall have oversight over the
14 following entities:

15 (A) the Illinois African-American Family
16 Commission;

17 (B) the Illinois Latino Family Commission;

18 (C) the Asian American Family Commission;

19 (D) the Illinois Muslim American Advisory Council;

20 (E) the Illinois African-American Fair Contracting
21 Commission created under Executive Order 2018-07; and

22 (F) the Business Enterprise Council for
23 Minorities, Women, and Persons with Disabilities.

24 (8) The Commission shall adopt any rules necessary for
25 the implementation and administration of the requirements
26 of this Act.

1 (9) The Commission shall exercise the authority and
2 duties provided to it under Section 45-57 of the Illinois
3 Procurement Code.

4 (Source: P.A. 101-657, eff. 1-1-22; 102-29, eff. 6-25-21.)

5 Section 55. The Counties Code is amended by changing
6 Sections 3-5010.8, 4-11001.5, 5-41065, and 5-43043 as follows:

7 (55 ILCS 5/3-5010.8)

8 (Section scheduled to be repealed on January 1, 2022)

9 Sec. 3-5010.8. Mechanics lien demand and referral pilot
10 program.

11 (a) Legislative findings. The General Assembly finds that
12 expired mechanics liens on residential property, which cloud
13 title to property, are a rapidly growing problem throughout
14 the State. In order to address the increase in expired
15 mechanics liens and, more specifically, those that have not
16 been released by the lienholder, a recorder may establish a
17 process to demand and refer mechanics liens that have been
18 recorded but not litigated or released in accordance with the
19 Mechanics Lien Act to an administrative law judge for
20 resolution or demand that the lienholder commence suit or
21 forfeit the lien.

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

23 "Demand to Commence Suit" means the written demand
24 specified in Section 34 of the Mechanics Lien Act.

1 "Mechanics lien" and "lien" are used interchangeably in
2 this Section.

3 "Notice of Expired Mechanics Lien" means the notice a
4 recorder gives to a property owner under subsection (d)
5 informing the property owner of an expired lien.

6 "Notice of Referral" means the document referring a
7 mechanics lien to a county's code hearing unit.

8 "Recording" and "filing" are used interchangeably in this
9 Section.

10 "Referral" or "refer" means a recorder's referral of a
11 mechanics lien to a county's code hearing unit to obtain a
12 determination as to whether a recorded mechanics lien is
13 valid.

14 "Residential property" means real property improved with
15 not less than one nor more than 4 residential dwelling units; a
16 residential condominium unit, including, but not limited to,
17 the common elements allocated to the exclusive use of the
18 condominium unit that form an integral part of the condominium
19 unit and any parking unit or units specified by the
20 declaration to be allocated to a specific residential
21 condominium unit; or a single tract of agriculture real estate
22 consisting of 40 acres or less that is improved with a
23 single-family residence. If a declaration of condominium
24 ownership provides for individually owned and transferable
25 parking units, "residential property" does not include the
26 parking unit of a specified residential condominium unit

1 unless the parking unit is included in the legal description
2 of the property against which the mechanics lien is recorded.

3 (c) Establishment of a mechanics lien demand and referral
4 process. After a public hearing, a recorder in a county with a
5 code hearing unit may adopt rules establishing a mechanics
6 lien demand and referral process for residential property. A
7 recorder shall provide public notice 90 days before the public
8 hearing. The notice shall include a statement of the
9 recorder's intent to create a mechanics lien demand and
10 referral process and shall be published in a newspaper of
11 general circulation in the county and, if feasible, be posted
12 on the recorder's website and at the recorder's office or
13 offices.

14 (d) Notice of Expired Lien. If a recorder determines,
15 after review by legal staff or counsel, that a mechanics lien
16 recorded in the grantor's index or the grantee's index is an
17 expired lien, the recorder shall serve a Notice of Expired
18 Lien by certified mail to the last known address of the owner.
19 The owner or legal representative of the owner of the
20 residential property shall confirm in writing his or her
21 belief that the lien is not involved in pending litigation
22 and, if there is no pending litigation, as verified and
23 confirmed by county court records, the owner may request that
24 the recorder proceed with a referral or serve a Demand to
25 Commence Suit.

26 For the purposes of this Section, a recorder shall

1 determine if a lien is an expired lien. A lien is expired if a
2 suit to enforce the lien has not been commenced or a
3 counterclaim has not been filed by the lienholder within 2
4 years after the completion date of the contract as specified
5 in the recorded mechanics lien. The 2-year period shall be
6 increased to the extent that an automatic stay under Section
7 362(a) of the United States Bankruptcy Code stays a suit or
8 counterclaim to foreclose the lien. If a work completion date
9 is not specified in the recorded lien, then the work
10 completion date is the date of recording of the mechanics
11 lien.

12 (e) Demand to Commence Suit. Upon receipt of an owner's
13 confirmation that the lien is not involved in pending
14 litigation and a request for the recorder to serve a Demand to
15 Commence Suit, the recorder shall serve a Demand to Commence
16 Suit on the lienholder of the expired lien as provided in
17 Section 34 of the Mechanics Lien Act. A recorder may request
18 that the Secretary of State assist in providing registered
19 agent information or obtain information from the Secretary of
20 State's registered business database when the recorder seeks
21 to serve a Demand to Commence suit on the lienholder. Upon
22 request, the Secretary of State, or his or her designee, shall
23 provide the last known address or registered agent information
24 for a lienholder who is incorporated or doing business in the
25 State. The recorder must record a copy of the Demand to
26 Commence suit in the grantor's index or the grantee's index

1 identifying the mechanics lien and include the corresponding
2 document number and the date of demand. The recorder may, at
3 his or her discretion, notify the Secretary of State regarding
4 a Demand to Commence suit determined to involve a company,
5 corporation, or business registered with that office.

6 When the lienholder commences a suit or files an answer
7 within 30 days or the lienholder records a release of lien with
8 the county recorder as required by subsection (a) of Section
9 34 of the Mechanics Lien Act, then the demand and referral
10 process is completed for the recorder for that property. If
11 service under this Section is responded to consistent with
12 Section 34 of the Mechanics Lien Act, the recorder may not
13 proceed under subsection (f). If no response is received
14 consistent with Section 34 of the Mechanics Lien Act, the
15 recorder may proceed under subsection (f).

16 (f) Referral. Upon receipt of an owner's confirmation that
17 the lien is not involved in pending litigation and a request
18 for the recorder to proceed with a referral, the recorder
19 shall: (i) file the Notice of Referral with the county's code
20 hearing unit; (ii) identify and notify the lienholder by
21 telephone, if available, of the referral and send a copy of the
22 Notice of Referral by certified mail to the lienholder using
23 information included in the recorded mechanics lien or the
24 last known address or registered agent received from the
25 Secretary of State or obtained from the Secretary of State's
26 registered business database; (iii) send a copy of the Notice

1 of Referral by mail to the physical address of the property
2 owner associated with the lien; and (iv) record a copy of the
3 Notice of Referral in the grantor's index or the grantee's
4 index identifying the mechanics lien and include the
5 corresponding document number. The Notice of Referral shall
6 clearly identify the person, persons, or entity believed to be
7 the owner, assignee, successor, or beneficiary of the lien.
8 The recorder may, at his or her discretion, notify the
9 Secretary of State regarding a referral determined to involve
10 a company, corporation, or business registered with that
11 office.

12 No earlier than 30 business days after the date the
13 lienholder is required to respond to a Demand to Commence Suit
14 under Section 34 of the Mechanics Lien Act, the code hearing
15 unit shall schedule a hearing to occur at least 30 days after
16 sending notice of the date of hearing. Notice of the hearing
17 shall be provided by the county recorder, by and through his or
18 her representative, to the filer, or the party represented by
19 the filer, of the expired lien, the legal representative of
20 the recorder of deeds who referred the case, and the last owner
21 of record, as identified in the Notice of Referral.

22 If the recorder shows by clear and convincing evidence
23 that the lien in question is an expired lien, the
24 administrative law judge shall rule the lien is forfeited
25 under Section 34.5 of the Mechanics Lien Act and that the lien
26 no longer affects the chain of title of the property in any

1 way. The judgment shall be forwarded to all parties identified
2 in this subsection. Upon receiving judgment of a forfeited
3 lien, the recorder shall, within 5 business days, record a
4 copy of the judgment in the grantor's index or the grantee's
5 index.

6 If the administrative law judge finds the lien is not
7 expired, the recorder shall, no later than 5 business days
8 after receiving notice of the decision of the administrative
9 law judge, record a copy of the judgment in the grantor's index
10 or the grantee's index.

11 A decision by an administrative law judge is reviewable
12 under the Administrative Review Law, and nothing in this
13 Section precludes a property owner or lienholder from
14 proceeding with a civil action to resolve questions concerning
15 a mechanics lien.

16 A lienholder or property owner may remove the action from
17 the code hearing unit to the circuit court as provided in
18 subsection (i).

19 (g) Final administrative decision. The recorder's decision
20 to refer a mechanics lien or serve a Demand to Commence Suit is
21 a final administrative decision that is subject to review
22 under the Administrative Review Law by the circuit court of
23 the county where the real property is located. The standard of
24 review by the circuit court shall be consistent with the
25 Administrative Review Law.

26 (h) Liability. A recorder and his or her employees or

1 agents are not subject to personal liability by reason of any
2 error or omission in the performance of any duty under this
3 Section, except in the case of willful or wanton conduct. The
4 recorder and his or her employees or agents are not liable for
5 the decision to refer a lien or serve a Demand to Commence
6 Suit, or failure to refer or serve a Demand to Commence Suit,
7 of a lien under this Section.

8 (i) Private actions; use of demand and referral process.
9 Nothing in this Section precludes a private right of action by
10 any party with an interest in the property affected by the
11 mechanics lien or a decision by the code hearing unit. Nothing
12 in this Section requires a person or entity who may have a
13 mechanics lien recorded against his or her property to use the
14 mechanics lien demand and referral process created by this
15 Section.

16 A lienholder or property owner may remove a matter in the
17 referral process to the circuit court at any time prior to the
18 final decision of the administrative law judge by delivering a
19 certified notice of the suit filed in the circuit court to the
20 administrative law judge. Upon receipt of the certified
21 notice, the administrative law judge shall dismiss the matter
22 without prejudice. If the matter is dismissed due to removal,
23 then the demand and referral process is completed for the
24 recorder for that property. If the circuit court dismisses the
25 removed matter without deciding on whether the lien is expired
26 and without prejudice, the recorder may reinstitute the demand

1 and referral process under subsection (d).

2 (j) Repeal. This Section is repealed on January 1, 2024
3 ~~2022~~.

4 (Source: P.A. 100-1061, eff. 1-1-19; 101-296, eff. 8-9-19.)

5 (55 ILCS 5/4-11001.5)

6 (Section scheduled to be repealed on January 1, 2022)

7 Sec. 4-11001.5. Lake County Children's Advocacy Center
8 Pilot Program.

9 (a) The Lake County Children's Advocacy Center Pilot
10 Program is established. Under the Pilot Program, any grand
11 juror or petit juror in Lake County may elect to have his or
12 her juror fees earned under Section 4-11001 of this Code to be
13 donated to the Lake County Children's Advocacy Center, a
14 division of the Lake County State's Attorney's office.

15 (b) On or before January 1, 2017, the Lake County board
16 shall adopt, by ordinance or resolution, rules and policies
17 governing and effectuating the ability of jurors to donate
18 their juror fees to the Lake County Children's Advocacy Center
19 beginning January 1, 2017 and ending December 31, 2018. At a
20 minimum, the rules and policies must provide:

21 (1) for a form that a juror may fill out to elect to
22 donate his or her juror fees. The form must contain a
23 statement, in at least 14-point bold type, that donation
24 of juror fees is optional;

25 (2) that all monies donated by jurors shall be

1 transferred by the county to the Lake County Children's
2 Advocacy Center at the same time a juror is paid under
3 Section 4-11001 of this Code who did not elect to donate
4 his or her juror fees; and

5 (3) that all juror fees donated under this Section
6 shall be used exclusively for the operation of Lake County
7 Children's Advocacy Center.

8 The Lake County board shall adopt an ordinance or
9 resolution reestablishing the rules and policies previously
10 adopted under this subsection allowing a juror to donate his
11 or her juror fees to the Lake County Children's Advocacy
12 Center through December 31, 2021.

13 (c) The following information shall be reported to the
14 General Assembly and the Governor by the Lake County board
15 after each calendar year of the Pilot Program on or before
16 March 31, 2018, March 31, 2019, July 1, 2020, and July 1, 2021:

17 (1) the number of grand and petit jurors who earned
18 fees under Section 4-11001 of this Code during the
19 previous calendar year;

20 (2) the number of grand and petit jurors who donated
21 fees under this Section during the previous calendar year;

22 (3) the amount of donated fees under this Section
23 during the previous calendar year;

24 (4) how the monies donated in the previous calendar
25 year were used by the Lake County Children's Advocacy
26 Center; and

1 (5) how much cost there was incurred by Lake County
2 and the Lake County State's Attorney's office in the
3 previous calendar year in implementing the Pilot Program.

4 (d) This Section is repealed on January 1, 2024 ~~2022~~.

5 (Source: P.A. 100-201, eff. 8-18-17; 101-612, eff. 12-20-19.)

6 (55 ILCS 5/5-41065)

7 (Section scheduled to be repealed on January 1, 2022)

8 Sec. 5-41065. Mechanics lien demand and referral
9 adjudication.

10 (a) Notwithstanding any other provision in this Division,
11 a county's code hearing unit must adjudicate an expired
12 mechanics lien referred to the unit under Section 3-5010.8.

13 (b) If a county does not have an administrative law judge
14 in its code hearing unit who is familiar with the areas of law
15 relating to mechanics liens, one may be appointed no later
16 than 3 months after the effective date of this amendatory Act
17 of the 100th General Assembly to adjudicate all referrals
18 concerning mechanics liens under Section 3-5010.8.

19 (c) If an administrative law judge familiar with the areas
20 of law relating to mechanics liens has not been appointed as
21 provided subsection (b) when a mechanics lien is referred
22 under Section 3-5010.8 to the code hearing unit, the case
23 shall be removed to the proper circuit court with
24 jurisdiction.

25 (d) This Section is repealed on January 1, 2024 ~~2022~~.

1 (Source: P.A. 100-1061, eff. 1-1-19.)

2 (55 ILCS 5/5-43043)

3 (Section scheduled to be repealed on January 1, 2022)

4 Sec. 5-43043. Mechanics lien demand and referral
5 adjudication.

6 (a) Notwithstanding any other provision in this Division,
7 a county's code hearing unit must adjudicate an expired
8 mechanics lien referred to the unit under Section 3-5010.8.

9 (b) If a county does not have an administrative law judge
10 in its code hearing unit who is familiar with the areas of law
11 relating to mechanics liens, one may be appointed no later
12 than 3 months after the effective date of this amendatory Act
13 of the 100th General Assembly to adjudicate all referrals
14 concerning mechanics liens under Section 3-5010.8.

15 (c) If an administrative law judge familiar with the areas
16 of law relating to mechanics liens has not been appointed as
17 provided subsection (b) when a mechanics lien is referred
18 under Section 3-5010.8 to the code hearing unit, the case
19 shall be removed to the proper circuit court with
20 jurisdiction.

21 (d) This Section is repealed on January 1, 2024 ~~2022~~.

22 (Source: P.A. 100-1061, eff. 1-1-19.)

23 Section 60. The School Code is amended by changing
24 Sections 2-3.187, 17-2A, and 22-90 as follows:

1 (105 ILCS 5/2-3.187)

2 (Text of Section before amendment by P.A. 102-209)

3 (Section scheduled to be repealed on January 1, 2023)

4 Sec. 2-3.187. Inclusive American History Commission.

5 (a) The Inclusive American History Commission is created
6 to provide assistance to the State Board of Education in
7 revising its social science learning standards under
8 subsection (a-5) of Section 2-3.25, including social science
9 learning standards for students enrolled in pre-kindergarten.

10 (b) The State Board of Education shall convene the
11 Inclusive American History Commission to do all of the
12 following:

13 (1) Review available resources for use in school
14 districts that reflect the racial and ethnic diversity of
15 this State and country. The resources identified by the
16 Commission may be posted on the State Board of Education's
17 Internet website.

18 (2) Provide guidance for each learning standard
19 developed for educators on how to ensure that instruction
20 and content are not biased to value specific cultures,
21 time periods, and experiences over other cultures, time
22 periods, and experiences.

23 (3) Develop guidance, tools, and support for
24 professional learning on how to locate and utilize
25 resources for non-dominant cultural narratives and sources

1 of historical information.

2 (c) The Commission shall consist of all of the following
3 members:

4 (1) One Representative appointed by the Speaker of the
5 House of Representatives.

6 (2) One Representative appointed by the Minority
7 Leader of the House of Representatives.

8 (3) One Senator appointed by the President of the
9 Senate.

10 (4) One Senator appointed by the Minority Leader of
11 the Senate.

12 (5) Two members who are history scholars appointed by
13 the State Superintendent of Education.

14 (6) Eight members who are teachers at schools in this
15 State recommended by professional teachers' organizations
16 and appointed by the State Superintendent of Education.

17 (7) One representative of the State Board of Education
18 appointed by the State Superintendent of Education who
19 shall serve as chairperson.

20 (8) One member who represents a statewide organization
21 that represents south suburban school districts appointed
22 by the State Superintendent of Education.

23 (9) One member who represents a west suburban school
24 district appointed by the State Superintendent of
25 Education.

26 (10) One member who represents a school district

1 organized under Article 34 appointed by the State
2 Superintendent of Education.

3 (11) One member who represents a statewide
4 organization that represents school librarians appointed
5 by the State Superintendent of Education.

6 (12) One member who represents a statewide
7 organization that represents principals appointed by the
8 State Superintendent of Education.

9 (13) One member who represents a statewide
10 organization that represents superintendents appointed by
11 the State Superintendent of Education.

12 (14) One member who represents a statewide
13 organization that represents school boards appointed by
14 the State Superintendent of Education.

15 Members appointed to the Commission must reflect the
16 racial, ethnic, and geographic diversity of this State.

17 (d) Members of the Commission shall serve without
18 compensation but may be reimbursed for reasonable expenses
19 from funds appropriated to the State Board of Education for
20 that purpose, including travel, subject to the rules of the
21 appropriate travel control board.

22 (e) The State Board of Education shall provide
23 administrative and other support to the Commission.

24 (f) The Commission must submit a report about its work to
25 the State Board of Education, the Governor, and the General
26 Assembly on or before February 28, 2022 ~~December 31, 2021~~. The

1 Commission is dissolved upon the submission of its report.

2 (g) This Section is repealed on January 1, 2023.

3 (Source: P.A. 101-654, eff. 3-8-21.)

4 (Text of Section after amendment by P.A. 102-209)

5 (Section scheduled to be repealed on January 1, 2023)

6 Sec. 2-3.187. Inclusive American History Commission.

7 (a) The Inclusive American History Commission is created
8 to provide assistance to the State Board of Education in
9 revising its social science learning standards under
10 subsection (a-5) of Section 2-3.25, including social science
11 learning standards for students enrolled in pre-kindergarten.

12 (b) The State Board of Education shall convene the
13 Inclusive American History Commission to do all of the
14 following:

15 (1) Review available resources for use in school
16 districts that reflect the racial and ethnic diversity of
17 this State and country. The resources identified by the
18 Commission may be posted on the State Board of Education's
19 Internet website.

20 (2) Provide guidance for each learning standard
21 developed for educators on how to ensure that instruction
22 and content are not biased to value specific cultures,
23 time periods, and experiences over other cultures, time
24 periods, and experiences.

25 (3) Develop guidance, tools, and support for

1 professional learning on how to locate and utilize
2 resources for non-dominant cultural narratives and sources
3 of historical information.

4 (c) The Commission shall consist of all of the following
5 members:

6 (1) One Representative appointed by the Speaker of the
7 House of Representatives.

8 (2) One Representative appointed by the Minority
9 Leader of the House of Representatives.

10 (3) One Senator appointed by the President of the
11 Senate.

12 (4) One Senator appointed by the Minority Leader of
13 the Senate.

14 (5) Two members who are history scholars appointed by
15 the State Superintendent of Education.

16 (6) Eight members who are teachers at schools in this
17 State recommended by professional teachers' organizations
18 and appointed by the State Superintendent of Education.

19 (7) One representative of the State Board of Education
20 appointed by the State Superintendent of Education who
21 shall serve as chairperson.

22 (8) One member who represents an organization that
23 represents south suburban school districts appointed by
24 the State Superintendent of Education.

25 (9) One member who represents a west suburban school
26 district appointed by the State Superintendent of

1 Education.

2 (10) One member who represents a school district
3 organized under Article 34 appointed by the State
4 Superintendent of Education.

5 (11) One member who represents a statewide
6 organization that represents school librarians appointed
7 by the State Superintendent of Education.

8 (12) One member who represents a statewide
9 organization that represents principals appointed by the
10 State Superintendent of Education.

11 (13) One member who represents a statewide
12 organization that represents superintendents appointed by
13 the State Superintendent of Education.

14 (14) One member who represents a statewide
15 organization that represents school boards appointed by
16 the State Superintendent of Education.

17 Members appointed to the Commission must reflect the
18 racial, ethnic, and geographic diversity of this State.

19 (d) Members of the Commission shall serve without
20 compensation but may be reimbursed for reasonable expenses
21 from funds appropriated to the State Board of Education for
22 that purpose, including travel, subject to the rules of the
23 appropriate travel control board.

24 (e) The State Board of Education shall provide
25 administrative and other support to the Commission.

26 (f) The Commission must submit a report about its work to

1 the State Board of Education, the Governor, and the General
2 Assembly on or before February 28, 2022 ~~December 31, 2021~~. The
3 Commission is dissolved upon the submission of its report.

4 (g) This Section is repealed on January 1, 2023.

5 (Source: P.A. 101-654, eff. 3-8-21; 102-209, eff. 1-1-22.)

6 (105 ILCS 5/17-2A) (from Ch. 122, par. 17-2A)

7 Sec. 17-2A. Interfund transfers.

8 (a) The school board of any district having a population
9 of less than 500,000 inhabitants may, by proper resolution
10 following a public hearing set by the school board or the
11 president of the school board (that is preceded (i) by at least
12 one published notice over the name of the clerk or secretary of
13 the board, occurring at least 7 days and not more than 30 days
14 prior to the hearing, in a newspaper of general circulation
15 within the school district and (ii) by posted notice over the
16 name of the clerk or secretary of the board, at least 48 hours
17 before the hearing, at the principal office of the school
18 board or at the building where the hearing is to be held if a
19 principal office does not exist, with both notices setting
20 forth the time, date, place, and subject matter of the
21 hearing), transfer money from (1) the Educational Fund to the
22 Operations and Maintenance Fund or the Transportation Fund,
23 (2) the Operations and Maintenance Fund to the Educational
24 Fund or the Transportation Fund, (3) the Transportation Fund
25 to the Educational Fund or the Operations and Maintenance

1 Fund, or (4) the Tort Immunity Fund to the Operations and
2 Maintenance Fund of said district, provided that, except
3 during the period from July 1, 2003 through June 30, 2024 ~~2021~~,
4 such transfer is made solely for the purpose of meeting
5 one-time, non-recurring expenses. Except during the period
6 from July 1, 2003 through June 30, 2024 ~~2021~~ and except as
7 otherwise provided in subsection (b) of this Section, any
8 other permanent interfund transfers authorized by any
9 provision or judicial interpretation of this Code for which
10 the transferee fund is not precisely and specifically set
11 forth in the provision of this Code authorizing such transfer
12 shall be made to the fund of the school district most in need
13 of the funds being transferred, as determined by resolution of
14 the school board.

15 (b) (Blank).

16 (c) Notwithstanding subsection (a) of this Section or any
17 other provision of this Code to the contrary, the school board
18 of any school district (i) that is subject to the Property Tax
19 Extension Limitation Law, (ii) that is an elementary district
20 servicing students in grades K through 8, (iii) whose
21 territory is in one county, (iv) that is eligible for Section
22 7002 Federal Impact Aid, and (v) that has no more than \$81,000
23 in funds remaining from refinancing bonds that were refinanced
24 a minimum of 5 years prior to January 20, 2017 (the effective
25 date of Public Act 99-926) may make a one-time transfer of the
26 funds remaining from the refinancing bonds to the Operations

1 and Maintenance Fund of the district by proper resolution
2 following a public hearing set by the school board or the
3 president of the school board, with notice as provided in
4 subsection (a) of this Section, so long as the district meets
5 the qualifications set forth in this subsection (c) on January
6 20, 2017 (the effective date of Public Act 99-926).

7 (d) Notwithstanding subsection (a) of this Section or any
8 other provision of this Code to the contrary, the school board
9 of any school district (i) that is subject to the Property Tax
10 Extension Limitation Law, (ii) that is a community unit school
11 district servicing students in grades K through 12, (iii)
12 whose territory is in one county, (iv) that owns property
13 designated by the United States as a Superfund site pursuant
14 to the federal Comprehensive Environmental Response,
15 Compensation and Liability Act of 1980 (42 U.S.C. 9601 et
16 seq.), and (v) that has an excess accumulation of funds in its
17 bond fund, including funds accumulated prior to July 1, 2000,
18 may make a one-time transfer of those excess funds accumulated
19 prior to July 1, 2000 to the Operations and Maintenance Fund of
20 the district by proper resolution following a public hearing
21 set by the school board or the president of the school board,
22 with notice as provided in subsection (a) of this Section, so
23 long as the district meets the qualifications set forth in
24 this subsection (d) on August 4, 2017 (the effective date of
25 Public Act 100-32).

26 (Source: P.A. 100-32, eff. 8-4-17; 100-465, eff. 8-31-17;

1 100-863, eff. 8-14-18; 101-643, eff. 6-18-20.)

2 (105 ILCS 5/22-90)

3 (Section scheduled to be repealed on February 1, 2023)

4 Sec. 22-90. Whole Child Task Force.

5 (a) The General Assembly makes all of the following
6 findings:

7 (1) The COVID-19 pandemic has exposed systemic
8 inequities in American society. Students, educators, and
9 families throughout this State have been deeply affected
10 by the pandemic, and the impact of the pandemic will be
11 felt for years to come. The negative consequences of the
12 pandemic have impacted students and communities
13 differently along the lines of race, income, language, and
14 special needs. However, students in this State faced
15 significant unmet physical health, mental health, and
16 social and emotional needs even prior to the pandemic.

17 (2) The path to recovery requires a commitment from
18 adults in this State to address our students cultural,
19 physical, emotional, and mental health needs and to
20 provide them with stronger and increased systemic support
21 and intervention.

22 (3) It is well documented that trauma and toxic stress
23 diminish a child's ability to thrive. Forms of childhood
24 trauma and toxic stress include adverse childhood
25 experiences, systemic racism, poverty, food and housing

1 insecurity, and gender-based violence. The COVID-19
2 pandemic has exacerbated these issues and brought them
3 into focus.

4 (4) It is estimated that, overall, approximately 40%
5 of children in this State have experienced at least one
6 adverse childhood experience and approximately 10% have
7 experienced 3 or more adverse childhood experiences.
8 However, the number of adverse childhood experiences is
9 higher for Black and Hispanic children who are growing up
10 in poverty. The COVID-19 pandemic has amplified the number
11 of students who have experienced childhood trauma. Also,
12 the COVID-19 pandemic has highlighted preexisting
13 inequities in school disciplinary practices that
14 disproportionately impact Black and Brown students.
15 Research shows, for example, that girls of color are
16 disproportionately impacted by trauma, adversity, and
17 abuse, and instead of receiving the care and
18 trauma-informed support they may need, many Black girls in
19 particular face disproportionately harsh disciplinary
20 measures.

21 (5) The cumulative effects of trauma and toxic stress
22 adversely impact the physical health of students, as well
23 as their ability to learn, form relationships, and
24 self-regulate. If left unaddressed, these effects increase
25 a student's risk for depression, alcoholism, anxiety,
26 asthma, smoking, and suicide, all of which are risks that

1 disproportionately affect Black youth and may lead to a
2 host of medical diseases as an adult. Access to infant and
3 early childhood mental health services is critical to
4 ensure the social and emotional well-being of this State's
5 youngest children, particularly those children who have
6 experienced trauma.

7 (6) Although this State enacted measures through
8 Public Act 100-105 to address the high rate of early care
9 and preschool expulsions of infants, toddlers, and
10 preschoolers and the disproportionately higher rate of
11 expulsion for Black and Hispanic children, a recent study
12 found a wide variation in the awareness, understanding,
13 and compliance with the law by providers of early
14 childhood care. Further work is needed to implement the
15 law, which includes providing training to early childhood
16 care providers to increase their understanding of the law,
17 increasing the availability and access to infant and early
18 childhood mental health services, and building aligned
19 data collection systems to better understand expulsion
20 rates and to allow for accurate reporting as required by
21 the law.

22 (7) Many educators and schools in this State have
23 embraced and implemented evidenced-based restorative
24 justice and trauma-responsive and culturally relevant
25 practices and interventions. However, the use of these
26 interventions on students is often isolated or is

1 implemented occasionally and only if the school has the
2 appropriate leadership, resources, and partners available
3 to engage seriously in this work. It would be malpractice
4 to deny our students access to these practices and
5 interventions, especially in the aftermath of a
6 once-in-a-century pandemic.

7 (b) The Whole Child Task Force is created for the purpose
8 of establishing an equitable, inclusive, safe, and supportive
9 environment in all schools for every student in this State.
10 The task force shall have all of the following goals, which
11 means key steps have to be taken to ensure that every child in
12 every school in this State has access to teachers, social
13 workers, school leaders, support personnel, and others who
14 have been trained in evidenced-based interventions and
15 restorative practices:

16 (1) To create a common definition of a
17 trauma-responsive school, a trauma-responsive district,
18 and a trauma-responsive community.

19 (2) To outline the training and resources required to
20 create and sustain a system of support for
21 trauma-responsive schools, districts, and communities and
22 to identify this State's role in that work, including
23 recommendations concerning options for redirecting
24 resources from school resource officers to classroom-based
25 support.

26 (3) To identify or develop a process to conduct an

1 analysis of the organizations that provide training in
2 restorative practices, implicit bias, anti-racism, and
3 trauma-responsive systems, mental health services, and
4 social and emotional services to schools.

5 (4) To provide recommendations concerning the key data
6 to be collected and reported to ensure that this State has
7 a full and accurate understanding of the progress toward
8 ensuring that all schools, including programs and
9 providers of care to pre-kindergarten children, employ
10 restorative, anti-racist, and trauma-responsive
11 strategies and practices. The data collected must include
12 information relating to the availability of trauma
13 responsive support structures in schools as well as
14 disciplinary practices employed on students in person or
15 through other means, including during remote or blended
16 learning. It should also include information on the use
17 of, and funding for, school resource officers and other
18 similar police personnel in school programs.

19 (5) To recommend an implementation timeline, including
20 the key roles, responsibilities, and resources to advance
21 this State toward a system in which every school,
22 district, and community is progressing toward becoming
23 trauma-responsive.

24 (6) To seek input and feedback from stakeholders,
25 including parents, students, and educators, who reflect
26 the diversity of this State.

1 (c) Members of the Whole Child Task Force shall be
2 appointed by the State Superintendent of Education. Members of
3 this task force must represent the diversity of this State and
4 possess the expertise needed to perform the work required to
5 meet the goals of the task force set forth under subsection
6 (a). Members of the task force shall include all of the
7 following:

8 (1) One member of a statewide professional teachers'
9 organization.

10 (2) One member of another statewide professional
11 teachers' organization.

12 (3) One member who represents a school district
13 serving a community with a population of 500,000 or more.

14 (4) One member of a statewide organization
15 representing social workers.

16 (5) One member of an organization that has specific
17 expertise in trauma-responsive school practices and
18 experience in supporting schools in developing
19 trauma-responsive and restorative practices.

20 (6) One member of another organization that has
21 specific expertise in trauma-responsive school practices
22 and experience in supporting schools in developing
23 trauma-responsive and restorative practices.

24 (7) One member of a statewide organization that
25 represents school administrators.

26 (8) One member of a statewide policy organization that

1 works to build a healthy public education system that
2 prepares all students for a successful college, career,
3 and civic life.

4 (9) One member of a statewide organization that brings
5 teachers together to identify and address issues critical
6 to student success.

7 (10) One member of the General Assembly recommended by
8 the President of the Senate.

9 (11) One member of the General Assembly recommended by
10 the Speaker of the House of Representatives.

11 (12) One member of the General Assembly recommended by
12 the Minority Leader of the Senate.

13 (13) One member of the General Assembly recommended by
14 the Minority Leader of the House of Representatives.

15 (14) One member of a civil rights organization that
16 works actively on issues regarding student support.

17 (15) One administrator from a school district that has
18 actively worked to develop a system of student support
19 that uses a trauma-informed lens.

20 (16) One educator from a school district that has
21 actively worked to develop a system of student support
22 that uses a trauma-informed lens.

23 (17) One member of a youth-led organization.

24 (18) One member of an organization that has
25 demonstrated expertise in restorative practices.

26 (19) One member of a coalition of mental health and

1 school practitioners who assist schools in developing and
2 implementing trauma-informed and restorative strategies
3 and systems.

4 (20) One member of an organization whose mission is to
5 promote the safety, health, and economic success of
6 children, youth, and families in this State.

7 (21) One member who works or has worked as a
8 restorative justice coach or disciplinarian.

9 (22) One member who works or has worked as a social
10 worker.

11 (23) One member of the State Board of Education.

12 (24) One member who represents a statewide principals'
13 organization.

14 (25) One member who represents a statewide
15 organization of school boards.

16 (26) One member who has expertise in pre-kindergarten
17 education.

18 (27) One member who represents a school social worker
19 association.

20 (28) One member who represents an organization that
21 represents school districts in both the south suburbs and
22 collar counties.

23 (29) One member who is a licensed clinical
24 psychologist who (A) has a doctor of philosophy in the
25 field of clinical psychology and has an appointment at an
26 independent free-standing children's hospital located in

1 Chicago, (B) serves as associate professor at a medical
2 school located in Chicago, and (C) serves as the clinical
3 director of a coalition of voluntary collaboration of
4 organizations that are committed to applying a trauma lens
5 to their efforts on behalf of families and children in the
6 State.

7 (30) One member who represents a west suburban school
8 district.

9 (d) The Whole Child Task Force shall meet at the call of
10 the State Superintendent of Education or his or her designee,
11 who shall serve as as the chairperson. The State Board of
12 Education shall provide administrative and other support to
13 the task force. Members of the task force shall serve without
14 compensation.

15 (e) The Whole Child Task Force shall submit a report of its
16 findings and recommendations to the General Assembly, the
17 Illinois Legislative Black Caucus, the State Board of
18 Education, and the Governor on or before March 15, 2022
19 ~~February 1, 2022~~. Upon submitting its report, the task force
20 is dissolved.

21 (f) This Section is repealed on February 1, 2023.

22 (Source: P.A. 101-654, eff. 3-8-21.)

23 Section 65. The University of Illinois Hospital Act is
24 amended by changing Section 8d as follows:

1 (110 ILCS 330/8d)

2 (Section scheduled to be repealed on December 31, 2021)

3 Sec. 8d. N95 masks. Pursuant to and in accordance with
4 applicable local, State, and federal policies, guidance and
5 recommendations of public health and infection control
6 authorities, and taking into consideration the limitations on
7 access to N95 masks caused by disruptions in local, State,
8 national, and international supply chains, the University of
9 Illinois Hospital shall provide N95 masks to physicians
10 licensed under the Medical Practice Act of 1987, registered
11 nurses and advanced practice registered nurses licensed under
12 the Nurse Licensing Act, and any other employees or
13 contractual workers who provide direct patient care and who,
14 pursuant to such policies, guidance, and recommendations, are
15 recommended to have such a mask to safely provide such direct
16 patient care within a hospital setting. Nothing in this
17 Section shall be construed to impose any new duty or
18 obligation on the University of Illinois Hospital or employee
19 that is greater than that imposed under State and federal laws
20 in effect on the effective date of this amendatory Act of the
21 102nd General Assembly.

22 This Section is repealed on July 1, 2022 ~~December 31,~~
23 ~~2021~~.

24 (Source: P.A. 102-4, eff. 4-27-21.)

25 Section 66. If and only if House Bill 3666 of the 102nd

1 General Assembly becomes law (as amended by Senate Amendment
2 No. 6), the Energy Assistance Act is amended by changing
3 Section 13 as follows:

4 (305 ILCS 20/13)

5 (Text of Section from P.A. 102-16)

6 (Section scheduled to be repealed on January 1, 2025)

7 Sec. 13. Supplemental Low-Income Energy Assistance Fund.

8 (a) The Supplemental Low-Income Energy Assistance Fund is
9 hereby created as a special fund in the State Treasury.
10 Notwithstanding any other law to the contrary, the
11 Supplemental Low-Income Energy Assistance Fund is not subject
12 to sweeps, administrative charge-backs, or any other fiscal or
13 budgetary maneuver that would in any way transfer any amounts
14 from the Supplemental Low-Income Energy Assistance Fund into
15 any other fund of the State. The Supplemental Low-Income
16 Energy Assistance Fund is authorized to receive moneys from
17 voluntary donations from individuals, foundations,
18 corporations, and other sources, moneys received pursuant to
19 Section 17, and, by statutory deposit, the moneys collected
20 pursuant to this Section. The Fund is also authorized to
21 receive voluntary donations from individuals, foundations,
22 corporations, and other sources. Subject to appropriation, the
23 Department shall use moneys from the Supplemental Low-Income
24 Energy Assistance Fund for payments to electric or gas public
25 utilities, municipal electric or gas utilities, and electric

1 cooperatives on behalf of their customers who are participants
2 in the program authorized by Sections 4 and 18 of this Act, for
3 the provision of weatherization services and for
4 administration of the Supplemental Low-Income Energy
5 Assistance Fund. All other deposits outside of the Energy
6 Assistance Charge as set forth in subsection (b) are not
7 subject to the percentage restrictions related to
8 administrative and weatherization expenses provided in this
9 subsection. The yearly expenditures for weatherization may not
10 exceed 10% of the amount collected during the year pursuant to
11 this Section, except when unspent funds from the Supplemental
12 Low-Income Energy Assistance Fund are reallocated from a
13 previous year; any unspent balance of the 10% weatherization
14 allowance may be utilized for weatherization expenses in the
15 year they are reallocated. The yearly administrative expenses
16 of the Supplemental Low-Income Energy Assistance Fund may not
17 exceed 13% of the amount collected during that year pursuant
18 to this Section, except when unspent funds from the
19 Supplemental Low-Income Energy Assistance Fund are reallocated
20 from a previous year; any unspent balance of the 13%
21 administrative allowance may be utilized for administrative
22 expenses in the year they are reallocated. Of the 13%
23 administrative allowance, no less than 8% shall be provided to
24 Local Administrative Agencies for administrative expenses.

25 (b) Notwithstanding the provisions of Section 16-111 of
26 the Public Utilities Act but subject to subsection (k) of this

1 Section, each public utility, electric cooperative, as defined
2 in Section 3.4 of the Electric Supplier Act, and municipal
3 utility, as referenced in Section 3-105 of the Public
4 Utilities Act, that is engaged in the delivery of electricity
5 or the distribution of natural gas within the State of
6 Illinois shall, effective January 1, 2021 ~~2022~~, assess each of
7 its customer accounts a monthly Energy Assistance Charge for
8 the Supplemental Low-Income Energy Assistance Fund. The
9 delivering public utility, municipal electric or gas utility,
10 or electric or gas cooperative for a self-assessing purchaser
11 remains subject to the collection of the fee imposed by this
12 Section. The monthly charge shall be as follows:

13 (1) Base Energy Assistance Charge per month on each
14 account for residential electrical service;

15 (2) Base Energy Assistance Charge per month on each
16 account for residential gas service;

17 (3) Ten times the Base Energy Assistance Charge per
18 month on each account for non-residential electric service
19 which had less than 10 megawatts of peak demand during the
20 previous calendar year;

21 (4) Ten times the Base Energy Assistance Charge per
22 month on each account for non-residential gas service
23 which had distributed to it less than 4,000,000 therms of
24 gas during the previous calendar year;

25 (5) Three hundred and seventy-five times the Base
26 Energy Assistance Charge per month on each account for

1 non-residential electric service which had 10 megawatts or
2 greater of peak demand during the previous calendar year;
3 and

4 (6) Three hundred and seventy-five times the Base
5 Energy Assistance Charge per month on each account For
6 non-residential gas service which had 4,000,000 or more
7 therms of gas distributed to it during the previous
8 calendar year.

9 The Base Energy Assistance Charge shall be \$0.48 per month
10 for the calendar year beginning January 1, 2022 and shall
11 increase by \$0.16 per month for any calendar year, provided no
12 less than 80% of the previous State fiscal year's available
13 Supplemental Low-Income Energy Assistance Fund funding was
14 exhausted. The maximum Base Energy Assistance Charge shall not
15 exceed \$0.96 per month for any calendar year.

16 The incremental change to such charges imposed by Public
17 Act 99-933 and this amendatory Act of the 102nd General
18 Assembly shall not (i) be used for any purpose other than to
19 directly assist customers and (ii) be applicable to utilities
20 serving less than 100,000 customers in Illinois on January 1,
21 2021. The incremental change to such charges imposed by this
22 amendatory Act of the 102nd General Assembly are intended to
23 increase utilization of the Percentage of Income Payment Plan
24 (PIPP or PIP Plan) and shall be applied such that PIP Plan
25 enrollment is at least doubled, as compared to 2020
26 enrollment, by 2024.

1 In addition, electric and gas utilities have committed,
2 and shall contribute, a one-time payment of \$22 million to the
3 Fund, within 10 days after the effective date of the tariffs
4 established pursuant to Sections 16-111.8 and 19-145 of the
5 Public Utilities Act to be used for the Department's cost of
6 implementing the programs described in Section 18 of this
7 amendatory Act of the 96th General Assembly, the Arrearage
8 Reduction Program described in Section 18, and the programs
9 described in Section 8-105 of the Public Utilities Act. If a
10 utility elects not to file a rider within 90 days after the
11 effective date of this amendatory Act of the 96th General
12 Assembly, then the contribution from such utility shall be
13 made no later than February 1, 2010.

14 (c) For purposes of this Section:

15 (1) "residential electric service" means electric
16 utility service for household purposes delivered to a
17 dwelling of 2 or fewer units which is billed under a
18 residential rate, or electric utility service for
19 household purposes delivered to a dwelling unit or units
20 which is billed under a residential rate and is registered
21 by a separate meter for each dwelling unit;

22 (2) "residential gas service" means gas utility
23 service for household purposes distributed to a dwelling
24 of 2 or fewer units which is billed under a residential
25 rate, or gas utility service for household purposes
26 distributed to a dwelling unit or units which is billed

1 under a residential rate and is registered by a separate
2 meter for each dwelling unit;

3 (3) "non-residential electric service" means electric
4 utility service which is not residential electric service;
5 and

6 (4) "non-residential gas service" means gas utility
7 service which is not residential gas service.

8 (d) Within 30 days after the effective date of this
9 amendatory Act of the 96th General Assembly, each public
10 utility engaged in the delivery of electricity or the
11 distribution of natural gas shall file with the Illinois
12 Commerce Commission tariffs incorporating the Energy
13 Assistance Charge in other charges stated in such tariffs,
14 which shall become effective no later than the beginning of
15 the first billing cycle following such filing.

16 (e) The Energy Assistance Charge assessed by electric and
17 gas public utilities shall be considered a charge for public
18 utility service.

19 (f) By the 20th day of the month following the month in
20 which the charges imposed by the Section were collected, each
21 public utility, municipal utility, and electric cooperative
22 shall remit to the Department of Revenue all moneys received
23 as payment of the Energy Assistance Charge on a return
24 prescribed and furnished by the Department of Revenue showing
25 such information as the Department of Revenue may reasonably
26 require; provided, however, that a utility offering an

1 Arrearage Reduction Program or Supplemental Arrearage
2 Reduction Program pursuant to Section 18 of this Act shall be
3 entitled to net those amounts necessary to fund and recover
4 the costs of such Programs as authorized by that Section that
5 is no more than the incremental change in such Energy
6 Assistance Charge authorized by Public Act 96-33. If a
7 customer makes a partial payment, a public utility, municipal
8 utility, or electric cooperative may elect either: (i) to
9 apply such partial payments first to amounts owed to the
10 utility or cooperative for its services and then to payment
11 for the Energy Assistance Charge or (ii) to apply such partial
12 payments on a pro-rata basis between amounts owed to the
13 utility or cooperative for its services and to payment for the
14 Energy Assistance Charge.

15 If any payment provided for in this Section exceeds the
16 distributor's liabilities under this Act, as shown on an
17 original return, the Department may authorize the distributor
18 to credit such excess payment against liability subsequently
19 to be remitted to the Department under this Act, in accordance
20 with reasonable rules adopted by the Department. If the
21 Department subsequently determines that all or any part of the
22 credit taken was not actually due to the distributor, the
23 distributor's discount shall be reduced by an amount equal to
24 the difference between the discount as applied to the credit
25 taken and that actually due, and that distributor shall be
26 liable for penalties and interest on such difference.

1 (g) The Department of Revenue shall deposit into the
2 Supplemental Low-Income Energy Assistance Fund all moneys
3 remitted to it in accordance with subsection (f) of this
4 Section. The utilities shall coordinate with the Department to
5 establish an equitable and practical methodology for
6 implementing this subsection (g) beginning with the 2010
7 program year.

8 (h) On or before December 31, 2002, the Department shall
9 prepare a report for the General Assembly on the expenditure
10 of funds appropriated from the Low-Income Energy Assistance
11 Block Grant Fund for the program authorized under Section 4 of
12 this Act.

13 (i) The Department of Revenue may establish such rules as
14 it deems necessary to implement this Section.

15 (j) The Department of Commerce and Economic Opportunity
16 may establish such rules as it deems necessary to implement
17 this Section.

18 (k) The charges imposed by this Section shall only apply
19 to customers of municipal electric or gas utilities and
20 electric or gas cooperatives if the municipal electric or gas
21 utility or electric or gas cooperative makes an affirmative
22 decision to impose the charge. If a municipal electric or gas
23 utility or an electric cooperative makes an affirmative
24 decision to impose the charge provided by this Section, the
25 municipal electric or gas utility or electric cooperative
26 shall inform the Department of Revenue in writing of such

1 decision when it begins to impose the charge. If a municipal
2 electric or gas utility or electric or gas cooperative does
3 not assess this charge, the Department may not use funds from
4 the Supplemental Low-Income Energy Assistance Fund to provide
5 benefits to its customers under the program authorized by
6 Section 4 of this Act.

7 In its use of federal funds under this Act, the Department
8 may not cause a disproportionate share of those federal funds
9 to benefit customers of systems which do not assess the charge
10 provided by this Section.

11 This Section is repealed on January 1, 2025 unless renewed
12 by action of the General Assembly.

13 (Source: P.A. 102-16, eff. 6-17-21; 10200HB3666sam006.)

14 (Text of Section from P.A. 102-176)

15 (Section scheduled to be repealed on January 1, 2025)

16 Sec. 13. Supplemental Low-Income Energy Assistance Fund.

17 (a) The Supplemental Low-Income Energy Assistance Fund is
18 hereby created as a special fund in the State Treasury. The
19 Supplemental Low-Income Energy Assistance Fund is authorized
20 to receive moneys from voluntary donations from individuals,
21 foundations, corporations, and other sources, moneys received
22 pursuant to Section 17, and, by statutory deposit, the moneys
23 collected pursuant to this Section. The Fund is also
24 authorized to receive voluntary donations from individuals,
25 foundations, corporations, and other sources. Subject to

1 appropriation, the Department shall use moneys from the
2 Supplemental Low-Income Energy Assistance Fund for payments to
3 electric or gas public utilities, municipal electric or gas
4 utilities, and electric cooperatives on behalf of their
5 customers who are participants in the program authorized by
6 Sections 4 and 18 of this Act, for the provision of
7 weatherization services and for administration of the
8 Supplemental Low-Income Energy Assistance Fund. All other
9 deposits outside of the Energy Assistance Charge as set forth
10 in subsection (b) are not subject to the percentage
11 restrictions related to administrative and weatherization
12 expenses provided in this subsection. The yearly expenditures
13 for weatherization may not exceed 10% of the amount collected
14 during the year pursuant to this Section, except when unspent
15 funds from the Supplemental Low-Income Energy Assistance Fund
16 are reallocated from a previous year; any unspent balance of
17 the 10% weatherization allowance may be utilized for
18 weatherization expenses in the year they are reallocated. The
19 yearly administrative expenses of the Supplemental Low-Income
20 Energy Assistance Fund may not exceed 13% of the amount
21 collected during that year pursuant to this Section, except
22 when unspent funds from the Supplemental Low-Income Energy
23 Assistance Fund are reallocated from a previous year; any
24 unspent balance of the 13% administrative allowance may be
25 utilized for administrative expenses in the year they are
26 reallocated. Of the 13% administrative allowance, no less than

1 8% shall be provided to Local Administrative Agencies for
2 administrative expenses.

3 (b) Notwithstanding the provisions of Section 16-111 of
4 the Public Utilities Act but subject to subsection (k) of this
5 Section, each public utility, electric cooperative, as defined
6 in Section 3.4 of the Electric Supplier Act, and municipal
7 utility, as referenced in Section 3-105 of the Public
8 Utilities Act, that is engaged in the delivery of electricity
9 or the distribution of natural gas within the State of
10 Illinois shall, effective January 1, 2021 ~~2022~~, assess each of
11 its customer accounts a monthly Energy Assistance Charge for
12 the Supplemental Low-Income Energy Assistance Fund. The
13 delivering public utility, municipal electric or gas utility,
14 or electric or gas cooperative for a self-assessing purchaser
15 remains subject to the collection of the fee imposed by this
16 Section. The monthly charge shall be as follows:

17 (1) Base Energy Assistance Charge per month on each
18 account for residential electrical service;

19 (2) Base Energy Assistance Charge per month on each
20 account for residential gas service;

21 (3) Ten times the Base Energy Assistance Charge per
22 month on each account for non-residential electric service
23 which had less than 10 megawatts of peak demand during the
24 previous calendar year;

25 (4) Ten times the Base Energy Assistance Charge per
26 month on each account for non-residential gas service

1 which had distributed to it less than 4,000,000 therms of
2 gas during the previous calendar year;

3 (5) Three hundred and seventy-five times the Base
4 Energy Assistance Charge per month on each account for
5 non-residential electric service which had 10 megawatts or
6 greater of peak demand during the previous calendar year;
7 and

8 (6) Three hundred and seventy-five times the Base
9 Energy Assistance Charge per month on each account for
10 non-residential gas service which had 4,000,000 or more
11 therms of gas distributed to it during the previous
12 calendar year.

13 The Base Energy Assistance Charge shall be \$0.48 per month
14 for the calendar year beginning January 1, 2022 and shall
15 increase by \$0.16 per month for any calendar year, provided no
16 less than 80% of the previous State fiscal year's available
17 Supplemental Low-Income Energy Assistance Fund funding was
18 exhausted. The maximum Base Energy Assistance Charge shall not
19 exceed \$0.96 per month for any calendar year.

20 The incremental change to such charges imposed by Public
21 Act 99-933 and this amendatory Act of the 102nd General
22 Assembly shall not (i) be used for any purpose other than to
23 directly assist customers and (ii) be applicable to utilities
24 serving less than 100,000 customers in Illinois on January 1,
25 2021. The incremental change to such charges imposed by this
26 amendatory Act of the 102nd General Assembly are intended to

1 increase utilization of the Percentage of Income Payment Plan
2 (PIPP or PIP Plan) and shall be applied such that PIP Plan
3 enrollment is at least doubled, as compared to 2020
4 enrollment, by 2024.

5 In addition, electric and gas utilities have committed,
6 and shall contribute, a one-time payment of \$22 million to the
7 Fund, within 10 days after the effective date of the tariffs
8 established pursuant to Sections 16-111.8 and 19-145 of the
9 Public Utilities Act to be used for the Department's cost of
10 implementing the programs described in Section 18 of this
11 amendatory Act of the 96th General Assembly, the Arrearage
12 Reduction Program described in Section 18, and the programs
13 described in Section 8-105 of the Public Utilities Act. If a
14 utility elects not to file a rider within 90 days after the
15 effective date of this amendatory Act of the 96th General
16 Assembly, then the contribution from such utility shall be
17 made no later than February 1, 2010.

18 (c) For purposes of this Section:

19 (1) "residential electric service" means electric
20 utility service for household purposes delivered to a
21 dwelling of 2 or fewer units which is billed under a
22 residential rate, or electric utility service for
23 household purposes delivered to a dwelling unit or units
24 which is billed under a residential rate and is registered
25 by a separate meter for each dwelling unit;

26 (2) "residential gas service" means gas utility

1 service for household purposes distributed to a dwelling
2 of 2 or fewer units which is billed under a residential
3 rate, or gas utility service for household purposes
4 distributed to a dwelling unit or units which is billed
5 under a residential rate and is registered by a separate
6 meter for each dwelling unit;

7 (3) "non-residential electric service" means electric
8 utility service which is not residential electric service;
9 and

10 (4) "non-residential gas service" means gas utility
11 service which is not residential gas service.

12 (d) Within 30 days after the effective date of this
13 amendatory Act of the 96th General Assembly, each public
14 utility engaged in the delivery of electricity or the
15 distribution of natural gas shall file with the Illinois
16 Commerce Commission tariffs incorporating the Energy
17 Assistance Charge in other charges stated in such tariffs,
18 which shall become effective no later than the beginning of
19 the first billing cycle following such filing.

20 (e) The Energy Assistance Charge assessed by electric and
21 gas public utilities shall be considered a charge for public
22 utility service.

23 (f) By the 20th day of the month following the month in
24 which the charges imposed by the Section were collected, each
25 public utility, municipal utility, and electric cooperative
26 shall remit to the Department of Revenue all moneys received

1 as payment of the Energy Assistance Charge on a return
2 prescribed and furnished by the Department of Revenue showing
3 such information as the Department of Revenue may reasonably
4 require; provided, however, that a utility offering an
5 Arrearage Reduction Program or Supplemental Arrearage
6 Reduction Program pursuant to Section 18 of this Act shall be
7 entitled to net those amounts necessary to fund and recover
8 the costs of such Programs as authorized by that Section that
9 is no more than the incremental change in such Energy
10 Assistance Charge authorized by Public Act 96-33. If a
11 customer makes a partial payment, a public utility, municipal
12 utility, or electric cooperative may elect either: (i) to
13 apply such partial payments first to amounts owed to the
14 utility or cooperative for its services and then to payment
15 for the Energy Assistance Charge or (ii) to apply such partial
16 payments on a pro-rata basis between amounts owed to the
17 utility or cooperative for its services and to payment for the
18 Energy Assistance Charge.

19 If any payment provided for in this Section exceeds the
20 distributor's liabilities under this Act, as shown on an
21 original return, the Department may authorize the distributor
22 to credit such excess payment against liability subsequently
23 to be remitted to the Department under this Act, in accordance
24 with reasonable rules adopted by the Department. If the
25 Department subsequently determines that all or any part of the
26 credit taken was not actually due to the distributor, the

1 distributor's discount shall be reduced by an amount equal to
2 the difference between the discount as applied to the credit
3 taken and that actually due, and that distributor shall be
4 liable for penalties and interest on such difference.

5 (g) The Department of Revenue shall deposit into the
6 Supplemental Low-Income Energy Assistance Fund all moneys
7 remitted to it in accordance with subsection (f) of this
8 Section. The utilities shall coordinate with the Department to
9 establish an equitable and practical methodology for
10 implementing this subsection (g) beginning with the 2010
11 program year.

12 (h) On or before December 31, 2002, the Department shall
13 prepare a report for the General Assembly on the expenditure
14 of funds appropriated from the Low-Income Energy Assistance
15 Block Grant Fund for the program authorized under Section 4 of
16 this Act.

17 (i) The Department of Revenue may establish such rules as
18 it deems necessary to implement this Section.

19 (j) The Department of Commerce and Economic Opportunity
20 may establish such rules as it deems necessary to implement
21 this Section.

22 (k) The charges imposed by this Section shall only apply
23 to customers of municipal electric or gas utilities and
24 electric or gas cooperatives if the municipal electric or gas
25 utility or electric or gas cooperative makes an affirmative
26 decision to impose the charge. If a municipal electric or gas

1 utility or an electric cooperative makes an affirmative
2 decision to impose the charge provided by this Section, the
3 municipal electric or gas utility or electric cooperative
4 shall inform the Department of Revenue in writing of such
5 decision when it begins to impose the charge. If a municipal
6 electric or gas utility or electric or gas cooperative does
7 not assess this charge, the Department may not use funds from
8 the Supplemental Low-Income Energy Assistance Fund to provide
9 benefits to its customers under the program authorized by
10 Section 4 of this Act.

11 In its use of federal funds under this Act, the Department
12 may not cause a disproportionate share of those federal funds
13 to benefit customers of systems which do not assess the charge
14 provided by this Section.

15 This Section is repealed on January 1, 2025 unless renewed
16 by action of the General Assembly.

17 (Source: P.A. 102-176, eff. 6-1-22.; 10200HB3666sam006.)

18 Section 70. The Intergenerational Poverty Act is amended
19 by changing Sections 95-502 and 95-503 as follows:

20 (305 ILCS 70/95-502)

21 Sec. 95-502. Strategic plan to address poverty and
22 economic insecurity.

23 (a) Plan required. No later than March 31, 2022 ~~November~~
24 ~~30, 2021~~, the Commission shall develop and adopt a strategic

1 plan to address poverty and economic insecurity in this State.

2 (b) Goals. The goals of the strategic plan shall be to:

3 (1) Ensure that State programs and services targeting
4 poverty and economic insecurity reflect the goal of
5 helping individuals and families rise above poverty and
6 achieve long-term economic stability rather than simply
7 providing relief from deprivation.

8 (2) Eliminate disparate rates of poverty, deep
9 poverty, child poverty, and intergenerational poverty
10 based on race, ethnicity, gender, age, sexual orientation
11 or identity, English language proficiency, ability, and
12 geographic location in a rural, urban, or suburban area.

13 (3) Reduce deep poverty in this State by 50% by 2026.

14 (4) Eliminate child poverty in this State by 2031.

15 (5) Eliminate all poverty in this State by 2036.

16 (c) Plan development. In developing the strategic plan,
17 the Commission shall:

18 (1) Collaborate with the workgroup, including sharing
19 data and information identified under paragraphs (1) and
20 (3) of subsection (a) of Section 95-303 and analyses of
21 that data and information.

22 (2) Review each program and service provided by the
23 State that targets poverty and economic insecurity for
24 purposes of:

25 (i) determining which programs and services are
26 the most effective and of the highest importance in

1 reducing poverty and economic insecurity in this
2 State; and

3 (ii) providing an analysis of unmet needs, if any,
4 among individuals, children, and families in deep
5 poverty and intergenerational poverty for each program
6 and service identified under subparagraph (i).

7 (3) Study the feasibility of using public or private
8 partnerships and social impact bonds, to improve
9 innovation and cost-effectiveness in the development of
10 programs and delivery of services that advance the goals
11 of the strategic plan.

12 (4) Hold at least 6 public hearings in different
13 geographic regions of this State, including areas that
14 have disparate rates of poverty and that have historically
15 experienced economic insecurity, to collect information,
16 take testimony, and solicit input and feedback from
17 interested parties, including members of the public who
18 have personal experiences with State programs and services
19 targeting economic insecurity, poverty, deep poverty,
20 child poverty, and intergenerational poverty and make the
21 information publicly available.

22 (5) To request and receive from a State agency or
23 local governmental agency information relating to poverty
24 in this State, including all of the following:

25 (i) Reports.

26 (ii) Audits.

1 (iii) Data.

2 (iv) Projections.

3 (v) Statistics.

4 (d) Subject areas. The strategic plan shall address all of
5 the following:

6 (1) Access to safe and affordable housing.

7 (2) Access to adequate food and nutrition.

8 (3) Access to affordable and quality health care.

9 (4) Equal access to quality education and training.

10 (5) Equal access to affordable, quality post-secondary
11 education options.

12 (6) Dependable and affordable transportation.

13 (7) Access to quality and affordable child care.

14 (8) Opportunities to engage in meaningful and
15 sustainable work that pays a living wage and barriers to
16 those opportunities experienced by low-income individuals
17 in poverty.

18 (9) Equal access to justice through a fair system of
19 criminal justice that does not, in effect, criminalize
20 poverty.

21 (10) The availability of adequate income supports.

22 (11) Retirement security.

23 (e) Plan content. The strategic plan shall, at a minimum,
24 contain policy and fiscal recommendations relating to all of
25 the following:

26 (1) Developing fact-based measures to evaluate the

1 long-term effectiveness of existing and proposed programs
2 and services targeting poverty and economic insecurity.

3 (2) Increasing enrollment in programs and services
4 targeting poverty and economic insecurity by reducing the
5 complexity and difficulty of enrollment in order to
6 maximize program effectiveness and increase positive
7 outcomes.

8 (3) Increasing the reach of programs and services
9 targeting poverty and economic insecurity by ensuring that
10 State agencies have adequate resources to maximize the
11 public awareness of the programs and services, especially
12 in historically disenfranchised communities.

13 (4) Reducing the negative impacts of asset limits for
14 eligibility on the effectiveness of State programs
15 targeting poverty and economic insecurity by ensuring that
16 eligibility limits do not:

17 (i) create gaps in necessary service and benefit
18 delivery or restrict access to benefits as individuals
19 and families attempt to transition off assistance
20 programs; or

21 (ii) prevent beneficiaries from improving
22 long-term outcomes and achieving long-term economic
23 independence from the program.

24 (5) Improving the ability of community-based
25 organizations to participate in the development and
26 implementation of State programs designed to address

1 economic insecurity and poverty.

2 (6) Improving the ability of individuals living in
3 poverty, low-income individuals, and unemployed
4 individuals to access critical job training and skills
5 upgrade programs and find quality jobs that help children
6 and families become economically secure and rise above
7 poverty.

8 (7) Improving communication and collaboration between
9 State agencies and local governments on programs targeting
10 poverty and economic insecurity.

11 (8) Creating efficiencies in the administration and
12 coordination of programs and services targeting poverty
13 and economic insecurity.

14 (9) Connecting low-income children, disconnected
15 youth, and families of those children and youth to
16 education, job training, and jobs in the communities in
17 which those children and youth live.

18 (10) Ensuring that the State's services and benefits
19 programs, emergency programs, discretionary economic
20 programs, and other policies are sufficiently funded to
21 enable the State to mount effective responses to economic
22 downturns and increases in economic insecurity and poverty
23 rates.

24 (11) Creating one or more State poverty measures.

25 (12) Developing and implementing programs and policies
26 that use the two-generation approach.

1 (13) Using public or private partnerships and social
2 impact bonds to improve innovation and cost-effectiveness
3 in the development of programs and delivery of services
4 that advance the goals of the strategic plan.

5 (14) Identifying best practices for collecting data
6 relevant to all of the following:

7 (i) Reducing economic insecurity and poverty.

8 (ii) Reducing the racial, ethnic, age, gender,
9 sexual orientation, and sexual identity-based
10 disparities in the rates of economic insecurity and
11 poverty.

12 (iii) Adequately measuring the effectiveness,
13 efficiency, and impact of programs on the outcomes for
14 individuals, families, and communities who receive
15 benefits and services.

16 (iv) Streamlining enrollment and eligibility for
17 programs.

18 (v) Improving long-term outcomes for individuals
19 who are enrolled in service and benefit programs.

20 (vi) Reducing reliance on public programs.

21 (vii) Improving connections to work.

22 (viii) Improving economic security.

23 (ix) Improving retirement security.

24 (x) Improving the State's understanding of the
25 impact of extreme weather and natural disasters on
26 economically vulnerable communities and improving

1 those communities' resilience to and recovery from
2 extreme weather and natural disasters.

3 (xi) Improving access to living-wage employment.

4 (xii) Improving access to employment-based
5 benefits.

6 (f) Other information. In addition to the plan content
7 required under subsection (e), the strategic plan shall
8 contain all of the following:

9 (1) A suggested timeline for the stages of
10 implementation of the recommendations in the plan.

11 (2) Short-term, intermediate-term, and long-term
12 benchmarks to measure the State's progress toward meeting
13 the goals of the strategic plan.

14 (3) A summary of the review and analysis conducted by
15 the Commission under paragraph (1) of subsection (c).

16 (g) Impact of recommendations. For each recommendation in
17 the plan, the Commission shall identify in measurable terms
18 the actual or potential impact the recommendation will have on
19 poverty and economic insecurity in this State.

20 (Source: P.A. 101-636, eff. 6-10-20; 102-558, eff. 8-20-21.)

21 (305 ILCS 70/95-503)

22 Sec. 95-503. Commission reports.

23 (a) Interim report. No later than June 30, 2021, the
24 Commission shall issue an interim report on the Commission's
25 activities to the Governor and the General Assembly.

1 (b) Report on strategic plan. Upon the Commission's
2 adoption of the strategic plan, but no later than March 31,
3 2022 ~~November 30, 2021~~, the Commission shall issue a report
4 containing a summary of the Commission's activities and the
5 contents of the strategic plan. The Commission shall submit
6 the report to the Governor and each member of the General
7 Assembly.

8 (c) Annual reports. Beginning March 31, 2022 ~~November 30,~~
9 ~~2022~~, and each year thereafter, the Commission shall issue a
10 report on the status of the implementation of the Commission's
11 strategic plan. The report may contain any other
12 recommendations of the Commission to address poverty and
13 economic insecurity in this State.

14 (Source: P.A. 101-636, eff. 6-10-20.)

15 Section 75. The Rare Disease Commission Act is amended by
16 changing Sections 15 and 90 as follows:

17 (410 ILCS 445/15)

18 (Section scheduled to be repealed on January 1, 2023)

19 Sec. 15. Study; recommendations. The Commission shall make
20 recommendations to the General Assembly, in the form of an
21 annual report through 2026 ~~2023~~, regarding:

22 (1) the use of prescription drugs and innovative
23 therapies for children and adults with rare diseases, and
24 specific subpopulations of children or adults with rare

1 diseases, as appropriate, together with recommendations on
2 the ways in which this information should be used in
3 specific State programs that (A) provide assistance or
4 health care coverage to individuals with rare diseases or
5 broader populations that include individuals with rare
6 diseases, or (B) have responsibilities associated with
7 promoting the quality of care for individuals with rare
8 diseases or broader populations that include individuals
9 with rare diseases;

10 (2) legislation that could improve the care and
11 treatment of adults or children with rare diseases;

12 (3) in coordination with the Genetic and Metabolic
13 Diseases Advisory Committee, the screening of newborn
14 children for the presence of genetic disorders; and

15 (4) any other issues the Commission considers
16 appropriate.

17 The Commission shall submit its annual report to the
18 General Assembly no later than December 31 of each year.

19 (Source: P.A. 101-606, eff. 12-13-19.)

20 (410 ILCS 445/90)

21 (Section scheduled to be repealed on January 1, 2023)

22 Sec. 90. Repeal. This Act is repealed on January 1, 2027
23 ~~2023~~.

24 (Source: P.A. 101-606, eff. 12-13-19.)

1 Section 80. The Farmer Equity Act is amended by changing
2 Section 25 as follows:

3 (505 ILCS 72/25)

4 Sec. 25. Disparity study; report.

5 (a) The Department shall conduct a study and use the data
6 collected to determine economic and other disparities
7 associated with farm ownership and farm operations in this
8 State. The study shall focus primarily on identifying and
9 comparing economic, land ownership, education, and other
10 related differences between African American farmers and white
11 farmers, but may include data collected in regards to farmers
12 from other socially disadvantaged groups. The study shall
13 collect, compare, and analyze data relating to disparities or
14 differences in farm operations for the following areas:

15 (1) Farm ownership and the size or acreage of the
16 farmland owned compared to the number of farmers who are
17 farm tenants.

18 (2) The distribution of farm-related generated income
19 and wealth.

20 (3) The accessibility and availability to grants,
21 loans, commodity subsidies, and other financial
22 assistance.

23 (4) Access to technical assistance programs and
24 mechanization.

25 (5) Participation in continuing education, outreach,

1 or other agriculturally related services or programs.

2 (6) Interest in farming by young or beginning farmers.

3 (b) The Department shall submit a report of study to the
4 Governor and General Assembly on or before December 31, 2022
5 ~~January 1, 2022~~. The report shall be made available on the
6 Department's Internet website.

7 (c) This Section is repealed on January 1, 2024.

8 (Source: P.A. 101-658, eff. 3-23-21.)

9 Section 85. The Mechanics Lien Act is amended by changing
10 Section 34.5 as follows:

11 (770 ILCS 60/34.5)

12 (Section scheduled to be repealed on January 1, 2022)

13 Sec. 34.5. Mechanics lien administrative adjudication.

14 (a) Notwithstanding any other provision in this Act, a
15 county's code hearing unit may adjudicate the validity of a
16 mechanics lien under Section 3-5010.8 of the Counties Code. If
17 the recorder shows by clear and convincing evidence that the
18 lien being adjudicated is an expired lien, the administrative
19 law judge shall rule the lien is forfeited under this Act and
20 that the lien no longer affects the chain of title of the
21 property in any way.

22 (b) This Section is repealed on January 1, 2024 ~~2022~~.

23 (Source: P.A. 100-1061, eff. 1-1-19.)

1 Section 90. The Unemployment Insurance Act is amended by
2 changing Sections 401, 403, 1502.4, 1505, and 1506.6 as
3 follows:

4 (820 ILCS 405/401) (from Ch. 48, par. 401)

5 Sec. 401. Weekly Benefit Amount - Dependents' Allowances.

6 A. With respect to any week beginning in a benefit year
7 beginning prior to January 4, 2004, an individual's weekly
8 benefit amount shall be an amount equal to the weekly benefit
9 amount as defined in the provisions of this Act as amended and
10 in effect on November 18, 2011.

11 B. 1. With respect to any benefit year beginning on or
12 after January 4, 2004 and before January 6, 2008, an
13 individual's weekly benefit amount shall be 48% of his or her
14 prior average weekly wage, rounded (if not already a multiple
15 of one dollar) to the next higher dollar; provided, however,
16 that the weekly benefit amount cannot exceed the maximum
17 weekly benefit amount and cannot be less than \$51. Except as
18 otherwise provided in this Section, with respect to any
19 benefit year beginning on or after January 6, 2008, an
20 individual's weekly benefit amount shall be 47% of his or her
21 prior average weekly wage, rounded (if not already a multiple
22 of one dollar) to the next higher dollar; provided, however,
23 that the weekly benefit amount cannot exceed the maximum
24 weekly benefit amount and cannot be less than \$51. With
25 respect to any benefit year beginning on or after July 3, 2022

1 ~~in calendar year 2022~~, an individual's weekly benefit amount
2 shall be 42.4% of his or her prior average weekly wage, rounded
3 (if not already a multiple of one dollar) to the next higher
4 dollar; provided, however, that the weekly benefit amount
5 cannot exceed the maximum weekly benefit amount and cannot be
6 less than \$51.

7 2. For the purposes of this subsection:

8 An individual's "prior average weekly wage" means the
9 total wages for insured work paid to that individual during
10 the 2 calendar quarters of his base period in which such total
11 wages were highest, divided by 26. If the quotient is not
12 already a multiple of one dollar, it shall be rounded to the
13 nearest dollar; however if the quotient is equally near 2
14 multiples of one dollar, it shall be rounded to the higher
15 multiple of one dollar.

16 "Determination date" means June 1 and December 1 of each
17 calendar year except that, for the purposes of this Act only,
18 there shall be no June 1 determination date in any year.

19 "Determination period" means, with respect to each June 1
20 determination date, the 12 consecutive calendar months ending
21 on the immediately preceding December 31 and, with respect to
22 each December 1 determination date, the 12 consecutive
23 calendar months ending on the immediately preceding June 30.

24 "Benefit period" means the 12 consecutive calendar month
25 period beginning on the first day of the first calendar month
26 immediately following a determination date, except that, with

1 respect to any calendar year in which there is a June 1
2 determination date, "benefit period" shall mean the 6
3 consecutive calendar month period beginning on the first day
4 of the first calendar month immediately following the
5 preceding December 1 determination date and the 6 consecutive
6 calendar month period beginning on the first day of the first
7 calendar month immediately following the June 1 determination
8 date.

9 "Gross wages" means all the wages paid to individuals
10 during the determination period immediately preceding a
11 determination date for insured work, and reported to the
12 Director by employers prior to the first day of the third
13 calendar month preceding that date.

14 "Covered employment" for any calendar month means the
15 total number of individuals, as determined by the Director,
16 engaged in insured work at mid-month.

17 "Average monthly covered employment" means one-twelfth of
18 the sum of the covered employment for the 12 months of a
19 determination period.

20 "Statewide average annual wage" means the quotient,
21 obtained by dividing gross wages by average monthly covered
22 employment for the same determination period, rounded (if not
23 already a multiple of one cent) to the nearest cent.

24 "Statewide average weekly wage" means the quotient,
25 obtained by dividing the statewide average annual wage by 52,
26 rounded (if not already a multiple of one cent) to the nearest

1 cent. Notwithstanding any provision of this Section to the
2 contrary, the statewide average weekly wage for any benefit
3 period prior to calendar year 2012 shall be as determined by
4 the provisions of this Act as amended and in effect on November
5 18, 2011. Notwithstanding any provisions of this Section to
6 the contrary, the statewide average weekly wage for the
7 benefit period of calendar year 2012 shall be \$856.55 and for
8 each calendar year thereafter, the statewide average weekly
9 wage shall be the statewide average weekly wage, as determined
10 in accordance with this sentence, for the immediately
11 preceding benefit period plus (or minus) an amount equal to
12 the percentage change in the statewide average weekly wage, as
13 computed in accordance with the first sentence of this
14 paragraph, between the 2 immediately preceding benefit
15 periods, multiplied by the statewide average weekly wage, as
16 determined in accordance with this sentence, for the
17 immediately preceding benefit period. However, for purposes of
18 the Workers' Compensation Act, the statewide average weekly
19 wage will be computed using June 1 and December 1
20 determination dates of each calendar year and such
21 determination shall not be subject to the limitation of the
22 statewide average weekly wage as computed in accordance with
23 the preceding sentence of this paragraph.

24 With respect to any week beginning in a benefit year
25 beginning prior to January 4, 2004, "maximum weekly benefit
26 amount" with respect to each week beginning within a benefit

1 period shall be as defined in the provisions of this Act as
2 amended and in effect on November 18, 2011.

3 With respect to any benefit year beginning on or after
4 January 4, 2004 and before January 6, 2008, "maximum weekly
5 benefit amount" with respect to each week beginning within a
6 benefit period means 48% of the statewide average weekly wage,
7 rounded (if not already a multiple of one dollar) to the next
8 higher dollar.

9 Except as otherwise provided in this Section, with respect
10 to any benefit year beginning on or after January 6, 2008,
11 "maximum weekly benefit amount" with respect to each week
12 beginning within a benefit period means 47% of the statewide
13 average weekly wage, rounded (if not already a multiple of one
14 dollar) to the next higher dollar.

15 With respect to any benefit year beginning on or after
16 July 3, 2022 ~~in calendar year 2022~~, "maximum weekly benefit
17 amount" with respect to each week beginning within a benefit
18 period means 42.4% of the statewide average weekly wage,
19 rounded (if not already a multiple of one dollar) to the next
20 higher dollar.

21 C. With respect to any week beginning in a benefit year
22 beginning prior to January 4, 2004, an individual's
23 eligibility for a dependent allowance with respect to a
24 nonworking spouse or one or more dependent children shall be
25 as defined by the provisions of this Act as amended and in
26 effect on November 18, 2011.

1 With respect to any benefit year beginning on or after
2 January 4, 2004 and before January 6, 2008, an individual to
3 whom benefits are payable with respect to any week shall, in
4 addition to those benefits, be paid, with respect to such
5 week, as follows: in the case of an individual with a
6 nonworking spouse, 9% of his or her prior average weekly wage,
7 rounded (if not already a multiple of one dollar) to the next
8 higher dollar, provided, that the total amount payable to the
9 individual with respect to a week shall not exceed 57% of the
10 statewide average weekly wage, rounded (if not already a
11 multiple of one dollar) to the next higher dollar; and in the
12 case of an individual with a dependent child or dependent
13 children, 17.2% of his or her prior average weekly wage,
14 rounded (if not already a multiple of one dollar) to the next
15 higher dollar, provided that the total amount payable to the
16 individual with respect to a week shall not exceed 65.2% of the
17 statewide average weekly wage, rounded (if not already a
18 multiple of one dollar) to the next higher dollar.

19 With respect to any benefit year beginning on or after
20 January 6, 2008 and before January 1, 2010, an individual to
21 whom benefits are payable with respect to any week shall, in
22 addition to those benefits, be paid, with respect to such
23 week, as follows: in the case of an individual with a
24 nonworking spouse, 9% of his or her prior average weekly wage,
25 rounded (if not already a multiple of one dollar) to the next
26 higher dollar, provided, that the total amount payable to the

1 individual with respect to a week shall not exceed 56% of the
2 statewide average weekly wage, rounded (if not already a
3 multiple of one dollar) to the next higher dollar; and in the
4 case of an individual with a dependent child or dependent
5 children, 18.2% of his or her prior average weekly wage,
6 rounded (if not already a multiple of one dollar) to the next
7 higher dollar, provided that the total amount payable to the
8 individual with respect to a week shall not exceed 65.2% of the
9 statewide average weekly wage, rounded (if not already a
10 multiple of one dollar) to the next higher dollar.

11 The additional amount paid pursuant to this subsection in
12 the case of an individual with a dependent child or dependent
13 children shall be referred to as the "dependent child
14 allowance", and the percentage rate by which an individual's
15 prior average weekly wage is multiplied pursuant to this
16 subsection to calculate the dependent child allowance shall be
17 referred to as the "dependent child allowance rate".

18 Except as otherwise provided in this Section, with respect
19 to any benefit year beginning on or after January 1, 2010, an
20 individual to whom benefits are payable with respect to any
21 week shall, in addition to those benefits, be paid, with
22 respect to such week, as follows: in the case of an individual
23 with a nonworking spouse, the greater of (i) 9% of his or her
24 prior average weekly wage, rounded (if not already a multiple
25 of one dollar) to the next higher dollar, or (ii) \$15, provided
26 that the total amount payable to the individual with respect

1 to a week shall not exceed 56% of the statewide average weekly
2 wage, rounded (if not already a multiple of one dollar) to the
3 next higher dollar; and in the case of an individual with a
4 dependent child or dependent children, the greater of (i) the
5 product of the dependent child allowance rate multiplied by
6 his or her prior average weekly wage, rounded (if not already a
7 multiple of one dollar) to the next higher dollar, or (ii) the
8 lesser of \$50 or 50% of his or her weekly benefit amount,
9 rounded (if not already a multiple of one dollar) to the next
10 higher dollar, provided that the total amount payable to the
11 individual with respect to a week shall not exceed the product
12 of the statewide average weekly wage multiplied by the sum of
13 47% plus the dependent child allowance rate, rounded (if not
14 already a multiple of one dollar) to the next higher dollar.

15 With respect to any benefit year beginning on or after
16 July 3, 2022 ~~in calendar year 2022~~, an individual to whom
17 benefits are payable with respect to any week shall, in
18 addition to those benefits, be paid, with respect to such
19 week, as follows: in the case of an individual with a
20 nonworking spouse, the greater of (i) 9% of his or her prior
21 average weekly wage, rounded (if not already a multiple of one
22 dollar) to the next higher dollar, or (ii) \$15, provided that
23 the total amount payable to the individual with respect to a
24 week shall not exceed 51.4% of the statewide average weekly
25 wage, rounded (if not already a multiple of one dollar) to the
26 next higher dollar; and in the case of an individual with a

1 dependent child or dependent children, the greater of (i) the
2 product of the dependent child allowance rate multiplied by
3 his or her prior average weekly wage, rounded (if not already a
4 multiple of one dollar) to the next higher dollar, or (ii) the
5 lesser of \$50 or 50% of his or her weekly benefit amount,
6 rounded (if not already a multiple of one dollar) to the next
7 higher dollar, provided that the total amount payable to the
8 individual with respect to a week shall not exceed the product
9 of the statewide average weekly wage multiplied by the sum of
10 42.4% plus the dependent child allowance rate, rounded (if not
11 already a multiple of one dollar) to the next higher dollar.

12 With respect to each benefit year beginning after calendar
13 year 2012, the dependent child allowance rate shall be the sum
14 of the allowance adjustment applicable pursuant to Section
15 1400.1 to the calendar year in which the benefit year begins,
16 plus the dependent child allowance rate with respect to each
17 benefit year beginning in the immediately preceding calendar
18 year, except as otherwise provided in this subsection. The
19 dependent child allowance rate with respect to each benefit
20 year beginning in calendar year 2010 shall be 17.9%. The
21 dependent child allowance rate with respect to each benefit
22 year beginning in calendar year 2011 shall be 17.4%. The
23 dependent child allowance rate with respect to each benefit
24 year beginning in calendar year 2012 shall be 17.0% and, with
25 respect to each benefit year beginning after calendar year
26 2012, shall not be less than 17.0% or greater than 17.9%.

1 For the purposes of this subsection:

2 "Dependent" means a child or a nonworking spouse.

3 "Child" means a natural child, stepchild, or adopted child
4 of an individual claiming benefits under this Act or a child
5 who is in the custody of any such individual by court order,
6 for whom the individual is supplying and, for at least 90
7 consecutive days (or for the duration of the parental
8 relationship if it has existed for less than 90 days)
9 immediately preceding any week with respect to which the
10 individual has filed a claim, has supplied more than one-half
11 the cost of support, or has supplied at least 1/4 of the cost
12 of support if the individual and the other parent, together,
13 are supplying and, during the aforesaid period, have supplied
14 more than one-half the cost of support, and are, and were
15 during the aforesaid period, members of the same household;
16 and who, on the first day of such week (a) is under 18 years of
17 age, or (b) is, and has been during the immediately preceding
18 90 days, unable to work because of illness or other
19 disability: provided, that no person who has been determined
20 to be a child of an individual who has been allowed benefits
21 with respect to a week in the individual's benefit year shall
22 be deemed to be a child of the other parent, and no other
23 person shall be determined to be a child of such other parent,
24 during the remainder of that benefit year.

25 "Nonworking spouse" means the lawful husband or wife of an
26 individual claiming benefits under this Act, for whom more

1 than one-half the cost of support has been supplied by the
2 individual for at least 90 consecutive days (or for the
3 duration of the marital relationship if it has existed for
4 less than 90 days) immediately preceding any week with respect
5 to which the individual has filed a claim, but only if the
6 nonworking spouse is currently ineligible to receive benefits
7 under this Act by reason of the provisions of Section 500E.

8 An individual who was obligated by law to provide for the
9 support of a child or of a nonworking spouse for the aforesaid
10 period of 90 consecutive days, but was prevented by illness or
11 injury from doing so, shall be deemed to have provided more
12 than one-half the cost of supporting the child or nonworking
13 spouse for that period.

14 (Source: P.A. 100-568, eff. 12-15-17; 101-423, eff. 1-1-20;
15 101-633, eff. 6-5-20.)

16 (820 ILCS 405/403) (from Ch. 48, par. 403)

17 Sec. 403. Maximum total amount of benefits.

18 A. With respect to any benefit year beginning prior to
19 September 30, 1979, any otherwise eligible individual shall be
20 entitled, during such benefit year, to a maximum total amount
21 of benefits as shall be determined in the manner set forth in
22 this Act as amended and in effect on November 9, 1977.

23 B. With respect to any benefit year beginning on or after
24 September 30, 1979, except as otherwise provided in this
25 Section, any otherwise eligible individual shall be entitled,

1 during such benefit year, to a maximum total amount of
2 benefits equal to 26 times his or her weekly benefit amount
3 plus dependents' allowances, or to the total wages for insured
4 work paid to such individual during the individual's base
5 period, whichever amount is smaller. With respect to any
6 benefit year beginning in calendar year 2012, any otherwise
7 eligible individual shall be entitled, during such benefit
8 year, to a maximum total amount of benefits equal to 25 times
9 his or her weekly benefit amount plus dependents' allowances,
10 or to the total wages for insured work paid to such individual
11 during the individual's base period, whichever amount is
12 smaller. With respect to any benefit year beginning on or
13 after July 3, 2022 ~~in calendar year 2022~~, any otherwise
14 eligible individual shall be entitled, during such benefit
15 year, to a maximum total amount of benefits equal to 24 times
16 his or her weekly benefit amount plus dependents' allowances,
17 or to the total wages for insured work paid to such individual
18 during the individual's base period, whichever amount is
19 smaller.

20 (Source: P.A. 100-568, eff. 12-15-17; 101-423, eff. 1-1-20.)

21 (820 ILCS 405/1502.4)

22 Sec. 1502.4. Benefit charges; COVID-19.

23 A. With respect to any benefits paid for a week of
24 unemployment that begins on or after March 15, 2020, and
25 before December 31, 2020, and is directly or indirectly

1 attributable to COVID-19, notwithstanding any other provisions
2 to the contrary an employer that is subject to the payment of
3 contributions shall not be chargeable for any benefit charges.

4 B. With respect to any regular benefits paid for a week of
5 unemployment that begins on or after March 15, 2020, and
6 before December 31, 2020, and is directly or indirectly
7 attributable to COVID-19, notwithstanding any other provisions
8 to the contrary except subsection E, a nonprofit organization
9 that is subject to making payments in lieu of contributions
10 shall be chargeable for 50% of the benefits paid.

11 C. With respect to any benefits paid for a week of
12 unemployment that begins on or after March 15, 2020, and
13 before December 31, 2020, and is directly or indirectly
14 attributable to COVID-19, notwithstanding any other provisions
15 to the contrary except subsection E, the State and any local
16 government that is subject to making payments in lieu of
17 contributions shall be chargeable for 50% of the benefits
18 paid, irrespective of whether the State or local government
19 paid the individual who received the benefits wages for
20 insured work during the individual's base period.

21 D. Subsections A, B, and C shall only apply to the extent
22 that the employer can show that the individual's unemployment
23 for the week was directly or indirectly attributable to
24 COVID-19.

25 E. No employer shall be chargeable for the week of
26 benefits paid to an individual under the provisions of

1 subsection D-5 of Section 500 ~~500D-1~~.

2 (Source: P.A. 101-633, eff. 6-5-20.)

3 (820 ILCS 405/1505) (from Ch. 48, par. 575)

4 Sec. 1505. Adjustment of state experience factor. The
5 state experience factor shall be adjusted in accordance with
6 the following provisions:

7 A. For calendar years prior to 1988, the state experience
8 factor shall be adjusted in accordance with the provisions of
9 this Act as amended and in effect on November 18, 2011.

10 B. (Blank).

11 C. For calendar year 1988 and each calendar year
12 thereafter, for which the state experience factor is being
13 determined.

14 1. For every \$50,000,000 (or fraction thereof) by
15 which the adjusted trust fund balance falls below the
16 target balance set forth in this subsection, the state
17 experience factor for the succeeding year shall be
18 increased one percent absolute.

19 For every \$50,000,000 (or fraction thereof) by which
20 the adjusted trust fund balance exceeds the target balance
21 set forth in this subsection, the state experience factor
22 for the succeeding year shall be decreased by one percent
23 absolute.

24 The target balance in each calendar year prior to 2003
25 is \$750,000,000. The target balance in calendar year 2003

1 is \$920,000,000. The target balance in calendar year 2004
2 is \$960,000,000. The target balance in calendar year 2005
3 and each calendar year thereafter is \$1,000,000,000.

4 2. For the purposes of this subsection:

5 "Net trust fund balance" is the amount standing to the
6 credit of this State's account in the unemployment trust
7 fund as of June 30 of the calendar year immediately
8 preceding the year for which a state experience factor is
9 being determined.

10 "Adjusted trust fund balance" is the net trust fund
11 balance minus the sum of the benefit reserves for fund
12 building for July 1, 1987 through June 30 of the year prior
13 to the year for which the state experience factor is being
14 determined. The adjusted trust fund balance shall not be
15 less than zero. If the preceding calculation results in a
16 number which is less than zero, the amount by which it is
17 less than zero shall reduce the sum of the benefit
18 reserves for fund building for subsequent years.

19 For the purpose of determining the state experience
20 factor for 1989 and for each calendar year thereafter, the
21 following "benefit reserves for fund building" shall apply
22 for each state experience factor calculation in which that
23 12 month period is applicable:

24 a. For the 12 month period ending on June 30, 1988,
25 the "benefit reserve for fund building" shall be
26 8/104th of the total benefits paid from January 1,

1 1988 through June 30, 1988.

2 b. For the 12 month period ending on June 30, 1989,
3 the "benefit reserve for fund building" shall be the
4 sum of:

5 i. 8/104ths of the total benefits paid from
6 July 1, 1988 through December 31, 1988, plus

7 ii. 4/108ths of the total benefits paid from
8 January 1, 1989 through June 30, 1989.

9 c. For the 12 month period ending on June 30, 1990,
10 the "benefit reserve for fund building" shall be
11 4/108ths of the total benefits paid from July 1, 1989
12 through December 31, 1989.

13 d. For 1992 and for each calendar year thereafter,
14 the "benefit reserve for fund building" for the 12
15 month period ending on June 30, 1991 and for each
16 subsequent 12 month period shall be zero.

17 3. Notwithstanding the preceding provisions of this
18 subsection, for calendar years 1988 through 2003, the
19 state experience factor shall not be increased or
20 decreased by more than 15 percent absolute.

21 D. Notwithstanding the provisions of subsection C, the
22 adjusted state experience factor:

23 1. Shall be 111 percent for calendar year 1988;

24 2. Shall not be less than 75 percent nor greater than
25 135 percent for calendar years 1989 through 2003; and
26 shall not be less than 75% nor greater than 150% for

1 calendar year 2004 and each calendar year thereafter, not
2 counting any increase pursuant to subsection D-1, D-2, or
3 D-3;

4 3. Shall not be decreased by more than 5 percent
5 absolute for any calendar year, beginning in calendar year
6 1989 and through calendar year 1992, by more than 6%
7 absolute for calendar years 1993 through 1995, by more
8 than 10% absolute for calendar years 1999 through 2003 and
9 by more than 12% absolute for calendar year 2004 and each
10 calendar year thereafter, from the adjusted state
11 experience factor of the calendar year preceding the
12 calendar year for which the adjusted state experience
13 factor is being determined;

14 4. Shall not be increased by more than 15% absolute
15 for calendar year 1993, by more than 14% absolute for
16 calendar years 1994 and 1995, by more than 10% absolute
17 for calendar years 1999 through 2003 and by more than 16%
18 absolute for calendar year 2004 and each calendar year
19 thereafter, from the adjusted state experience factor for
20 the calendar year preceding the calendar year for which
21 the adjusted state experience factor is being determined;

22 5. Shall be 100% for calendar years 1996, 1997, and
23 1998.

24 D-1. The adjusted state experience factor for each of
25 calendar years 2013 through 2015 shall be increased by 5%
26 absolute above the adjusted state experience factor as

1 calculated without regard to this subsection. The adjusted
2 state experience factor for each of calendar years 2016
3 through 2018 shall be increased by 6% absolute above the
4 adjusted state experience factor as calculated without regard
5 to this subsection. The increase in the adjusted state
6 experience factor for calendar year 2018 pursuant to this
7 subsection shall not be counted for purposes of applying
8 paragraph 3 or 4 of subsection D to the calculation of the
9 adjusted state experience factor for calendar year 2019.

10 D-2. (Blank).

11 D-3. The adjusted state experience factor for the portion
12 of calendar year 2022 beginning July 3, 2022 shall be
13 increased by 16% absolute above the adjusted state experience
14 factor as calculated without regard to this subsection. The
15 increase in the adjusted state experience factor for the
16 portion of calendar year 2022 beginning July 3, 2022 pursuant
17 to this subsection shall not be counted for purposes of
18 applying paragraph 3 or 4 of subsection D to the calculation of
19 the adjusted state experience factor for calendar year 2023.

20 E. The amount standing to the credit of this State's
21 account in the unemployment trust fund as of June 30 shall be
22 deemed to include as part thereof (a) any amount receivable on
23 that date from any Federal governmental agency, or as a
24 payment in lieu of contributions under the provisions of
25 Sections 1403 and 1405 B and paragraph 2 of Section 302C, in
26 reimbursement of benefits paid to individuals, and (b) amounts

1 credited by the Secretary of the Treasury of the United States
2 to this State's account in the unemployment trust fund
3 pursuant to Section 903 of the Federal Social Security Act, as
4 amended, including any such amounts which have been
5 appropriated by the General Assembly in accordance with the
6 provisions of Section 2100 B for expenses of administration,
7 except any amounts which have been obligated on or before that
8 date pursuant to such appropriation.

9 (Source: P.A. 100-568, eff. 12-15-17; 101-423, eff. 1-1-20;
10 101-633, eff. 6-5-20.)

11 (820 ILCS 405/1506.6)

12 Sec. 1506.6. Surcharge; specified period. For each
13 employer whose contribution rate for calendar year 2022 is
14 determined pursuant to Section 1500 or 1506.1, in addition to
15 the contribution rate established pursuant to Section 1506.3,
16 for the portion of calendar year 2022 beginning July 3, 2022,
17 an additional surcharge of 0.325% shall be added to the
18 contribution rate. The surcharge established by this Section
19 shall be due at the same time as other contributions with
20 respect to the quarter are due, as provided in Section 1400.
21 Payments attributable to the surcharge established pursuant to
22 this Section shall be contributions and deposited into the
23 clearing account.

24 (Source: P.A. 100-568, eff. 12-15-17; 101-423, eff. 1-1-20;
25 101-633, eff. 6-5-20.)

1 Section 995. No acceleration or delay. Where this Act
2 makes changes in a statute that is represented in this Act by
3 text that is not yet or no longer in effect (for example, a
4 Section represented by multiple versions), the use of that
5 text does not accelerate or delay the taking effect of (i) the
6 changes made by this Act or (ii) provisions derived from any
7 other Public Act.

8 Section 999. Effective date. This Act takes effect upon
9 becoming law, except that Section 66 takes effect upon
10 becoming law or on the date House Bill 3666 of the 102nd
11 General Assembly takes effect, whichever is later.