



Sen. Kimberly A. Lightford

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10200HB0594sam001

LRB102 10655 AWJ 30090 a

1 AMENDMENT TO HOUSE BILL 594

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 594 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. "An Act concerning regulation", approved  
5 August 20, 2021, Public Act 102-442, is amended by changing  
6 Section 99 as follows:

7 (P.A. 102-442, Sec. 99)

8 Sec. 99. Effective date. This Act takes effect upon  
9 becoming law, except that the changes to Section 6-5 of the  
10 Liquor Control Act of 1934 take effect July ~~January~~ 1, 2022.

11 (Source: P.A. 102-442, eff. 8-20-21.)

12 Section 10. "An Act concerning education", approved July  
13 30, 2021, Public Act 102-209, is amended by adding Section 99  
14 as follows:

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

2 Sec. 99. Effective date. This Act takes effect upon  
3 becoming law.

4 Section 15. "An Act concerning education", approved August  
5 27, 2021, Public Act 102-635, is amended by adding Section 99  
6 as follows:

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

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

10 Section 20. The Regulatory Sunset Act is amended by  
11 changing Sections 4.32 and 4.37 as follows:

12 (5 ILCS 80/4.32)

13 Sec. 4.32. Acts repealed on January 1, 2022. The following  
14 Acts are repealed on January 1, 2022:

15 The Boxing and Full-contact Martial Arts Act.

16 The Cemetery Oversight Act.

17 The Collateral Recovery Act.

18 The Community Association Manager Licensing and  
19 Disciplinary Act.

20 The Crematory Regulation Act.

21 The Detection of Deception Examiners Act.

22 The Home Inspector License Act.

1 ~~The Illinois Health Information Exchange and Technology~~  
2 ~~Act.~~

3 The Medical Practice Act of 1987.

4 The Registered Interior Designers Act.

5 The Massage Licensing Act.

6 The Petroleum Equipment Contractors Licensing Act.

7 The Radiation Protection Act of 1990.

8 The Real Estate Appraiser Licensing Act of 2002.

9 The Water Well and Pump Installation Contractor's License  
10 Act.

11 (Source: P.A. 100-920, eff. 8-17-18; 101-316, eff. 8-9-19;  
12 101-614, eff. 12-20-19; 101-639, eff. 6-12-20.)

13 (5 ILCS 80/4.37)

14 Sec. 4.37. Acts and Articles repealed on January 1, 2027.

15 The following are repealed on January 1, 2027:

16 The Clinical Psychologist Licensing Act.

17 The Illinois Optometric Practice Act of 1987.

18 Articles II, III, IV, V, VI, VIIA, VIIB, VIIC, XVII, XXXI,  
19 XXXI 1/4, and XXXI 3/4 of the Illinois Insurance Code.

20 The Boiler and Pressure Vessel Repairer Regulation Act.

21 The Marriage and Family Therapy Licensing Act.

22 The Illinois Health Information Exchange and Technology  
23 Act.

24 (Source: P.A. 99-572, eff. 7-15-16; 99-909, eff. 12-16-16;  
25 99-910, eff. 12-16-16; 99-911, eff. 12-16-16; 100-201, eff.

1 8-18-17; 100-372, eff. 8-25-17.)

2 Section 25. The Civil Administrative Code of Illinois is  
3 amended by changing Section 5-565 as follows:

4 (20 ILCS 5/5-565) (was 20 ILCS 5/6.06)

5 Sec. 5-565. In the Department of Public Health.

6 (a) The General Assembly declares it to be the public  
7 policy of this State that all residents of Illinois are  
8 entitled to lead healthy lives. Governmental public health has  
9 a specific responsibility to ensure that a public health  
10 system is in place to allow the public health mission to be  
11 achieved. The public health system is the collection of  
12 public, private, and voluntary entities as well as individuals  
13 and informal associations that contribute to the public's  
14 health within the State. To develop a public health system  
15 requires certain core functions to be performed by government.  
16 The State Board of Health is to assume the leadership role in  
17 advising the Director in meeting the following functions:

18 (1) Needs assessment.

19 (2) Statewide health objectives.

20 (3) Policy development.

21 (4) Assurance of access to necessary services.

22 There shall be a State Board of Health composed of 20  
23 persons, all of whom shall be appointed by the Governor, with  
24 the advice and consent of the Senate for those appointed by the

1 Governor on and after June 30, 1998, and one of whom shall be a  
2 senior citizen age 60 or over. Five members shall be  
3 physicians licensed to practice medicine in all its branches,  
4 one representing a medical school faculty, one who is board  
5 certified in preventive medicine, and one who is engaged in  
6 private practice. One member shall be a chiropractic  
7 physician. One member shall be a dentist; one an environmental  
8 health practitioner; one a local public health administrator;  
9 one a local board of health member; one a registered nurse; one  
10 a physical therapist; one an optometrist; one a veterinarian;  
11 one a public health academician; one a health care industry  
12 representative; one a representative of the business  
13 community; one a representative of the non-profit public  
14 interest community; and 2 shall be citizens at large.

15 The terms of Board of Health members shall be 3 years,  
16 except that members shall continue to serve on the Board of  
17 Health until a replacement is appointed. Upon the effective  
18 date of Public Act 93-975 (January 1, 2005), in the  
19 appointment of the Board of Health members appointed to  
20 vacancies or positions with terms expiring on or before  
21 December 31, 2004, the Governor shall appoint up to 6 members  
22 to serve for terms of 3 years; up to 6 members to serve for  
23 terms of 2 years; and up to 5 members to serve for a term of  
24 one year, so that the term of no more than 6 members expire in  
25 the same year. All members shall be legal residents of the  
26 State of Illinois. The duties of the Board shall include, but

1 not be limited to, the following:

2 (1) To advise the Department of ways to encourage  
3 public understanding and support of the Department's  
4 programs.

5 (2) To evaluate all boards, councils, committees,  
6 authorities, and bodies advisory to, or an adjunct of, the  
7 Department of Public Health or its Director for the  
8 purpose of recommending to the Director one or more of the  
9 following:

10 (i) The elimination of bodies whose activities are  
11 not consistent with goals and objectives of the  
12 Department.

13 (ii) The consolidation of bodies whose activities  
14 encompass compatible programmatic subjects.

15 (iii) The restructuring of the relationship  
16 between the various bodies and their integration  
17 within the organizational structure of the Department.

18 (iv) The establishment of new bodies deemed  
19 essential to the functioning of the Department.

20 (3) To serve as an advisory group to the Director for  
21 public health emergencies and control of health hazards.

22 (4) To advise the Director regarding public health  
23 policy, and to make health policy recommendations  
24 regarding priorities to the Governor through the Director.

25 (5) To present public health issues to the Director  
26 and to make recommendations for the resolution of those

1 issues.

2 (6) To recommend studies to delineate public health  
3 problems.

4 (7) To make recommendations to the Governor through  
5 the Director regarding the coordination of State public  
6 health activities with other State and local public health  
7 agencies and organizations.

8 (8) To report on or before February 1 of each year on  
9 the health of the residents of Illinois to the Governor,  
10 the General Assembly, and the public.

11 (9) To review the final draft of all proposed  
12 administrative rules, other than emergency or peremptory  
13 rules and those rules that another advisory body must  
14 approve or review within a statutorily defined time  
15 period, of the Department after September 19, 1991 (the  
16 effective date of Public Act 87-633). The Board shall  
17 review the proposed rules within 90 days of submission by  
18 the Department. The Department shall take into  
19 consideration any comments and recommendations of the  
20 Board regarding the proposed rules prior to submission to  
21 the Secretary of State for initial publication. If the  
22 Department disagrees with the recommendations of the  
23 Board, it shall submit a written response outlining the  
24 reasons for not accepting the recommendations.

25 In the case of proposed administrative rules or  
26 amendments to administrative rules regarding immunization

1 of children against preventable communicable diseases  
2 designated by the Director under the Communicable Disease  
3 Prevention Act, after the Immunization Advisory Committee  
4 has made its recommendations, the Board shall conduct 3  
5 public hearings, geographically distributed throughout the  
6 State. At the conclusion of the hearings, the State Board  
7 of Health shall issue a report, including its  
8 recommendations, to the Director. The Director shall take  
9 into consideration any comments or recommendations made by  
10 the Board based on these hearings.

11 (10) To deliver to the Governor for presentation to  
12 the General Assembly a State Health Assessment (SHA) and a  
13 State Health Improvement Plan (SHIP). The first 5 such  
14 plans shall be delivered to the Governor on January 1,  
15 2006, January 1, 2009, January 1, 2016, January 1, 2021,  
16 and December 31, 2022 ~~June 30, 2022~~, and then every 5 years  
17 thereafter.

18 The State Health Assessment and State Health  
19 Improvement Plan shall assess and recommend priorities and  
20 strategies to improve the public health system, the health  
21 status of Illinois residents, reduce health disparities  
22 and inequities, and promote health equity. The State  
23 Health Assessment and State Health Improvement Plan  
24 development and implementation shall conform to national  
25 Public Health Accreditation Board Standards. The State  
26 Health Assessment and State Health Improvement Plan



1 development and implementation process shall be carried  
2 out with the administrative and operational support of the  
3 Department of Public Health.

4 The State Health Assessment shall include  
5 comprehensive, broad-based data and information from a  
6 variety of sources on health status and the public health  
7 system including:

8 (i) quantitative data, if it is available, on the  
9 demographics and health status of the population,  
10 including data over time on health by gender identity,  
11 sexual orientation, race, ethnicity, age,  
12 socio-economic factors, geographic region, disability  
13 status, and other indicators of disparity;

14 (ii) quantitative data on social and structural  
15 issues affecting health (social and structural  
16 determinants of health), including, but not limited  
17 to, housing, transportation, educational attainment,  
18 employment, and income inequality;

19 (iii) priorities and strategies developed at the  
20 community level through the Illinois Project for Local  
21 Assessment of Needs (IPLAN) and other local and  
22 regional community health needs assessments;

23 (iv) qualitative data representing the  
24 population's input on health concerns and well-being,  
25 including the perceptions of people experiencing  
26 disparities and health inequities;

1           (v) information on health disparities and health  
2           inequities; and

3           (vi) information on public health system strengths  
4           and areas for improvement.

5           The State Health Improvement Plan shall focus on  
6           prevention, social determinants of health, and promoting  
7           health equity as key strategies for long-term health  
8           improvement in Illinois.

9           The State Health Improvement Plan shall identify  
10          priority State health issues and social issues affecting  
11          health, and shall examine and make recommendations on the  
12          contributions and strategies of the public and private  
13          sectors for improving health status and the public health  
14          system in the State. In addition to recommendations on  
15          health status improvement priorities and strategies for  
16          the population of the State as a whole, the State Health  
17          Improvement Plan shall make recommendations, provided that  
18          data exists to support such recommendations, regarding  
19          priorities and strategies for reducing and eliminating  
20          health disparities and health inequities in Illinois;  
21          including racial, ethnic, gender identification, sexual  
22          orientation, age, disability, socio-economic, and  
23          geographic disparities. The State Health Improvement Plan  
24          shall make recommendations regarding social determinants  
25          of health, such as housing, transportation, educational  
26          attainment, employment, and income inequality.

1           The development and implementation of the State Health  
2           Assessment and State Health Improvement Plan shall be a  
3           collaborative public-private cross-agency effort overseen  
4           by the SHA and SHIP Partnership. The Director of Public  
5           Health shall consult with the Governor to ensure  
6           participation by the head of State agencies with public  
7           health responsibilities (or their designees) in the SHA  
8           and SHIP Partnership, including, but not limited to, the  
9           Department of Public Health, the Department of Human  
10          Services, the Department of Healthcare and Family  
11          Services, the Department of Children and Family Services,  
12          the Environmental Protection Agency, the Illinois State  
13          Board of Education, the Department on Aging, the Illinois  
14          Housing Development Authority, the Illinois Criminal  
15          Justice Information Authority, the Department of  
16          Agriculture, the Department of Transportation, the  
17          Department of Corrections, the Department of Commerce and  
18          Economic Opportunity, and the Chair of the State Board of  
19          Health to also serve on the Partnership. A member of the  
20          Governor's staff shall participate in the Partnership and  
21          serve as a liaison to the Governor's office.

22          The Director of Public Health shall appoint a minimum  
23          of 15 other members of the SHA and SHIP Partnership  
24          representing a range of public, private, and voluntary  
25          sector stakeholders and participants in the public health  
26          system. For the first SHA and SHIP Partnership after the

1 effective date of this amendatory Act of the 102nd General  
2 Assembly, one-half of the members shall be appointed for a  
3 3-year term, and one-half of the members shall be  
4 appointed for a 5-year term. Subsequently, members shall  
5 be appointed to 5-year terms. Should any member not be  
6 able to fulfill his or her term, the Director may appoint a  
7 replacement to complete that term. The Director, in  
8 consultation with the SHA and SHIP Partnership, may engage  
9 additional individuals and organizations to serve on  
10 subcommittees and ad hoc efforts to conduct the State  
11 Health Assessment and develop and implement the State  
12 Health Improvement Plan. Members of the SHA and SHIP  
13 Partnership shall receive no compensation for serving as  
14 members, but may be reimbursed for their necessary  
15 expenses if departmental resources allow.

16 The SHA and SHIP Partnership shall include:  
17 representatives of local health departments and  
18 individuals with expertise who represent an array of  
19 organizations and constituencies engaged in public health  
20 improvement and prevention, such as non-profit public  
21 interest groups, groups serving populations that  
22 experience health disparities and health inequities,  
23 groups addressing social determinants of health, health  
24 issue groups, faith community groups, health care  
25 providers, businesses and employers, academic  
26 institutions, and community-based organizations.

1           The Director shall endeavor to make the membership of  
2           the Partnership diverse and inclusive of the racial,  
3           ethnic, gender, socio-economic, and geographic diversity  
4           of the State. The SHA and SHIP Partnership shall be  
5           chaired by the Director of Public Health or his or her  
6           designee.

7           The SHA and SHIP Partnership shall develop and  
8           implement a community engagement process that facilitates  
9           input into the development of the State Health Assessment  
10          and State Health Improvement Plan. This engagement process  
11          shall ensure that individuals with lived experience in the  
12          issues addressed in the State Health Assessment and State  
13          Health Improvement Plan are meaningfully engaged in the  
14          development and implementation of the State Health  
15          Assessment and State Health Improvement Plan.

16          The State Board of Health shall hold at least 3 public  
17          hearings addressing a draft of the State Health  
18          Improvement Plan in representative geographic areas of the  
19          State.

20          Upon the delivery of each State Health Assessment and  
21          State Health Improvement Plan, the SHA and SHIP  
22          Partnership shall coordinate the efforts and engagement of  
23          the public, private, and voluntary sector stakeholders and  
24          participants in the public health system to implement each  
25          SHIP. The Partnership shall serve as a forum for  
26          collaborative action; coordinate existing and new

1 initiatives; develop detailed implementation steps, with  
2 mechanisms for action; implement specific projects;  
3 identify public and private funding sources at the local,  
4 State and federal level; promote public awareness of the  
5 SHIP; and advocate for the implementation of the SHIP. The  
6 SHA and SHIP Partnership shall implement strategies to  
7 ensure that individuals and communities affected by health  
8 disparities and health inequities are engaged in the  
9 process throughout the 5-year cycle. The SHA and SHIP  
10 Partnership shall regularly evaluate and update the State  
11 Health Assessment and track implementation of the State  
12 Health Improvement Plan with revisions as necessary. The  
13 SHA and SHIP Partnership shall not have the authority to  
14 direct any public or private entity to take specific  
15 action to implement the SHIP.

16 The State Board of Health shall submit a report by  
17 January 31 of each year on the status of State Health  
18 Improvement Plan implementation and community engagement  
19 activities to the Governor, General Assembly, and public.  
20 In the fifth year, the report may be consolidated into the  
21 new State Health Assessment and State Health Improvement  
22 Plan.

23 (11) Upon the request of the Governor, to recommend to  
24 the Governor candidates for Director of Public Health when  
25 vacancies occur in the position.

26 (12) To adopt bylaws for the conduct of its own

1 business, including the authority to establish ad hoc  
2 committees to address specific public health programs  
3 requiring resolution.

4 (13) (Blank).

5 Upon appointment, the Board shall elect a chairperson from  
6 among its members.

7 Members of the Board shall receive compensation for their  
8 services at the rate of \$150 per day, not to exceed \$10,000 per  
9 year, as designated by the Director for each day required for  
10 transacting the business of the Board and shall be reimbursed  
11 for necessary expenses incurred in the performance of their  
12 duties. The Board shall meet from time to time at the call of  
13 the Department, at the call of the chairperson, or upon the  
14 request of 3 of its members, but shall not meet less than 4  
15 times per year.

16 (b) (Blank).

17 (c) An Advisory Board on Necropsy Service to Coroners,  
18 which shall counsel and advise with the Director on the  
19 administration of the Autopsy Act. The Advisory Board shall  
20 consist of 11 members, including a senior citizen age 60 or  
21 over, appointed by the Governor, one of whom shall be  
22 designated as chairman by a majority of the members of the  
23 Board. In the appointment of the first Board the Governor  
24 shall appoint 3 members to serve for terms of 1 year, 3 for  
25 terms of 2 years, and 3 for terms of 3 years. The members first  
26 appointed under Public Act 83-1538 shall serve for a term of 3

1 years. All members appointed thereafter shall be appointed for  
2 terms of 3 years, except that when an appointment is made to  
3 fill a vacancy, the appointment shall be for the remaining  
4 term of the position vacant. The members of the Board shall be  
5 citizens of the State of Illinois. In the appointment of  
6 members of the Advisory Board the Governor shall appoint 3  
7 members who shall be persons licensed to practice medicine and  
8 surgery in the State of Illinois, at least 2 of whom shall have  
9 received post-graduate training in the field of pathology; 3  
10 members who are duly elected coroners in this State; and 5  
11 members who shall have interest and abilities in the field of  
12 forensic medicine but who shall be neither persons licensed to  
13 practice any branch of medicine in this State nor coroners. In  
14 the appointment of medical and coroner members of the Board,  
15 the Governor shall invite nominations from recognized medical  
16 and coroners organizations in this State respectively. Board  
17 members, while serving on business of the Board, shall receive  
18 actual necessary travel and subsistence expenses while so  
19 serving away from their places of residence.

20 (Source: P.A. 102-4, eff. 4-27-21; 102-558, eff. 8-20-21.)

21 Section 30. The Department of Professional Regulation Law  
22 of the Civil Administrative Code of Illinois is amended by  
23 changing Section 2105-15.7 as follows:

24 (20 ILCS 2105/2105-15.7)



1           Sec. 2105-15.7. Implicit bias awareness training.

2           (a) As used in this Section, "health care professional"  
3 means a person licensed or registered by the Department of  
4 Financial and Professional Regulation under the following  
5 Acts: Medical Practice Act of 1987, Nurse Practice Act,  
6 Clinical Psychologist Licensing Act, Illinois Dental Practice  
7 Act, Illinois Optometric Practice Act of 1987, Pharmacy  
8 Practice Act, Illinois Physical Therapy Act, Physician  
9 Assistant Practice Act of 1987, Acupuncture Practice Act,  
10 Illinois Athletic Trainers Practice Act, Clinical Social Work  
11 and Social Work Practice Act, Dietitian Nutritionist Practice  
12 Act, Home Medical Equipment and Services Provider License Act,  
13 Naprapathic Practice Act, Nursing Home Administrators  
14 Licensing and Disciplinary Act, Illinois Occupational Therapy  
15 Practice Act, Illinois Optometric Practice Act of 1987,  
16 Podiatric Medical Practice Act of 1987, Respiratory Care  
17 Practice Act, Professional Counselor and Clinical Professional  
18 Counselor Licensing and Practice Act, Sex Offender Evaluation  
19 and Treatment Provider Act, Illinois Speech-Language Pathology  
20 and Audiology Practice Act, Perfusionist Practice Act,  
21 Registered Surgical Assistant and Registered Surgical  
22 Technologist Title Protection Act, and Genetic Counselor  
23 Licensing Act.

24           (b) For license or registration renewals occurring on or  
25 after January 1, 2023 ~~2022~~, a health care professional who has  
26 continuing education requirements must complete at least a

1 one-hour course in training on implicit bias awareness per  
2 renewal period. A health care professional may count this one  
3 hour for completion of this course toward meeting the minimum  
4 credit hours required for continuing education. Any training  
5 on implicit bias awareness applied to meet any other State  
6 licensure requirement, professional accreditation or  
7 certification requirement, or health care institutional  
8 practice agreement may count toward the one-hour requirement  
9 under this Section.

10 (c) The Department may adopt rules for the implementation  
11 of this Section.

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

13 Section 35. The Illinois Emergency Management Agency Act  
14 is amended by changing Section 23 as follows:

15 (20 ILCS 3305/23)

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

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

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

20 (b) The Access and Functional Needs Advisory Committee is  
21 created.

22 (c) The Advisory Committee shall:

23 (1) Coordinate meetings occurring, at a minimum, 3 ~~6~~  
24 times each year, in addition to emergency meetings called

1 by the chairperson of the Advisory Committee.

2 (2) Research and provide recommendations for  
3 identifying and effectively responding to the needs of  
4 persons with access and functional needs before, during,  
5 and after a disaster using an intersectional lens for  
6 equity.

7 (3) Provide recommendations to the Illinois Emergency  
8 Management Agency regarding how to ensure that persons  
9 with a disability are included in disaster strategies and  
10 emergency management plans, including updates and  
11 implementation of disaster strategies and emergency  
12 management plans.

13 (4) Review and provide recommendations for the  
14 Illinois Emergency Management Agency, and all relevant  
15 State agencies that are involved in drafting and  
16 implementing the Illinois Emergency Operation Plan, to  
17 integrate access and functional needs into State and local  
18 emergency plans.

19 (d) The Advisory Committee shall be composed of the  
20 Director of the Illinois Emergency Management Agency or his or  
21 her designee, the Attorney General or his or her designee, the  
22 Secretary of Human Services or his or her designee, the  
23 Director on Aging or his or her designee, and the Director of  
24 Public Health or his or her designee, together with the  
25 following members appointed by the Governor on or before  
26 January 1, 2022:

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

4           (2) Nine members from the community of persons with a  
5 disability who represent persons with different types of  
6 disabilities, including, but not limited to, individuals  
7 with mobility and physical disabilities, hearing and  
8 visual disabilities, deafness or who are hard of hearing,  
9 blindness or who have low vision, mental health  
10 disabilities, and intellectual or developmental  
11 disabilities. Members appointed under this paragraph shall  
12 reflect a diversity of age, gender, race, and ethnic  
13 background.

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

16           (e) Of those members appointed by the Governor, the  
17 initial appointments of 6 members shall be for terms of 2 years  
18 and the initial appointments of 5 members shall be for terms of  
19 4 years. Thereafter, members shall be appointed for terms of 4  
20 years. A member shall serve until his or her successor is  
21 appointed and qualified. If a vacancy occurs in the Advisory  
22 Committee membership, the vacancy shall be filled in the same  
23 manner as the original appointment for the remainder of the  
24 unexpired term.

25           (f) After all the members are appointed, and annually  
26 thereafter, they shall elect a chairperson from among the

1 members appointed under paragraph (2) of subsection (d).

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

5 (h) Advisory Committee members shall serve without  
6 compensation.

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

9 (j) The Advisory Committee shall prepare and deliver a  
10 report to the General Assembly, the Governor's Office, and the  
11 Illinois Emergency Management Agency by July 1, 2022, and  
12 annually thereafter. The report shall include the following:

13 (1) Identification of core emergency management  
14 services that need to be updated or changed to ensure the  
15 needs of persons with a disability are met, and shall  
16 include disaster strategies in State and local emergency  
17 plans.

18 (2) Any proposed changes in State policies, laws,  
19 rules, or regulations necessary to fulfill the purposes of  
20 this Act.

21 (3) Recommendations on improving the accessibility and  
22 effectiveness of disaster and emergency communication.

23 (4) Recommendations on comprehensive training for  
24 first responders and other frontline workers when working  
25 with persons with a disability during emergency situations  
26 or disasters, as defined in Section 4 of the Illinois

1 Emergency Management Agency Act.

2 (5) Any additional recommendations regarding emergency  
3 management and persons with a disability that the Advisory  
4 Committee deems necessary.

5 (k) The annual report prepared and delivered under  
6 subsection (j) shall be annually considered by the Illinois  
7 Emergency Management Agency when developing new State and  
8 local emergency plans or updating existing State and local  
9 emergency plans.

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

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

13 Section 40. The Illinois Power Agency Act is amended by  
14 changing Section 1-130 as follows:

15 (20 ILCS 3855/1-130)

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

17 Sec. 1-130. Home rule preemption.

18 (a) The authorization to impose any new taxes or fees  
19 specifically related to the generation of electricity by, the  
20 capacity to generate electricity by, or the emissions into the  
21 atmosphere by electric generating facilities after the  
22 effective date of this Act is an exclusive power and function  
23 of the State. A home rule unit may not levy any new taxes or  
24 fees specifically related to the generation of electricity by,

1 the capacity to generate electricity by, or the emissions into  
2 the atmosphere by electric generating facilities after the  
3 effective date of this Act. This Section is a denial and  
4 limitation on home rule powers and functions under subsection  
5 (g) of Section 6 of Article VII of the Illinois Constitution.

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

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

8 Section 45. The Illinois Future of Work Act is amended by  
9 changing Section 15 as follows:

10 (20 ILCS 4103/15)

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

12 Sec. 15. Membership; meetings.

13 (a) The members of the Illinois Future of Work Task Force  
14 shall include and represent the diversity of the people of  
15 Illinois, and shall be composed of the following:

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

20 (2) 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 Senate,  
23 one of whom shall serve as co-chair;

24 (3) four members, including one representative of the

1 business community and one representative of the labor  
2 community, appointed by the Speaker of the House of  
3 Representatives, one of whom shall serve as co-chair;

4 (4) four members, including one representative of the  
5 business community and one representative of the labor  
6 community, appointed by the Minority Leader ~~of the Speaker~~  
7 of the House of Representatives, one of whom shall serve  
8 as co-chair;

9 (5) four members, one from each of the following: the  
10 business community, the labor community, the environmental  
11 community, and the education community that advocate for  
12 job growth, appointed by the Governor;

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

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

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

19 (9) the Director of Employment Security or his or her  
20 designee;

21 (10) the Superintendent of the State Board of  
22 Education or his or her designee;

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

25 (12) the Executive Director of the Board of Higher  
26 Education or his or her designee; and



1           (13) a representative of a labor organization  
2           recognized under the National Labor Relations Act  
3           representing auto workers, appointed by the Governor; and

4           (14) a representative from the University of Illinois  
5           School of Employment and Labor Relations, appointed by the  
6           Governor.

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

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

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

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

17           Section 50. The Local Journalism Task Force Act is amended  
18 by changing Section 10 as follows:

19           (20 ILCS 4108/10)

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

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

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

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

25 Section 55. The Kidney Disease Prevention and Education

1 Task Force Act is amended by changing Sections 10-10 and 10-15  
2 as follows:

3 (20 ILCS 5160/10-10)

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

5 Sec. 10-10. Kidney Disease Prevention and Education Task  
6 Force.

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

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

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

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

24 (2) one member of the House of Representatives,  
25 appointed by the Speaker of the House, who shall serve as

1 Co-Chair;

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

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

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

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

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

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

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

18 (10) one member representing a national nonprofit  
19 research kidney organization in the State of Illinois,  
20 appointed by the Co-Chairs; and

21 (11) the Secretary of State or his or her designee.

22 (d) Members of the Task Force shall serve without  
23 compensation.

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

26 (f) The Task Force shall submit its final report to the

1 General Assembly on or before December 31, 2022 ~~2021~~ and, upon  
2 the filing of its final report, is dissolved.

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

4 (20 ILCS 5160/10-15)

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

6 Sec. 10-15. Repeal. This Act is repealed on June 1, 2023  
7 ~~2022~~.

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

9 Section 60. The Special Commission on Gynecologic Cancers  
10 Act is amended by changing Section 100-5 as follows:

11 (20 ILCS 5170/100-5)

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

13 Sec. 100-5. Creation; members; duties; report.

14 (a) The Special Commission on Gynecologic Cancers is  
15 created. Membership of the Commission shall be as follows:

16 (1) A representative of the Illinois Comprehensive  
17 Cancer Control Program, appointed by the Director of  
18 Public Health;

19 (2) The Director of Insurance, or his or her designee;  
20 and

21 (3) 20 members who shall be appointed as follows:

22 (A) three members appointed by the Speaker of  
23 the House of Representatives, one of whom shall be a

1 survivor of ovarian cancer, one of whom shall be a  
2 survivor of cervical, vaginal, vulvar, or uterine  
3 cancer, and one of whom shall be a medical specialist  
4 in gynecologic cancers;

5 (B) three members appointed by the Senate  
6 President, one of whom shall be a survivor of ovarian  
7 cancer, one of whom shall be a survivor of cervical,  
8 vaginal, vulvar, or uterine cancer, and one of whom  
9 shall be a medical specialist in gynecologic cancers;

10 (C) three members appointed by the House  
11 Minority Leader, one of whom shall be a survivor of  
12 ovarian cancer, one of whom shall be a survivor of  
13 cervical, vaginal, vulvar, or uterine cancer, and one  
14 of whom shall be a medical specialist in gynecologic  
15 cancers;

16 (D) three members appointed by the Senate  
17 Minority Leader, one of whom shall be a survivor of  
18 ovarian cancer, one of whom shall be a survivor of  
19 cervical, vaginal, vulvar, or uterine cancer, and one  
20 of whom shall be a medical specialist in gynecologic  
21 cancers; and

22 (E) eight members appointed by the Governor,  
23 one of whom shall be a caregiver of a woman diagnosed  
24 with a gynecologic cancer, one of whom shall be a  
25 medical specialist in gynecologic cancers, one of whom  
26 shall be an individual with expertise in community

1 based health care and issues affecting underserved and  
2 vulnerable populations, 2 of whom shall be individuals  
3 representing gynecologic cancer awareness and support  
4 groups in the State, one of whom shall be a researcher  
5 specializing in gynecologic cancers, and 2 of whom  
6 shall be members of the public with demonstrated  
7 expertise in issues relating to the work of the  
8 Commission.

9 (b) Members of the Commission shall serve without  
10 compensation or reimbursement from the Commission. Members  
11 shall select a Chair from among themselves and the Chair shall  
12 set the meeting schedule.

13 (c) The Illinois Department of Public Health shall provide  
14 administrative support to the Commission.

15 (d) The Commission is charged with the study of the  
16 following:

17 (1) establishing a mechanism to ascertain the  
18 prevalence of gynecologic cancers in the State and, to the  
19 extent possible, to collect statistics relative to the  
20 timing of diagnosis and risk factors associated with  
21 gynecologic cancers;

22 (2) determining how to best effectuate early diagnosis  
23 and treatment for gynecologic cancer patients;

24 (3) determining best practices for closing disparities  
25 in outcomes for gynecologic cancer patients and innovative  
26 approaches to reaching underserved and vulnerable

1 populations;

2 (4) determining any unmet needs of persons with  
3 gynecologic cancers and those of their families; and

4 (5) providing recommendations for additional  
5 legislation, support programs, and resources to meet the  
6 unmet needs of persons with gynecologic cancers and their  
7 families.

8 (e) The Commission shall file its final report with the  
9 General Assembly no later than December 31, 2022 ~~2021~~ and,  
10 upon the filing of its report, is dissolved.

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

12 Section 65. The Anti-Racism Commission Act is amended by  
13 changing Section 130-10 as follows:

14 (20 ILCS 5180/130-10)

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

16 Sec. 130-10. Anti-Racism Commission.

17 (a) The Anti-Racism Commission is hereby created to  
18 identify and propose statewide policies to eliminate systemic  
19 racism and advance equitable solutions for Black and Brown  
20 people in Illinois.

21 (b) The Anti-Racism Commission shall consist of the  
22 following members, who shall serve without compensation:

23 (1) one member of the House of Representatives,  
24 appointed by the Speaker of the House of Representatives,



1 who shall serve as co-chair;

2 (2) one member of the Senate, appointed by the Senate  
3 President, who shall serve as co-chair;

4 (3) one member of the House of Representatives,  
5 appointed by the Minority Leader of the House of  
6 Representatives;

7 (4) one member of the Senate, appointed by the  
8 Minority Leader of the Senate;

9 (5) the Director of Public Health, or his or her  
10 designee;

11 (6) the Chair of the House Black Caucus;

12 (7) the Chair of the Senate Black Caucus;

13 (8) the Chair of the Joint Legislative Black Caucus;

14 (9) the director of a statewide association  
15 representing public health departments, appointed by the  
16 Speaker of the House of Representatives;

17 (10) the Chair of the House Latino Caucus;

18 (11) the Chair of the Senate Latino Caucus;

19 (12) one community member appointed by the House Black  
20 Caucus Chair;

21 (13) one community member appointed by the Senate  
22 Black Caucus Chair;

23 (14) one community member appointed by the House  
24 Latino Caucus Chair; and

25 (15) one community member appointed by the Senate  
26 Latino Caucus Chair.

1 (c) The Department of Public Health shall provide  
2 administrative support for the Commission.

3 (d) The Commission is charged with, but not limited to,  
4 the following tasks:

5 (1) Working to create an equity and justice-oriented  
6 State government.

7 (2) Assessing the policy and procedures of all State  
8 agencies to ensure racial equity is a core element of  
9 State government.

10 (3) Developing and incorporating into the  
11 organizational structure of State government a plan for  
12 educational efforts to understand, address, and dismantle  
13 systemic racism in government actions.

14 (4) Recommending and advocating for policies that  
15 improve health in Black and Brown people and support  
16 local, State, regional, and federal initiatives that  
17 advance efforts to dismantle systemic racism.

18 (5) Working to build alliances and partnerships with  
19 organizations that are confronting racism and encouraging  
20 other local, State, regional, and national entities to  
21 recognize racism as a public health crisis.

22 (6) Promoting community engagement, actively engaging  
23 citizens on issues of racism and assisting in providing  
24 tools to engage actively and authentically with Black and  
25 Brown people.

26 (7) Reviewing all portions of codified State laws

1 through the lens of racial equity.

2 (8) Working with the Department of Central Management  
3 Services to update policies that encourage diversity in  
4 human resources, including hiring, board appointments, and  
5 vendor selection by agencies, and to review all grant  
6 management activities with an eye toward equity and  
7 workforce development.

8 (9) Recommending policies that promote racially  
9 equitable economic and workforce development practices.

10 (10) Promoting and supporting all policies that  
11 prioritize the health of all people, especially people of  
12 color, by mitigating exposure to adverse childhood  
13 experiences and trauma in childhood and ensuring  
14 implementation of health and equity in all policies.

15 (11) Encouraging community partners and stakeholders  
16 in the education, employment, housing, criminal justice,  
17 and safety arenas to recognize racism as a public health  
18 crisis and to implement policy recommendations.

19 (12) Identifying clear goals and objectives, including  
20 specific benchmarks, to assess progress.

21 (13) Holding public hearings across Illinois to  
22 continue to explore and to recommend needed action by the  
23 General Assembly.

24 (14) Working with the Governor and the General  
25 Assembly to identify the necessary funds to support the  
26 Anti-Racism Commission and its endeavors.

1 (15) Identifying resources to allocate to Black and  
2 Brown communities on an annual basis.

3 (16) Encouraging corporate investment in anti-racism  
4 policies in Black and Brown communities.

5 (e) The Commission shall submit its final report to the  
6 Governor and the General Assembly no later than December 31,  
7 2022 ~~2021~~. The Commission is dissolved upon the filing of its  
8 report.

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

10 Section 70. The Illinois Procurement Code is amended by  
11 changing Sections 1-15.93, 30-30, and 45-57 as follows:

12 (30 ILCS 500/1-15.93)

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

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

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

22 (30 ILCS 500/30-30)

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

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

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

7 (1) plumbing;

8 (2) heating, piping, refrigeration, and automatic  
9 temperature control systems, including the testing and  
10 balancing of those systems;

11 (3) ventilating and distribution systems for  
12 conditioned air, including the testing and balancing of  
13 those systems;

14 (4) electric wiring; and

15 (5) general contract work.

16 The specifications may be so drawn as to permit separate  
17 and independent bidding upon each of the 5 subdivisions of  
18 work. All contracts awarded for any part thereof may award the  
19 5 subdivisions of work separately to responsible and reliable  
20 persons, firms, or corporations engaged in these classes of  
21 work. The contracts, at the discretion of the construction  
22 agency, may be assigned to the successful bidder on the  
23 general contract work or to the successful bidder on the  
24 subdivision of work designated by the construction agency  
25 before the bidding as the prime subdivision of work, provided  
26 that all payments will be made directly to the contractors for

1 the 5 subdivisions of work upon compliance with the conditions  
2 of the contract.

3 Beginning on the effective date of this amendatory Act of  
4 the 101st General Assembly and through December 31, 2023 ~~2020~~,  
5 for single prime projects: (i) the bid of the successful low  
6 bidder shall identify the name of the subcontractor, if any,  
7 and the bid proposal costs for each of the 5 subdivisions of  
8 work set forth in this Section; (ii) the contract entered into  
9 with the successful bidder shall provide that no identified  
10 subcontractor may be terminated without the written consent of  
11 the Capital Development Board; (iii) the contract shall comply  
12 with the disadvantaged business practices of the Business  
13 Enterprise for Minorities, Women, and Persons with  
14 Disabilities Act and the equal employment practices of Section  
15 2-105 of the Illinois Human Rights Act; and (iv) the Capital  
16 Development Board shall submit an annual report to the General  
17 Assembly and Governor on the bidding, award, and performance  
18 of all single prime projects.

19 For building construction projects with a total  
20 construction cost valued at \$5,000,000 or less, the Capital  
21 Development Board shall not use the single prime procurement  
22 delivery method for more than 50% of the total number of  
23 projects bid for each fiscal year. Any project with a total  
24 construction cost valued greater than \$5,000,000 may be bid  
25 using single prime at the discretion of the Executive Director  
26 of the Capital Development Board.

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

7 (1) plumbing;

8 (2) heating, piping, refrigeration, and automatic  
9 temperature control systems, including the testing and  
10 balancing of those systems;

11 (3) ventilating and distribution systems for  
12 conditioned air, including the testing and balancing of  
13 those systems;

14 (4) electric wiring; and

15 (5) general contract work.

16 The specifications must be so drawn as to permit separate  
17 and independent bidding upon each of the 5 subdivisions of  
18 work. All contracts awarded for any part thereof shall award  
19 the 5 subdivisions of work separately to responsible and  
20 reliable persons, firms, or corporations engaged in these  
21 classes of work. The contracts, at the discretion of the  
22 construction agency, may be assigned to the successful bidder  
23 on the general contract work or to the successful bidder on the  
24 subdivision of work designated by the construction agency  
25 before the bidding as the prime subdivision of work, provided  
26 that all payments will be made directly to the contractors for

1 the 5 subdivisions of work upon compliance with the conditions  
2 of the contract.

3 (Source: P.A. 100-391, eff. 8-25-17; 101-369, eff. 12-15-19;  
4 101-645, eff. 6-26-20.)

5 (30 ILCS 500/45-57)

6 Sec. 45-57. Veterans.

7 (a) Set-aside goal. It is the goal of the State to promote  
8 and encourage the continued economic development of small  
9 businesses owned and controlled by qualified veterans and that  
10 qualified service-disabled veteran-owned small businesses  
11 (referred to as SDVOSB) and veteran-owned small businesses  
12 (referred to as VOSB) participate in the State's procurement  
13 process as both prime contractors and subcontractors. Not less  
14 than 3% of the total dollar amount of State contracts, as  
15 defined by the Commission on Equity and Inclusion ~~Director of~~  
16 ~~Central Management Services~~, shall be established as a goal to  
17 be awarded to SDVOSB and VOSB. That portion of a contract under  
18 which the contractor subcontracts with a SDVOSB or VOSB may be  
19 counted toward the goal of this subsection. The Commission on  
20 Equity and Inclusion ~~Department of Central Management Services~~  
21 shall adopt rules to implement compliance with this subsection  
22 by all State agencies.

23 (b) Fiscal year reports. By each November 1, each chief  
24 procurement officer shall report to the Commission on Equity  
25 and Inclusion ~~Department of Central Management Services~~ on all



1 of the following for the immediately preceding fiscal year,  
2 and by each March 1 the Commission on Equity and Inclusion  
3 ~~Department of Central Management Services~~ shall compile and  
4 report that information to the General Assembly:

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

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

10 (b-5) The Commission on Equity and Inclusion ~~Department of~~  
11 ~~Central Management Services~~ shall submit an annual report to  
12 the Governor and the General Assembly that shall include the  
13 following:

14 (1) a year-by-year comparison of the number of  
15 certifications the State has issued to veteran-owned small  
16 businesses and service-disabled veteran-owned small  
17 businesses;

18 (2) the obstacles, if any, the Commission on Equity  
19 and Inclusion ~~Department of Central Management Services~~  
20 faces when certifying veteran-owned businesses and  
21 possible rules or changes to rules to address those  
22 issues;

23 (3) a year-by-year comparison of awarded contracts to  
24 certified veteran-owned small businesses and  
25 service-disabled veteran-owned small businesses; and

26 (4) any other information that the Commission on

1        Equity and Inclusion ~~Department of Central Management~~  
2        ~~Services~~ deems necessary to assist veteran-owned small  
3        businesses and service-disabled veteran-owned small  
4        businesses to become certified with the State.

5        The Commission on Equity and Inclusion ~~Department of~~  
6        ~~Central Management Services~~ shall conduct a minimum of 2  
7        outreach events per year to ensure that veteran-owned small  
8        businesses and service-disabled veteran-owned small businesses  
9        know about the procurement opportunities and certification  
10       requirements with the State. The Commission on Equity and  
11       Inclusion ~~Department of Central Management Services~~ may  
12       receive appropriations for outreach.

13       (c) Yearly review and recommendations. Each year, each  
14       chief procurement officer shall review the progress of all  
15       State agencies under its jurisdiction in meeting the goal  
16       described in subsection (a), with input from statewide  
17       veterans' service organizations and from the business  
18       community, including businesses owned by qualified veterans,  
19       and shall make recommendations to be included in the  
20       Commission on Equity and Inclusion's ~~Department of Central~~  
21       ~~Management Services'~~ report to the General Assembly regarding  
22       continuation, increases, or decreases of the percentage goal.  
23       The recommendations shall be based upon the number of  
24       businesses that are owned by qualified veterans and on the  
25       continued need to encourage and promote businesses owned by  
26       qualified veterans.

1 (d) Governor's recommendations. To assist the State in  
2 reaching the goal described in subsection (a), the Governor  
3 shall recommend to the General Assembly changes in programs to  
4 assist businesses owned by qualified veterans.

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

6 "Armed forces of the United States" means the United  
7 States Army, Navy, Air Force, Marine Corps, Coast Guard, or  
8 service in active duty as defined under 38 U.S.C. Section 101.  
9 Service in the Merchant Marine that constitutes active duty  
10 under Section 401 of federal Public Act 95-202 shall also be  
11 considered service in the armed forces for purposes of this  
12 Section.

13 "Certification" means a determination made by the Illinois  
14 Department of Veterans' Affairs and the Commission on Equity  
15 and Inclusion ~~Department of Central Management Services~~ that a  
16 business entity is a qualified service-disabled veteran-owned  
17 small business or a qualified veteran-owned small business for  
18 whatever purpose. A SDVOSB or VOSB owned and controlled by  
19 women, minorities, or persons with disabilities, as those  
20 terms are defined in Section 2 of the Business Enterprise for  
21 Minorities, Women, and Persons with Disabilities Act, may also  
22 select and designate whether that business is to be certified  
23 as a "women-owned business", "minority-owned business", or  
24 "business owned by a person with a disability", as defined in  
25 Section 2 of the Business Enterprise for Minorities, Women,  
26 and Persons with Disabilities Act.

1 "Control" means the exclusive, ultimate, majority, or sole  
2 control of the business, including but not limited to capital  
3 investment and all other financial matters, property,  
4 acquisitions, contract negotiations, legal matters,  
5 officer-director-employee selection and comprehensive hiring,  
6 operation responsibilities, cost-control matters, income and  
7 dividend matters, financial transactions, and rights of other  
8 shareholders or joint partners. Control shall be real,  
9 substantial, and continuing, not pro forma. Control shall  
10 include the power to direct or cause the direction of the  
11 management and policies of the business and to make the  
12 day-to-day as well as major decisions in matters of policy,  
13 management, and operations. Control shall be exemplified by  
14 possessing the requisite knowledge and expertise to run the  
15 particular business, and control shall not include simple  
16 majority or absentee ownership.

17 "Qualified service-disabled veteran" means a veteran who  
18 has been found to have 10% or more service-connected  
19 disability by the United States Department of Veterans Affairs  
20 or the United States Department of Defense.

21 "Qualified service-disabled veteran-owned small business"  
22 or "SDVOSB" means a small business (i) that is at least 51%  
23 owned by one or more qualified service-disabled veterans  
24 living in Illinois or, in the case of a corporation, at least  
25 51% of the stock of which is owned by one or more qualified  
26 service-disabled veterans living in Illinois; (ii) that has

1 its home office in Illinois; and (iii) for which items (i) and  
2 (ii) are factually verified annually by the Commission on  
3 Equity and Inclusion ~~Department of Central Management~~  
4 ~~Services~~.

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

14 "Service-connected disability" means a disability incurred  
15 in the line of duty in the active military, naval, or air  
16 service as described in 38 U.S.C. 101(16).

17 "Small business" means a business that has annual gross  
18 sales of less than \$75,000,000 as evidenced by the federal  
19 income tax return of the business. A firm with gross sales in  
20 excess of this cap may apply to the Commission on Equity and  
21 Inclusion ~~Department of Central Management Services~~ for  
22 certification for a particular contract if the firm can  
23 demonstrate that the contract would have significant impact on  
24 SDVOSB or VOSB as suppliers or subcontractors or in employment  
25 of veterans or service-disabled veterans.

26 "State agency" has the meaning provided in Section

1 1-15.100 of this Code.

2 "Time of hostilities with a foreign country" means any  
3 period of time in the past, present, or future during which a  
4 declaration of war by the United States Congress has been or is  
5 in effect or during which an emergency condition has been or is  
6 in effect that is recognized by the issuance of a Presidential  
7 proclamation or a Presidential executive order and in which  
8 the armed forces expeditionary medal or other campaign service  
9 medals are awarded according to Presidential executive order.

10 "Veteran" means a person who (i) has been a member of the  
11 armed forces of the United States or, while a citizen of the  
12 United States, was a member of the armed forces of allies of  
13 the United States in time of hostilities with a foreign  
14 country and (ii) has served under one or more of the following  
15 conditions: (a) the veteran served a total of at least 6  
16 months; (b) the veteran served for the duration of hostilities  
17 regardless of the length of the engagement; (c) the veteran  
18 was discharged on the basis of hardship; or (d) the veteran was  
19 released from active duty because of a service connected  
20 disability and was discharged under honorable conditions.

21 (f) Certification program. The Illinois Department of  
22 Veterans' Affairs and the Commission on Equity and Inclusion  
23 ~~Department of Central Management Services~~ shall work together  
24 to devise a certification procedure to assure that businesses  
25 taking advantage of this Section are legitimately classified  
26 as qualified service-disabled veteran-owned small businesses

1 or qualified veteran-owned small businesses.

2 The Commission on Equity and Inclusion ~~Department of~~  
3 ~~Central Management Services~~ shall:

4 (1) compile and maintain a comprehensive list of  
5 certified veteran-owned small businesses and  
6 service-disabled veteran-owned small businesses;

7 (2) assist veteran-owned small businesses and  
8 service-disabled veteran-owned small businesses in  
9 complying with the procedures for bidding on State  
10 contracts;

11 (3) provide training for State agencies regarding the  
12 goal setting process and compliance with veteran-owned  
13 small business and service-disabled veteran-owned small  
14 business goals; and

15 (4) implement and maintain an electronic portal on the  
16 Commission on Equity and Inclusion's ~~Department's~~ website  
17 for the purpose of completing and submitting veteran-owned  
18 small business and service-disabled veteran-owned small  
19 business certificates.

20 The Commission on Equity and Inclusion ~~Department of~~  
21 ~~Central Management Services~~, in consultation with the  
22 Department of Veterans' Affairs, may develop programs and  
23 agreements to encourage cities, counties, towns, townships,  
24 and other certifying entities to adopt uniform certification  
25 procedures and certification recognition programs.

26 (f-5) A business shall be certified by the Commission on

1 ~~Equity and Inclusion Department of Central Management Services~~  
2 as a service-disabled veteran-owned small business or a  
3 veteran-owned small business for purposes of this Section if  
4 the Commission on Equity and Inclusion ~~Department of Central~~  
5 ~~Management Services~~ determines that the business has been  
6 certified as a service-disabled veteran-owned small business  
7 or a veteran-owned small business by the Vets First  
8 Verification Program of the United States Department of  
9 Veterans Affairs, and the business has provided to the  
10 Commission on Equity and Inclusion ~~Department of Central~~  
11 ~~Management Services~~ the following:

12 (1) documentation showing certification as a  
13 service-disabled veteran-owned small business or a  
14 veteran-owned small business by the Vets First  
15 Verification Program of the United States Department of  
16 Veterans Affairs;

17 (2) proof that the business has its home office in  
18 Illinois; and

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

21 The policies of the Commission on Equity and Inclusion  
22 ~~Department of Central Management Services~~ regarding  
23 recognition of the Vets First Verification Program of the  
24 United States Department of Veterans Affairs shall be reviewed  
25 annually by the Commission on Equity and Inclusion ~~Department~~  
26 ~~of Central Management Services~~, and recognition of



1 service-disabled veteran-owned small businesses and  
2 veteran-owned small businesses certified by the Vets First  
3 Verification Program of the United States Department of  
4 Veterans Affairs may be discontinued by the Commission on  
5 Equity and Inclusion ~~Department of Central Management Services~~  
6 by rule upon a finding that the certification standards of the  
7 Vets First Verification Program of the United States  
8 Department of Veterans Affairs do not meet the certification  
9 requirements established by the Commission on Equity and  
10 Inclusion ~~Department of Central Management Services~~.

11 (g) Penalties.

12 (1) Administrative penalties. The chief procurement  
13 officers appointed pursuant to Section 10-20 shall suspend  
14 any person who commits a violation of Section 17-10.3 or  
15 subsection (d) of Section 33E-6 of the Criminal Code of  
16 2012 relating to this Section from bidding on, or  
17 participating as a contractor, subcontractor, or supplier  
18 in, any State contract or project for a period of not less  
19 than 3 years, and, if the person is certified as a  
20 service-disabled veteran-owned small business or a  
21 veteran-owned small business, then the Commission on  
22 Equity and Inclusion ~~Department~~ shall revoke the  
23 business's certification for a period of not less than 3  
24 years. An additional or subsequent violation shall extend  
25 the periods of suspension and revocation for a period of  
26 not less than 5 years. The suspension and revocation shall

1 apply to the principals of the business and any subsequent  
2 business formed or financed by, or affiliated with, those  
3 principals.

4 (2) Reports of violations. Each State agency shall  
5 report any alleged violation of Section 17-10.3 or  
6 subsection (d) of Section 33E-6 of the Criminal Code of  
7 2012 relating to this Section to the chief procurement  
8 officers appointed pursuant to Section 10-20. The chief  
9 procurement officers appointed pursuant to Section 10-20  
10 shall subsequently report all such alleged violations to  
11 the Attorney General, who shall determine whether to bring  
12 a civil action against any person for the violation.

13 (3) List of suspended persons. The chief procurement  
14 officers appointed pursuant to Section 10-20 shall monitor  
15 the status of all reported violations of Section 17-10.3  
16 or subsection (d) of Section 33E-6 of the Criminal Code of  
17 1961 or the Criminal Code of 2012 relating to this Section  
18 and shall maintain and make available to all State  
19 agencies a central listing of all persons that committed  
20 violations resulting in suspension.

21 (4) Use of suspended persons. During the period of a  
22 person's suspension under paragraph (1) of this  
23 subsection, a State agency shall not enter into any  
24 contract with that person or with any contractor using the  
25 services of that person as a subcontractor.

26 (5) Duty to check list. Each State agency shall check

1 the central listing provided by the chief procurement  
2 officers appointed pursuant to Section 10-20 under  
3 paragraph (3) of this subsection to verify that a person  
4 being awarded a contract by that State agency, or to be  
5 used as a subcontractor or supplier on a contract being  
6 awarded by that State agency, is not under suspension  
7 pursuant to paragraph (1) of this subsection.

8 (h) On and after the effective date of this amendatory Act  
9 of the 102nd General Assembly, all powers, duties, rights, and  
10 responsibilities of the Department of Central Management  
11 Services with respect to the requirements of this Section are  
12 transferred to the Commission on Equity and Inclusion.

13 All books, records, papers, documents, property (real and  
14 personal), contracts, causes of action, and pending business  
15 pertaining to the powers, duties, rights, and responsibilities  
16 transferred by this amendatory Act from the Department of  
17 Central Management Services to the Commission on Equity and  
18 Inclusion, including, but not limited to, material in  
19 electronic or magnetic format and necessary computer hardware  
20 and software, shall be transferred to the Commission on Equity  
21 and Inclusion.

22 The powers, duties, rights, and responsibilities  
23 transferred from the Department of Central Management Services  
24 by this amendatory Act shall be vested in and shall be  
25 exercised by the Commission on Equity and Inclusion.

26 Whenever reports or notices are now required to be made or

1 given or papers or documents furnished or served by any person  
2 to or upon the Department of Central Management Services in  
3 connection with any of the powers, duties, rights, and  
4 responsibilities transferred by this amendatory Act, the same  
5 shall be made, given, furnished, or served in the same manner  
6 to or upon the Commission on Equity and Inclusion.

7 This amendatory Act of the 102nd General Assembly does not  
8 affect any act done, ratified, or canceled or any right  
9 occurring or established or any action or proceeding had or  
10 commenced in an administrative, civil, or criminal cause by  
11 the Department of Central Management Services before this  
12 amendatory Act takes effect; such actions or proceedings may  
13 be prosecuted and continued by the Commission on Equity and  
14 Inclusion.

15 Any rules of the Department of Central Management Services  
16 that relate to its powers, duties, rights, and  
17 responsibilities under this Section and are in full force on  
18 the effective date of this amendatory Act of the 102nd General  
19 Assembly shall become the rules of the Commission on Equity  
20 and Inclusion. This amendatory Act does not affect the  
21 legality of any such rules in the Illinois Administrative  
22 Code. Any proposed rules filed with the Secretary of State by  
23 the Department of Central Management Services that are pending  
24 in the rulemaking process on the effective date of this  
25 amendatory Act and pertain to the powers, duties, rights, and  
26 responsibilities transferred, shall be deemed to have been

1 filed by the Commission on Equity and Inclusion. As soon as  
2 practicable hereafter, the Commission on Equity and Inclusion  
3 shall revise and clarify the rules transferred to it under  
4 this amendatory Act to reflect the reorganization of powers,  
5 duties, rights, and responsibilities affected by this  
6 amendatory Act, using the procedures for recodification of  
7 rules available under the Illinois Administrative Procedure  
8 Act, except that existing title, part, and section numbering  
9 for the affected rules may be retained. The Commission on  
10 Equity and Inclusion may propose and adopt under the Illinois  
11 Administrative Procedure Act such other rules of the  
12 Department of Central Management Services that will now be  
13 administered by the Commission on Equity and Inclusion.

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

15 Section 75. The Commission on Equity and Inclusion Act is  
16 amended by changing Section 40-10 as follows:

17 (30 ILCS 574/40-10)

18 (This Section may contain text from a Public Act with a  
19 delayed effective date)

20 Sec. 40-10. Powers and duties. In addition to the other  
21 powers and duties which may be prescribed in this Act or  
22 elsewhere, the Commission shall have the following powers and  
23 duties:

24 (1) The Commission shall have a role in all State and

1 university procurement by facilitating and streamlining  
2 communications between the Business Enterprise Council for  
3 Minorities, Women, and Persons with Disabilities, the  
4 purchasing entities, the Chief Procurement Officers, and  
5 others.

6 (2) The Commission may create a scoring evaluation for  
7 State agency directors, public university presidents and  
8 chancellors, and public community college presidents. The  
9 scoring shall be based on the following 3 principles: (i)  
10 increasing capacity; (ii) growing revenue; and (iii)  
11 enhancing credentials. These principles should be the  
12 foundation of the agency compliance plan required under  
13 Section 6 of the Business Enterprise for Minorities,  
14 Women, and Persons with Disabilities Act.

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

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

20 (5) The Commission shall oversee the implementation of  
21 diversity training of the State workforce.

22 (6) Each January, and as otherwise frequently as may  
23 be deemed necessary and appropriate by the Commission, the  
24 Commission shall propose and submit to the Governor and  
25 the General Assembly legislative changes to increase  
26 inclusion and diversity in State government.

1           (7) The Commission shall have oversight over the  
2 following entities:

3           (A) the Illinois African-American Family  
4 Commission;

5           (B) the Illinois Latino Family Commission;

6           (C) the Asian American Family Commission;

7           (D) the Illinois Muslim American Advisory Council;

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

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

12          (8) The Commission shall adopt any rules necessary for  
13 the implementation and administration of the requirements  
14 of this Act.

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

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

19          Section 80. The Counties Code is amended by changing  
20 Sections 3-5010.8, 4-11001.5, 5-41065, and 5-43043 as follows:

21           (55 ILCS 5/3-5010.8)

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

23          Sec. 3-5010.8. Mechanics lien demand and referral pilot  
24 program.

1 (a) Legislative findings. The General Assembly finds that  
2 expired mechanics liens on residential property, which cloud  
3 title to property, are a rapidly growing problem throughout  
4 the State. In order to address the increase in expired  
5 mechanics liens and, more specifically, those that have not  
6 been released by the lienholder, a recorder may establish a  
7 process to demand and refer mechanics liens that have been  
8 recorded but not litigated or released in accordance with the  
9 Mechanics Lien Act to an administrative law judge for  
10 resolution or demand that the lienholder commence suit or  
11 forfeit the lien.

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

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

15 "Mechanics lien" and "lien" are used interchangeably in  
16 this Section.

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

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

22 "Recording" and "filing" are used interchangeably in this  
23 Section.

24 "Referral" or "refer" means a recorder's referral of a  
25 mechanics lien to a county's code hearing unit to obtain a  
26 determination as to whether a recorded mechanics lien is



1 valid.

2 "Residential property" means real property improved with  
3 not less than one nor more than 4 residential dwelling units; a  
4 residential condominium unit, including, but not limited to,  
5 the common elements allocated to the exclusive use of the  
6 condominium unit that form an integral part of the condominium  
7 unit and any parking unit or units specified by the  
8 declaration to be allocated to a specific residential  
9 condominium unit; or a single tract of agriculture real estate  
10 consisting of 40 acres or less that is improved with a  
11 single-family residence. If a declaration of condominium  
12 ownership provides for individually owned and transferable  
13 parking units, "residential property" does not include the  
14 parking unit of a specified residential condominium unit  
15 unless the parking unit is included in the legal description  
16 of the property against which the mechanics lien is recorded.

17 (c) Establishment of a mechanics lien demand and referral  
18 process. After a public hearing, a recorder in a county with a  
19 code hearing unit may adopt rules establishing a mechanics  
20 lien demand and referral process for residential property. A  
21 recorder shall provide public notice 90 days before the public  
22 hearing. The notice shall include a statement of the  
23 recorder's intent to create a mechanics lien demand and  
24 referral process and shall be published in a newspaper of  
25 general circulation in the county and, if feasible, be posted  
26 on the recorder's website and at the recorder's office or

1 offices.

2 (d) Notice of Expired Lien. If a recorder determines,  
3 after review by legal staff or counsel, that a mechanics lien  
4 recorded in the grantor's index or the grantee's index is an  
5 expired lien, the recorder shall serve a Notice of Expired  
6 Lien by certified mail to the last known address of the owner.  
7 The owner or legal representative of the owner of the  
8 residential property shall confirm in writing his or her  
9 belief that the lien is not involved in pending litigation  
10 and, if there is no pending litigation, as verified and  
11 confirmed by county court records, the owner may request that  
12 the recorder proceed with a referral or serve a Demand to  
13 Commence Suit.

14 For the purposes of this Section, a recorder shall  
15 determine if a lien is an expired lien. A lien is expired if a  
16 suit to enforce the lien has not been commenced or a  
17 counterclaim has not been filed by the lienholder within 2  
18 years after the completion date of the contract as specified  
19 in the recorded mechanics lien. The 2-year period shall be  
20 increased to the extent that an automatic stay under Section  
21 362(a) of the United States Bankruptcy Code stays a suit or  
22 counterclaim to foreclose the lien. If a work completion date  
23 is not specified in the recorded lien, then the work  
24 completion date is the date of recording of the mechanics  
25 lien.

26 (e) Demand to Commence Suit. Upon receipt of an owner's

1 confirmation that the lien is not involved in pending  
2 litigation and a request for the recorder to serve a Demand to  
3 Commence Suit, the recorder shall serve a Demand to Commence  
4 Suit on the lienholder of the expired lien as provided in  
5 Section 34 of the Mechanics Lien Act. A recorder may request  
6 that the Secretary of State assist in providing registered  
7 agent information or obtain information from the Secretary of  
8 State's registered business database when the recorder seeks  
9 to serve a Demand to Commence suit on the lienholder. Upon  
10 request, the Secretary of State, or his or her designee, shall  
11 provide the last known address or registered agent information  
12 for a lienholder who is incorporated or doing business in the  
13 State. The recorder must record a copy of the Demand to  
14 Commence suit in the grantor's index or the grantee's index  
15 identifying the mechanics lien and include the corresponding  
16 document number and the date of demand. The recorder may, at  
17 his or her discretion, notify the Secretary of State regarding  
18 a Demand to Commence suit determined to involve a company,  
19 corporation, or business registered with that office.

20 When the lienholder commences a suit or files an answer  
21 within 30 days or the lienholder records a release of lien with  
22 the county recorder as required by subsection (a) of Section  
23 34 of the Mechanics Lien Act, then the demand and referral  
24 process is completed for the recorder for that property. If  
25 service under this Section is responded to consistent with  
26 Section 34 of the Mechanics Lien Act, the recorder may not

1 proceed under subsection (f). If no response is received  
2 consistent with Section 34 of the Mechanics Lien Act, the  
3 recorder may proceed under subsection (f).

4 (f) Referral. Upon receipt of an owner's confirmation that  
5 the lien is not involved in pending litigation and a request  
6 for the recorder to proceed with a referral, the recorder  
7 shall: (i) file the Notice of Referral with the county's code  
8 hearing unit; (ii) identify and notify the lienholder by  
9 telephone, if available, of the referral and send a copy of the  
10 Notice of Referral by certified mail to the lienholder using  
11 information included in the recorded mechanics lien or the  
12 last known address or registered agent received from the  
13 Secretary of State or obtained from the Secretary of State's  
14 registered business database; (iii) send a copy of the Notice  
15 of Referral by mail to the physical address of the property  
16 owner associated with the lien; and (iv) record a copy of the  
17 Notice of Referral in the grantor's index or the grantee's  
18 index identifying the mechanics lien and include the  
19 corresponding document number. The Notice of Referral shall  
20 clearly identify the person, persons, or entity believed to be  
21 the owner, assignee, successor, or beneficiary of the lien.  
22 The recorder may, at his or her discretion, notify the  
23 Secretary of State regarding a referral determined to involve  
24 a company, corporation, or business registered with that  
25 office.

26 No earlier than 30 business days after the date the

1 lienholder is required to respond to a Demand to Commence Suit  
2 under Section 34 of the Mechanics Lien Act, the code hearing  
3 unit shall schedule a hearing to occur at least 30 days after  
4 sending notice of the date of hearing. Notice of the hearing  
5 shall be provided by the county recorder, by and through his or  
6 her representative, to the filer, or the party represented by  
7 the filer, of the expired lien, the legal representative of  
8 the recorder of deeds who referred the case, and the last owner  
9 of record, as identified in the Notice of Referral.

10 If the recorder shows by clear and convincing evidence  
11 that the lien in question is an expired lien, the  
12 administrative law judge shall rule the lien is forfeited  
13 under Section 34.5 of the Mechanics Lien Act and that the lien  
14 no longer affects the chain of title of the property in any  
15 way. The judgment shall be forwarded to all parties identified  
16 in this subsection. Upon receiving judgment of a forfeited  
17 lien, the recorder shall, within 5 business days, record a  
18 copy of the judgment in the grantor's index or the grantee's  
19 index.

20 If the administrative law judge finds the lien is not  
21 expired, the recorder shall, no later than 5 business days  
22 after receiving notice of the decision of the administrative  
23 law judge, record a copy of the judgment in the grantor's index  
24 or the grantee's index.

25 A decision by an administrative law judge is reviewable  
26 under the Administrative Review Law, and nothing in this

1 Section precludes a property owner or lienholder from  
2 proceeding with a civil action to resolve questions concerning  
3 a mechanics lien.

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

7 (g) Final administrative decision. The recorder's decision  
8 to refer a mechanics lien or serve a Demand to Commence Suit is  
9 a final administrative decision that is subject to review  
10 under the Administrative Review Law by the circuit court of  
11 the county where the real property is located. The standard of  
12 review by the circuit court shall be consistent with the  
13 Administrative Review Law.

14 (h) Liability. A recorder and his or her employees or  
15 agents are not subject to personal liability by reason of any  
16 error or omission in the performance of any duty under this  
17 Section, except in the case of willful or wanton conduct. The  
18 recorder and his or her employees or agents are not liable for  
19 the decision to refer a lien or serve a Demand to Commence  
20 Suit, or failure to refer or serve a Demand to Commence Suit,  
21 of a lien under this Section.

22 (i) Private actions; use of demand and referral process.  
23 Nothing in this Section precludes a private right of action by  
24 any party with an interest in the property affected by the  
25 mechanics lien or a decision by the code hearing unit. Nothing  
26 in this Section requires a person or entity who may have a

1 mechanics lien recorded against his or her property to use the  
2 mechanics lien demand and referral process created by this  
3 Section.

4 A lienholder or property owner may remove a matter in the  
5 referral process to the circuit court at any time prior to the  
6 final decision of the administrative law judge by delivering a  
7 certified notice of the suit filed in the circuit court to the  
8 administrative law judge. Upon receipt of the certified  
9 notice, the administrative law judge shall dismiss the matter  
10 without prejudice. If the matter is dismissed due to removal,  
11 then the demand and referral process is completed for the  
12 recorder for that property. If the circuit court dismisses the  
13 removed matter without deciding on whether the lien is expired  
14 and without prejudice, the recorder may reinstitute the demand  
15 and referral process under subsection (d).

16 (j) Repeal. This Section is repealed on January 1, 2024  
17 ~~2022~~.

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

19 (55 ILCS 5/4-11001.5)

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

21 Sec. 4-11001.5. Lake County Children's Advocacy Center  
22 Pilot Program.

23 (a) The Lake County Children's Advocacy Center Pilot  
24 Program is established. Under the Pilot Program, any grand  
25 juror or petit juror in Lake County may elect to have his or

1 her juror fees earned under Section 4-11001 of this Code to be  
2 donated to the Lake County Children's Advocacy Center, a  
3 division of the Lake County State's Attorney's office.

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

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

14 (2) that all monies donated by jurors shall be  
15 transferred by the county to the Lake County Children's  
16 Advocacy Center at the same time a juror is paid under  
17 Section 4-11001 of this Code who did not elect to donate  
18 his or her juror fees; and

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

22 The Lake County board shall adopt an ordinance or  
23 resolution reestablishing the rules and policies previously  
24 adopted under this subsection allowing a juror to donate his  
25 or her juror fees to the Lake County Children's Advocacy  
26 Center through December 31, 2021.



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

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

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

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

12 (4) how the monies donated in the previous calendar  
13 year were used by the Lake County Children's Advocacy  
14 Center; and

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

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

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

20 (55 ILCS 5/5-41065)

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

22 Sec. 5-41065. Mechanics lien demand and referral  
23 adjudication.

24 (a) Notwithstanding any other provision in this Division,  
25 a county's code hearing unit must adjudicate an expired

1 mechanics lien referred to the unit under Section 3-5010.8.

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

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

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

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

16 (55 ILCS 5/5-43043)

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

18 Sec. 5-43043. Mechanics lien demand and referral  
19 adjudication.

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

23 (b) If a county does not have an administrative law judge  
24 in its code hearing unit who is familiar with the areas of law  
25 relating to mechanics liens, one may be appointed no later

1 than 3 months after the effective date of this amendatory Act  
2 of the 100th General Assembly to adjudicate all referrals  
3 concerning mechanics liens under Section 3-5010.8.

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

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

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

12 Section 85. The School Code is amended by changing  
13 Sections 2-3.187, 17-2A, and 22-90 as follows:

14 (105 ILCS 5/2-3.187)

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

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

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

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

23 (b) The State Board of Education shall convene the  
24 Inclusive American History Commission to do all of the

1 following:

2 (1) Review available resources for use in school  
3 districts that reflect the racial and ethnic diversity of  
4 this State and country. The resources identified by the  
5 Commission may be posted on the State Board of Education's  
6 Internet website.

7 (2) Provide guidance for each learning standard  
8 developed for educators on how to ensure that instruction  
9 and content are not biased to value specific cultures,  
10 time periods, and experiences over other cultures, time  
11 periods, and experiences.

12 (3) Develop guidance, tools, and support for  
13 professional learning on how to locate and utilize  
14 resources for non-dominant cultural narratives and sources  
15 of historical information.

16 (c) The Commission shall consist of all of the following  
17 members:

18 (1) One Representative appointed by the Speaker of the  
19 House of Representatives.

20 (2) One Representative appointed by the Minority  
21 Leader of the House of Representatives.

22 (3) One Senator appointed by the President of the  
23 Senate.

24 (4) One Senator appointed by the Minority Leader of  
25 the Senate.

26 (5) Two members who are history scholars appointed by

1 the State Superintendent of Education.

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

5 (7) One representative of the State Board of Education  
6 appointed by the State Superintendent of Education who  
7 shall serve as chairperson.

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

11 (9) One member who represents a west suburban school  
12 district appointed by the State Superintendent of  
13 Education.

14 (10) One member who represents a school district  
15 organized under Article 34 appointed by the State  
16 Superintendent of Education.

17 (11) One member who represents a statewide  
18 organization that represents school librarians appointed  
19 by the State Superintendent of Education.

20 (12) One member who represents a statewide  
21 organization that represents principals appointed by the  
22 State Superintendent of Education.

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

26 (14) One member who represents a statewide

1 organization that represents school boards appointed by  
2 the State Superintendent of Education.

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

5 (d) Members of the Commission shall serve without  
6 compensation but may be reimbursed for reasonable expenses  
7 from funds appropriated to the State Board of Education for  
8 that purpose, including travel, subject to the rules of the  
9 appropriate travel control board.

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

12 (f) The Commission must submit a report about its work to  
13 the State Board of Education, the Governor, and the General  
14 Assembly on or before February 28, 2022 ~~December 31, 2021~~. The  
15 Commission is dissolved upon the submission of its report.

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

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

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

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

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

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

1 (b) The State Board of Education shall convene the  
2 Inclusive American History Commission to do all of the  
3 following:

4 (1) Review available resources for use in school  
5 districts that reflect the racial and ethnic diversity of  
6 this State and country. The resources identified by the  
7 Commission may be posted on the State Board of Education's  
8 Internet website.

9 (2) Provide guidance for each learning standard  
10 developed for educators on how to ensure that instruction  
11 and content are not biased to value specific cultures,  
12 time periods, and experiences over other cultures, time  
13 periods, and experiences.

14 (3) Develop guidance, tools, and support for  
15 professional learning on how to locate and utilize  
16 resources for non-dominant cultural narratives and sources  
17 of historical information.

18 (c) The Commission shall consist of all of the following  
19 members:

20 (1) One Representative appointed by the Speaker of the  
21 House of Representatives.

22 (2) One Representative appointed by the Minority  
23 Leader of the House of Representatives.

24 (3) One Senator appointed by the President of the  
25 Senate.

26 (4) One Senator appointed by the Minority Leader of

1 the Senate.

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

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

7 (7) One representative of the State Board of Education  
8 appointed by the State Superintendent of Education who  
9 shall serve as chairperson.

10 (8) One member who represents an organization that  
11 represents south suburban school districts appointed by  
12 the State Superintendent of Education.

13 (9) One member who represents a west suburban school  
14 district appointed by the State Superintendent of  
15 Education.

16 (10) One member who represents a school district  
17 organized under Article 34 appointed by the State  
18 Superintendent of Education.

19 (11) One member who represents a statewide  
20 organization that represents school librarians appointed  
21 by the State Superintendent of Education.

22 (12) One member who represents a statewide  
23 organization that represents principals appointed by the  
24 State Superintendent of Education.

25 (13) One member who represents a statewide  
26 organization that represents superintendents appointed by



1 the State Superintendent of Education.

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

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

7 (d) Members of the Commission shall serve without  
8 compensation but may be reimbursed for reasonable expenses  
9 from funds appropriated to the State Board of Education for  
10 that purpose, including travel, subject to the rules of the  
11 appropriate travel control board.

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

14 (f) The Commission must submit a report about its work to  
15 the State Board of Education, the Governor, and the General  
16 Assembly on or before February 28, 2022 ~~December 31, 2021~~. The  
17 Commission is dissolved upon the submission of its report.

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

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

20 (105 ILCS 5/17-2A) (from Ch. 122, par. 17-2A)

21 Sec. 17-2A. Interfund transfers.

22 (a) The school board of any district having a population  
23 of less than 500,000 inhabitants may, by proper resolution  
24 following a public hearing set by the school board or the  
25 president of the school board (that is preceded (i) by at least

1 one published notice over the name of the clerk or secretary of  
2 the board, occurring at least 7 days and not more than 30 days  
3 prior to the hearing, in a newspaper of general circulation  
4 within the school district and (ii) by posted notice over the  
5 name of the clerk or secretary of the board, at least 48 hours  
6 before the hearing, at the principal office of the school  
7 board or at the building where the hearing is to be held if a  
8 principal office does not exist, with both notices setting  
9 forth the time, date, place, and subject matter of the  
10 hearing), transfer money from (1) the Educational Fund to the  
11 Operations and Maintenance Fund or the Transportation Fund,  
12 (2) the Operations and Maintenance Fund to the Educational  
13 Fund or the Transportation Fund, (3) the Transportation Fund  
14 to the Educational Fund or the Operations and Maintenance  
15 Fund, or (4) the Tort Immunity Fund to the Operations and  
16 Maintenance Fund of said district, provided that, except  
17 during the period from July 1, 2003 through June 30, 2024 ~~2021~~,  
18 such transfer is made solely for the purpose of meeting  
19 one-time, non-recurring expenses. Except during the period  
20 from July 1, 2003 through June 30, 2024 ~~2021~~ and except as  
21 otherwise provided in subsection (b) of this Section, any  
22 other permanent interfund transfers authorized by any  
23 provision or judicial interpretation of this Code for which  
24 the transferee fund is not precisely and specifically set  
25 forth in the provision of this Code authorizing such transfer  
26 shall be made to the fund of the school district most in need

1 of the funds being transferred, as determined by resolution of  
2 the school board.

3 (b) (Blank).

4 (c) Notwithstanding subsection (a) of this Section or any  
5 other provision of this Code to the contrary, the school board  
6 of any school district (i) that is subject to the Property Tax  
7 Extension Limitation Law, (ii) that is an elementary district  
8 servicing students in grades K through 8, (iii) whose  
9 territory is in one county, (iv) that is eligible for Section  
10 7002 Federal Impact Aid, and (v) that has no more than \$81,000  
11 in funds remaining from refinancing bonds that were refinanced  
12 a minimum of 5 years prior to January 20, 2017 (the effective  
13 date of Public Act 99-926) may make a one-time transfer of the  
14 funds remaining from the refinancing bonds to the Operations  
15 and Maintenance Fund of the district by proper resolution  
16 following a public hearing set by the school board or the  
17 president of the school board, with notice as provided in  
18 subsection (a) of this Section, so long as the district meets  
19 the qualifications set forth in this subsection (c) on January  
20 20, 2017 (the effective date of Public Act 99-926).

21 (d) Notwithstanding subsection (a) of this Section or any  
22 other provision of this Code to the contrary, the school board  
23 of any school district (i) that is subject to the Property Tax  
24 Extension Limitation Law, (ii) that is a community unit school  
25 district servicing students in grades K through 12, (iii)  
26 whose territory is in one county, (iv) that owns property

1 designated by the United States as a Superfund site pursuant  
2 to the federal Comprehensive Environmental Response,  
3 Compensation and Liability Act of 1980 (42 U.S.C. 9601 et  
4 seq.), and (v) that has an excess accumulation of funds in its  
5 bond fund, including funds accumulated prior to July 1, 2000,  
6 may make a one-time transfer of those excess funds accumulated  
7 prior to July 1, 2000 to the Operations and Maintenance Fund of  
8 the district by proper resolution following a public hearing  
9 set by the school board or the president of the school board,  
10 with notice as provided in subsection (a) of this Section, so  
11 long as the district meets the qualifications set forth in  
12 this subsection (d) on August 4, 2017 (the effective date of  
13 Public Act 100-32).

14 (Source: P.A. 100-32, eff. 8-4-17; 100-465, eff. 8-31-17;  
15 100-863, eff. 8-14-18; 101-643, eff. 6-18-20.)

16 (105 ILCS 5/22-90)

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

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

19 (a) The General Assembly makes all of the following  
20 findings:

21 (1) The COVID-19 pandemic has exposed systemic  
22 inequities in American society. Students, educators, and  
23 families throughout this State have been deeply affected  
24 by the pandemic, and the impact of the pandemic will be  
25 felt for years to come. The negative consequences of the

1 pandemic have impacted students and communities  
2 differently along the lines of race, income, language, and  
3 special needs. However, students in this State faced  
4 significant unmet physical health, mental health, and  
5 social and emotional needs even prior to the pandemic.

6 (2) The path to recovery requires a commitment from  
7 adults in this State to address our students cultural,  
8 physical, emotional, and mental health needs and to  
9 provide them with stronger and increased systemic support  
10 and intervention.

11 (3) It is well documented that trauma and toxic stress  
12 diminish a child's ability to thrive. Forms of childhood  
13 trauma and toxic stress include adverse childhood  
14 experiences, systemic racism, poverty, food and housing  
15 insecurity, and gender-based violence. The COVID-19  
16 pandemic has exacerbated these issues and brought them  
17 into focus.

18 (4) It is estimated that, overall, approximately 40%  
19 of children in this State have experienced at least one  
20 adverse childhood experience and approximately 10% have  
21 experienced 3 or more adverse childhood experiences.  
22 However, the number of adverse childhood experiences is  
23 higher for Black and Hispanic children who are growing up  
24 in poverty. The COVID-19 pandemic has amplified the number  
25 of students who have experienced childhood trauma. Also,  
26 the COVID-19 pandemic has highlighted preexisting

1 inequities in school disciplinary practices that  
2 disproportionately impact Black and Brown students.  
3 Research shows, for example, that girls of color are  
4 disproportionately impacted by trauma, adversity, and  
5 abuse, and instead of receiving the care and  
6 trauma-informed support they may need, many Black girls in  
7 particular face disproportionately harsh disciplinary  
8 measures.

9 (5) The cumulative effects of trauma and toxic stress  
10 adversely impact the physical health of students, as well  
11 as their ability to learn, form relationships, and  
12 self-regulate. If left unaddressed, these effects increase  
13 a student's risk for depression, alcoholism, anxiety,  
14 asthma, smoking, and suicide, all of which are risks that  
15 disproportionately affect Black youth and may lead to a  
16 host of medical diseases as an adult. Access to infant and  
17 early childhood mental health services is critical to  
18 ensure the social and emotional well-being of this State's  
19 youngest children, particularly those children who have  
20 experienced trauma.

21 (6) Although this State enacted measures through  
22 Public Act 100-105 to address the high rate of early care  
23 and preschool expulsions of infants, toddlers, and  
24 preschoolers and the disproportionately higher rate of  
25 expulsion for Black and Hispanic children, a recent study  
26 found a wide variation in the awareness, understanding,

1 and compliance with the law by providers of early  
2 childhood care. Further work is needed to implement the  
3 law, which includes providing training to early childhood  
4 care providers to increase their understanding of the law,  
5 increasing the availability and access to infant and early  
6 childhood mental health services, and building aligned  
7 data collection systems to better understand expulsion  
8 rates and to allow for accurate reporting as required by  
9 the law.

10 (7) Many educators and schools in this State have  
11 embraced and implemented evidenced-based restorative  
12 justice and trauma-responsive and culturally relevant  
13 practices and interventions. However, the use of these  
14 interventions on students is often isolated or is  
15 implemented occasionally and only if the school has the  
16 appropriate leadership, resources, and partners available  
17 to engage seriously in this work. It would be malpractice  
18 to deny our students access to these practices and  
19 interventions, especially in the aftermath of a  
20 once-in-a-century pandemic.

21 (b) The Whole Child Task Force is created for the purpose  
22 of establishing an equitable, inclusive, safe, and supportive  
23 environment in all schools for every student in this State.  
24 The task force shall have all of the following goals, which  
25 means key steps have to be taken to ensure that every child in  
26 every school in this State has access to teachers, social

1 workers, school leaders, support personnel, and others who  
2 have been trained in evidenced-based interventions and  
3 restorative practices:

4 (1) To create a common definition of a  
5 trauma-responsive school, a trauma-responsive district,  
6 and a trauma-responsive community.

7 (2) To outline the training and resources required to  
8 create and sustain a system of support for  
9 trauma-responsive schools, districts, and communities and  
10 to identify this State's role in that work, including  
11 recommendations concerning options for redirecting  
12 resources from school resource officers to classroom-based  
13 support.

14 (3) To identify or develop a process to conduct an  
15 analysis of the organizations that provide training in  
16 restorative practices, implicit bias, anti-racism, and  
17 trauma-responsive systems, mental health services, and  
18 social and emotional services to schools.

19 (4) To provide recommendations concerning the key data  
20 to be collected and reported to ensure that this State has  
21 a full and accurate understanding of the progress toward  
22 ensuring that all schools, including programs and  
23 providers of care to pre-kindergarten children, employ  
24 restorative, anti-racist, and trauma-responsive  
25 strategies and practices. The data collected must include  
26 information relating to the availability of trauma



1 responsive support structures in schools as well as  
2 disciplinary practices employed on students in person or  
3 through other means, including during remote or blended  
4 learning. It should also include information on the use  
5 of, and funding for, school resource officers and other  
6 similar police personnel in school programs.

7 (5) To recommend an implementation timeline, including  
8 the key roles, responsibilities, and resources to advance  
9 this State toward a system in which every school,  
10 district, and community is progressing toward becoming  
11 trauma-responsive.

12 (6) To seek input and feedback from stakeholders,  
13 including parents, students, and educators, who reflect  
14 the diversity of this State.

15 (c) Members of the Whole Child Task Force shall be  
16 appointed by the State Superintendent of Education. Members of  
17 this task force must represent the diversity of this State and  
18 possess the expertise needed to perform the work required to  
19 meet the goals of the task force set forth under subsection  
20 (a). Members of the task force shall include all of the  
21 following:

22 (1) One member of a statewide professional teachers'  
23 organization.

24 (2) One member of another statewide professional  
25 teachers' organization.

26 (3) One member who represents a school district

1 serving a community with a population of 500,000 or more.

2 (4) One member of a statewide organization  
3 representing social workers.

4 (5) One member of an organization that has specific  
5 expertise in trauma-responsive school practices and  
6 experience in supporting schools in developing  
7 trauma-responsive and restorative practices.

8 (6) One member of another organization that has  
9 specific expertise in trauma-responsive school practices  
10 and experience in supporting schools in developing  
11 trauma-responsive and restorative practices.

12 (7) One member of a statewide organization that  
13 represents school administrators.

14 (8) One member of a statewide policy organization that  
15 works to build a healthy public education system that  
16 prepares all students for a successful college, career,  
17 and civic life.

18 (9) One member of a statewide organization that brings  
19 teachers together to identify and address issues critical  
20 to student success.

21 (10) One member of the General Assembly recommended by  
22 the President of the Senate.

23 (11) One member of the General Assembly recommended by  
24 the Speaker of the House of Representatives.

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

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

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

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

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

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

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

14           (19) One member of a coalition of mental health and  
15 school practitioners who assist schools in developing and  
16 implementing trauma-informed and restorative strategies  
17 and systems.

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

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

23           (22) One member who works or has worked as a social  
24 worker.

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

26           (24) One member who represents a statewide principals'

1 organization.

2 (25) One member who represents a statewide  
3 organization of school boards.

4 (26) One member who has expertise in pre-kindergarten  
5 education.

6 (27) One member who represents a school social worker  
7 association.

8 (28) One member who represents an organization that  
9 represents school districts in both the south suburbs and  
10 collar counties.

11 (29) One member who is a licensed clinical  
12 psychologist who (A) has a doctor of philosophy in the  
13 field of clinical psychology and has an appointment at an  
14 independent free-standing children's hospital located in  
15 Chicago, (B) serves as associate professor at a medical  
16 school located in Chicago, and (C) serves as the clinical  
17 director of a coalition of voluntary collaboration of  
18 organizations that are committed to applying a trauma lens  
19 to their efforts on behalf of families and children in the  
20 State.

21 (30) One member who represents a west suburban school  
22 district.

23 (d) The Whole Child Task Force shall meet at the call of  
24 the State Superintendent of Education or his or her designee,  
25 who shall serve as as the chairperson. The State Board of  
26 Education shall provide administrative and other support to

1 the task force. Members of the task force shall serve without  
2 compensation.

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

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

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

11 Section 90. The University of Illinois Hospital Act is  
12 amended by changing Section 8d as follows:

13 (110 ILCS 330/8d)

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

15 Sec. 8d. N95 masks. Pursuant to and in accordance with  
16 applicable local, State, and federal policies, guidance and  
17 recommendations of public health and infection control  
18 authorities, and taking into consideration the limitations on  
19 access to N95 masks caused by disruptions in local, State,  
20 national, and international supply chains, the University of  
21 Illinois Hospital shall provide N95 masks to physicians  
22 licensed under the Medical Practice Act of 1987, registered  
23 nurses and advanced practice registered nurses licensed under  
24 the Nurse Licensing Act, and any other employees or

1 contractual workers who provide direct patient care and who,  
2 pursuant to such policies, guidance, and recommendations, are  
3 recommended to have such a mask to safely provide such direct  
4 patient care within a hospital setting. Nothing in this  
5 Section shall be construed to impose any new duty or  
6 obligation on the University of Illinois Hospital or employee  
7 that is greater than that imposed under State and federal laws  
8 in effect on the effective date of this amendatory Act of the  
9 102nd General Assembly.

10 This Section is repealed on July 1, 2022 ~~December 31,~~  
11 ~~2021~~.

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

13 Section 95. The Hospital Licensing Act is amended by  
14 changing Section 6.28 as follows:

15 (210 ILCS 85/6.28)

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

17 Sec. 6.28. N95 masks. Pursuant to and in accordance with  
18 applicable local, State, and federal policies, guidance and  
19 recommendations of public health and infection control  
20 authorities, and taking into consideration the limitations on  
21 access to N95 masks caused by disruptions in local, State,  
22 national, and international supply chains, a hospital licensed  
23 under this Act shall provide N95 masks to physicians licensed  
24 under the Medical Practice Act of 1987, registered nurses and

1 advanced practice registered nurses licensed under the Nurse  
2 Licensing Act, and any other employees or contractual workers  
3 who provide direct patient care and who, pursuant to such  
4 policies, guidance, and recommendations, are recommended to  
5 have such a mask to safely provide such direct patient care  
6 within a hospital setting. Nothing in this Section shall be  
7 construed to impose any new duty or obligation on the hospital  
8 or employee that is greater than that imposed under State and  
9 federal laws in effect on the effective date of this  
10 amendatory Act of the 102nd General Assembly.

11 This Section is repealed on July 1, 2022 ~~December 31,~~  
12 ~~2021~~.

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

14 Section 100. The Intergenerational Poverty Act is amended  
15 by changing Sections 95-502 and 95-503 as follows:

16 (305 ILCS 70/95-502)

17 Sec. 95-502. Strategic plan to address poverty and  
18 economic insecurity.

19 (a) Plan required. No later than March 31, 2022 ~~November~~  
20 ~~30, 2021~~, the Commission shall develop and adopt a strategic  
21 plan to address poverty and economic insecurity in this State.

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

23 (1) Ensure that State programs and services targeting  
24 poverty and economic insecurity reflect the goal of

1 helping individuals and families rise above poverty and  
2 achieve long-term economic stability rather than simply  
3 providing relief from deprivation.

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

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

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

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

12 (c) Plan development. In developing the strategic plan,  
13 the Commission shall:

14 (1) Collaborate with the workgroup, including sharing  
15 data and information identified under paragraphs (1) and  
16 (3) of subsection (a) of Section 95-303 and analyses of  
17 that data and information.

18 (2) Review each program and service provided by the  
19 State that targets poverty and economic insecurity for  
20 purposes of:

21 (i) determining which programs and services are  
22 the most effective and of the highest importance in  
23 reducing poverty and economic insecurity in this  
24 State; and

25 (ii) providing an analysis of unmet needs, if any,  
26 among individuals, children, and families in deep



1 poverty and intergenerational poverty for each program  
2 and service identified under subparagraph (i).

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

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

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

21 (i) Reports.

22 (ii) Audits.

23 (iii) Data.

24 (iv) Projections.

25 (v) Statistics.

26 (d) Subject areas. The strategic plan shall address all of

1 the following:

2 (1) Access to safe and affordable housing.

3 (2) Access to adequate food and nutrition.

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

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

6 (5) Equal access to affordable, quality post-secondary  
7 education options.

8 (6) Dependable and affordable transportation.

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

10 (8) Opportunities to engage in meaningful and  
11 sustainable work that pays a living wage and barriers to  
12 those opportunities experienced by low-income individuals  
13 in poverty.

14 (9) Equal access to justice through a fair system of  
15 criminal justice that does not, in effect, criminalize  
16 poverty.

17 (10) The availability of adequate income supports.

18 (11) Retirement security.

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

22 (1) Developing fact-based measures to evaluate the  
23 long-term effectiveness of existing and proposed programs  
24 and services targeting poverty and economic insecurity.

25 (2) Increasing enrollment in programs and services  
26 targeting poverty and economic insecurity by reducing the

1 complexity and difficulty of enrollment in order to  
2 maximize program effectiveness and increase positive  
3 outcomes.

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

9 (4) Reducing the negative impacts of asset limits for  
10 eligibility on the effectiveness of State programs  
11 targeting poverty and economic insecurity by ensuring that  
12 eligibility limits do not:

13 (i) create gaps in necessary service and benefit  
14 delivery or restrict access to benefits as individuals  
15 and families attempt to transition off assistance  
16 programs; or

17 (ii) prevent beneficiaries from improving  
18 long-term outcomes and achieving long-term economic  
19 independence from the program.

20 (5) Improving the ability of community-based  
21 organizations to participate in the development and  
22 implementation of State programs designed to address  
23 economic insecurity and poverty.

24 (6) Improving the ability of individuals living in  
25 poverty, low-income individuals, and unemployed  
26 individuals to access critical job training and skills

1 upgrade programs and find quality jobs that help children  
2 and families become economically secure and rise above  
3 poverty.

4 (7) Improving communication and collaboration between  
5 State agencies and local governments on programs targeting  
6 poverty and economic insecurity.

7 (8) Creating efficiencies in the administration and  
8 coordination of programs and services targeting poverty  
9 and economic insecurity.

10 (9) Connecting low-income children, disconnected  
11 youth, and families of those children and youth to  
12 education, job training, and jobs in the communities in  
13 which those children and youth live.

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

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

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

23 (13) Using public or private partnerships and social  
24 impact bonds to improve innovation and cost-effectiveness  
25 in the development of programs and delivery of services  
26 that advance the goals of the strategic plan.

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

3           (i) Reducing economic insecurity and poverty.

4           (ii) Reducing the racial, ethnic, age, gender,  
5 sexual orientation, and sexual identity-based  
6 disparities in the rates of economic insecurity and  
7 poverty.

8           (iii) Adequately measuring the effectiveness,  
9 efficiency, and impact of programs on the outcomes for  
10 individuals, families, and communities who receive  
11 benefits and services.

12           (iv) Streamlining enrollment and eligibility for  
13 programs.

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

16           (vi) Reducing reliance on public programs.

17           (vii) Improving connections to work.

18           (viii) Improving economic security.

19           (ix) Improving retirement security.

20           (x) Improving the State's understanding of the  
21 impact of extreme weather and natural disasters on  
22 economically vulnerable communities and improving  
23 those communities' resilience to and recovery from  
24 extreme weather and natural disasters.

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

26           (xii) Improving access to employment-based

1 benefits.

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

5 (1) A suggested timeline for the stages of  
6 implementation of the recommendations in the plan.

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

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

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

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

17 (305 ILCS 70/95-503)

18 Sec. 95-503. Commission reports.

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

22 (b) Report on strategic plan. Upon the Commission's  
23 adoption of the strategic plan, but no later than March 31,  
24 2022 ~~November 30, 2021~~, the Commission shall issue a report  
25 containing a summary of the Commission's activities and the

1 contents of the strategic plan. The Commission shall submit  
2 the report to the Governor and each member of the General  
3 Assembly.

4 (c) Annual reports. Beginning March 31, 2022 ~~November 30,~~  
5 ~~2022~~, and each year thereafter, the Commission shall issue a  
6 report on the status of the implementation of the Commission's  
7 strategic plan. The report may contain any other  
8 recommendations of the Commission to address poverty and  
9 economic insecurity in this State.

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

11 Section 105. The Underlying Causes of Crime and Violence  
12 Study Act is amended by changing Section 72-15 as follows:

13 (410 ILCS 165/72-15)

14 Sec. 72-15. Report. The Department of Public Health and  
15 the Department of Human Services are required to report their  
16 findings to the General Assembly by December 31, 2022 ~~2021~~.

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

18 Section 110. The Rare Disease Commission Act is amended by  
19 changing Sections 15 and 90 as follows:

20 (410 ILCS 445/15)

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

22 Sec. 15. Study; recommendations. The Commission shall make

1 recommendations to the General Assembly, in the form of an  
2 annual report through 2026 ~~2023~~, regarding:

3 (1) the use of prescription drugs and innovative  
4 therapies for children and adults with rare diseases, and  
5 specific subpopulations of children or adults with rare  
6 diseases, as appropriate, together with recommendations on  
7 the ways in which this information should be used in  
8 specific State programs that (A) provide assistance or  
9 health care coverage to individuals with rare diseases or  
10 broader populations that include individuals with rare  
11 diseases, or (B) have responsibilities associated with  
12 promoting the quality of care for individuals with rare  
13 diseases or broader populations that include individuals  
14 with rare diseases;

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

17 (3) in coordination with the Genetic and Metabolic  
18 Diseases Advisory Committee, the screening of newborn  
19 children for the presence of genetic disorders; and

20 (4) any other issues the Commission considers  
21 appropriate.

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

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



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

2 Sec. 90. Repeal. This Act is repealed on January 1, 2027  
3 ~~2023~~.

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

5 Section 115. The Farmer Equity Act is amended by changing  
6 Section 25 as follows:

7 (505 ILCS 72/25)

8 Sec. 25. Disparity study; report.

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

19 (1) Farm ownership and the size or acreage of the  
20 farmland owned compared to the number of farmers who are  
21 farm tenants.

22 (2) The distribution of farm-related generated income  
23 and wealth.

24 (3) The accessibility and availability to grants,

1 loans, commodity subsidies, and other financial  
2 assistance.

3 (4) Access to technical assistance programs and  
4 mechanization.

5 (5) Participation in continuing education, outreach,  
6 or other agriculturally related services or programs.

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

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

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

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

14 Section 120. The Mechanics Lien Act is amended by changing  
15 Section 34.5 as follows:

16 (770 ILCS 60/34.5)

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

18 Sec. 34.5. Mechanics lien administrative adjudication.

19 (a) Notwithstanding any other provision in this Act, a  
20 county's code hearing unit may adjudicate the validity of a  
21 mechanics lien under Section 3-5010.8 of the Counties Code. If  
22 the recorder shows by clear and convincing evidence that the  
23 lien being adjudicated is an expired lien, the administrative  
24 law judge shall rule the lien is forfeited under this Act and

1 that the lien no longer affects the chain of title of the  
2 property in any way.

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

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

5 Section 125. The Unemployment Insurance Act is amended by  
6 changing Sections 401, 403, 1502.4, 1505, and 1506.6 as  
7 follows:

8 (820 ILCS 405/401) (from Ch. 48, par. 401)

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

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

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

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

12 2. For the purposes of this subsection:

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

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

24 "Determination period" means, with respect to each June 1  
25 determination date, the 12 consecutive calendar months ending  
26 on the immediately preceding December 31 and, with respect to

1 each December 1 determination date, the 12 consecutive  
2 calendar months ending on the immediately preceding June 30.

3 "Benefit period" means the 12 consecutive calendar month  
4 period beginning on the first day of the first calendar month  
5 immediately following a determination date, except that, with  
6 respect to any calendar year in which there is a June 1  
7 determination date, "benefit period" shall mean the 6  
8 consecutive calendar month period beginning on the first day  
9 of the first calendar month immediately following the  
10 preceding December 1 determination date and the 6 consecutive  
11 calendar month period beginning on the first day of the first  
12 calendar month immediately following the June 1 determination  
13 date.

14 "Gross wages" means all the wages paid to individuals  
15 during the determination period immediately preceding a  
16 determination date for insured work, and reported to the  
17 Director by employers prior to the first day of the third  
18 calendar month preceding that date.

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

22 "Average monthly covered employment" means one-twelfth of  
23 the sum of the covered employment for the 12 months of a  
24 determination period.

25 "Statewide average annual wage" means the quotient,  
26 obtained by dividing gross wages by average monthly covered

1 employment for the same determination period, rounded (if not  
2 already a multiple of one cent) to the nearest cent.

3 "Statewide average weekly wage" means the quotient,  
4 obtained by dividing the statewide average annual wage by 52,  
5 rounded (if not already a multiple of one cent) to the nearest  
6 cent. Notwithstanding any provision of this Section to the  
7 contrary, the statewide average weekly wage for any benefit  
8 period prior to calendar year 2012 shall be as determined by  
9 the provisions of this Act as amended and in effect on November  
10 18, 2011. Notwithstanding any provisions of this Section to  
11 the contrary, the statewide average weekly wage for the  
12 benefit period of calendar year 2012 shall be \$856.55 and for  
13 each calendar year thereafter, the statewide average weekly  
14 wage shall be the statewide average weekly wage, as determined  
15 in accordance with this sentence, for the immediately  
16 preceding benefit period plus (or minus) an amount equal to  
17 the percentage change in the statewide average weekly wage, as  
18 computed in accordance with the first sentence of this  
19 paragraph, between the 2 immediately preceding benefit  
20 periods, multiplied by the statewide average weekly wage, as  
21 determined in accordance with this sentence, for the  
22 immediately preceding benefit period. However, for purposes of  
23 the Workers' Compensation Act, the statewide average weekly  
24 wage will be computed using June 1 and December 1  
25 determination dates of each calendar year and such  
26 determination shall not be subject to the limitation of the

1 statewide average weekly wage as computed in accordance with  
2 the preceding sentence of this paragraph.

3 With respect to any week beginning in a benefit year  
4 beginning prior to January 4, 2004, "maximum weekly benefit  
5 amount" with respect to each week beginning within a benefit  
6 period shall be as defined in the provisions of this Act as  
7 amended and in effect on November 18, 2011.

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

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

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

26 C. With respect to any week beginning in a benefit year

1 beginning prior to January 4, 2004, an individual's  
2 eligibility for a dependent allowance with respect to a  
3 nonworking spouse or one or more dependent children shall be  
4 as defined by the provisions of this Act as amended and in  
5 effect on November 18, 2011.

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

24 With respect to any benefit year beginning on or after  
25 January 6, 2008 and before January 1, 2010, an individual to  
26 whom benefits are payable with respect to any week shall, in



1 addition to those benefits, be paid, with respect to such  
2 week, as follows: in the case of an individual with a  
3 nonworking spouse, 9% of his or her prior average weekly wage,  
4 rounded (if not already a multiple of one dollar) to the next  
5 higher dollar, provided, that the total amount payable to the  
6 individual with respect to a week shall not exceed 56% of the  
7 statewide average weekly wage, rounded (if not already a  
8 multiple of one dollar) to the next higher dollar; and in the  
9 case of an individual with a dependent child or dependent  
10 children, 18.2% of his or her prior average weekly wage,  
11 rounded (if not already a multiple of one dollar) to the next  
12 higher dollar, provided that the total amount payable to the  
13 individual with respect to a week shall not exceed 65.2% of the  
14 statewide average weekly wage, rounded (if not already a  
15 multiple of one dollar) to the next higher dollar.

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

23 Except as otherwise provided in this Section, with respect  
24 to any benefit year beginning on or after January 1, 2010, an  
25 individual to whom benefits are payable with respect to any  
26 week shall, in addition to those benefits, be paid, with

1 respect to such week, as follows: in the case of an individual  
2 with a nonworking spouse, the greater of (i) 9% of his or her  
3 prior average weekly wage, rounded (if not already a multiple  
4 of one dollar) to the next higher dollar, or (ii) \$15, provided  
5 that the total amount payable to the individual with respect  
6 to a week shall not exceed 56% of the statewide average weekly  
7 wage, rounded (if not already a multiple of one dollar) to the  
8 next higher dollar; and in the case of an individual with a  
9 dependent child or dependent children, the greater of (i) the  
10 product of the dependent child allowance rate multiplied by  
11 his or her prior average weekly wage, rounded (if not already a  
12 multiple of one dollar) to the next higher dollar, or (ii) the  
13 lesser of \$50 or 50% of his or her weekly benefit amount,  
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 the product  
17 of the statewide average weekly wage multiplied by the sum of  
18 47% plus the dependent child allowance rate, rounded (if not  
19 already a multiple of one dollar) to the next higher dollar.

20 With respect to any benefit year beginning on or after  
21 July 3, 2022 ~~in calendar year 2022~~, an individual to whom  
22 benefits are payable with respect to any week shall, in  
23 addition to those benefits, be paid, with respect to such  
24 week, as follows: in the case of an individual with a  
25 nonworking spouse, the greater of (i) 9% of his or her prior  
26 average weekly wage, rounded (if not already a multiple of one

1 dollar) to the next higher dollar, or (ii) \$15, provided that  
2 the total amount payable to the individual with respect to a  
3 week shall not exceed 51.4% of the statewide average weekly  
4 wage, rounded (if not already a multiple of one dollar) to the  
5 next higher dollar; and in the case of an individual with a  
6 dependent child or dependent children, the greater of (i) the  
7 product of the dependent child allowance rate multiplied by  
8 his or her prior average weekly wage, rounded (if not already a  
9 multiple of one dollar) to the next higher dollar, or (ii) the  
10 lesser of \$50 or 50% of his or her weekly benefit amount,  
11 rounded (if not already a multiple of one dollar) to the next  
12 higher dollar, provided that the total amount payable to the  
13 individual with respect to a week shall not exceed the product  
14 of the statewide average weekly wage multiplied by the sum of  
15 42.4% plus the dependent child allowance rate, rounded (if not  
16 already a multiple of one dollar) to the next higher dollar.

17 With respect to each benefit year beginning after calendar  
18 year 2012, the dependent child allowance rate shall be the sum  
19 of the allowance adjustment applicable pursuant to Section  
20 1400.1 to the calendar year in which the benefit year begins,  
21 plus the dependent child allowance rate with respect to each  
22 benefit year beginning in the immediately preceding calendar  
23 year, except as otherwise provided in this subsection. The  
24 dependent child allowance rate with respect to each benefit  
25 year beginning in calendar year 2010 shall be 17.9%. The  
26 dependent child allowance rate with respect to each benefit

1 year beginning in calendar year 2011 shall be 17.4%. The  
2 dependent child allowance rate with respect to each benefit  
3 year beginning in calendar year 2012 shall be 17.0% and, with  
4 respect to each benefit year beginning after calendar year  
5 2012, shall not be less than 17.0% or greater than 17.9%.

6 For the purposes of this subsection:

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

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

1 be deemed to be a child of the other parent, and no other  
2 person shall be determined to be a child of such other parent,  
3 during the remainder of that benefit year.

4 "Nonworking spouse" means the lawful husband or wife of an  
5 individual claiming benefits under this Act, for whom more  
6 than one-half the cost of support has been supplied by the  
7 individual for at least 90 consecutive days (or for the  
8 duration of the marital relationship if it has existed for  
9 less than 90 days) immediately preceding any week with respect  
10 to which the individual has filed a claim, but only if the  
11 nonworking spouse is currently ineligible to receive benefits  
12 under this Act by reason of the provisions of Section 500E.

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

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

21 (820 ILCS 405/403) (from Ch. 48, par. 403)

22 Sec. 403. Maximum total amount of benefits.

23 A. With respect to any benefit year beginning prior to  
24 September 30, 1979, any otherwise eligible individual shall be  
25 entitled, during such benefit year, to a maximum total amount

1 of benefits as shall be determined in the manner set forth in  
2 this Act as amended and in effect on November 9, 1977.

3 B. With respect to any benefit year beginning on or after  
4 September 30, 1979, except as otherwise provided in this  
5 Section, any otherwise eligible individual shall be entitled,  
6 during such benefit year, to a maximum total amount of  
7 benefits equal to 26 times his or her weekly benefit amount  
8 plus dependents' allowances, or to the total wages for insured  
9 work paid to such individual during the individual's base  
10 period, whichever amount is smaller. With respect to any  
11 benefit year beginning in calendar year 2012, any otherwise  
12 eligible individual shall be entitled, during such benefit  
13 year, to a maximum total amount of benefits equal to 25 times  
14 his or her weekly benefit amount plus dependents' allowances,  
15 or to the total wages for insured work paid to such individual  
16 during the individual's base period, whichever amount is  
17 smaller. With respect to any benefit year beginning on or  
18 after July 3, 2022 ~~in calendar year 2022~~, any otherwise  
19 eligible individual shall be entitled, during such benefit  
20 year, to a maximum total amount of benefits equal to 24 times  
21 his or her weekly benefit amount plus dependents' allowances,  
22 or to the total wages for insured work paid to such individual  
23 during the individual's base period, whichever amount is  
24 smaller.

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

1 (820 ILCS 405/1502.4)

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

3 A. With respect to any benefits paid for a week of  
4 unemployment that begins on or after March 15, 2020, and  
5 before December 31, 2020, and is directly or indirectly  
6 attributable to COVID-19, notwithstanding any other provisions  
7 to the contrary an employer that is subject to the payment of  
8 contributions shall not be chargeable for any benefit charges.

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

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

26 D. Subsections A, B, and C shall only apply to the extent

1 that the employer can show that the individual's unemployment  
2 for the week was directly or indirectly attributable to  
3 COVID-19.

4 E. No employer shall be chargeable for the week of  
5 benefits paid to an individual under the provisions of  
6 subsection D-5 of Section 500 ~~500D-1~~.

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

8 (820 ILCS 405/1505) (from Ch. 48, par. 575)

9 Sec. 1505. Adjustment of state experience factor. The  
10 state experience factor shall be adjusted in accordance with  
11 the following provisions:

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

15 B. (Blank).

16 C. For calendar year 1988 and each calendar year  
17 thereafter, for which the state experience factor is being  
18 determined.

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

24 For every \$50,000,000 (or fraction thereof) by which  
25 the adjusted trust fund balance exceeds the target balance



1 set forth in this subsection, the state experience factor  
2 for the succeeding year shall be decreased by one percent  
3 absolute.

4 The target balance in each calendar year prior to 2003  
5 is \$750,000,000. The target balance in calendar year 2003  
6 is \$920,000,000. The target balance in calendar year 2004  
7 is \$960,000,000. The target balance in calendar year 2005  
8 and each calendar year thereafter is \$1,000,000,000.

9 2. For the purposes of this subsection:

10 "Net trust fund balance" is the amount standing to the  
11 credit of this State's account in the unemployment trust  
12 fund as of June 30 of the calendar year immediately  
13 preceding the year for which a state experience factor is  
14 being determined.

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

24 For the purpose of determining the state experience  
25 factor for 1989 and for each calendar year thereafter, the  
26 following "benefit reserves for fund building" shall apply

1 for each state experience factor calculation in which that  
2 12 month period is applicable:

3 a. For the 12 month period ending on June 30, 1988,  
4 the "benefit reserve for fund building" shall be  
5 8/104th of the total benefits paid from January 1,  
6 1988 through June 30, 1988.

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

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

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

14 c. For the 12 month period ending on June 30, 1990,  
15 the "benefit reserve for fund building" shall be  
16 4/108ths of the total benefits paid from July 1, 1989  
17 through December 31, 1989.

18 d. For 1992 and for each calendar year thereafter,  
19 the "benefit reserve for fund building" for the 12  
20 month period ending on June 30, 1991 and for each  
21 subsequent 12 month period shall be zero.

22 3. Notwithstanding the preceding provisions of this  
23 subsection, for calendar years 1988 through 2003, the  
24 state experience factor shall not be increased or  
25 decreased by more than 15 percent absolute.

26 D. Notwithstanding the provisions of subsection C, the

1 adjusted state experience factor:

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

3 2. Shall not be less than 75 percent nor greater than  
4 135 percent for calendar years 1989 through 2003; and  
5 shall not be less than 75% nor greater than 150% for  
6 calendar year 2004 and each calendar year thereafter, not  
7 counting any increase pursuant to subsection D-1, D-2, or  
8 D-3;

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

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

1           5. Shall be 100% for calendar years 1996, 1997, and  
2           1998.

3           D-1. The adjusted state experience factor for each of  
4           calendar years 2013 through 2015 shall be increased by 5%  
5           absolute above the adjusted state experience factor as  
6           calculated without regard to this subsection. The adjusted  
7           state experience factor for each of calendar years 2016  
8           through 2018 shall be increased by 6% absolute above the  
9           adjusted state experience factor as calculated without regard  
10          to this subsection. The increase in the adjusted state  
11          experience factor for calendar year 2018 pursuant to this  
12          subsection shall not be counted for purposes of applying  
13          paragraph 3 or 4 of subsection D to the calculation of the  
14          adjusted state experience factor for calendar year 2019.

15          D-2. (Blank).

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

25          E. The amount standing to the credit of this State's  
26          account in the unemployment trust fund as of June 30 shall be

1 deemed to include as part thereof (a) any amount receivable on  
2 that date from any Federal governmental agency, or as a  
3 payment in lieu of contributions under the provisions of  
4 Sections 1403 and 1405 B and paragraph 2 of Section 302C, in  
5 reimbursement of benefits paid to individuals, and (b) amounts  
6 credited by the Secretary of the Treasury of the United States  
7 to this State's account in the unemployment trust fund  
8 pursuant to Section 903 of the Federal Social Security Act, as  
9 amended, including any such amounts which have been  
10 appropriated by the General Assembly in accordance with the  
11 provisions of Section 2100 B for expenses of administration,  
12 except any amounts which have been obligated on or before that  
13 date pursuant to such appropriation.

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 405/1506.6)

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

1 Payments attributable to the surcharge established pursuant to  
2 this Section shall be contributions and deposited into the  
3 clearing account.

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

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

13 Section 999. Effective date. This Act takes effect upon  
14 becoming law."