

1 AN ACT concerning State government.

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

4 ARTICLE 1

5 Section 1-1. Short title. This Act may be cited as the  
6 Second FY 2023 Budget Implementation Act.

7 Section 1-5. Purpose. It is the purpose of this Act to make  
8 additional changes in State programs that are necessary to  
9 implement the State budget for Fiscal Year 2023 and subsequent  
10 fiscal years.

11 ARTICLE 3

12 Section 3-1. Short title. This Article may be cited as the  
13 Warehouse Safety Standards Task Force Act. As used in this  
14 Article, "this Act" refers to this Article.

15 Section 3-5. The Warehouse Safety Standards Task Force.

16 (a) The Warehouse Safety Standards Task Force is created  
17 to study warehouse safety standards. The Task Force shall  
18 consist of the following members:

19 (1) 2 members of the House of Representatives,

- 1 appointed by the Speaker of the House of Representatives;
- 2 (2) 2 members of the House of Representatives,  
3 appointed by the Minority Leader of the House of  
4 Representatives;
- 5 (3) 2 members of the Senate, appointed by the  
6 President of the Senate;
- 7 (4) 2 members of the Senate, appointed by the Minority  
8 Leader of the Senate;
- 9 (5) one representative of an entity representing  
10 retail merchants, appointed by the Governor;
- 11 (6) one representative of an entity representing  
12 manufacturers, appointed by the Governor;
- 13 (7) one representative of an entity representing  
14 mayors, appointed by the Governor;
- 15 (8) one representative of the State Chamber of  
16 Commerce, appointed by the Governor;
- 17 (9) one representative of the American Federation of  
18 Labor and Congress of Industrial Organizations, appointed  
19 by the Governor;
- 20 (10) one representative of a labor union representing  
21 warehouse workers, appointed by the Governor;
- 22 (11) one representative of a worker advocacy  
23 organization representing warehouse workers, appointed by  
24 the Governor; and
- 25 (12) the Director of Labor or his or her designee, who  
26 shall serve as the ex officio chair.

1 (b) The members of the Task Force shall serve without  
2 compensation.

3 (c) The Department of Labor shall provide administrative  
4 support to the Task Force.

5 Section 3-10. Reports. The Task Force must provide  
6 quarterly updates of its findings, discussions, and decisions  
7 to the Governor and the General Assembly. The Task Force shall  
8 submit a final report of its recommendations to the Governor  
9 and the General Assembly no later than January 1, 2025.

10 Section 3-90. Repeal. The Task Force is dissolved and this  
11 Act is repealed on January 1, 2026.

12 ARTICLE 5

13 Section 5-5. The Illinois Administrative Procedure Act is  
14 amended by adding Section 5-45.35 as follows:

15 (5 ILCS 100/5-45.35 new)

16 Sec. 5-45.35. Emergency rulemaking; Hate Crimes and Bias  
17 Incident Prevention and Response Fund and Local Chambers of  
18 Commerce Recovery Grants. To provide for the expeditious and  
19 timely implementation of this amendatory Act of the 102nd  
20 General Assembly, emergency rules implementing Section 6z-138  
21 of the State Finance Act may be adopted in accordance with

1 Section 5-45 by the Department of Human Rights and emergency  
2 rules implementing Section 605-1105 of the Department of  
3 Commerce and Economic Opportunity Law of the Civil  
4 Administrative Code of Illinois may be adopted in accordance  
5 with Section 5-45 by the Department of Commerce and Economic  
6 Opportunity. The adoption of emergency rules authorized by  
7 Section 5-45 and this Section is deemed to be necessary for the  
8 public interest, safety, and welfare.

9 This Section is repealed one year after the effective date  
10 of this amendatory Act of the 102nd General Assembly.

11 Section 5-10. The State Employees Group Insurance Act of  
12 1971 is amended by changing Section 11 as follows:

13 (5 ILCS 375/11) (from Ch. 127, par. 531)

14 Sec. 11. The amount of contribution in any fiscal year  
15 from funds other than the General Revenue Fund or the Road Fund  
16 shall be at the same contribution rate as the General Revenue  
17 Fund or the Road Fund except that, in State Fiscal Year 2009,  
18 no contributions shall be required from the FY09 Budget Relief  
19 Fund. Contributions and payments for life insurance shall be  
20 deposited in the Group Insurance Premium Fund. Contributions  
21 and payments for health coverages and other benefits shall be  
22 deposited in the Health Insurance Reserve Fund. Federal funds  
23 which are available for cooperative extension purposes shall  
24 also be charged for the contributions which are made for

1 retired employees formerly employed in the Cooperative  
2 Extension Service. In the case of departments or any division  
3 thereof receiving a fraction of its requirements for  
4 administration from the Federal Government, the contributions  
5 hereunder shall be such fraction of the amount determined  
6 under the provisions hereof and the remainder shall be  
7 contributed by the State.

8 Every department which has members paid from funds other  
9 than the General Revenue Fund shall cooperate with the  
10 Department of Central Management Services and the Governor's  
11 Office of Management and Budget in order to assure that the  
12 specified proportion of the State's cost for group life  
13 insurance, the program of health benefits and other employee  
14 benefits is paid by such funds; except that contributions  
15 under this Act need not be paid from any other fund where both  
16 the Director of Central Management Services and the Director  
17 of the Governor's Office of Management and Budget have  
18 designated in writing that the necessary contributions are  
19 included in the General Revenue Fund contribution amount.

20 Universities having employees who are ~~totally~~ compensated  
21 out of the following funds or sources are not required to  
22 submit the contribution described in this Section for such  
23 employees:

24 (1) income funds, as described in Sections 6a-1,  
25 6a-1a, 6a-1b, 6a-1c, 6a-1d, 6a-1e, 6a-1f, 6a-1g, and 6d of  
26 the State Finance Act, including tuition, laboratory, and

1 library fees and any interest earned on those fees ~~Income~~  
2 ~~Funds;~~

3 (2) local auxiliary funds, as described in the  
4 Legislative Audit Commission's University Guidelines, as  
5 published on November 17, 2020, including the following:

6 (i) funds from auxiliary enterprises, which are  
7 operations that support the overall objectives of the  
8 university but are not directly related to  
9 instruction, research, or service organizational  
10 units;

11 (ii) funds from auxiliary activities, which are  
12 functions that are self-supporting, in whole or in  
13 part, and are directly related to instruction,  
14 research, or service units; ~~Local auxiliary funds; and~~

15 (3) the Agricultural Premium Fund as established by  
16 Section 5.01 of the State Finance Act;

17 (4) appropriations from the General Revenue Fund,  
18 Education Assistance Fund, or other State appropriations  
19 that are made for the purposes of instruction, research,  
20 public service, or economic development;

21 (5) funds to the University of Illinois Hospital for  
22 health care professional services that are performed by  
23 University of Illinois faculty or University of Illinois  
24 health care programs established under the University of  
25 Illinois Hospital Act; or

26 (6) funds designated for the Cooperative Extension

1        Service, as defined in Section 3 of the County Cooperative  
2        Extension Law.

3        ~~shall not be required to submit such contribution for such~~  
4        ~~employees.~~

5        If an employee of a university is partially compensated  
6        from the funds or sources of funds identified in paragraphs  
7        (1) through (6) above, universities shall be required to  
8        submit a pro rata contribution for the portion of the  
9        employee's compensation that is derived out of funds or  
10       sources other than those identified in paragraphs (1) through  
11       (6) above.

12       The Department of Central Management Services may conduct  
13       a post-payment review of university reimbursements to assess  
14       or address any discrepancies. Universities shall cooperate  
15       with the Department of Central Management Services during any  
16       post-payment review, that may require universities to provide  
17       documentation to support payment calculations or funding  
18       sources used for calculating reimbursements. The Department of  
19       Central Management Services reserves the right to reconcile  
20       any discrepancies in reimbursement subtotals or total  
21       obligations and to notify universities of all final  
22       reconciliations, which shall include the Department of Central  
23       Management Services calculations and the amount of any credits  
24       or obligations that may be due.

25       For each employee of the Illinois Toll Highway Authority  
26       ~~person~~ covered under this Act whose eligibility for such

1 coverage is as an annuitant ~~based upon the person's status as~~  
2 ~~the recipient of a benefit under the Illinois Pension Code,~~  
3 ~~which benefit is based in whole or in part upon service with~~  
4 ~~the Toll Highway Authority,~~ the Authority shall annually  
5 contribute an amount, as determined by the Director of the  
6 Department of Central Management Services, that represents the  
7 average employer's share of the cost of retiree coverage per  
8 participating employee in the State Employees Group Insurance  
9 Program ~~a pro rata share of the State's cost for the benefits~~  
10 ~~of that person.~~

11 (Source: P.A. 102-1071, eff. 6-10-22.)

12 Section 5-12. The Children and Family Services Act is  
13 amended by adding Section 45 as follows:

14 (20 ILCS 505/45 new)

15 Sec. 45. Title IV-E funds for legal services to foster  
16 youth and families.

17 (a) Findings and purpose. The General Assembly finds the  
18 following:

19 (1) Child welfare court proceedings are serious and  
20 life changing. Children and youth are subject to court  
21 decisions that may forever change their family  
22 composition, as well as their connections to culture and  
23 heritage.

24 (2) The gravity of child welfare proceedings and the



1 rights and liabilities at stake necessitate the provision  
2 of quality legal representation for children and youth  
3 throughout the duration of child welfare proceedings.

4 (3) Legal representation serves to protect and advance  
5 the interests of children and youth in court and provides  
6 confidential attorney-client privilege to ensure children  
7 feel safe sharing with attorneys information that  
8 otherwise may go unvoiced.

9 (4) As the agency responsible for administering the  
10 State's approved Title IV-E State Plan, the Department of  
11 Children and Family Services is the only State agency with  
12 the authority to seek federal matching funds under Title  
13 IV-E of the Social Security Act for children who are  
14 candidates for foster care, children who are in foster  
15 care, and parents who are participating in foster care  
16 legal proceedings.

17 (5) It is the intent of the General Assembly to ensure  
18 the Department leverages and maximizes federal resources  
19 to support the provision of quality legal representation  
20 to children and families to improve outcomes in the child  
21 welfare system.

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

23 "Child's lawyer" means a lawyer who is appointed by the  
24 court to serve as a child's lawyer in a proceeding pending  
25 under Article II of the Juvenile Court Act of 1987 in  
26 accordance with the duties prescribed by State statute, court

1 rules, standards of practice, and the Illinois Rules of  
2 Professional Conduct, including, but not limited to,  
3 diligence, communication, confidentiality, and the  
4 responsibilities to zealously assert the client's position  
5 under the rules of the adversary system and to abide by the  
6 client's decisions concerning the objectives of  
7 representation, as provided for in the Illinois Rules of  
8 Professional Conduct.

9 "Respondent's lawyer" means a lawyer who provides legal  
10 representation to a parent, guardian, legal custodian, or  
11 responsible relative who is named as a party-respondent in a  
12 proceeding pending under Article II of the Juvenile Court Act  
13 of 1987 in accordance with the duties prescribed by State  
14 statute, court rules, standards of practice, and the Illinois  
15 Rules of Professional Conduct, including, but not limited to,  
16 diligence, communication, confidentiality, and the  
17 responsibilities to zealously assert the client's position  
18 under the rules of the adversary system and to abide by the  
19 client's decisions concerning the objectives of  
20 representation, as provided for in the Illinois Rules of  
21 Professional Conduct.

22 (c) The Department shall pursue claiming Title IV-E  
23 administrative costs for independent legal representation by  
24 an attorney for a child who is a candidate for Title IV-E  
25 foster care, or who is in foster care, and the child's parent  
26 to prepare for and participate in all stages of foster care

1 legal proceedings. Federal reimbursements for these  
2 administrative costs must be deposited into the Due Process  
3 for Youth and Families Fund created under subsection (d).

4 (d) The Due Process for Youth and Families Fund is created  
5 as a special fund in the State treasury. The Fund shall consist  
6 of any moneys appropriated to the Department from federal  
7 Title IV-E reimbursements for administrative costs as  
8 described in subsection (c) and any other moneys deposited  
9 into the Fund in accordance with this Section. Subject to  
10 appropriation, moneys in the Fund shall be disbursed for fees  
11 and costs incurred by organizations or law practitioners that  
12 provide services as a child's lawyer or respondent's lawyer as  
13 those terms are defined in subsection (b) and for no other  
14 purpose. All interest earned on moneys in the Fund shall be  
15 deposited into the Fund. The Department and the State  
16 Treasurer may accept funds as provided under Title IV-E of the  
17 Social Security Act for deposit into the Fund. Annual requests  
18 for appropriations for the purpose of providing independent  
19 legal representation under this Section shall be made in  
20 separate and distinct line-items.

21 (e) Units of local government and public and private  
22 agencies may apply for and receive federal or State funds from  
23 the Department in accordance with the purposes of this  
24 Section.

25 Section 5-13. The Department of Commerce and Economic

1 Opportunity Law of the Civil Administrative Code of Illinois  
2 is amended by adding Section 605-1105 as follows:

3 (20 ILCS 605/605-1105 new)

4 Sec. 605-1105. Local chambers of commerce recovery grants.

5 (a) Upon receipt or availability of the State or federal  
6 funds described in subsection (b), and subject to  
7 appropriation of those funds for the purposes described in  
8 this Section, the Department of Commerce and Economic  
9 Opportunity shall establish a program to award grants to local  
10 chambers of commerce. The Department shall award an aggregate  
11 amount of \$5,000,000 in grants under this Section to eligible  
12 chambers of commerce. Each eligible chamber of commerce that  
13 applies to the Department for a grant under this Section shall  
14 certify to the Department the difference between the chamber  
15 of commerce's total annual revenue in calendar year 2019 and  
16 the chamber of commerce's total annual revenue in calendar  
17 year 2020. The maximum amount that may be awarded to any  
18 eligible chamber of commerce during the first round of grants  
19 is one-sixth of the certified amount. In determining grant  
20 amounts awarded under this Act, the Department may consider  
21 any awards that the chamber of commerce has received from the  
22 Back to Business Grant Program or the Business Interruption  
23 Grant Program. If the entire amount of moneys appropriated for  
24 the purposes of this Section has not been allocated after a  
25 first round of grants is made, the Department may award

1 additional funds to eligible chambers of commerce from the  
2 remaining funds. Grants awarded under this Section shall not  
3 be used to make any direct lobbying expenditure, as defined in  
4 subsection (c) of Section 4911 of the Internal Revenue Code,  
5 or to engage in any political campaign activity described in  
6 Section 501(c)(3) of the Internal Revenue Code.

7 (b) The Department may use State funds and federal funds  
8 that are allocated to the State under the authority of  
9 legislation passed in response to the COVID-19 pandemic to  
10 provide grants under this Section. Those federal funds  
11 include, but are not limited to, funds allocated to the State  
12 under the American Rescue Plan Act of 2021. Any federal moneys  
13 used for this purpose shall be used in accordance with the  
14 federal legislation authorizing the use of those funds and  
15 related federal guidance as well as any other applicable State  
16 and federal laws.

17 (c) The Department may adopt any rules necessary to  
18 implement and administer the grant program created by this  
19 Section. The emergency rulemaking process may be used to  
20 promulgate the initial rules of the program following the  
21 effective date of this amendatory Act of the 102nd General  
22 Assembly.

23 (d) As used in this Section, "eligible chamber of  
24 commerce" means a voluntary membership, dues-paying  
25 organization of business and professional persons dedicated to  
26 improving the economic climate and business development of the

1 community, area, or region in which the organization is  
2 located and that:

3 (1) operates as an approved not-for-profit  
4 corporation;

5 (2) is tax-exempt under Section 501(c)(3) or Section  
6 501(c)(6) of the Internal Revenue Code of 1986;

7 (3) has an annual revenue of \$1,000,000 or less; and

8 (4) has experienced an identifiable negative economic  
9 impact resulting from or exacerbated by the public health  
10 emergency or served a community disproportionately  
11 impacted by a public health emergency.

12 Section 5-15. The Illinois Lottery Law is amended by  
13 changing Section 9.1 as follows:

14 (20 ILCS 1605/9.1)

15 Sec. 9.1. Private manager and management agreement.

16 (a) As used in this Section:

17 "Offeror" means a person or group of persons that responds  
18 to a request for qualifications under this Section.

19 "Request for qualifications" means all materials and  
20 documents prepared by the Department to solicit the following  
21 from offerors:

22 (1) Statements of qualifications.

23 (2) Proposals to enter into a management agreement,  
24 including the identity of any prospective vendor or

1 vendors that the offeror intends to initially engage to  
2 assist the offeror in performing its obligations under the  
3 management agreement.

4 "Final offer" means the last proposal submitted by an  
5 offeror in response to the request for qualifications,  
6 including the identity of any prospective vendor or vendors  
7 that the offeror intends to initially engage to assist the  
8 offeror in performing its obligations under the management  
9 agreement.

10 "Final offeror" means the offeror ultimately selected by  
11 the Governor to be the private manager for the Lottery under  
12 subsection (h) of this Section.

13 (b) By September 15, 2010, the Governor shall select a  
14 private manager for the total management of the Lottery with  
15 integrated functions, such as lottery game design, supply of  
16 goods and services, and advertising and as specified in this  
17 Section.

18 (c) Pursuant to the terms of this subsection, the  
19 Department shall endeavor to expeditiously terminate the  
20 existing contracts in support of the Lottery in effect on July  
21 13, 2009 (the effective date of Public Act 96-37) in  
22 connection with the selection of the private manager. As part  
23 of its obligation to terminate these contracts and select the  
24 private manager, the Department shall establish a mutually  
25 agreeable timetable to transfer the functions of existing  
26 contractors to the private manager so that existing Lottery

1 operations are not materially diminished or impaired during  
2 the transition. To that end, the Department shall do the  
3 following:

4 (1) where such contracts contain a provision  
5 authorizing termination upon notice, the Department shall  
6 provide notice of termination to occur upon the mutually  
7 agreed timetable for transfer of functions;

8 (2) upon the expiration of any initial term or renewal  
9 term of the current Lottery contracts, the Department  
10 shall not renew such contract for a term extending beyond  
11 the mutually agreed timetable for transfer of functions;  
12 or

13 (3) in the event any current contract provides for  
14 termination of that contract upon the implementation of a  
15 contract with the private manager, the Department shall  
16 perform all necessary actions to terminate the contract on  
17 the date that coincides with the mutually agreed timetable  
18 for transfer of functions.

19 If the contracts to support the current operation of the  
20 Lottery in effect on July 13, 2009 (the effective date of  
21 Public Act 96-34) are not subject to termination as provided  
22 for in this subsection (c), then the Department may include a  
23 provision in the contract with the private manager specifying  
24 a mutually agreeable methodology for incorporation.

25 (c-5) The Department shall include provisions in the  
26 management agreement whereby the private manager shall, for a



1 fee, and pursuant to a contract negotiated with the Department  
2 (the "Employee Use Contract"), utilize the services of current  
3 Department employees to assist in the administration and  
4 operation of the Lottery. The Department shall be the employer  
5 of all such bargaining unit employees assigned to perform such  
6 work for the private manager, and such employees shall be  
7 State employees, as defined by the Personnel Code. Department  
8 employees shall operate under the same employment policies,  
9 rules, regulations, and procedures, as other employees of the  
10 Department. In addition, neither historical representation  
11 rights under the Illinois Public Labor Relations Act, nor  
12 existing collective bargaining agreements, shall be disturbed  
13 by the management agreement with the private manager for the  
14 management of the Lottery.

15 (d) The management agreement with the private manager  
16 shall include all of the following:

17 (1) A term not to exceed 10 years, including any  
18 renewals.

19 (2) A provision specifying that the Department:

20 (A) shall exercise actual control over all  
21 significant business decisions;

22 (A-5) has the authority to direct or countermand  
23 operating decisions by the private manager at any  
24 time;

25 (B) has ready access at any time to information  
26 regarding Lottery operations;

1           (C) has the right to demand and receive  
2 information from the private manager concerning any  
3 aspect of the Lottery operations at any time; and

4           (D) retains ownership of all trade names,  
5 trademarks, and intellectual property associated with  
6 the Lottery.

7           (3) A provision imposing an affirmative duty on the  
8 private manager to provide the Department with material  
9 information and with any information the private manager  
10 reasonably believes the Department would want to know to  
11 enable the Department to conduct the Lottery.

12           (4) A provision requiring the private manager to  
13 provide the Department with advance notice of any  
14 operating decision that bears significantly on the public  
15 interest, including, but not limited to, decisions on the  
16 kinds of games to be offered to the public and decisions  
17 affecting the relative risk and reward of the games being  
18 offered, so the Department has a reasonable opportunity to  
19 evaluate and countermand that decision.

20           (5) A provision providing for compensation of the  
21 private manager that may consist of, among other things, a  
22 fee for services and a performance based bonus as  
23 consideration for managing the Lottery, including terms  
24 that may provide the private manager with an increase in  
25 compensation if Lottery revenues grow by a specified  
26 percentage in a given year.

1 (6) (Blank).

2 (7) A provision requiring the deposit of all Lottery  
3 proceeds to be deposited into the State Lottery Fund  
4 except as otherwise provided in Section 20 of this Act.

5 (8) A provision requiring the private manager to  
6 locate its principal office within the State.

7 (8-5) A provision encouraging that at least 20% of the  
8 cost of contracts entered into for goods and services by  
9 the private manager in connection with its management of  
10 the Lottery, other than contracts with sales agents or  
11 technical advisors, be awarded to businesses that are a  
12 minority-owned business, a women-owned business, or a  
13 business owned by a person with disability, as those terms  
14 are defined in the Business Enterprise for Minorities,  
15 Women, and Persons with Disabilities Act.

16 (9) A requirement that so long as the private manager  
17 complies with all the conditions of the agreement under  
18 the oversight of the Department, the private manager shall  
19 have the following duties and obligations with respect to  
20 the management of the Lottery:

21 (A) The right to use equipment and other assets  
22 used in the operation of the Lottery.

23 (B) The rights and obligations under contracts  
24 with retailers and vendors.

25 (C) The implementation of a comprehensive security  
26 program by the private manager.

1           (D) The implementation of a comprehensive system  
2 of internal audits.

3           (E) The implementation of a program by the private  
4 manager to curb compulsive gambling by persons playing  
5 the Lottery.

6           (F) A system for determining (i) the type of  
7 Lottery games, (ii) the method of selecting winning  
8 tickets, (iii) the manner of payment of prizes to  
9 holders of winning tickets, (iv) the frequency of  
10 drawings of winning tickets, (v) the method to be used  
11 in selling tickets, (vi) a system for verifying the  
12 validity of tickets claimed to be winning tickets,  
13 (vii) the basis upon which retailer commissions are  
14 established by the manager, and (viii) minimum  
15 payouts.

16           (10) A requirement that advertising and promotion must  
17 be consistent with Section 7.8a of this Act.

18           (11) A requirement that the private manager market the  
19 Lottery to those residents who are new, infrequent, or  
20 lapsed players of the Lottery, especially those who are  
21 most likely to make regular purchases on the Internet as  
22 permitted by law.

23           (12) A code of ethics for the private manager's  
24 officers and employees.

25           (13) A requirement that the Department monitor and  
26 oversee the private manager's practices and take action

1           that the Department considers appropriate to ensure that  
2           the private manager is in compliance with the terms of the  
3           management agreement, while allowing the manager, unless  
4           specifically prohibited by law or the management  
5           agreement, to negotiate and sign its own contracts with  
6           vendors.

7           (14) A provision requiring the private manager to  
8           periodically file, at least on an annual basis,  
9           appropriate financial statements in a form and manner  
10          acceptable to the Department.

11          (15) Cash reserves requirements.

12          (16) Procedural requirements for obtaining the prior  
13          approval of the Department when a management agreement or  
14          an interest in a management agreement is sold, assigned,  
15          transferred, or pledged as collateral to secure financing.

16          (17) Grounds for the termination of the management  
17          agreement by the Department or the private manager.

18          (18) Procedures for amendment of the agreement.

19          (19) A provision requiring the private manager to  
20          engage in an open and competitive bidding process for any  
21          procurement having a cost in excess of \$50,000 that is not  
22          a part of the private manager's final offer. The process  
23          shall favor the selection of a vendor deemed to have  
24          submitted a proposal that provides the Lottery with the  
25          best overall value. The process shall not be subject to  
26          the provisions of the Illinois Procurement Code, unless

1 specifically required by the management agreement.

2 (20) The transition of rights and obligations,  
3 including any associated equipment or other assets used in  
4 the operation of the Lottery, from the manager to any  
5 successor manager of the lottery, including the  
6 Department, following the termination of or foreclosure  
7 upon the management agreement.

8 (21) Right of use of copyrights, trademarks, and  
9 service marks held by the Department in the name of the  
10 State. The agreement must provide that any use of them by  
11 the manager shall only be for the purpose of fulfilling  
12 its obligations under the management agreement during the  
13 term of the agreement.

14 (22) The disclosure of any information requested by  
15 the Department to enable it to comply with the reporting  
16 requirements and information requests provided for under  
17 subsection (p) of this Section.

18 (e) Notwithstanding any other law to the contrary, the  
19 Department shall select a private manager through a  
20 competitive request for qualifications process consistent with  
21 Section 20-35 of the Illinois Procurement Code, which shall  
22 take into account:

23 (1) the offeror's ability to market the Lottery to  
24 those residents who are new, infrequent, or lapsed players  
25 of the Lottery, especially those who are most likely to  
26 make regular purchases on the Internet;

1           (2) the offeror's ability to address the State's  
2           concern with the social effects of gambling on those who  
3           can least afford to do so;

4           (3) the offeror's ability to provide the most  
5           successful management of the Lottery for the benefit of  
6           the people of the State based on current and past business  
7           practices or plans of the offeror; and

8           (4) the offeror's poor or inadequate past performance  
9           in servicing, equipping, operating or managing a lottery  
10          on behalf of Illinois, another State or foreign government  
11          and attracting persons who are not currently regular  
12          players of a lottery.

13          (f) The Department may retain the services of an advisor  
14          or advisors with significant experience in financial services  
15          or the management, operation, and procurement of goods,  
16          services, and equipment for a government-run lottery to assist  
17          in the preparation of the terms of the request for  
18          qualifications and selection of the private manager. Any  
19          prospective advisor seeking to provide services under this  
20          subsection (f) shall disclose any material business or  
21          financial relationship during the past 3 years with any  
22          potential offeror, or with a contractor or subcontractor  
23          presently providing goods, services, or equipment to the  
24          Department to support the Lottery. The Department shall  
25          evaluate the material business or financial relationship of  
26          each prospective advisor. The Department shall not select any

1 prospective advisor with a substantial business or financial  
2 relationship that the Department deems to impair the  
3 objectivity of the services to be provided by the prospective  
4 advisor. During the course of the advisor's engagement by the  
5 Department, and for a period of one year thereafter, the  
6 advisor shall not enter into any business or financial  
7 relationship with any offeror or any vendor identified to  
8 assist an offeror in performing its obligations under the  
9 management agreement. Any advisor retained by the Department  
10 shall be disqualified from being an offeror. The Department  
11 shall not include terms in the request for qualifications that  
12 provide a material advantage whether directly or indirectly to  
13 any potential offeror, or any contractor or subcontractor  
14 presently providing goods, services, or equipment to the  
15 Department to support the Lottery, including terms contained  
16 in previous responses to requests for proposals or  
17 qualifications submitted to Illinois, another State or foreign  
18 government when those terms are uniquely associated with a  
19 particular potential offeror, contractor, or subcontractor.  
20 The request for proposals offered by the Department on  
21 December 22, 2008 as "LOT08GAMESYS" and reference number  
22 "22016176" is declared void.

23 (g) The Department shall select at least 2 offerors as  
24 finalists to potentially serve as the private manager no later  
25 than August 9, 2010. Upon making preliminary selections, the  
26 Department shall schedule a public hearing on the finalists'



1 proposals and provide public notice of the hearing at least 7  
2 calendar days before the hearing. The notice must include all  
3 of the following:

4 (1) The date, time, and place of the hearing.

5 (2) The subject matter of the hearing.

6 (3) A brief description of the management agreement to  
7 be awarded.

8 (4) The identity of the offerors that have been  
9 selected as finalists to serve as the private manager.

10 (5) The address and telephone number of the  
11 Department.

12 (h) At the public hearing, the Department shall (i)  
13 provide sufficient time for each finalist to present and  
14 explain its proposal to the Department and the Governor or the  
15 Governor's designee, including an opportunity to respond to  
16 questions posed by the Department, Governor, or designee and  
17 (ii) allow the public and non-selected offerors to comment on  
18 the presentations. The Governor or a designee shall attend the  
19 public hearing. After the public hearing, the Department shall  
20 have 14 calendar days to recommend to the Governor whether a  
21 management agreement should be entered into with a particular  
22 finalist. After reviewing the Department's recommendation, the  
23 Governor may accept or reject the Department's recommendation,  
24 and shall select a final offeror as the private manager by  
25 publication of a notice in the Illinois Procurement Bulletin  
26 on or before September 15, 2010. The Governor shall include in

1 the notice a detailed explanation and the reasons why the  
2 final offeror is superior to other offerors and will provide  
3 management services in a manner that best achieves the  
4 objectives of this Section. The Governor shall also sign the  
5 management agreement with the private manager.

6 (i) Any action to contest the private manager selected by  
7 the Governor under this Section must be brought within 7  
8 calendar days after the publication of the notice of the  
9 designation of the private manager as provided in subsection  
10 (h) of this Section.

11 (j) The Lottery shall remain, for so long as a private  
12 manager manages the Lottery in accordance with provisions of  
13 this Act, a Lottery conducted by the State, and the State shall  
14 not be authorized to sell or transfer the Lottery to a third  
15 party.

16 (k) Any tangible personal property used exclusively in  
17 connection with the lottery that is owned by the Department  
18 and leased to the private manager shall be owned by the  
19 Department in the name of the State and shall be considered to  
20 be public property devoted to an essential public and  
21 governmental function.

22 (l) The Department may exercise any of its powers under  
23 this Section or any other law as necessary or desirable for the  
24 execution of the Department's powers under this Section.

25 (m) Neither this Section nor any management agreement  
26 entered into under this Section prohibits the General Assembly

1 from authorizing forms of gambling that are not in direct  
2 competition with the Lottery. The forms of gambling authorized  
3 by Public Act 101-31 constitute authorized forms of gambling  
4 that are not in direct competition with the Lottery.

5 (n) The private manager shall be subject to a complete  
6 investigation in the third, seventh, and tenth years of the  
7 agreement (if the agreement is for a 10-year term) by the  
8 Department in cooperation with the Auditor General to  
9 determine whether the private manager has complied with this  
10 Section and the management agreement. The private manager  
11 shall bear the cost of an investigation or reinvestigation of  
12 the private manager under this subsection.

13 (o) The powers conferred by this Section are in addition  
14 and supplemental to the powers conferred by any other law. If  
15 any other law or rule is inconsistent with this Section,  
16 including, but not limited to, provisions of the Illinois  
17 Procurement Code, then this Section controls as to any  
18 management agreement entered into under this Section. This  
19 Section and any rules adopted under this Section contain full  
20 and complete authority for a management agreement between the  
21 Department and a private manager. No law, procedure,  
22 proceeding, publication, notice, consent, approval, order, or  
23 act by the Department or any other officer, Department,  
24 agency, or instrumentality of the State or any political  
25 subdivision is required for the Department to enter into a  
26 management agreement under this Section. This Section contains

1 full and complete authority for the Department to approve any  
2 contracts entered into by a private manager with a vendor  
3 providing goods, services, or both goods and services to the  
4 private manager under the terms of the management agreement,  
5 including subcontractors of such vendors.

6 Upon receipt of a written request from the Chief  
7 Procurement Officer, the Department shall provide to the Chief  
8 Procurement Officer a complete and un-redacted copy of the  
9 management agreement or any contract that is subject to the  
10 Department's approval authority under this subsection (o). The  
11 Department shall provide a copy of the agreement or contract  
12 to the Chief Procurement Officer in the time specified by the  
13 Chief Procurement Officer in his or her written request, but  
14 no later than 5 business days after the request is received by  
15 the Department. The Chief Procurement Officer must retain any  
16 portions of the management agreement or of any contract  
17 designated by the Department as confidential, proprietary, or  
18 trade secret information in complete confidence pursuant to  
19 subsection (g) of Section 7 of the Freedom of Information Act.  
20 The Department shall also provide the Chief Procurement  
21 Officer with reasonable advance written notice of any contract  
22 that is pending Department approval.

23 Notwithstanding any other provision of this Section to the  
24 contrary, the Chief Procurement Officer shall adopt  
25 administrative rules, including emergency rules, to establish  
26 a procurement process to select a successor private manager if

1 a private management agreement has been terminated. The  
2 selection process shall at a minimum take into account the  
3 criteria set forth in items (1) through (4) of subsection (e)  
4 of this Section and may include provisions consistent with  
5 subsections (f), (g), (h), and (i) of this Section. The Chief  
6 Procurement Officer shall also implement and administer the  
7 adopted selection process upon the termination of a private  
8 management agreement. The Department, after the Chief  
9 Procurement Officer certifies that the procurement process has  
10 been followed in accordance with the rules adopted under this  
11 subsection (o), shall select a final offeror as the private  
12 manager and sign the management agreement with the private  
13 manager.

14 Through June 30, 2022, except as provided in Sections  
15 21.5, 21.6, 21.7, 21.8, 21.9, 21.10, 21.11, 21.12, and 21.13  
16 of this Act and Section 25-70 of the Sports Wagering Act, the  
17 Department shall distribute all proceeds of lottery tickets  
18 and shares sold in the following priority and manner:

19 (1) The payment of prizes and retailer bonuses.

20 (2) The payment of costs incurred in the operation and  
21 administration of the Lottery, including the payment of  
22 sums due to the private manager under the management  
23 agreement with the Department.

24 (3) On the last day of each month or as soon thereafter  
25 as possible, the State Comptroller shall direct and the  
26 State Treasurer shall transfer from the State Lottery Fund

1 to the Common School Fund an amount that is equal to the  
2 proceeds transferred in the corresponding month of fiscal  
3 year 2009, as adjusted for inflation, to the Common School  
4 Fund.

5 (4) On or before September 30 of each fiscal year,  
6 deposit any estimated remaining proceeds from the prior  
7 fiscal year, subject to payments under items (1), (2), and  
8 (3), into the Capital Projects Fund. Beginning in fiscal  
9 year 2019, the amount deposited shall be increased or  
10 decreased each year by the amount the estimated payment  
11 differs from the amount determined from each year-end  
12 financial audit. Only remaining net deficits from prior  
13 fiscal years may reduce the requirement to deposit these  
14 funds, as determined by the annual financial audit.

15 Beginning July 1, 2022, the Department shall distribute  
16 all proceeds of lottery tickets and shares sold in the manner  
17 and priority described in Section 9.3 of this Act, except that  
18 the Department shall make the deposit into the Capital  
19 Projects Fund that would have occurred under item (4) of this  
20 subsection (o) on or before September 30, 2022, but for the  
21 changes made to this subsection by Public Act 102-699.

22 (p) The Department shall be subject to the following  
23 reporting and information request requirements:

24 (1) the Department shall submit written quarterly  
25 reports to the Governor and the General Assembly on the  
26 activities and actions of the private manager selected

1 under this Section;

2 (2) upon request of the Chief Procurement Officer, the  
3 Department shall promptly produce information related to  
4 the procurement activities of the Department and the  
5 private manager requested by the Chief Procurement  
6 Officer; the Chief Procurement Officer must retain  
7 confidential, proprietary, or trade secret information  
8 designated by the Department in complete confidence  
9 pursuant to subsection (g) of Section 7 of the Freedom of  
10 Information Act; and

11 (3) at least 30 days prior to the beginning of the  
12 Department's fiscal year, the Department shall prepare an  
13 annual written report on the activities of the private  
14 manager selected under this Section and deliver that  
15 report to the Governor and General Assembly.

16 (Source: P.A. 101-31, eff. 6-28-19; 101-81, eff. 7-12-19;  
17 101-561, eff. 8-23-19; 102-558, eff. 8-20-21; 102-699, eff.  
18 4-19-22.)

19 Section 5-20. The State Finance Act is amended by changing  
20 Section 6z-130, as added by Public Act 102-699, and Sections  
21 6z-114, 8g-1, and 8.27 and by adding Sections 5.990, 5.991,  
22 and 6z-138 as follows:

23 (30 ILCS 105/5.990 new)

24 Sec. 5.990. The Hate Crimes and Bias Incident Prevention

1 and Response Fund.

2 (30 ILCS 105/5.991 new)

3 Sec. 5.991. The Due Process for Youth and Families Fund.

4 (30 ILCS 105/6z-114)

5 Sec. 6z-114. The Ronald McDonald House Charities Fund;  
6 creation. The Ronald McDonald House Charities Fund is created  
7 as a special fund in the State treasury. From appropriations  
8 to the Department of Human Services from the Fund, the  
9 Department shall ~~Subject to appropriation, moneys in the Fund~~  
10 ~~shall be used to~~ make grants to Ronald McDonald House  
11 Charities for services in Illinois.

12 (Source: P.A. 102-73, eff. 7-9-21.)

13 (30 ILCS 105/6z-134)

14 Sec. 6z-134 ~~6z-130~~. Statewide 9-8-8 Trust Fund.

15 (a) The Statewide 9-8-8 Trust Fund is created as a special  
16 fund in the State treasury. Moneys in the Fund shall be used by  
17 the Department of Human Services for the purposes of  
18 establishing and maintaining a statewide 9-8-8 suicide  
19 prevention and mental health crisis system pursuant to the  
20 National Suicide Hotline Designation Act of 2020, the Federal  
21 Communication Commission's rules adopted on July 16, 2020, and  
22 national guidelines for crisis care. The Fund shall consist  
23 of:



- 1           (1) appropriations by the General Assembly;
- 2           (2) grants and gifts intended for deposit in the Fund;
- 3           (3) interest, premiums, gains, or other earnings on
- 4 the Fund;
- 5           (4) moneys received from any other source that are
- 6 deposited in or transferred into the Fund.

7           (b) Moneys in the Fund:

8           (1) do not revert at the end of any State fiscal year

9 but remain available for the purposes of the Fund in

10 subsequent State fiscal years; and

11           (2) are not subject to transfer to any other Fund or to

12 transfer, assignment, or reassignment for any other use or

13 purpose outside of those specified in this Section.

14           (c) An annual report of Fund deposits and expenditures

15 shall be made to the General Assembly and the Federal

16 Communications Commission.

17           (d) (Blank). ~~In addition to any other transfers that may~~

18 ~~be provided for by law, on July 1, 2022, or as soon thereafter~~

19 ~~as practical, the State Comptroller shall direct and the State~~

20 ~~Treasurer shall transfer the sum of \$5,000,000 from the~~

21 ~~Statewide 9-1-1 Fund to the Statewide 9-8-8 Trust Fund.~~

22           (Source: P.A. 102-699, eff. 4-19-22; revised 8-1-22.)

23           (30 ILCS 105/6z-138 new)

24           Sec. 6z-138. Hate Crimes and Bias Incident Prevention and

25 Response Fund.

1       (a) The Hate Crimes and Bias Incident Prevention and  
2 Response Fund is created as a special fund in the State  
3 treasury. The Fund may accept moneys from any lawful source.  
4 Any interest earned on moneys in the Fund shall be deposited  
5 into the Fund.

6       (b) Subject to appropriation, moneys in the Hate Crimes  
7 and Bias Incident Prevention and Response Fund shall be used  
8 by the Department of Human Rights, in its capacity as  
9 administrator and fiscal agent for the Commission on  
10 Discrimination and Hate Crimes, for operational and  
11 administrative expenditures related to, as well as the award  
12 of grants that support the eradication of, hate crimes and  
13 bias incidents.

14       (c) The Department of Human Rights shall adopt rules  
15 establishing requirements for the distribution of grant moneys  
16 and the determination of which persons or entities are  
17 eligible for grants and may adopt any other rules necessary to  
18 implement this Section and administer the Fund.

19       (30 ILCS 105/8.27) (from Ch. 127, par. 144.27)

20       Sec. 8.27. All receipts from federal financial  
21 participation in the Foster Care and Adoption Services program  
22 under Title IV-E of the federal Social Security Act, including  
23 receipts for related indirect costs, shall be deposited into  
24 ~~in~~ the DCFS Children's Services Fund or the Due Process for  
25 Youth and Families Fund as provided in Section 45 of the

1 Children and Family Services Act.

2       Beginning on July 20, 2010 (the effective date of Public  
3 Act 96-1127), any funds paid to the State by the federal  
4 government under Title XIX and Title XXI of the Social  
5 Security Act for child welfare services delivered by community  
6 mental health providers, certified and paid as Medicaid  
7 providers by the Department of Children and Family Services,  
8 for child welfare services relating to Medicaid-eligible  
9 clients and families served consistent with the purposes of  
10 the Department of Children and Family Services, including  
11 services delivered as a result of the conversion of such  
12 providers from a comprehensive rate to a fee-for-service  
13 payment methodology, and any subsequent revenue maximization  
14 initiatives performed by such providers, and any interest  
15 earned thereon, shall be deposited directly into the DCFS  
16 Children's Services Fund. Such funds shall be used for the  
17 provision of child welfare services provided to eligible  
18 individuals identified by the Department of Children and  
19 Family Services. Child welfare services are defined in Section  
20 5 of the Children and Family Services Act.

21       All receipts from federal financial participation in the  
22 Child Welfare Services program under Title IV-B of the federal  
23 Social Security Act, including receipts for related indirect  
24 costs, shall be deposited into the DCFS Children's Services  
25 Fund for those moneys received as reimbursement for services  
26 provided on or after July 1, 1994.

1 For services provided on or after July 1, 2007, all  
2 federal funds received pursuant to the John H. Chafee Foster  
3 Care Independence Program shall be deposited into the DCFS  
4 Children's Services Fund.

5 Except as otherwise provided in this Section, moneys in  
6 the Fund may be used by the Department, pursuant to  
7 appropriation by the General Assembly, for the ordinary and  
8 contingent expenses of the Department.

9 In accordance with subsection (q) of Section 5 of the  
10 Children and Family Services Act, disbursements from  
11 individual children's accounts shall be deposited into the  
12 DCFS Children's Services Fund.

13 Receipts from public and unsolicited private grants, fees  
14 for training, and royalties earned from the publication of  
15 materials owned by or licensed to the Department of Children  
16 and Family Services shall be deposited into the DCFS  
17 Children's Services Fund.

18 (Source: P.A. 102-1071, eff. 6-10-22.)

19 (30 ILCS 105/8g-1)

20 Sec. 8g-1. Fund transfers.

21 (a) (Blank).

22 (b) (Blank).

23 (c) (Blank).

24 (d) (Blank).

25 (e) (Blank).

1 (f) (Blank).

2 (g) (Blank).

3 (h) (Blank).

4 (i) (Blank).

5 (j) (Blank).

6 (k) (Blank).

7 (l) (Blank).

8 (m) (Blank).

9 (n) (Blank).

10 (o) (Blank).

11 (p) (Blank).

12 (q) (Blank).

13 (r) (Blank).

14 (s) (Blank).

15 (t) (Blank).

16 (u) In addition to any other transfers that may be  
17 provided for by law, on July 1, 2021, or as soon thereafter as  
18 practical, only as directed by the Director of the Governor's  
19 Office of Management and Budget, the State Comptroller shall  
20 direct and the State Treasurer shall transfer the sum of  
21 \$5,000,000 from the General Revenue Fund to the DoIT Special  
22 Projects Fund, and on June 1, 2022, or as soon thereafter as  
23 practical, but no later than June 30, 2022, the State  
24 Comptroller shall direct and the State Treasurer shall  
25 transfer the sum so transferred from the DoIT Special Projects  
26 Fund to the General Revenue Fund.

1           (v) In addition to any other transfers that may be  
2 provided for by law, on July 1, 2021, or as soon thereafter as  
3 practical, the State Comptroller shall direct and the State  
4 Treasurer shall transfer the sum of \$500,000 from the General  
5 Revenue Fund to the Governor's Administrative Fund.

6           (w) In addition to any other transfers that may be  
7 provided for by law, on July 1, 2021, or as soon thereafter as  
8 practical, the State Comptroller shall direct and the State  
9 Treasurer shall transfer the sum of \$500,000 from the General  
10 Revenue Fund to the Grant Accountability and Transparency  
11 Fund.

12           (x) In addition to any other transfers that may be  
13 provided for by law, at a time or times during Fiscal Year 2022  
14 as directed by the Governor, the State Comptroller shall  
15 direct and the State Treasurer shall transfer up to a total of  
16 \$20,000,000 from the General Revenue Fund to the Illinois  
17 Sports Facilities Fund to be credited to the Advance Account  
18 within the Fund.

19           (y) In addition to any other transfers that may be  
20 provided for by law, on June 15, 2021, or as soon thereafter as  
21 practical, but no later than June 30, 2021, the State  
22 Comptroller shall direct and the State Treasurer shall  
23 transfer the sum of \$100,000,000 from the General Revenue Fund  
24 to the Technology Management Revolving Fund.

25           (z) In addition to any other transfers that may be  
26 provided for by law, on April 19, 2022 (the effective date of

1 ~~Public Act 102-699) this amendatory Act of the 102nd General~~  
2 ~~Assembly,~~ or as soon thereafter as practical, but no later  
3 than June 30, 2022, the State Comptroller shall direct and the  
4 State Treasurer shall transfer the sum of \$148,000,000 from  
5 the General Revenue Fund to the Build Illinois Bond Fund.

6 (aa) In addition to any other transfers that may be  
7 provided for by law, on April 19, 2022 (the effective date of  
8 ~~Public Act 102-699) this amendatory Act of the 102nd General~~  
9 ~~Assembly,~~ or as soon thereafter as practical, but no later  
10 than June 30, 2022, the State Comptroller shall direct and the  
11 State Treasurer shall transfer the sum of \$180,000,000 from  
12 the General Revenue Fund to the Rebuild Illinois Projects  
13 Fund.

14 (bb) In addition to any other transfers that may be  
15 provided for by law, on July 1, 2022, or as soon thereafter as  
16 practical, the State Comptroller shall direct and the State  
17 Treasurer shall transfer the sum of \$500,000 from the General  
18 Revenue Fund to the Governor's Administrative Fund.

19 (cc) In addition to any other transfers that may be  
20 provided for by law, on July 1, 2022, or as soon thereafter as  
21 practical, the State Comptroller shall direct and the State  
22 Treasurer shall transfer the sum of \$500,000 from the General  
23 Revenue Fund to the Grant Accountability and Transparency  
24 Fund.

25 (dd) ~~(z)~~ In addition to any other transfers that may be  
26 provided by law, on April 19, 2022 (the effective date of

1 ~~Public Act 102-700) this amendatory Act of the 102nd General~~  
2 ~~Assembly,~~ or as soon thereafter as practical, but no later  
3 than June 30, 2022, the State Comptroller shall direct and the  
4 State Treasurer shall transfer the sum of \$685,000,000 from  
5 the General Revenue Fund to the Income Tax Refund Fund. Moneys  
6 from this transfer shall be used for the purpose of making the  
7 one-time rebate payments provided under Section 212.1 of the  
8 Illinois Income Tax Act.

9 (ee) ~~(aa)~~ In addition to any other transfers that may be  
10 provided by law, beginning on April 19, 2022 (the effective  
11 date of Public Act 102-700) ~~this amendatory Act of the 102nd~~  
12 ~~General Assembly~~ and until December 31, 2023, at the direction  
13 of the Department of Revenue, the State Comptroller shall  
14 direct and the State Treasurer shall transfer from the General  
15 Revenue Fund to the Income Tax Refund Fund any amounts needed  
16 beyond the amounts transferred in subsection (dd) ~~(z)~~ to make  
17 payments of the one-time rebate payments provided under  
18 Section 212.1 of the Illinois Income Tax Act.

19 (ff) ~~(z)~~ In addition to any other transfers that may be  
20 provided for by law, on April 19, 2022 (the effective date of  
21 Public Act 102-700) ~~this amendatory Act of the 102nd General~~  
22 ~~Assembly,~~ or as soon thereafter as practical, but no later  
23 than June 30, 2022, the State Comptroller shall direct and the  
24 State Treasurer shall transfer the sum of \$720,000,000 from  
25 the General Revenue Fund to the Budget Stabilization Fund.

26 (gg) ~~(aa)~~ In addition to any other transfers that may be



1 provided for by law, on July 1, 2022, or as soon thereafter as  
2 practical, the State Comptroller shall direct and the State  
3 Treasurer shall transfer the sum of \$280,000,000 from the  
4 General Revenue Fund to the Budget Stabilization Fund.

5 (hh) ~~(bb)~~ In addition to any other transfers that may be  
6 provided for by law, on July 1, 2022, or as soon thereafter as  
7 practical, the State Comptroller shall direct and the State  
8 Treasurer shall transfer the sum of \$200,000,000 from the  
9 General Revenue Fund to the Pension Stabilization Fund.

10 (ii) In addition to any other transfers that may be  
11 provided for by law, on January 1, 2023, or as soon thereafter  
12 as practical, the State Comptroller shall direct and the State  
13 Treasurer shall transfer the sum of \$850,000,000 from the  
14 General Revenue Fund to the Budget Stabilization Fund.

15 (jj) In addition to any other transfers that may be  
16 provided for by law, at a time or times during Fiscal Year 2023  
17 as directed by the Governor, the State Comptroller shall  
18 direct and the State Treasurer shall transfer up to a total of  
19 \$400,000,000 from the General Revenue Fund to the Large  
20 Business Attraction Fund.

21 (kk) In addition to any other transfers that may be  
22 provided for by law, on January 1, 2023, or as soon thereafter  
23 as practical, the State Comptroller shall direct and the State  
24 Treasurer shall transfer the sum of \$72,000,000 from the  
25 General Revenue Fund to the Disaster Response and Recovery  
26 Fund.

1 (Source: P.A. 101-10, eff. 6-5-19; 101-636, eff. 6-10-20;  
2 102-16, eff. 6-17-21; 102-699, eff. 4-19-22; 102-700, Article  
3 40, Section 40-5, eff. 4-19-22; 102-700, Article 80, Section  
4 80-5, eff. 4-19-22; revised 6-23-22.)

5 Section 5-25. The Budget Stabilization Act is amended by  
6 changing Section 15 as follows:

7 (30 ILCS 122/15)

8 Sec. 15. Transfers to Budget Stabilization Fund. In  
9 furtherance of the State's objective for the Budget  
10 Stabilization Fund to have resources representing 7.5% ~~5%~~ of  
11 the State's annual general funds revenues:

12 (a) For each fiscal year when the General Assembly's  
13 appropriations and transfers or diversions as required by law  
14 from general funds do not exceed 99% of the estimated general  
15 funds revenues pursuant to subsection (a) of Section 10, the  
16 Comptroller shall transfer from the General Revenue Fund as  
17 provided by this Section a total amount equal to 0.5% of the  
18 estimated general funds revenues to the Budget Stabilization  
19 Fund.

20 (b) For each fiscal year when the General Assembly's  
21 appropriations and transfers or diversions as required by law  
22 from general funds do not exceed 98% of the estimated general  
23 funds revenues pursuant to subsection (b) of Section 10, the  
24 Comptroller shall transfer from the General Revenue Fund as

1 provided by this Section a total amount equal to 1% of the  
2 estimated general funds revenues to the Budget Stabilization  
3 Fund.

4 (c) The Comptroller shall transfer 1/12 of the total  
5 amount to be transferred each fiscal year under this Section  
6 into the Budget Stabilization Fund on the first day of each  
7 month of that fiscal year or as soon thereafter as possible.  
8 The balance of the Budget Stabilization Fund shall not exceed  
9 7.5% ~~5%~~ of the total of general funds revenues estimated for  
10 that fiscal year except as provided by subsection (d) of this  
11 Section.

12 (d) If the balance of the Budget Stabilization Fund  
13 exceeds 7.5% ~~5%~~ of the total general funds revenues estimated  
14 for that fiscal year, the additional transfers are not  
15 required unless there are outstanding liabilities under  
16 Section 25 of the State Finance Act from prior fiscal years. If  
17 there are such outstanding Section 25 liabilities, then the  
18 Comptroller shall continue to transfer 1/12 of the total  
19 amount identified for transfer to the Budget Stabilization  
20 Fund on the first day of each month of that fiscal year or as  
21 soon thereafter as possible to be reserved for those Section  
22 25 liabilities. Nothing in this Act prohibits the General  
23 Assembly from appropriating additional moneys into the Budget  
24 Stabilization Fund.

25 (e) On or before August 31 of each fiscal year, the amount  
26 determined to be transferred to the Budget Stabilization Fund

1 shall be reconciled to actual general funds revenues for that  
2 fiscal year. The final transfer for each fiscal year shall be  
3 adjusted so that the total amount transferred under this  
4 Section is equal to the percentage specified in subsection (a)  
5 or (b) of this Section, as applicable, based on actual general  
6 funds revenues calculated consistently with subsection (c) of  
7 Section 10 of this Act for each fiscal year.

8 (f) For the fiscal year beginning July 1, 2006 and for each  
9 fiscal year thereafter, the budget proposal to the General  
10 Assembly shall identify liabilities incurred in a prior fiscal  
11 year under Section 25 of the State Finance Act and the budget  
12 proposal shall provide funding as allowable pursuant to  
13 subsection (d) of this Section, if applicable.

14 (Source: P.A. 93-660, eff. 7-1-04; 94-839, eff. 6-6-06.)

15 Section 5-27. If and only if House Bill 4285 of the 102nd  
16 General Assembly becomes law as amended by Senate Amendment  
17 No. 2, the Illinois Procurement Code is amended by changing  
18 Section 20-20 as follows:

19 (30 ILCS 500/20-20)

20 (Text of Section before amendment by P.A. 102-721)

21 Sec. 20-20. Small purchases.

22 (a) Amount. Any individual procurement of supplies or  
23 services not exceeding \$100,000 and any procurement of  
24 construction not exceeding \$100,000, or any individual

1 procurement of professional or artistic services not exceeding  
2 \$100,000 may be made without competitive source selection.  
3 Procurements shall not be artificially divided so as to  
4 constitute a small purchase under this Section. Any  
5 procurement of construction not exceeding \$100,000 may be made  
6 by an alternative competitive source selection. The  
7 construction agency shall establish rules for an alternative  
8 competitive source selection process. This Section does not  
9 apply to construction-related professional services contracts  
10 awarded in accordance with the provisions of the  
11 Architectural, Engineering, and Land Surveying Qualifications  
12 Based Selection Act.

13 (b) Adjustment. Each July 1, the small purchase maximum  
14 established in subsection (a) shall be adjusted for inflation  
15 as determined by the Consumer Price Index for All Urban  
16 Consumers as determined by the United States Department of  
17 Labor and rounded to the nearest \$100.

18 (c) Based upon rules proposed by the Board and rules  
19 promulgated by the chief procurement officers, the small  
20 purchase maximum established in subsection (a) may be  
21 modified.

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

23 (Text of Section after amendment by P.A. 102-721)

24 Sec. 20-20. Small purchases.

25 (a) Amount. Any individual procurement of supplies or

1 services not exceeding \$100,000 and any procurement of  
2 construction not exceeding \$100,000 ~~\$250,000~~, or any  
3 individual procurement of professional or artistic services  
4 not exceeding \$100,000 may be made without competitive source  
5 selection. Procurements shall not be artificially divided so  
6 as to constitute a small purchase under this Section. Any  
7 procurement of construction not exceeding \$100,000 ~~\$250,000~~  
8 may be made by an alternative competitive source selection.  
9 The construction agency shall establish rules for an  
10 alternative competitive source selection process. This Section  
11 does not apply to construction-related professional services  
12 contracts awarded in accordance with the provisions of the  
13 Architectural, Engineering, and Land Surveying Qualifications  
14 Based Selection Act.

15 (b) Adjustment. Each July 1, the small purchase maximum  
16 established in subsection (a) shall be adjusted for inflation  
17 as determined by the Consumer Price Index for All Urban  
18 Consumers as determined by the United States Department of  
19 Labor and rounded to the nearest \$100.

20 (c) Based upon rules proposed by the Board and rules  
21 promulgated by the chief procurement officers, the small  
22 purchase maximum established in subsection (a) may be  
23 modified.

24 (d) Certification. All small purchases with an annual  
25 value that exceeds \$50,000 shall be accompanied by Standard  
26 Illinois Certifications in a form prescribed by each Chief

1 Procurement Officer.

2 (Source: P.A. 102-721, eff. 1-1-23; 10200HB4285sam002.)

3 Section 5-28. The Build Illinois Act is amended by  
4 changing Section 10-6 as follows:

5 (30 ILCS 750/10-6) (from Ch. 127, par. 2710-6)

6 Sec. 10-6. Large Business Attraction Fund.

7 (a) There is created the Large Business Attraction Fund to  
8 be held as part of the State Treasury. The Department is  
9 authorized to make loans from the Fund for the purposes  
10 established under this Article. The State Treasurer shall have  
11 custody of the Fund and may invest in securities constituting  
12 direct obligations of the United States Government, in  
13 obligations the principal of and interest on which are  
14 guaranteed by the United States Government, or in certificates  
15 of deposit of any State or national bank that are fully secured  
16 by obligations guaranteed as to principal and interest by the  
17 United States Government. The purpose of the Fund is to offer  
18 loans to finance large firms considering the location of a  
19 proposed plant in the State and to provide financing to carry  
20 out the purposes and provisions of paragraph (h) of Section  
21 10-3. Financing shall be in the form of a loan, mortgage, or  
22 other debt instrument. All loans shall be conditioned on the  
23 project receiving financing from participating lenders or  
24 other sources. Loan proceeds shall be available for project

1 costs associated with an expansion of business capacity and  
2 employment, except for debt refinancing. Targeted companies  
3 for the program shall primarily consist of established  
4 industrial and service companies with proven records of  
5 earnings that will sell their product to markets beyond  
6 Illinois and have proven multistate location options. New  
7 ventures shall be considered only if the entity is protected  
8 with adequate security with regard to its financing and  
9 operation. The limitations and conditions with respect to the  
10 use of this Fund shall not apply in carrying out the purposes  
11 and provisions of paragraph (h) of Section 10-3.

12 (b) Deposits into the Fund shall include, but are not  
13 limited to:

14 (1) Any appropriations, grants, or gifts made to the  
15 Fund.

16 (2) Any income received from interest on investments  
17 of amounts from the Fund not currently needed to meet the  
18 obligations of the Fund.

19 (c) The State Comptroller and the State Treasurer shall  
20 from time to time, upon the written direction of the Governor,  
21 transfer from the Fund to the General Revenue Fund or the  
22 Budget Stabilization Fund, those amounts that the Governor  
23 determines are in excess of the amounts required to meet the  
24 obligations of the Fund. Any amounts transferred to the Budget  
25 Stabilization Fund may be transferred back to the Large  
26 Business Attraction Fund by the State Comptroller and the



1 State Treasurer, upon the written direction of the Governor.

2 (Source: P.A. 90-372, eff. 7-1-98.)

3 Section 5-30. The Illinois Police Training Act is amended  
4 by changing Section 6 as follows:

5 (50 ILCS 705/6) (from Ch. 85, par. 506)

6 Sec. 6. Powers and duties of the Board; selection and  
7 certification of schools. The Board shall select and certify  
8 schools within the State of Illinois for the purpose of  
9 providing basic training for probationary law enforcement  
10 officers, probationary county corrections officers, and court  
11 security officers and of providing advanced or in-service  
12 training for permanent law enforcement officers or permanent  
13 county corrections officers, which schools may be either  
14 publicly or privately owned and operated. In addition, the  
15 Board has the following power and duties:

16 a. To require law enforcement agencies to furnish such  
17 reports and information as the Board deems necessary to  
18 fully implement this Act.

19 b. To establish appropriate mandatory minimum  
20 standards relating to the training of probationary local  
21 law enforcement officers or probationary county  
22 corrections officers, and in-service training of permanent  
23 law enforcement officers.

24 c. To provide appropriate certification to those

1           probationary officers who successfully complete the  
2           prescribed minimum standard basic training course.

3           d. To review and approve annual training curriculum  
4           for county sheriffs.

5           e. To review and approve applicants to ensure that no  
6           applicant is admitted to a certified academy unless the  
7           applicant is a person of good character and has not been  
8           convicted of, found guilty of, entered a plea of guilty  
9           to, or entered a plea of nolo contendere to a felony  
10          offense, any of the misdemeanors in Sections 11-1.50,  
11          11-6, 11-6.5, 11-6.6, 11-9.1, 11-9.1B, 11-14, 11-14.1,  
12          11-30, 12-2, 12-3.2, 12-3.4, 12-3.5, 16-1, 17-1, 17-2,  
13          26.5-1, 26.5-2, 26.5-3, 28-3, 29-1, any misdemeanor in  
14          violation of any Section of Part E of Title III of the  
15          Criminal Code of 1961 or the Criminal Code of 2012, or  
16          subsection (a) of Section 17-32 of the Criminal Code of  
17          1961 or the Criminal Code of 2012, or Section 5 or 5.2 of  
18          the Cannabis Control Act, or a crime involving moral  
19          turpitude under the laws of this State or any other state  
20          which if committed in this State would be punishable as a  
21          felony or a crime of moral turpitude, or any felony or  
22          misdemeanor in violation of federal law or the law of any  
23          state that is the equivalent of any of the offenses  
24          specified therein. The Board may appoint investigators who  
25          shall enforce the duties conferred upon the Board by this  
26          Act.

1           For purposes of this paragraph e, a person is  
2           considered to have been convicted of, found guilty of, or  
3           entered a plea of guilty to, plea of nolo contendere to  
4           regardless of whether the adjudication of guilt or  
5           sentence is withheld or not entered thereon. This includes  
6           sentences of supervision, conditional discharge, or first  
7           offender probation, or any similar disposition provided  
8           for by law.

9           f. To establish statewide standards for minimum  
10          standards regarding regular mental health screenings for  
11          probationary and permanent police officers, ensuring that  
12          counseling sessions and screenings remain confidential.

13          g. To review and ensure all law enforcement officers  
14          remain in compliance with this Act, and any administrative  
15          rules adopted under this Act.

16          h. To suspend any certificate for a definite period,  
17          limit or restrict any certificate, or revoke any  
18          certificate.

19          i. The Board and the Panel shall have power to secure  
20          by its subpoena and bring before it any person or entity in  
21          this State and to take testimony either orally or by  
22          deposition or both with the same fees and mileage and in  
23          the same manner as prescribed by law in judicial  
24          proceedings in civil cases in circuit courts of this  
25          State. The Board and the Panel shall also have the power to  
26          subpoena the production of documents, papers, files,

1 books, documents, and records, whether in physical or  
2 electronic form, in support of the charges and for  
3 defense, and in connection with a hearing or  
4 investigation.

5 j. The Executive Director, the administrative law  
6 judge designated by the Executive Director, and each  
7 member of the Board and the Panel shall have the power to  
8 administer oaths to witnesses at any hearing that the  
9 Board is authorized to conduct under this Act and any  
10 other oaths required or authorized to be administered by  
11 the Board under this Act.

12 k. In case of the neglect or refusal of any person to  
13 obey a subpoena issued by the Board and the Panel, any  
14 circuit court, upon application of the Board and the  
15 Panel, through the Illinois Attorney General, may order  
16 such person to appear before the Board and the Panel give  
17 testimony or produce evidence, and any failure to obey  
18 such order is punishable by the court as a contempt  
19 thereof. This order may be served by personal delivery, by  
20 email, or by mail to the address of record or email address  
21 of record.

22 l. The Board shall have the power to administer state  
23 certification examinations. Any and all records related to  
24 these examinations, including, but not limited to, test  
25 questions, test formats, digital files, answer responses,  
26 answer keys, and scoring information shall be exempt from

1 disclosure.

2 m. To make grants, subject to appropriation, to units  
3 of local government and public institutions of higher  
4 education for the purposes of hiring and retaining law  
5 enforcement officers.

6 (Source: P.A. 101-187, eff. 1-1-20; 101-652, Article 10,  
7 Section 10-143, eff. 7-1-21; 101-652, Article 25, Section  
8 25-40, eff. 1-1-22; 102-687, eff. 12-17-21; 102-694, eff.  
9 1-7-22.)

10 Section 5-35. The Liquor Control Act of 1934 is amended by  
11 adding Section 3-4.1 as follows:

12 (235 ILCS 5/3-4.1 new)

13 Sec. 3-4.1. Obtaining evidence. The State Commission has  
14 the power to expend sums that the Executive Director deems  
15 necessary for the purchase of evidence and for the employment  
16 of persons to obtain evidence. The sums shall be advanced to  
17 employees authorized by the Executive Director to expend  
18 funds, on vouchers signed by the Executive Director.

19 In addition, the Executive Director is authorized to  
20 maintain one or more commercial checking accounts with any  
21 State banking corporation or corporations organized under or  
22 subject to the Illinois Banking Act for the deposit and  
23 withdrawal of moneys to be used solely for the purchase of  
24 evidence and for the employment of persons to obtain evidence.

1 No check may be written on nor any withdrawal made from such an  
2 account except on the written signature of 2 persons  
3 designated by the Executive Director to write those checks and  
4 make those withdrawals. The balance of moneys on deposit in  
5 any such account shall not exceed \$25,000 at any time, nor  
6 shall any one check written on or single withdrawal made from  
7 any such account exceed \$25,000.

8 Section 5-36. The Illinois Public Aid Code is amended by  
9 changing Sections 4-1.6 as follows:

10 (305 ILCS 5/4-1.6) (from Ch. 23, par. 4-1.6)

11 Sec. 4-1.6. Need. Income available to the family as  
12 defined by the Illinois Department by rule, or to the child in  
13 the case of a child removed from his or her home, when added to  
14 contributions in money, substance or services from other  
15 sources, including income available from parents absent from  
16 the home or from a stepparent, contributions made for the  
17 benefit of the parent or other persons necessary to provide  
18 care and supervision to the child, and contributions from  
19 legally responsible relatives, must be equal to or less than  
20 the grant amount established by Department regulation for such  
21 a person. For purposes of eligibility for aid under this  
22 Article, the Department shall (a) disregard all earned income  
23 between the grant amount and 50% of the Federal Poverty Level  
24 and (b) disregard the value of all assets held by the family.

1           In considering income to be taken into account,  
2 consideration shall be given to any expenses reasonably  
3 attributable to the earning of such income. Three-fourths of  
4 the earned income of a household eligible for aid under this  
5 Article shall be disregarded when determining the level of  
6 assistance for which a household is eligible. All ~~The first~~  
7 ~~\$100~~ of child support, whether it be current support, past  
8 support owed, or future support, that is collected on or after  
9 January 1, 2023 on behalf of a family ~~in a month for one child~~  
10 ~~and the first \$200 of child support collected on behalf of a~~  
11 ~~family in a month for 2 or more children~~ shall be passed  
12 through to the family and disregarded in determining the  
13 amount of the assistance grant provided to the family under  
14 this Article. Any amount of child support that would be  
15 disregarded in determining the amount of the assistance grant  
16 shall be disregarded in determining eligibility for cash  
17 assistance provided under this Article. The Illinois  
18 Department may also permit all or any portion of earned or  
19 other income to be set aside for the future identifiable needs  
20 of a child. The Illinois Department may provide by rule and  
21 regulation for the exemptions thus permitted or required. The  
22 eligibility of any applicant for or recipient of public aid  
23 under this Article is not affected by the payment of any grant  
24 under the "Senior Citizens and Persons with Disabilities  
25 Property Tax Relief Act" or any distributions or items of  
26 income described under subparagraph (X) of paragraph (2) of

1 subsection (a) of Section 203 of the Illinois Income Tax Act.

2 The Illinois Department may, by rule, set forth criteria  
3 under which an assistance unit is ineligible for cash  
4 assistance under this Article for a specified number of months  
5 due to the receipt of a lump sum payment.

6 (Source: P.A. 98-114, eff. 7-29-13; 99-143, eff. 7-27-15;  
7 99-899, eff. 1-1-17.)

8 Section 5-37. The Illinois Public Aid Code is amended by  
9 changing Section 5A-12.7 as follows:

10 (305 ILCS 5/5A-12.7)

11 (Section scheduled to be repealed on December 31, 2026)

12 Sec. 5A-12.7. Continuation of hospital access payments on  
13 and after July 1, 2020.

14 (a) To preserve and improve access to hospital services,  
15 for hospital services rendered on and after July 1, 2020, the  
16 Department shall, except for hospitals described in subsection  
17 (b) of Section 5A-3, make payments to hospitals or require  
18 capitated managed care organizations to make payments as set  
19 forth in this Section. Payments under this Section are not due  
20 and payable, however, until: (i) the methodologies described  
21 in this Section are approved by the federal government in an  
22 appropriate State Plan amendment or directed payment preprint;  
23 and (ii) the assessment imposed under this Article is  
24 determined to be a permissible tax under Title XIX of the



1 Social Security Act. In determining the hospital access  
2 payments authorized under subsection (g) of this Section, if a  
3 hospital ceases to qualify for payments from the pool, the  
4 payments for all hospitals continuing to qualify for payments  
5 from such pool shall be uniformly adjusted to fully expend the  
6 aggregate net amount of the pool, with such adjustment being  
7 effective on the first day of the second month following the  
8 date the hospital ceases to receive payments from such pool.

9 (b) Amounts moved into claims-based rates and distributed  
10 in accordance with Section 14-12 shall remain in those  
11 claims-based rates.

12 (c) Graduate medical education.

13 (1) The calculation of graduate medical education  
14 payments shall be based on the hospital's Medicare cost  
15 report ending in Calendar Year 2018, as reported in the  
16 Healthcare Cost Report Information System file, release  
17 date September 30, 2019. An Illinois hospital reporting  
18 intern and resident cost on its Medicare cost report shall  
19 be eligible for graduate medical education payments.

20 (2) Each hospital's annualized Medicaid Intern  
21 Resident Cost is calculated using annualized intern and  
22 resident total costs obtained from Worksheet B Part I,  
23 Columns 21 and 22 the sum of Lines 30-43, 50-76, 90-93,  
24 96-98, and 105-112 multiplied by the percentage that the  
25 hospital's Medicaid days (Worksheet S3 Part I, Column 7,  
26 Lines 2, 3, 4, 14, 16-18, and 32) comprise of the

1 hospital's total days (Worksheet S3 Part I, Column 8,  
2 Lines 14, 16-18, and 32).

3 (3) An annualized Medicaid indirect medical education  
4 (IME) payment is calculated for each hospital using its  
5 IME payments (Worksheet E Part A, Line 29, Column 1)  
6 multiplied by the percentage that its Medicaid days  
7 (Worksheet S3 Part I, Column 7, Lines 2, 3, 4, 14, 16-18,  
8 and 32) comprise of its Medicare days (Worksheet S3 Part  
9 I, Column 6, Lines 2, 3, 4, 14, and 16-18).

10 (4) For each hospital, its annualized Medicaid Intern  
11 Resident Cost and its annualized Medicaid IME payment are  
12 summed, and, except as capped at 120% of the average cost  
13 per intern and resident for all qualifying hospitals as  
14 calculated under this paragraph, is multiplied by the  
15 applicable reimbursement factor as described in this  
16 paragraph, to determine the hospital's final graduate  
17 medical education payment. Each hospital's average cost  
18 per intern and resident shall be calculated by summing its  
19 total annualized Medicaid Intern Resident Cost plus its  
20 annualized Medicaid IME payment and dividing that amount  
21 by the hospital's total Full Time Equivalent Residents and  
22 Interns. If the hospital's average per intern and resident  
23 cost is greater than 120% of the same calculation for all  
24 qualifying hospitals, the hospital's per intern and  
25 resident cost shall be capped at 120% of the average cost  
26 for all qualifying hospitals.

1 (A) For the period of July 1, 2020 through  
2 December 31, 2022, the applicable reimbursement factor  
3 shall be 22.6%.

4 (B) For the period of January 1, 2023 through  
5 December 31, 2026, the applicable reimbursement factor  
6 shall be 35% for all qualified safety-net hospitals,  
7 as defined in Section 5-5e.1 of this Code, and all  
8 hospitals with 100 or more Full Time Equivalent  
9 Residents and Interns, as reported on the hospital's  
10 Medicare cost report ending in Calendar Year 2018, and  
11 for all other qualified hospitals the applicable  
12 reimbursement factor shall be 30%.

13 (d) Fee-for-service supplemental payments. For the period  
14 of July 1, 2020 through December 31, 2022, each Illinois  
15 hospital shall receive an annual payment equal to the amounts  
16 below, to be paid in 12 equal installments on or before the  
17 seventh State business day of each month, except that no  
18 payment shall be due within 30 days after the later of the date  
19 of notification of federal approval of the payment  
20 methodologies required under this Section or any waiver  
21 required under 42 CFR 433.68, at which time the sum of amounts  
22 required under this Section prior to the date of notification  
23 is due and payable.

24 (1) For critical access hospitals, \$385 per covered  
25 inpatient day contained in paid fee-for-service claims and  
26 \$530 per paid fee-for-service outpatient claim for dates

1 of service in Calendar Year 2019 in the Department's  
2 Enterprise Data Warehouse as of May 11, 2020.

3 (2) For safety-net hospitals, \$960 per covered  
4 inpatient day contained in paid fee-for-service claims and  
5 \$625 per paid fee-for-service outpatient claim for dates  
6 of service in Calendar Year 2019 in the Department's  
7 Enterprise Data Warehouse as of May 11, 2020.

8 (3) For long term acute care hospitals, \$295 per  
9 covered inpatient day contained in paid fee-for-service  
10 claims for dates of service in Calendar Year 2019 in the  
11 Department's Enterprise Data Warehouse as of May 11, 2020.

12 (4) For freestanding psychiatric hospitals, \$125 per  
13 covered inpatient day contained in paid fee-for-service  
14 claims and \$130 per paid fee-for-service outpatient claim  
15 for dates of service in Calendar Year 2019 in the  
16 Department's Enterprise Data Warehouse as of May 11, 2020.

17 (5) For freestanding rehabilitation hospitals, \$355  
18 per covered inpatient day contained in paid  
19 fee-for-service claims for dates of service in Calendar  
20 Year 2019 in the Department's Enterprise Data Warehouse as  
21 of May 11, 2020.

22 (6) For all general acute care hospitals and high  
23 Medicaid hospitals as defined in subsection (f), \$350 per  
24 covered inpatient day for dates of service in Calendar  
25 Year 2019 contained in paid fee-for-service claims and  
26 \$620 per paid fee-for-service outpatient claim in the

1 Department's Enterprise Data Warehouse as of May 11, 2020.

2 (7) Alzheimer's treatment access payment. Each  
3 Illinois academic medical center or teaching hospital, as  
4 defined in Section 5-5e.2 of this Code, that is identified  
5 as the primary hospital affiliate of one of the Regional  
6 Alzheimer's Disease Assistance Centers, as designated by  
7 the Alzheimer's Disease Assistance Act and identified in  
8 the Department of Public Health's Alzheimer's Disease  
9 State Plan dated December 2016, shall be paid an  
10 Alzheimer's treatment access payment equal to the product  
11 of the qualifying hospital's State Fiscal Year 2018 total  
12 inpatient fee-for-service days multiplied by the  
13 applicable Alzheimer's treatment rate of \$226.30 for  
14 hospitals located in Cook County and \$116.21 for hospitals  
15 located outside Cook County.

16 (d-2) Fee-for-service supplemental payments. Beginning  
17 January 1, 2023, each Illinois hospital shall receive an  
18 annual payment equal to the amounts listed below, to be paid in  
19 12 equal installments on or before the seventh State business  
20 day of each month, except that no payment shall be due within  
21 30 days after the later of the date of notification of federal  
22 approval of the payment methodologies required under this  
23 Section or any waiver required under 42 CFR 433.68, at which  
24 time the sum of amounts required under this Section prior to  
25 the date of notification is due and payable. The Department  
26 may adjust the rates in paragraphs (1) through (7) to comply

1 with the federal upper payment limits, with such adjustments  
2 being determined so that the total estimated spending by  
3 hospital class, under such adjusted rates, remains  
4 substantially similar to the total estimated spending under  
5 the original rates set forth in this subsection.

6 (1) For critical access hospitals, as defined in  
7 subsection (f), \$750 per covered inpatient day contained  
8 in paid fee-for-service claims and \$750 per paid  
9 fee-for-service outpatient claim for dates of service in  
10 Calendar Year 2019 in the Department's Enterprise Data  
11 Warehouse as of August 6, 2021.

12 (2) For safety-net hospitals, as described in  
13 subsection (f), \$1,350 per inpatient day contained in paid  
14 fee-for-service claims and \$1,350 per paid fee-for-service  
15 outpatient claim for dates of service in Calendar Year  
16 2019 in the Department's Enterprise Data Warehouse as of  
17 August 6, 2021.

18 (3) For long term acute care hospitals, \$550 per  
19 covered inpatient day contained in paid fee-for-service  
20 claims for dates of service in Calendar Year 2019 in the  
21 Department's Enterprise Data Warehouse as of August 6,  
22 2021.

23 (4) For freestanding psychiatric hospitals, \$200 per  
24 covered inpatient day contained in paid fee-for-service  
25 claims and \$200 per paid fee-for-service outpatient claim  
26 for dates of service in Calendar Year 2019 in the

1 Department's Enterprise Data Warehouse as of August 6,  
2 2021.

3 (5) For freestanding rehabilitation hospitals, \$550  
4 per covered inpatient day contained in paid  
5 fee-for-service claims and \$125 per paid fee-for-service  
6 outpatient claim for dates of service in Calendar Year  
7 2019 in the Department's Enterprise Data Warehouse as of  
8 August 6, 2021.

9 (6) For all general acute care hospitals and high  
10 Medicaid hospitals as defined in subsection (f), \$500 per  
11 covered inpatient day for dates of service in Calendar  
12 Year 2019 contained in paid fee-for-service claims and  
13 \$500 per paid fee-for-service outpatient claim in the  
14 Department's Enterprise Data Warehouse as of August 6,  
15 2021.

16 (7) For public hospitals, as defined in subsection  
17 (f), \$275 per covered inpatient day contained in paid  
18 fee-for-service claims and \$275 per paid fee-for-service  
19 outpatient claim for dates of service in Calendar Year  
20 2019 in the Department's Enterprise Data Warehouse as of  
21 August 6, 2021.

22 (8) Alzheimer's treatment access payment. Each  
23 Illinois academic medical center or teaching hospital, as  
24 defined in Section 5-5e.2 of this Code, that is identified  
25 as the primary hospital affiliate of one of the Regional  
26 Alzheimer's Disease Assistance Centers, as designated by

1 the Alzheimer's Disease Assistance Act and identified in  
2 the Department of Public Health's Alzheimer's Disease  
3 State Plan dated December 2016, shall be paid an  
4 Alzheimer's treatment access payment equal to the product  
5 of the qualifying hospital's Calendar Year 2019 total  
6 inpatient fee-for-service days, in the Department's  
7 Enterprise Data Warehouse as of August 6, 2021, multiplied  
8 by the applicable Alzheimer's treatment rate of \$244.37  
9 for hospitals located in Cook County and \$312.03 for  
10 hospitals located outside Cook County.

11 (e) The Department shall require managed care  
12 organizations (MCOs) to make directed payments and  
13 pass-through payments according to this Section. Each calendar  
14 year, the Department shall require MCOs to pay the maximum  
15 amount out of these funds as allowed as pass-through payments  
16 under federal regulations. The Department shall require MCOs  
17 to make such pass-through payments as specified in this  
18 Section. The Department shall require the MCOs to pay the  
19 remaining amounts as directed Payments as specified in this  
20 Section. The Department shall issue payments to the  
21 Comptroller by the seventh business day of each month for all  
22 MCOs that are sufficient for MCOs to make the directed  
23 payments and pass-through payments according to this Section.  
24 The Department shall require the MCOs to make pass-through  
25 payments and directed payments using electronic funds  
26 transfers (EFT), if the hospital provides the information



1 necessary to process such EFTs, in accordance with directions  
2 provided monthly by the Department, within 7 business days of  
3 the date the funds are paid to the MCOs, as indicated by the  
4 "Paid Date" on the website of the Office of the Comptroller if  
5 the funds are paid by EFT and the MCOs have received directed  
6 payment instructions. If funds are not paid through the  
7 Comptroller by EFT, payment must be made within 7 business  
8 days of the date actually received by the MCO. The MCO will be  
9 considered to have paid the pass-through payments when the  
10 payment remittance number is generated or the date the MCO  
11 sends the check to the hospital, if EFT information is not  
12 supplied. If an MCO is late in paying a pass-through payment or  
13 directed payment as required under this Section (including any  
14 extensions granted by the Department), it shall pay a penalty,  
15 unless waived by the Department for reasonable cause, to the  
16 Department equal to 5% of the amount of the pass-through  
17 payment or directed payment not paid on or before the due date  
18 plus 5% of the portion thereof remaining unpaid on the last day  
19 of each 30-day period thereafter. Payments to MCOs that would  
20 be paid consistent with actuarial certification and enrollment  
21 in the absence of the increased capitation payments under this  
22 Section shall not be reduced as a consequence of payments made  
23 under this subsection. The Department shall publish and  
24 maintain on its website for a period of no less than 8 calendar  
25 quarters, the quarterly calculation of directed payments and  
26 pass-through payments owed to each hospital from each MCO. All

1 calculations and reports shall be posted no later than the  
2 first day of the quarter for which the payments are to be  
3 issued.

4 (f)(1) For purposes of allocating the funds included in  
5 capitation payments to MCOs, Illinois hospitals shall be  
6 divided into the following classes as defined in  
7 administrative rules:

8 (A) Beginning July 1, 2020 through December 31, 2022,  
9 critical access hospitals. Beginning January 1, 2023,  
10 "critical access hospital" means a hospital designated by  
11 the Department of Public Health as a critical access  
12 hospital, excluding any hospital meeting the definition of  
13 a public hospital in subparagraph (F).

14 (B) Safety-net hospitals, except that stand-alone  
15 children's hospitals that are not specialty children's  
16 hospitals will not be included. For the calendar year  
17 beginning January 1, 2023, and each calendar year  
18 thereafter, assignment to the safety-net class shall be  
19 based on the annual safety-net rate year beginning 15  
20 months before the beginning of the first Payout Quarter of  
21 the calendar year.

22 (C) Long term acute care hospitals.

23 (D) Freestanding psychiatric hospitals.

24 (E) Freestanding rehabilitation hospitals.

25 (F) Beginning January 1, 2023, "public hospital" means  
26 a hospital that is owned or operated by an Illinois

1 Government body or municipality, excluding a hospital  
2 provider that is a State agency, a State university, or a  
3 county with a population of 3,000,000 or more.

4 (G) High Medicaid hospitals.

5 (i) As used in this Section, "high Medicaid  
6 hospital" means a general acute care hospital that:

7 (I) For the payout periods July 1, 2020  
8 through December 31, 2022, is not a safety-net  
9 hospital or critical access hospital and that has  
10 a Medicaid Inpatient Utilization Rate above 30% or  
11 a hospital that had over 35,000 inpatient Medicaid  
12 days during the applicable period. For the period  
13 July 1, 2020 through December 31, 2020, the  
14 applicable period for the Medicaid Inpatient  
15 Utilization Rate (MIUR) is the rate year 2020 MIUR  
16 and for the number of inpatient days it is State  
17 fiscal year 2018. Beginning in calendar year 2021,  
18 the Department shall use the most recently  
19 determined MIUR, as defined in subsection (h) of  
20 Section 5-5.02, and for the inpatient day  
21 threshold, the State fiscal year ending 18 months  
22 prior to the beginning of the calendar year. For  
23 purposes of calculating MIUR under this Section,  
24 children's hospitals and affiliated general acute  
25 care hospitals shall be considered a single  
26 hospital.

1 (II) For the calendar year beginning January  
2 1, 2023, and each calendar year thereafter, is not  
3 a public hospital, safety-net hospital, or  
4 critical access hospital and that qualifies as a  
5 regional high volume hospital or is a hospital  
6 that has a Medicaid Inpatient Utilization Rate  
7 (MIUR) above 30%. As used in this item, "regional  
8 high volume hospital" means a hospital which ranks  
9 in the top 2 quartiles based on total hospital  
10 services volume, of all eligible general acute  
11 care hospitals, when ranked in descending order  
12 based on total hospital services volume, within  
13 the same Medicaid managed care region, as  
14 designated by the Department, as of January 1,  
15 2022. As used in this item, "total hospital  
16 services volume" means the total of all Medical  
17 Assistance hospital inpatient admissions plus all  
18 Medical Assistance hospital outpatient visits. For  
19 purposes of determining regional high volume  
20 hospital inpatient admissions and outpatient  
21 visits, the Department shall use dates of service  
22 provided during State Fiscal Year 2020 for the  
23 Payout Quarter beginning January 1, 2023. The  
24 Department shall use dates of service from the  
25 State fiscal year ending 18 month before the  
26 beginning of the first Payout Quarter of the

1 subsequent annual determination period.

2 (ii) For the calendar year beginning January 1,  
3 2023, the Department shall use the Rate Year 2022  
4 Medicaid inpatient utilization rate (MIUR), as defined  
5 in subsection (h) of Section 5-5.02. For each  
6 subsequent annual determination, the Department shall  
7 use the MIUR applicable to the rate year ending  
8 September 30 of the year preceding the beginning of  
9 the calendar year.

10 (H) General acute care hospitals. As used under this  
11 Section, "general acute care hospitals" means all other  
12 Illinois hospitals not identified in subparagraphs (A)  
13 through (G).

14 (2) Hospitals' qualification for each class shall be  
15 assessed prior to the beginning of each calendar year and the  
16 new class designation shall be effective January 1 of the next  
17 year. The Department shall publish by rule the process for  
18 establishing class determination.

19 (g) Fixed pool directed payments. Beginning July 1, 2020,  
20 the Department shall issue payments to MCOs which shall be  
21 used to issue directed payments to qualified Illinois  
22 safety-net hospitals and critical access hospitals on a  
23 monthly basis in accordance with this subsection. Prior to the  
24 beginning of each Payout Quarter beginning July 1, 2020, the  
25 Department shall use encounter claims data from the  
26 Determination Quarter, accepted by the Department's Medicaid

1 Management Information System for inpatient and outpatient  
2 services rendered by safety-net hospitals and critical access  
3 hospitals to determine a quarterly uniform per unit add-on for  
4 each hospital class.

5 (1) Inpatient per unit add-on. A quarterly uniform per  
6 diem add-on shall be derived by dividing the quarterly  
7 Inpatient Directed Payments Pool amount allocated to the  
8 applicable hospital class by the total inpatient days  
9 contained on all encounter claims received during the  
10 Determination Quarter, for all hospitals in the class.

11 (A) Each hospital in the class shall have a  
12 quarterly inpatient directed payment calculated that  
13 is equal to the product of the number of inpatient days  
14 attributable to the hospital used in the calculation  
15 of the quarterly uniform class per diem add-on,  
16 multiplied by the calculated applicable quarterly  
17 uniform class per diem add-on of the hospital class.

18 (B) Each hospital shall be paid 1/3 of its  
19 quarterly inpatient directed payment in each of the 3  
20 months of the Payout Quarter, in accordance with  
21 directions provided to each MCO by the Department.

22 (2) Outpatient per unit add-on. A quarterly uniform  
23 per claim add-on shall be derived by dividing the  
24 quarterly Outpatient Directed Payments Pool amount  
25 allocated to the applicable hospital class by the total  
26 outpatient encounter claims received during the

1 Determination Quarter, for all hospitals in the class.

2 (A) Each hospital in the class shall have a  
3 quarterly outpatient directed payment calculated that  
4 is equal to the product of the number of outpatient  
5 encounter claims attributable to the hospital used in  
6 the calculation of the quarterly uniform class per  
7 claim add-on, multiplied by the calculated applicable  
8 quarterly uniform class per claim add-on of the  
9 hospital class.

10 (B) Each hospital shall be paid 1/3 of its  
11 quarterly outpatient directed payment in each of the 3  
12 months of the Payout Quarter, in accordance with  
13 directions provided to each MCO by the Department.

14 (3) Each MCO shall pay each hospital the Monthly  
15 Directed Payment as identified by the Department on its  
16 quarterly determination report.

17 (4) Definitions. As used in this subsection:

18 (A) "Payout Quarter" means each 3 month calendar  
19 quarter, beginning July 1, 2020.

20 (B) "Determination Quarter" means each 3 month  
21 calendar quarter, which ends 3 months prior to the  
22 first day of each Payout Quarter.

23 (5) For the period July 1, 2020 through December 2020,  
24 the following amounts shall be allocated to the following  
25 hospital class directed payment pools for the quarterly  
26 development of a uniform per unit add-on:

1 (A) \$2,894,500 for hospital inpatient services for  
2 critical access hospitals.

3 (B) \$4,294,374 for hospital outpatient services  
4 for critical access hospitals.

5 (C) \$29,109,330 for hospital inpatient services  
6 for safety-net hospitals.

7 (D) \$35,041,218 for hospital outpatient services  
8 for safety-net hospitals.

9 (6) For the period January 1, 2023 through December  
10 31, 2023, the Department shall establish the amounts that  
11 shall be allocated to the hospital class directed payment  
12 fixed pools identified in this paragraph for the quarterly  
13 development of a uniform per unit add-on. The Department  
14 shall establish such amounts so that the total amount of  
15 payments to each hospital under this Section in calendar  
16 year 2023 is projected to be substantially similar to the  
17 total amount of such payments received by the hospital  
18 under this Section in calendar year 2021, adjusted for  
19 increased funding provided for fixed pool directed  
20 payments under subsection (g) in calendar year 2022,  
21 assuming that the volume and acuity of claims are held  
22 constant. The Department shall publish the directed  
23 payment fixed pool amounts to be established under this  
24 paragraph on its website by November 15, 2022.

25 (A) Hospital inpatient services for critical  
26 access hospitals.



1           (B) Hospital outpatient services for critical  
2           access hospitals.

3           (C) Hospital inpatient services for public  
4           hospitals.

5           (D) Hospital outpatient services for public  
6           hospitals.

7           (E) Hospital inpatient services for safety-net  
8           hospitals.

9           (F) Hospital outpatient services for safety-net  
10          hospitals.

11          (7) Semi-annual rate maintenance review. The  
12          Department shall ensure that hospitals assigned to the  
13          fixed pools in paragraph (6) are paid no less than 95% of  
14          the annual initial rate for each 6-month period of each  
15          annual payout period. For each calendar year, the  
16          Department shall calculate the annual initial rate per day  
17          and per visit for each fixed pool hospital class listed in  
18          paragraph (6), by dividing the total of all applicable  
19          inpatient or outpatient directed payments issued in the  
20          preceding calendar year to the hospitals in each fixed  
21          pool class for the calendar year, plus any increase  
22          resulting from the annual adjustments described in  
23          subsection (i), by the actual applicable total service  
24          units for the preceding calendar year which were the basis  
25          of the total applicable inpatient or outpatient directed  
26          payments issued to the hospitals in each fixed pool class

1 in the calendar year, except that for calendar year 2023,  
2 the service units from calendar year 2021 shall be used.

3 (A) The Department shall calculate the effective  
4 rate, per day and per visit, for the payout periods of  
5 January to June and July to December of each year, for  
6 each fixed pool listed in paragraph (6), by dividing  
7 50% of the annual pool by the total applicable  
8 reported service units for the 2 applicable  
9 determination quarters.

10 (B) If the effective rate calculated in  
11 subparagraph (A) is less than 95% of the annual  
12 initial rate assigned to the class for each pool under  
13 paragraph (6), the Department shall adjust the payment  
14 for each hospital to a level equal to no less than 95%  
15 of the annual initial rate, by issuing a retroactive  
16 adjustment payment for the 6-month period under review  
17 as identified in subparagraph (A).

18 (h) Fixed rate directed payments. Effective July 1, 2020,  
19 the Department shall issue payments to MCOs which shall be  
20 used to issue directed payments to Illinois hospitals not  
21 identified in paragraph (g) on a monthly basis. Prior to the  
22 beginning of each Payout Quarter beginning July 1, 2020, the  
23 Department shall use encounter claims data from the  
24 Determination Quarter, accepted by the Department's Medicaid  
25 Management Information System for inpatient and outpatient  
26 services rendered by hospitals in each hospital class

1 identified in paragraph (f) and not identified in paragraph  
2 (g). For the period July 1, 2020 through December 2020, the  
3 Department shall direct MCOs to make payments as follows:

4 (1) For general acute care hospitals an amount equal  
5 to \$1,750 multiplied by the hospital's category of service  
6 20 case mix index for the determination quarter multiplied  
7 by the hospital's total number of inpatient admissions for  
8 category of service 20 for the determination quarter.

9 (2) For general acute care hospitals an amount equal  
10 to \$160 multiplied by the hospital's category of service  
11 21 case mix index for the determination quarter multiplied  
12 by the hospital's total number of inpatient admissions for  
13 category of service 21 for the determination quarter.

14 (3) For general acute care hospitals an amount equal  
15 to \$80 multiplied by the hospital's category of service 22  
16 case mix index for the determination quarter multiplied by  
17 the hospital's total number of inpatient admissions for  
18 category of service 22 for the determination quarter.

19 (4) For general acute care hospitals an amount equal  
20 to \$375 multiplied by the hospital's category of service  
21 24 case mix index for the determination quarter multiplied  
22 by the hospital's total number of category of service 24  
23 paid EAPG (EAPGs) for the determination quarter.

24 (5) For general acute care hospitals an amount equal  
25 to \$240 multiplied by the hospital's category of service  
26 27 and 28 case mix index for the determination quarter

1 multiplied by the hospital's total number of category of  
2 service 27 and 28 paid EAPGs for the determination  
3 quarter.

4 (6) For general acute care hospitals an amount equal  
5 to \$290 multiplied by the hospital's category of service  
6 29 case mix index for the determination quarter multiplied  
7 by the hospital's total number of category of service 29  
8 paid EAPGs for the determination quarter.

9 (7) For high Medicaid hospitals an amount equal to  
10 \$1,800 multiplied by the hospital's category of service 20  
11 case mix index for the determination quarter multiplied by  
12 the hospital's total number of inpatient admissions for  
13 category of service 20 for the determination quarter.

14 (8) For high Medicaid hospitals an amount equal to  
15 \$160 multiplied by the hospital's category of service 21  
16 case mix index for the determination quarter multiplied by  
17 the hospital's total number of inpatient admissions for  
18 category of service 21 for the determination quarter.

19 (9) For high Medicaid hospitals an amount equal to \$80  
20 multiplied by the hospital's category of service 22 case  
21 mix index for the determination quarter multiplied by the  
22 hospital's total number of inpatient admissions for  
23 category of service 22 for the determination quarter.

24 (10) For high Medicaid hospitals an amount equal to  
25 \$400 multiplied by the hospital's category of service 24  
26 case mix index for the determination quarter multiplied by

1 the hospital's total number of category of service 24 paid  
2 EAPG outpatient claims for the determination quarter.

3 (11) For high Medicaid hospitals an amount equal to  
4 \$240 multiplied by the hospital's category of service 27  
5 and 28 case mix index for the determination quarter  
6 multiplied by the hospital's total number of category of  
7 service 27 and 28 paid EAPGs for the determination  
8 quarter.

9 (12) For high Medicaid hospitals an amount equal to  
10 \$290 multiplied by the hospital's category of service 29  
11 case mix index for the determination quarter multiplied by  
12 the hospital's total number of category of service 29 paid  
13 EAPGs for the determination quarter.

14 (13) For long term acute care hospitals the amount of  
15 \$495 multiplied by the hospital's total number of  
16 inpatient days for the determination quarter.

17 (14) For psychiatric hospitals the amount of \$210  
18 multiplied by the hospital's total number of inpatient  
19 days for category of service 21 for the determination  
20 quarter.

21 (15) For psychiatric hospitals the amount of \$250  
22 multiplied by the hospital's total number of outpatient  
23 claims for category of service 27 and 28 for the  
24 determination quarter.

25 (16) For rehabilitation hospitals the amount of \$410  
26 multiplied by the hospital's total number of inpatient

1 days for category of service 22 for the determination  
2 quarter.

3 (17) For rehabilitation hospitals the amount of \$100  
4 multiplied by the hospital's total number of outpatient  
5 claims for category of service 29 for the determination  
6 quarter.

7 (18) Effective for the Payout Quarter beginning  
8 January 1, 2023, for the directed payments to hospitals  
9 required under this subsection, the Department shall  
10 establish the amounts that shall be used to calculate such  
11 directed payments using the methodologies specified in  
12 this paragraph. The Department shall use a single, uniform  
13 rate, adjusted for acuity as specified in paragraphs (1)  
14 through (12), for all categories of inpatient services  
15 provided by each class of hospitals and a single uniform  
16 rate, adjusted for acuity as specified in paragraphs (1)  
17 through (12), for all categories of outpatient services  
18 provided by each class of hospitals. The Department shall  
19 establish such amounts so that the total amount of  
20 payments to each hospital under this Section in calendar  
21 year 2023 is projected to be substantially similar to the  
22 total amount of such payments received by the hospital  
23 under this Section in calendar year 2021, adjusted for  
24 increased funding provided for fixed pool directed  
25 payments under subsection (g) in calendar year 2022,  
26 assuming that the volume and acuity of claims are held

1 constant. The Department shall publish the directed  
2 payment amounts to be established under this subsection on  
3 its website by November 15, 2022.

4 (19) Each hospital shall be paid 1/3 of their  
5 quarterly inpatient and outpatient directed payment in  
6 each of the 3 months of the Payout Quarter, in accordance  
7 with directions provided to each MCO by the Department.

8 20 Each MCO shall pay each hospital the Monthly  
9 Directed Payment amount as identified by the Department on  
10 its quarterly determination report.

11 Notwithstanding any other provision of this subsection, if  
12 the Department determines that the actual total hospital  
13 utilization data that is used to calculate the fixed rate  
14 directed payments is substantially different than anticipated  
15 when the rates in this subsection were initially determined  
16 for unforeseeable circumstances (such as the COVID-19 pandemic  
17 or some other public health emergency), the Department may  
18 adjust the rates specified in this subsection so that the  
19 total directed payments approximate the total spending amount  
20 anticipated when the rates were initially established.

21 Definitions. As used in this subsection:

22 (A) "Payout Quarter" means each calendar quarter,  
23 beginning July 1, 2020.

24 (B) "Determination Quarter" means each calendar  
25 quarter which ends 3 months prior to the first day of  
26 each Payout Quarter.

1           (C) "Case mix index" means a hospital specific  
2           calculation. For inpatient claims the case mix index  
3           is calculated each quarter by summing the relative  
4           weight of all inpatient Diagnosis-Related Group (DRG)  
5           claims for a category of service in the applicable  
6           Determination Quarter and dividing the sum by the  
7           number of sum total of all inpatient DRG admissions  
8           for the category of service for the associated claims.  
9           The case mix index for outpatient claims is calculated  
10          each quarter by summing the relative weight of all  
11          paid EAPGs in the applicable Determination Quarter and  
12          dividing the sum by the sum total of paid EAPGs for the  
13          associated claims.

14          (i) Beginning January 1, 2021, the rates for directed  
15          payments shall be recalculated in order to spend the  
16          additional funds for directed payments that result from  
17          reduction in the amount of pass-through payments allowed under  
18          federal regulations. The additional funds for directed  
19          payments shall be allocated proportionally to each class of  
20          hospitals based on that class' proportion of services.

21          (1) Beginning January 1, 2024, the fixed pool directed  
22          payment amounts and the associated annual initial rates  
23          referenced in paragraph (6) of subsection (f) for each  
24          hospital class shall be uniformly increased by a ratio of  
25          not less than, the ratio of the total pass-through  
26          reduction amount pursuant to paragraph (4) of subsection



1 (j), for the hospitals comprising the hospital fixed pool  
2 directed payment class for the next calendar year, to the  
3 total inpatient and outpatient directed payments for the  
4 hospitals comprising the hospital fixed pool directed  
5 payment class paid during the preceding calendar year.

6 (2) Beginning January 1, 2024, the fixed rates for the  
7 directed payments referenced in paragraph (18) of  
8 subsection (h) for each hospital class shall be uniformly  
9 increased by a ratio of not less than, the ratio of the  
10 total pass-through reduction amount pursuant to paragraph  
11 (4) of subsection (j), for the hospitals comprising the  
12 hospital directed payment class for the next calendar  
13 year, to the total inpatient and outpatient directed  
14 payments for the hospitals comprising the hospital fixed  
15 rate directed payment class paid during the preceding  
16 calendar year.

17 (j) Pass-through payments.

18 (1) For the period July 1, 2020 through December 31,  
19 2020, the Department shall assign quarterly pass-through  
20 payments to each class of hospitals equal to one-fourth of  
21 the following annual allocations:

22 (A) \$390,487,095 to safety-net hospitals.

23 (B) \$62,553,886 to critical access hospitals.

24 (C) \$345,021,438 to high Medicaid hospitals.

25 (D) \$551,429,071 to general acute care hospitals.

26 (E) \$27,283,870 to long term acute care hospitals.

1                   (F) \$40,825,444 to freestanding psychiatric  
2                   hospitals.

3                   (G) \$9,652,108 to freestanding rehabilitation  
4                   hospitals.

5                   (2) For the period of July 1, 2020 through December  
6                   31, 2020, the pass-through payments shall at a minimum  
7                   ensure hospitals receive a total amount of monthly  
8                   payments under this Section as received in calendar year  
9                   2019 in accordance with this Article and paragraph (1) of  
10                  subsection (d-5) of Section 14-12, exclusive of amounts  
11                  received through payments referenced in subsection (b).

12                  (3) For the calendar year beginning January 1, 2023,  
13                  the Department shall establish the annual pass-through  
14                  allocation to each class of hospitals and the pass-through  
15                  payments to each hospital so that the total amount of  
16                  payments to each hospital under this Section in calendar  
17                  year 2023 is projected to be substantially similar to the  
18                  total amount of such payments received by the hospital  
19                  under this Section in calendar year 2021, adjusted for  
20                  increased funding provided for fixed pool directed  
21                  payments under subsection (g) in calendar year 2022,  
22                  assuming that the volume and acuity of claims are held  
23                  constant. The Department shall publish the pass-through  
24                  allocation to each class and the pass-through payments to  
25                  each hospital to be established under this subsection on  
26                  its website by November 15, 2022.

1           (4) For the calendar years beginning January 1, 2021,  
2           January 1, 2022, and January 1, 2024, and each calendar  
3           year thereafter, each hospital's pass-through payment  
4           amount shall be reduced proportionally to the reduction of  
5           all pass-through payments required by federal regulations.

6           (k) At least 30 days prior to each calendar year, the  
7           Department shall notify each hospital of changes to the  
8           payment methodologies in this Section, including, but not  
9           limited to, changes in the fixed rate directed payment rates,  
10          the aggregate pass-through payment amount for all hospitals,  
11          and the hospital's pass-through payment amount for the  
12          upcoming calendar year.

13          (l) Notwithstanding any other provisions of this Section,  
14          the Department may adopt rules to change the methodology for  
15          directed and pass-through payments as set forth in this  
16          Section, but only to the extent necessary to obtain federal  
17          approval of a necessary State Plan amendment or Directed  
18          Payment Preprint or to otherwise conform to federal law or  
19          federal regulation.

20          (m) As used in this subsection, "managed care  
21          organization" or "MCO" means an entity which contracts with  
22          the Department to provide services where payment for medical  
23          services is made on a capitated basis, excluding contracted  
24          entities for dual eligible or Department of Children and  
25          Family Services youth populations.

26          (n) In order to address the escalating infant mortality

1 rates among minority communities in Illinois, the State shall,  
2 subject to appropriation, create a pool of funding of at least  
3 \$50,000,000 annually to be disbursed among safety-net  
4 hospitals that maintain perinatal designation from the  
5 Department of Public Health. The funding shall be used to  
6 preserve or enhance OB/GYN services or other specialty  
7 services at the receiving hospital, with the distribution of  
8 funding to be established by rule and with consideration to  
9 perinatal hospitals with safe birthing levels and quality  
10 metrics for healthy mothers and babies.

11 (o) In order to address the growing challenges of  
12 providing stable access to healthcare in rural Illinois,  
13 including perinatal services, behavioral healthcare including  
14 substance use disorder services (SUDs) and other specialty  
15 services, and to expand access to telehealth services among  
16 rural communities in Illinois, the Department of Healthcare  
17 and Family Services, subject to appropriation, shall  
18 administer a program to provide at least \$10,000,000 in  
19 financial support annually to critical access hospitals for  
20 delivery of perinatal and OB/GYN services, behavioral  
21 healthcare including SUDs, other specialty services and  
22 telehealth services. The funding shall be used to preserve or  
23 enhance perinatal and OB/GYN services, behavioral healthcare  
24 including SUDs, other specialty services, as well as the  
25 explanation of telehealth services by the receiving hospital,  
26 with the distribution of funding to be established by rule.

1 (p) For calendar year 2023, the final amounts, rates, and  
2 payments under subsections (c), (d-2), (g), (h), and (j) shall  
3 be established by the Department, so that the sum of the total  
4 estimated annual payments under subsections (c), (d-2), (g),  
5 (h), and (j) for each hospital class for calendar year 2023, is  
6 no less than:

7 (1) \$858,260,000 to safety-net hospitals.

8 (2) \$86,200,000 to critical access hospitals.

9 (3) \$1,765,000,000 to high Medicaid hospitals.

10 (4) \$673,860,000 to general acute care hospitals.

11 (5) \$48,330,000 to long term acute care hospitals.

12 (6) \$89,110,000 to freestanding psychiatric hospitals.

13 (7) \$24,300,000 to freestanding rehabilitation  
14 hospitals.

15 (8) \$32,570,000 to public hospitals.

16 (q) Hospital Pandemic Recovery Stabilization Payments.

17 The Department shall disburse a pool of \$460,000,000 in  
18 stability payments to hospitals prior to April 1, 2023. The  
19 allocation of the pool shall be based on the hospital directed  
20 payment classes and directed payments issued, during Calendar  
21 Year 2022 with added consideration to safety net hospitals, as  
22 defined in subdivision (f)(1)(B) of this Section, and critical  
23 access hospitals.

24 (Source: P.A. 101-650, eff. 7-7-20; 102-4, eff. 4-27-21;  
25 102-16, eff. 6-17-21; 102-886, eff. 5-17-22.)

1 Section 5-40. The Illinois Human Rights Act is amended by  
2 changing Section 7-101 as follows:

3 (775 ILCS 5/7-101) (from Ch. 68, par. 7-101)

4 Sec. 7-101. Powers and Duties. In addition to other powers  
5 and duties prescribed in this Act, the Department shall have  
6 the following powers:

7 (A) Rules and Regulations. To adopt, promulgate, amend,  
8 and rescind rules and regulations not inconsistent with the  
9 provisions of this Act pursuant to the Illinois Administrative  
10 Procedure Act.

11 (B) Charges. To issue, receive, investigate, conciliate,  
12 settle, and dismiss charges filed in conformity with this Act.

13 (C) Compulsory Process. To request subpoenas as it deems  
14 necessary for its investigations.

15 (D) Complaints. To file complaints with the Commission in  
16 conformity with this Act.

17 (E) Judicial Enforcement. To seek temporary relief and to  
18 enforce orders of the Commission in conformity with this Act.

19 (F) Equal Employment Opportunities. To take such action as  
20 may be authorized to provide for equal employment  
21 opportunities and affirmative action.

22 (G) Recruitment; Research; Public Communication; Advisory  
23 Councils. To engage in such recruitment, research and public  
24 communication and create such advisory councils as may be  
25 authorized to effectuate the purposes of this Act.

1 (H) Coordination with other Agencies. To coordinate its  
2 activities with federal, state, and local agencies in  
3 conformity with this Act.

4 (I) ~~Public~~ Grants; Private Gifts.

5 (1) To accept public grants and private gifts as may  
6 be authorized.

7 (2) To design grant programs and award grants to  
8 eligible recipients.

9 (J) Education and Training. To implement a formal and  
10 unbiased program of education and training for all employees  
11 assigned to investigate and conciliate charges under Articles  
12 7A and 7B. The training program shall include the following:

13 (1) substantive and procedural aspects of the  
14 investigation and conciliation positions;

15 (2) current issues in human rights law and practice;

16 (3) lectures by specialists in substantive areas  
17 related to human rights matters;

18 (4) orientation to each operational unit of the  
19 Department and Commission;

20 (5) observation of experienced Department  
21 investigators and attorneys conducting conciliation  
22 conferences, combined with the opportunity to discuss  
23 evidence presented and rulings made;

24 (6) the use of hypothetical cases requiring the  
25 Department investigator and conciliation conference  
26 attorney to issue judgments as a means to evaluating

1 knowledge and writing ability;  
2 (7) writing skills;  
3 (8) computer skills, including but not limited to word  
4 processing and document management.

5 A formal, unbiased and ongoing professional development  
6 program including, but not limited to, the above-noted areas  
7 shall be implemented to keep Department investigators and  
8 attorneys informed of recent developments and issues and to  
9 assist them in maintaining and enhancing their professional  
10 competence.

11 (Source: P.A. 99-74, eff. 7-20-15.)

12 ARTICLE 10

13 Section 10-5. The State Officials and Employees Ethics Act  
14 is amended by changing Section 20-10 as follows:

15 (5 ILCS 430/20-10)

16 Sec. 20-10. Offices of Executive Inspectors General.

17 (a) Five independent Offices of the Executive Inspector  
18 General are created, one each for the Governor, the Attorney  
19 General, the Secretary of State, the Comptroller, and the  
20 Treasurer. Each Office shall be under the direction and  
21 supervision of an Executive Inspector General and shall be a  
22 fully independent office with separate appropriations.

23 (b) The Governor, Attorney General, Secretary of State,



1 Comptroller, and Treasurer shall each appoint an Executive  
2 Inspector General, without regard to political affiliation and  
3 solely on the basis of integrity and demonstrated ability.  
4 Appointments shall be made by and with the advice and consent  
5 of the Senate by three-fifths of the elected members  
6 concurring by record vote. Any nomination not acted upon by  
7 the Senate within 60 session days of the receipt thereof shall  
8 be deemed to have received the advice and consent of the  
9 Senate. If, during a recess of the Senate, there is a vacancy  
10 in an office of Executive Inspector General, the appointing  
11 authority shall make a temporary appointment until the next  
12 meeting of the Senate when the appointing authority shall make  
13 a nomination to fill that office. No person rejected for an  
14 office of Executive Inspector General shall, except by the  
15 Senate's request, be nominated again for that office at the  
16 same session of the Senate or be appointed to that office  
17 during a recess of that Senate.

18 Nothing in this Article precludes the appointment by the  
19 Governor, Attorney General, Secretary of State, Comptroller,  
20 or Treasurer of any other inspector general required or  
21 permitted by law. The Governor, Attorney General, Secretary of  
22 State, Comptroller, and Treasurer each may appoint an existing  
23 inspector general as the Executive Inspector General required  
24 by this Article, provided that such an inspector general is  
25 not prohibited by law, rule, jurisdiction, qualification, or  
26 interest from serving as the Executive Inspector General

1 required by this Article. An appointing authority may not  
2 appoint a relative as an Executive Inspector General.

3 Each Executive Inspector General shall have the following  
4 qualifications:

5 (1) has not been convicted of any felony under the  
6 laws of this State, another State, or the United States;

7 (2) has earned a baccalaureate degree from an  
8 institution of higher education; and

9 (3) has 5 or more years of cumulative service (A) with  
10 a federal, State, or local law enforcement agency, at  
11 least 2 years of which have been in a progressive  
12 investigatory capacity; (B) as a federal, State, or local  
13 prosecutor; (C) as a senior manager or executive of a  
14 federal, State, or local agency; (D) as a member, an  
15 officer, or a State or federal judge; or (E) representing  
16 any combination of items (A) through (D).

17 The term of each initial Executive Inspector General shall  
18 commence upon qualification and shall run through June 30,  
19 2008. The initial appointments shall be made within 60 days  
20 after the effective date of this Act.

21 After the initial term, each Executive Inspector General  
22 shall serve for 5-year terms commencing on July 1 of the year  
23 of appointment and running through June 30 of the fifth  
24 following year. An Executive Inspector General may be  
25 reappointed to one or more subsequent terms.

26 A vacancy occurring other than at the end of a term shall

1 be filled by the appointing authority only for the balance of  
2 the term of the Executive Inspector General whose office is  
3 vacant.

4 Terms shall run regardless of whether the position is  
5 filled.

6 (c) The Executive Inspector General appointed by the  
7 Attorney General shall have jurisdiction over the Attorney  
8 General and all officers and employees of, and vendors and  
9 others doing business with, State agencies within the  
10 jurisdiction of the Attorney General. The Executive Inspector  
11 General appointed by the Secretary of State shall have  
12 jurisdiction over the Secretary of State and all officers and  
13 employees of, and vendors and others doing business with,  
14 State agencies within the jurisdiction of the Secretary of  
15 State. The Executive Inspector General appointed by the  
16 Comptroller shall have jurisdiction over the Comptroller and  
17 all officers and employees of, and vendors and others doing  
18 business with, State agencies within the jurisdiction of the  
19 Comptroller. The Executive Inspector General appointed by the  
20 Treasurer shall have jurisdiction over the Treasurer and all  
21 officers and employees of, and vendors and others doing  
22 business with, State agencies within the jurisdiction of the  
23 Treasurer. The Executive Inspector General appointed by the  
24 Governor shall have jurisdiction over (i) the Governor, (ii)  
25 the Lieutenant Governor, (iii) all officers and employees of,  
26 and vendors and others doing business with, executive branch

1 State agencies under the jurisdiction of the Executive Ethics  
2 Commission and not within the jurisdiction of the Attorney  
3 General, the Secretary of State, the Comptroller, or the  
4 Treasurer, and (iv) all board members and employees of the  
5 Regional Transit Boards and all vendors and others doing  
6 business with the Regional Transit Boards.

7 The jurisdiction of each Executive Inspector General is to  
8 investigate allegations of fraud, waste, abuse, mismanagement,  
9 misconduct, nonfeasance, misfeasance, malfeasance, or  
10 violations of this Act or violations of other related laws and  
11 rules.

12 Each Executive Inspector General shall have jurisdiction  
13 over complainants in violation of subsection (e) of Section  
14 20-63 for disclosing a summary report prepared by the  
15 respective Executive Inspector General.

16 (d) The compensation for each Executive Inspector General  
17 shall be determined by the Executive Ethics Commission and  
18 shall be provided ~~made~~ from appropriations made to the  
19 Comptroller for this purpose. For terms of office beginning on  
20 or after July 1, 2023, each Executive Inspector General shall  
21 receive, on July 1 of each year, beginning on July 1, 2024, an  
22 increase in salary based on a cost of living adjustment as  
23 authorized by Senate Joint Resolution 192 of the 86th General  
24 Assembly. Subject to Section 20-45 of this Act, each Executive  
25 Inspector General has full authority to organize his or her  
26 Office of the Executive Inspector General, including the

1 employment and determination of the compensation of staff,  
2 such as deputies, assistants, and other employees, as  
3 appropriations permit. A separate appropriation shall be made  
4 for each Office of Executive Inspector General.

5 (e) No Executive Inspector General or employee of the  
6 Office of the Executive Inspector General may, during his or  
7 her term of appointment or employment:

8 (1) become a candidate for any elective office;

9 (2) hold any other elected or appointed public office  
10 except for appointments on governmental advisory boards or  
11 study commissions or as otherwise expressly authorized by  
12 law;

13 (3) be actively involved in the affairs of any  
14 political party or political organization; or

15 (4) advocate for the appointment of another person to  
16 an appointed or elected office or position or actively  
17 participate in any campaign for any elective office.

18 In this subsection an appointed public office means a  
19 position authorized by law that is filled by an appointing  
20 authority as provided by law and does not include employment  
21 by hiring in the ordinary course of business.

22 (e-1) No Executive Inspector General or employee of the  
23 Office of the Executive Inspector General may, for one year  
24 after the termination of his or her appointment or employment:

25 (1) become a candidate for any elective office;

26 (2) hold any elected public office; or

1           (3) hold any appointed State, county, or local  
2           judicial office.

3           (e-2) The requirements of item (3) of subsection (e-1) may  
4           be waived by the Executive Ethics Commission.

5           (f) An Executive Inspector General may be removed only for  
6           cause and may be removed only by the appointing constitutional  
7           officer. At the time of the removal, the appointing  
8           constitutional officer must report to the Executive Ethics  
9           Commission the justification for the removal.

10          (Source: P.A. 101-221, eff. 8-9-19; 102-558, eff. 8-20-21.)

11           Section 10-10. The Firearm Owners Identification Card Act  
12           is amended by changing Section 10 as follows:

13           (430 ILCS 65/10) (from Ch. 38, par. 83-10)

14           Sec. 10. Appeals; hearing; relief from firearm  
15           prohibitions.

16           (a) Whenever an application for a Firearm Owner's  
17           Identification Card is denied or whenever such a Card is  
18           revoked or seized as provided for in Section 8 of this Act, the  
19           aggrieved party may (1) file a record challenge with the  
20           Director regarding the record upon which the decision to deny  
21           or revoke the Firearm Owner's Identification Card was based  
22           under subsection (a-5); or (2) appeal to the Director of the  
23           Illinois State Police through December 31, 2022, or beginning  
24           January 1, 2023, the Firearm Owner's Identification Card

1 Review Board for a hearing seeking relief from such denial or  
2 revocation unless the denial or revocation was based upon a  
3 forcible felony, stalking, aggravated stalking, domestic  
4 battery, any violation of the Illinois Controlled Substances  
5 Act, the Methamphetamine Control and Community Protection Act,  
6 or the Cannabis Control Act that is classified as a Class 2 or  
7 greater felony, any felony violation of Article 24 of the  
8 Criminal Code of 1961 or the Criminal Code of 2012, or any  
9 adjudication as a delinquent minor for the commission of an  
10 offense that if committed by an adult would be a felony, in  
11 which case the aggrieved party may petition the circuit court  
12 in writing in the county of his or her residence for a hearing  
13 seeking relief from such denial or revocation.

14 (a-5) There is created a Firearm Owner's Identification  
15 Card Review Board to consider any appeal under subsection (a)  
16 beginning January 1, 2023, other than an appeal directed to  
17 the circuit court and except when the applicant is challenging  
18 the record upon which the decision to deny or revoke was based  
19 as provided in subsection (a-10).

20 (0.05) In furtherance of the policy of this Act that  
21 the Board shall exercise its powers and duties in an  
22 independent manner, subject to the provisions of this Act  
23 but free from the direction, control, or influence of any  
24 other agency or department of State government. All  
25 expenses and liabilities incurred by the Board in the  
26 performance of its responsibilities hereunder shall be

1           paid from funds which shall be appropriated to the Board  
2           by the General Assembly for the ordinary and contingent  
3           expenses of the Board.

4           (1) The Board shall consist of 7 members appointed by  
5           the Governor, with the advice and consent of the Senate,  
6           with 3 members residing within the First Judicial District  
7           and one member residing within each of the 4 remaining  
8           Judicial Districts. No more than 4 members shall be  
9           members of the same political party. The Governor shall  
10          designate one member as the chairperson. The Board shall  
11          consist of:

12                   (A) one member with at least 5 years of service as  
13                   a federal or State judge;

14                   (B) one member with at least 5 years of experience  
15                   serving as an attorney with the United States  
16                   Department of Justice, or as a State's Attorney or  
17                   Assistant State's Attorney;

18                   (C) one member with at least 5 years of experience  
19                   serving as a State or federal public defender or  
20                   assistant public defender;

21                   (D) three members with at least 5 years of  
22                   experience as a federal, State, or local law  
23                   enforcement agent or as an employee with investigative  
24                   experience or duties related to criminal justice under  
25                   the United States Department of Justice, Drug  
26                   Enforcement Administration, Department of Homeland



1 Security, Federal Bureau of Investigation, or a State  
2 or local law enforcement agency; and

3 (E) one member with at least 5 years of experience  
4 as a licensed physician or clinical psychologist with  
5 expertise in the diagnosis and treatment of mental  
6 illness.

7 (2) The terms of the members initially appointed after  
8 January 1, 2022 (the effective date of Public Act 102-237)  
9 shall be as follows: one of the initial members shall be  
10 appointed for a term of one year, 3 shall be appointed for  
11 terms of 2 years, and 3 shall be appointed for terms of 4  
12 years. Thereafter, members shall hold office for 4 years,  
13 with terms expiring on the second Monday in January  
14 immediately following the expiration of their terms and  
15 every 4 years thereafter. Members may be reappointed.  
16 Vacancies in the office of member shall be filled in the  
17 same manner as the original appointment, for the remainder  
18 of the unexpired term. The Governor may remove a member  
19 for incompetence, neglect of duty, malfeasance, or  
20 inability to serve. Members shall receive compensation in  
21 an amount equal to the compensation of members of the  
22 Executive Ethics Commission and, beginning July 1, 2023,  
23 shall be compensated from appropriations provided to the  
24 Comptroller for this purpose. Members may be reimbursed,  
25 from funds appropriated for such a purpose, for reasonable  
26 expenses actually incurred in the performance of their

1 Board duties. The Illinois State Police shall designate an  
2 employee to serve as Executive Director of the Board and  
3 provide logistical and administrative assistance to the  
4 Board.

5 (3) The Board shall meet at least quarterly each year  
6 and at the call of the chairperson as often as necessary to  
7 consider appeals of decisions made with respect to  
8 applications for a Firearm Owner's Identification Card  
9 under this Act. If necessary to ensure the participation  
10 of a member, the Board shall allow a member to participate  
11 in a Board meeting by electronic communication. Any member  
12 participating electronically shall be deemed present for  
13 purposes of establishing a quorum and voting.

14 (4) The Board shall adopt rules for the review of  
15 appeals and the conduct of hearings. The Board shall  
16 maintain a record of its decisions and all materials  
17 considered in making its decisions. All Board decisions  
18 and voting records shall be kept confidential and all  
19 materials considered by the Board shall be exempt from  
20 inspection except upon order of a court.

21 (5) In considering an appeal, the Board shall review  
22 the materials received concerning the denial or revocation  
23 by the Illinois State Police. By a vote of at least 4  
24 members, the Board may request additional information from  
25 the Illinois State Police or the applicant or the  
26 testimony of the Illinois State Police or the applicant.

1           The Board may require that the applicant submit electronic  
2           fingerprints to the Illinois State Police for an updated  
3           background check if the Board determines it lacks  
4           sufficient information to determine eligibility. The Board  
5           may consider information submitted by the Illinois State  
6           Police, a law enforcement agency, or the applicant. The  
7           Board shall review each denial or revocation and determine  
8           by a majority of members whether an applicant should be  
9           granted relief under subsection (c).

10           (6) The Board shall by order issue summary decisions.  
11           The Board shall issue a decision within 45 days of  
12           receiving all completed appeal documents from the Illinois  
13           State Police and the applicant. However, the Board need  
14           not issue a decision within 45 days if:

15                   (A) the Board requests information from the  
16                   applicant, including, but not limited to, electronic  
17                   fingerprints to be submitted to the Illinois State  
18                   Police, in accordance with paragraph (5) of this  
19                   subsection, in which case the Board shall make a  
20                   decision within 30 days of receipt of the required  
21                   information from the applicant;

22                   (B) the applicant agrees, in writing, to allow the  
23                   Board additional time to consider an appeal; or

24                   (C) the Board notifies the applicant and the  
25                   Illinois State Police that the Board needs an  
26                   additional 30 days to issue a decision. The Board may

1           only issue 2 extensions under this subparagraph (C).  
2           The Board's notification to the applicant and the  
3           Illinois State Police shall include an explanation for  
4           the extension.

5           (7) If the Board determines that the applicant is  
6           eligible for relief under subsection (c), the Board shall  
7           notify the applicant and the Illinois State Police that  
8           relief has been granted and the Illinois State Police  
9           shall issue the Card.

10          (8) Meetings of the Board shall not be subject to the  
11          Open Meetings Act and records of the Board shall not be  
12          subject to the Freedom of Information Act.

13          (9) The Board shall report monthly to the Governor and  
14          the General Assembly on the number of appeals received and  
15          provide details of the circumstances in which the Board  
16          has determined to deny Firearm Owner's Identification  
17          Cards under this subsection (a-5). The report shall not  
18          contain any identifying information about the applicants.

19          (a-10) Whenever an applicant or cardholder is not seeking  
20          relief from a firearms prohibition under subsection (c) but  
21          rather does not believe the applicant is appropriately denied  
22          or revoked and is challenging the record upon which the  
23          decision to deny or revoke the Firearm Owner's Identification  
24          Card was based, or whenever the Illinois State Police fails to  
25          act on an application within 30 days of its receipt, the  
26          applicant shall file such challenge with the Director. The

1 Director shall render a decision within 60 business days of  
2 receipt of all information supporting the challenge. The  
3 Illinois State Police shall adopt rules for the review of a  
4 record challenge.

5 (b) At least 30 days before any hearing in the circuit  
6 court, the petitioner shall serve the relevant State's  
7 Attorney with a copy of the petition. The State's Attorney may  
8 object to the petition and present evidence. At the hearing,  
9 the court shall determine whether substantial justice has been  
10 done. Should the court determine that substantial justice has  
11 not been done, the court shall issue an order directing the  
12 Illinois State Police to issue a Card. However, the court  
13 shall not issue the order if the petitioner is otherwise  
14 prohibited from obtaining, possessing, or using a firearm  
15 under federal law.

16 (c) Any person prohibited from possessing a firearm under  
17 Sections 24-1.1 or 24-3.1 of the Criminal Code of 2012 or  
18 acquiring a Firearm Owner's Identification Card under Section  
19 8 of this Act may apply to the Firearm Owner's Identification  
20 Card Review Board or petition the circuit court in the county  
21 where the petitioner resides, whichever is applicable in  
22 accordance with subsection (a) of this Section, requesting  
23 relief from such prohibition and the Board or court may grant  
24 such relief if it is established by the applicant to the  
25 court's or the Board's satisfaction that:

26 (0.05) when in the circuit court, the State's Attorney

1 has been served with a written copy of the petition at  
2 least 30 days before any such hearing in the circuit court  
3 and at the hearing the State's Attorney was afforded an  
4 opportunity to present evidence and object to the  
5 petition;

6 (1) the applicant has not been convicted of a forcible  
7 felony under the laws of this State or any other  
8 jurisdiction within 20 years of the applicant's  
9 application for a Firearm Owner's Identification Card, or  
10 at least 20 years have passed since the end of any period  
11 of imprisonment imposed in relation to that conviction;

12 (2) the circumstances regarding a criminal conviction,  
13 where applicable, the applicant's criminal history and his  
14 reputation are such that the applicant will not be likely  
15 to act in a manner dangerous to public safety;

16 (3) granting relief would not be contrary to the  
17 public interest; and

18 (4) granting relief would not be contrary to federal  
19 law.

20 (c-5) (1) An active law enforcement officer employed by a  
21 unit of government or a Department of Corrections employee  
22 authorized to possess firearms who is denied, revoked, or has  
23 his or her Firearm Owner's Identification Card seized under  
24 subsection (e) of Section 8 of this Act may apply to the  
25 Firearm Owner's Identification Card Review Board requesting  
26 relief if the officer or employee did not act in a manner

1 threatening to the officer or employee, another person, or the  
2 public as determined by the treating clinical psychologist or  
3 physician, and as a result of his or her work is referred by  
4 the employer for or voluntarily seeks mental health evaluation  
5 or treatment by a licensed clinical psychologist,  
6 psychiatrist, or qualified examiner, and:

7 (A) the officer or employee has not received treatment  
8 involuntarily at a mental health facility, regardless of  
9 the length of admission; or has not been voluntarily  
10 admitted to a mental health facility for more than 30 days  
11 and not for more than one incident within the past 5 years;  
12 and

13 (B) the officer or employee has not left the mental  
14 institution against medical advice.

15 (2) The Firearm Owner's Identification Card Review Board  
16 shall grant expedited relief to active law enforcement  
17 officers and employees described in paragraph (1) of this  
18 subsection (c-5) upon a determination by the Board that the  
19 officer's or employee's possession of a firearm does not  
20 present a threat to themselves, others, or public safety. The  
21 Board shall act on the request for relief within 30 business  
22 days of receipt of:

23 (A) a notarized statement from the officer or employee  
24 in the form prescribed by the Board detailing the  
25 circumstances that led to the hospitalization;

26 (B) all documentation regarding the admission,

1 evaluation, treatment and discharge from the treating  
2 licensed clinical psychologist or psychiatrist of the  
3 officer;

4 (C) a psychological fitness for duty evaluation of the  
5 person completed after the time of discharge; and

6 (D) written confirmation in the form prescribed by the  
7 Board from the treating licensed clinical psychologist or  
8 psychiatrist that the provisions set forth in paragraph  
9 (1) of this subsection (c-5) have been met, the person  
10 successfully completed treatment, and their professional  
11 opinion regarding the person's ability to possess  
12 firearms.

13 (3) Officers and employees eligible for the expedited  
14 relief in paragraph (2) of this subsection (c-5) have the  
15 burden of proof on eligibility and must provide all  
16 information required. The Board may not consider granting  
17 expedited relief until the proof and information is received.

18 (4) "Clinical psychologist", "psychiatrist", and  
19 "qualified examiner" shall have the same meaning as provided  
20 in Chapter I of the Mental Health and Developmental  
21 Disabilities Code.

22 (c-10) (1) An applicant, who is denied, revoked, or has  
23 his or her Firearm Owner's Identification Card seized under  
24 subsection (e) of Section 8 of this Act based upon a  
25 determination of a developmental disability or an intellectual  
26 disability may apply to the Firearm Owner's Identification



1 Card Review Board requesting relief.

2 (2) The Board shall act on the request for relief within 60  
3 business days of receipt of written certification, in the form  
4 prescribed by the Board, from a physician or clinical  
5 psychologist, or qualified examiner, that the aggrieved  
6 party's developmental disability or intellectual disability  
7 condition is determined by a physician, clinical psychologist,  
8 or qualified to be mild. If a fact-finding conference is  
9 scheduled to obtain additional information concerning the  
10 circumstances of the denial or revocation, the 60 business  
11 days the Director has to act shall be tolled until the  
12 completion of the fact-finding conference.

13 (3) The Board may grant relief if the aggrieved party's  
14 developmental disability or intellectual disability is mild as  
15 determined by a physician, clinical psychologist, or qualified  
16 examiner and it is established by the applicant to the Board's  
17 satisfaction that:

18 (A) granting relief would not be contrary to the  
19 public interest; and

20 (B) granting relief would not be contrary to federal  
21 law.

22 (4) The Board may not grant relief if the condition is  
23 determined by a physician, clinical psychologist, or qualified  
24 examiner to be moderate, severe, or profound.

25 (5) The changes made to this Section by Public Act 99-29  
26 apply to requests for relief pending on or before July 10, 2015

1 (the effective date of Public Act 99-29), except that the  
2 60-day period for the Director to act on requests pending  
3 before the effective date shall begin on July 10, 2015 (the  
4 effective date of Public Act 99-29). All appeals as provided  
5 in subsection (a-5) pending on January 1, 2023 shall be  
6 considered by the Board.

7 (d) When a minor is adjudicated delinquent for an offense  
8 which if committed by an adult would be a felony, the court  
9 shall notify the Illinois State Police.

10 (e) The court shall review the denial of an application or  
11 the revocation of a Firearm Owner's Identification Card of a  
12 person who has been adjudicated delinquent for an offense that  
13 if committed by an adult would be a felony if an application  
14 for relief has been filed at least 10 years after the  
15 adjudication of delinquency and the court determines that the  
16 applicant should be granted relief from disability to obtain a  
17 Firearm Owner's Identification Card. If the court grants  
18 relief, the court shall notify the Illinois State Police that  
19 the disability has been removed and that the applicant is  
20 eligible to obtain a Firearm Owner's Identification Card.

21 (f) Any person who is subject to the disabilities of 18  
22 U.S.C. 922(d)(4) and 922(g)(4) of the federal Gun Control Act  
23 of 1968 because of an adjudication or commitment that occurred  
24 under the laws of this State or who was determined to be  
25 subject to the provisions of subsections (e), (f), or (g) of  
26 Section 8 of this Act may apply to the Illinois State Police

1 requesting relief from that prohibition. The Board shall grant  
2 the relief if it is established by a preponderance of the  
3 evidence that the person will not be likely to act in a manner  
4 dangerous to public safety and that granting relief would not  
5 be contrary to the public interest. In making this  
6 determination, the Board shall receive evidence concerning (i)  
7 the circumstances regarding the firearms disabilities from  
8 which relief is sought; (ii) the petitioner's mental health  
9 and criminal history records, if any; (iii) the petitioner's  
10 reputation, developed at a minimum through character witness  
11 statements, testimony, or other character evidence; and (iv)  
12 changes in the petitioner's condition or circumstances since  
13 the disqualifying events relevant to the relief sought. If  
14 relief is granted under this subsection or by order of a court  
15 under this Section, the Director shall as soon as practicable  
16 but in no case later than 15 business days, update, correct,  
17 modify, or remove the person's record in any database that the  
18 Illinois State Police makes available to the National Instant  
19 Criminal Background Check System and notify the United States  
20 Attorney General that the basis for the record being made  
21 available no longer applies. The Illinois State Police shall  
22 adopt rules for the administration of this Section.

23 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;  
24 102-645, eff. 1-1-22; 102-813, eff. 5-13-22.)

1 Section 15-5. The Civil Administrative Code of Illinois is  
2 amended by changing Sections 5-120, 5-300, 5-310, 5-315,  
3 5-320, 5-325, 5-330, 5-335, 5-340, 5-345, 5-350, 5-355, 5-357,  
4 5-360, 5-362, 5-365, 5-375, 5-395, 5-400, 5-405, 5-410, 5-415,  
5 and 5-420 as follows:

6 (20 ILCS 5/5-120) (was 20 ILCS 5/5.13g)

7 Sec. 5-120. In the Department of Commerce and Economic  
8 Opportunity. Two Assistant Directors ~~Director~~ of Commerce and  
9 Economic Opportunity.

10 (Source: P.A. 93-25, eff. 6-20-03.)

11 (20 ILCS 5/5-300) (was 20 ILCS 5/9)

12 Sec. 5-300. Officers' qualifications and salaries. The  
13 executive and administrative officers, whose offices are  
14 created by this Act, must have the qualifications prescribed  
15 by law and shall receive annual salaries, payable in equal  
16 monthly installments, as designated in the Sections following  
17 this Section and preceding Section 5-500. ~~If set by the~~  
18 ~~Governor, those annual salaries may not exceed 85% of the~~  
19 ~~Governor's annual salary.~~ Notwithstanding any other provision  
20 of law, for terms beginning after January 18, 2019 (the  
21 effective date of Public Act 100-1179) and before January 16,  
22 2023 ~~this amendatory Act of the 100th General Assembly,~~ the  
23 annual salary of the director or secretary and assistant

1 director or assistant secretary of each department created  
2 under Section 5-15 shall be an amount equal to 15% more than  
3 the annual salary of the respective officer in effect as of  
4 December 31, 2018. The calculation of the 2018 salary base for  
5 this adjustment shall not include any cost of living  
6 adjustments, as authorized by Senate Joint Resolution 192 of  
7 the 86th General Assembly, for the period beginning July 1,  
8 2009 to June 30, 2019. Beginning July 1, 2019 and each July 1  
9 thereafter, the directors, secretaries, assistant directors,  
10 and assistant secretaries shall receive an increase in salary  
11 based on a cost of living adjustment as authorized by Senate  
12 Joint Resolution 192 of the 86th General Assembly.  
13 Notwithstanding any other provision of law, for terms  
14 beginning on or after January 16, 2023, the directors,  
15 secretaries, assistant directors, and assistant secretaries  
16 shall receive annual salaries, payable in equal monthly  
17 installments, and increases in salary, as designated in the  
18 Sections following this Section and preceding Section 5-500.

19 (Source: P.A. 100-1179, eff. 1-18-19.)

20 (20 ILCS 5/5-310) (was 20 ILCS 5/9.21)

21 Sec. 5-310. In the Department on Aging. For terms  
22 beginning on or after January 16, 2023, the Director of Aging  
23 shall receive an annual salary of \$165,000 or as set by the  
24 Governor, whichever is higher. On July 1, 2023, and on each  
25 July 1 thereafter, the Director shall receive an increase in

1 salary based on a cost of living adjustment as authorized by  
2 Senate Joint Resolution 192 of the 86th General Assembly. ~~For~~  
3 ~~terms ending before December 31, 2019, the Director of Aging~~  
4 ~~shall receive an annual salary as set by the Compensation~~  
5 ~~Review Board.~~

6 (Source: P.A. 100-1179, eff. 1-18-19.)

7 (20 ILCS 5/5-315) (was 20 ILCS 5/9.02)

8 Sec. 5-315. In the Department of Agriculture. For terms  
9 beginning on or after January 16, 2023, the Director of  
10 Agriculture shall receive an annual salary of \$180,000 or as  
11 set by the Governor, whichever is higher. On July 1, 2023, and  
12 on each July 1 thereafter, the Director shall receive an  
13 increase in salary based on a cost of living adjustment as  
14 authorized by Senate Joint Resolution 192 of the 86th General  
15 Assembly. ~~For terms ending before December 31, 2019, the~~  
16 ~~Director of Agriculture shall receive an annual salary as set~~  
17 ~~by the Compensation Review Board.~~

18 For terms beginning on or after January 16, 2023, the  
19 Assistant Director of Agriculture shall receive an annual  
20 salary of \$156,600 or as set by the Governor, whichever is  
21 higher. On July 1, 2023, and on each July 1 thereafter, the  
22 Assistant Director of Agriculture shall receive an increase in  
23 salary based on a cost of living adjustment as authorized by  
24 Senate Joint Resolution 192 of the 86th General Assembly.

25 ~~For terms ending before December 31, 2019, the Assistant~~

1 ~~Director of Agriculture shall receive an annual salary as set~~  
2 ~~by the Compensation Review Board.~~

3 (Source: P.A. 100-1179, eff. 1-18-19.)

4 (20 ILCS 5/5-320) (was 20 ILCS 5/9.19)

5 Sec. 5-320. In the Department of Central Management  
6 Services. For terms beginning on or after January 16, 2023,  
7 the Director of Central Management Services shall receive an  
8 annual salary of \$195,000 or as set by the Governor, whichever  
9 is higher. On July 1, 2023, and on each July 1 thereafter, the  
10 Director of Central Management Services shall receive an  
11 increase in salary based on a cost of living adjustment as  
12 authorized by Senate Joint Resolution 192 of the 86th General  
13 Assembly. ~~For terms ending before December 31, 2019, the~~  
14 ~~Director of Central Management Services shall receive an~~  
15 ~~annual salary as set by the Compensation Review Board.~~

16 For terms beginning on or after January 16, 2023, each  
17 Assistant Director of Central Management Services shall  
18 receive an annual salary of \$165,750 or as set by the Governor,  
19 whichever is higher. On July 1, 2023, and on each July 1  
20 thereafter, the Assistant Directors shall receive an increase  
21 in salary based on a cost of living adjustment as authorized by  
22 Senate Joint Resolution 192 of the 86th General Assembly. ~~For~~  
23 ~~terms ending before December 31, 2019, each Assistant Director~~  
24 ~~of Central Management Services shall receive an annual salary~~  
25 ~~as set by the Compensation Review Board.~~

1 (Source: P.A. 100-1179, eff. 1-18-19.)

2 (20 ILCS 5/5-325) (was 20 ILCS 5/9.16)

3 Sec. 5-325. In the Department of Children and Family  
4 Services. For terms beginning on or after January 16, 2023,  
5 the Director of Children and Family Services shall receive an  
6 annual salary of \$200,000 or as set by the Governor, whichever  
7 is higher. On July 1, 2023, and on each July 1 thereafter, the  
8 Director shall receive an increase in salary based on a cost of  
9 living adjustment as authorized by Senate Joint Resolution 192  
10 of the 86th General Assembly. ~~For terms ending before December~~  
11 ~~31, 2019, the Director of Children and Family Services shall~~  
12 ~~receive an annual salary as set by the Compensation Review~~  
13 ~~Board.~~

14 (Source: P.A. 100-1179, eff. 1-18-19.)

15 (20 ILCS 5/5-330) (was 20 ILCS 5/9.18)

16 Sec. 5-330. In the Department of Commerce and Economic  
17 Opportunity. For terms beginning on or after January 16, 2023,  
18 the Director of Commerce and Economic Opportunity shall  
19 receive an annual salary of \$195,000 or as set by the Governor,  
20 whichever is higher. On July 1, 2023, and on each July 1  
21 thereafter, the Director shall receive an increase in salary  
22 based on a cost of living adjustment as authorized by Senate  
23 Joint Resolution 192 of the 86th General Assembly. ~~For terms~~  
24 ~~ending before December 31, 2019, the Director of Commerce and~~



1 ~~Economic Opportunity shall receive an annual salary as set by~~  
2 ~~the Compensation Review Board.~~

3 For terms beginning on or after January 16, 2023, each  
4 Assistant Director of Commerce and Economic Opportunity shall  
5 receive an annual salary of \$165,750 or as set by the Governor,  
6 whichever is higher. On July 1, 2023, and on each July 1  
7 thereafter, the Assistant Directors shall receive an increase  
8 in salary based on a cost of living adjustment as authorized by  
9 Senate Joint Resolution 192 of the 86th General Assembly. ~~For~~  
10 ~~terms ending before December 31, 2019, the Assistant Director~~  
11 ~~of Commerce and Economic Opportunity shall receive an annual~~  
12 ~~salary as set by the Compensation Review Board.~~

13 (Source: P.A. 100-1179, eff. 1-18-19.)

14 (20 ILCS 5/5-335) (was 20 ILCS 5/9.11a)

15 Sec. 5-335. In the Department of Corrections. For terms  
16 beginning on or after January 16, 2023, the Director of  
17 Corrections shall receive an annual salary of \$200,000 or as  
18 set by the Governor, whichever is higher. On July 1, 2023, and  
19 on each July 1 thereafter, the Director shall receive an  
20 increase in salary based on a cost of living adjustment as  
21 authorized by Senate Joint Resolution 192 of the 86th General  
22 Assembly. ~~For terms ending before December 31, 2019, the~~  
23 ~~Director of Corrections shall receive an annual salary as set~~  
24 ~~by the Compensation Review Board.~~

25 For terms beginning on or after January 16, 2023, the

1 Assistant Director of Corrections shall receive an annual  
2 salary of \$170,000 or as set by the Governor, whichever is  
3 higher. On July 1, 2023, and on each July 1 thereafter, the  
4 Assistant Director shall receive an increase in salary based  
5 on a cost of living adjustment as authorized by Senate Joint  
6 Resolution 192 of the 86th General Assembly. ~~For terms ending~~  
7 ~~before December 31, 2019, the Assistant Director of~~  
8 ~~Corrections shall receive an annual salary as set by the~~  
9 ~~Compensation Review Board for the Assistant Director of~~  
10 ~~Corrections Adult Division.~~

11 (Source: P.A. 100-1179, eff. 1-18-19.)

12 (20 ILCS 5/5-340) (was 20 ILCS 5/9.30)

13 Sec. 5-340. In the Department of Employment Security. For  
14 terms beginning on or after January 16, 2023, the Director of  
15 Employment Security shall receive an annual salary of \$195,000  
16 or as set by the Governor, whichever is higher. On July 1,  
17 2023, and on each July 1 thereafter, the Director shall  
18 receive an increase in salary based on a cost of living  
19 adjustment as authorized by Senate Joint Resolution 192 of the  
20 86th General Assembly. ~~For terms ending before December 31,~~  
21 ~~2019, the Director of Employment Security shall receive an~~  
22 ~~annual salary as set by the Compensation Review Board.~~

23 Each member of the Board of Review shall receive \$15,000.

24 (Source: P.A. 100-1179, eff. 1-18-19.)

1 (20 ILCS 5/5-345) (was 20 ILCS 5/9.15)

2 Sec. 5-345. In the Department of Financial and  
3 Professional Regulation. For terms beginning on or after  
4 January 16, 2023, the Secretary of Financial and Professional  
5 Regulation shall receive an annual salary of \$195,000 or as  
6 set by the Governor, whichever is higher. On July 1, 2023, and  
7 on each July 1 thereafter, the Secretary shall receive an  
8 increase in salary based on a cost of living adjustment as  
9 authorized by Senate Joint Resolution 192 of the 86th General  
10 Assembly. ~~For terms ending before December 31, 2019, the~~  
11 ~~Secretary of Financial and Professional Regulation shall~~  
12 ~~receive an annual salary as set by the Compensation Review~~  
13 ~~Board.~~

14 For terms beginning on or after January 16, 2023, the  
15 Director of Financial Institutions, the Director of  
16 Professional Regulation, the Director of Banking, and the  
17 Director of Real Estate shall each receive an annual salary of  
18 \$180,000 or as set by the Governor, whichever is higher. On  
19 July 1, 2023, and on each July 1 thereafter, the Directors  
20 shall receive an increase in salary based on a cost of living  
21 adjustment as authorized by Senate Joint Resolution 192 of the  
22 86th General Assembly. ~~For terms ending before December 31,~~  
23 ~~2019, the Director of Financial Institutions, the Director of~~  
24 ~~Professional Regulation, the Director of Banking, and the~~  
25 ~~Director of Real Estate shall receive an annual salary as set~~  
26 ~~by the Compensation Review Board.~~

1 (Source: P.A. 100-1179, eff. 1-18-19.)

2 (20 ILCS 5/5-350) (was 20 ILCS 5/9.24)

3 Sec. 5-350. In the Department of Human Rights. For terms  
4 beginning on or after January 16, 2023, the Director of Human  
5 Rights shall receive an annual salary of \$165,000 or as set by  
6 the Governor, whichever is higher. On July 1, 2023, and on each  
7 July 1 thereafter, the Director shall receive an increase in  
8 salary based on a cost of living adjustment as authorized by  
9 Senate Joint Resolution 192 of the 86th General Assembly. ~~For~~  
10 ~~terms ending before December 31, 2019, the Director of Human~~  
11 ~~Rights shall receive an annual salary as set by the~~  
12 ~~Compensation Review Board.~~

13 (Source: P.A. 100-1179, eff. 1-18-19.)

14 (20 ILCS 5/5-355) (was 20 ILCS 5/9.05a)

15 Sec. 5-355. In the Department of Human Services. For terms  
16 beginning on or after January 16, 2023, the Secretary of Human  
17 Services shall receive an annual salary of \$200,000 or as set  
18 by the Governor, whichever is higher. On July 1, 2023, and on  
19 each July 1 thereafter, the Secretary shall receive an  
20 increase in salary based on a cost of living adjustment as  
21 authorized by Senate Joint Resolution 192 of the 86th General  
22 Assembly. ~~For terms ending before December 31, 2019, the~~  
23 ~~Secretary of Human Services shall receive an annual salary as~~  
24 ~~set by the Compensation Review Board.~~

1       For terms beginning on or after January 16, 2023, the  
2       Assistant Secretaries of Human Services shall receive an  
3       annual salary of \$170,000 or as set by the Governor, whichever  
4       is higher. On July 1, 2023, and on each July 1 thereafter, the  
5       Assistant Secretaries shall receive an increase in salary  
6       based on a cost of living adjustment as authorized by Senate  
7       Joint Resolution 192 of the 86th General Assembly. ~~For terms~~  
8       ~~ending before December 31, 2019, the Assistant Secretaries of~~  
9       ~~Human Services shall each receive an annual salary as set by~~  
10       ~~the Compensation Review Board.~~

11       (Source: P.A. 100-1179, eff. 1-18-19.)

12               (20 ILCS 5/5-357)

13       Sec. 5-357. In the Department of Innovation and  
14       Technology. Notwithstanding any other provision of law, for  
15       terms beginning on or after January 16, 2023, the Secretary of  
16       Innovation and Technology shall receive an annual salary of  
17       \$200,000 or as set by the Governor, whichever is higher, and  
18       the Assistant Secretary of Innovation and Technology shall  
19       receive an annual salary of \$170,000 or as set by the Governor,  
20       whichever is higher. On July 1, 2023, and on each July 1  
21       thereafter, the Secretary and the Assistant Secretary shall  
22       each receive an increase in salary based on a cost of living  
23       adjustment as authorized by Senate Joint Resolution 192 of the  
24       86th General Assembly. ~~The Secretary of Innovation and~~  
25       ~~Technology and the Assistant Secretary of Innovation and~~

1 ~~Technology shall each receive an annual salary as set by law.~~

2 (Source: P.A. 100-611, eff. 7-20-18.)

3 (20 ILCS 5/5-360) (was 20 ILCS 5/9.10)

4 Sec. 5-360. In the Department of Insurance. For terms  
5 beginning on or after January 16, 2023, the Director of  
6 Insurance shall receive an annual salary of \$180,000 or as set  
7 by the Governor, whichever is higher. On July 1, 2023, and on  
8 each July 1 thereafter, the Director shall receive an increase  
9 in salary based on a cost of living adjustment as authorized by  
10 Senate Joint Resolution 192 of the 86th General Assembly. For  
11 terms ending before December 31, 2019, the Director of  
12 Insurance shall receive an annual salary as set by the  
13 Compensation Review Board.

14 For terms beginning on or after January 16, 2023, the  
15 Assistant Director of Insurance shall receive an annual salary  
16 of \$156,600 or as set by the Governor, whichever is higher. On  
17 July 1, 2023, and on each July 1 thereafter, the Director shall  
18 receive an increase in salary based on a cost of living  
19 adjustment as authorized by Senate Joint Resolution 192 of the  
20 86th General Assembly. For terms ending before December 31,  
21 2019, the Assistant Director of Insurance shall receive an  
22 annual salary as set by the Compensation Review Board.

23 (Source: P.A. 100-1179, eff. 1-18-19.)

24 (20 ILCS 5/5-362)

1           Sec. 5-362. In the Department of Juvenile Justice. For  
2 terms beginning on or after January 16, 2023, the Director of  
3 Juvenile Justice shall receive an annual salary of \$165,000 or  
4 as set by the Governor, whichever is higher. On July 1, 2023,  
5 and on each July 1 thereafter, the Director shall receive an  
6 increase in salary based on a cost of living adjustment as  
7 authorized by Senate Joint Resolution 192 of the 86th General  
8 Assembly. ~~For terms ending before December 31, 2019, the~~  
9 ~~Director of Juvenile Justice shall receive an annual salary as~~  
10 ~~set by the Compensation Review Board.~~

11           (Source: P.A. 100-1179, eff. 1-18-19.)

12           (20 ILCS 5/5-365) (was 20 ILCS 5/9.03)

13           Sec. 5-365. In the Department of Labor. For terms  
14 beginning on or after January 16, 2023, the Director of Labor  
15 shall receive an annual salary of \$180,000 or as set by the  
16 Governor, whichever is higher. On July 1, 2023, and on each  
17 July 1 thereafter, the Director shall receive an increase in  
18 salary based on a cost of living adjustment as authorized by  
19 Senate Joint Resolution 192 of the 86th General Assembly. ~~For~~  
20 ~~terms ending before December 31, 2019, the Director of Labor~~  
21 ~~shall receive an annual salary as set by the Compensation~~  
22 ~~Review Board.~~

23           For terms beginning on or after January 16, 2023, the  
24 Assistant Director of Labor shall receive an annual salary of  
25 \$156,600 or as set by the Governor, whichever is higher. On

1 July 1, 2023, and on each July 1 thereafter, the Assistant  
2 Director shall receive an increase in salary based on a cost of  
3 living adjustment as authorized by Senate Joint Resolution 192  
4 of the 86th General Assembly. ~~For terms ending before December~~  
5 ~~31, 2019, the Assistant Director of Labor shall receive an~~  
6 ~~annual salary as set by the Compensation Review Board.~~

7 The Chief Safety Inspector shall receive \$24,700 from the  
8 third Monday in January, 1979 to the third Monday in January,  
9 1980, and \$25,000 thereafter, or as set by the Compensation  
10 Review Board, whichever is greater.

11 The Superintendent of Occupational Safety and Health shall  
12 receive \$27,500, or as set by the Compensation Review Board,  
13 whichever is greater.

14 The Superintendent of Women's and Children's Employment  
15 shall receive \$22,000 from the third Monday in January, 1979  
16 to the third Monday in January, 1980, and \$22,500 thereafter,  
17 or as set by the Compensation Review Board, whichever is  
18 greater.

19 (Source: P.A. 100-1179, eff. 1-18-19.)

20 (20 ILCS 5/5-375) (was 20 ILCS 5/9.09)

21 Sec. 5-375. In the Department of Natural Resources. For  
22 terms beginning on or after January 16, 2023, the Director of  
23 Natural Resources shall receive an annual salary of \$180,000  
24 or as set by the Governor, whichever is higher. On July 1,  
25 2023, and on each July 1 thereafter, the Director shall



1 receive an increase in salary based on a cost of living  
2 adjustment as authorized by Senate Joint Resolution 192 of the  
3 86th General Assembly. ~~For terms ending before December 31,~~  
4 ~~2019, the Director of Natural Resources shall receive an~~  
5 ~~annual salary as set by the Compensation Review Board.~~

6 For terms beginning on or after January 16, 2023, the  
7 Assistant Director of Natural Resources shall receive an  
8 annual salary of \$156,600 or as set by the Governor, whichever  
9 is higher. On July 1, 2023, and on each July 1 thereafter, the  
10 Assistant Director shall receive an increase in salary based  
11 on a cost of living adjustment as authorized by Senate Joint  
12 Resolution 192 of the 86th General Assembly. ~~For terms ending~~  
13 ~~before December 31, 2019, the Assistant Director of Natural~~  
14 ~~Resources shall receive an annual salary as set by the~~  
15 ~~Compensation Review Board.~~

16 (Source: P.A. 100-1179, eff. 1-18-19.)

17 (20 ILCS 5/5-395) (was 20 ILCS 5/9.17)

18 Sec. 5-395. In the Department of Healthcare and Family  
19 Services. For terms beginning on or after January 16, 2023,  
20 the Director of Healthcare and Family Services shall receive  
21 an annual salary of \$195,000 or as set by the Governor,  
22 whichever is higher. On July 1, 2023, and on each July 1  
23 thereafter, the Director shall receive an increase in salary  
24 based on a cost of living adjustment as authorized by Senate  
25 Joint Resolution 192 of the 86th General Assembly. ~~For terms~~

1 ~~ending before December 31, 2019, the Director of Healthcare~~  
2 ~~and Family Services shall receive an annual salary as set by~~  
3 ~~the Compensation Review Board.~~

4 For terms beginning on or after January 16, 2023, the  
5 Assistant Director shall receive an annual salary of \$165,750  
6 or as set by the Governor, whichever is higher. On July 1,  
7 2023, and on each July 1 thereafter, the Assistant Director  
8 shall receive an increase in salary based on a cost of living  
9 adjustment as authorized by Senate Joint Resolution 192 of the  
10 86th General Assembly. ~~For terms ending before December 31,~~  
11 ~~2019, the Assistant Director of Healthcare and Family Services~~  
12 ~~shall receive an annual salary as set by the Compensation~~  
13 ~~Review Board.~~

14 (Source: P.A. 100-1179, eff. 1-18-19.)

15 (20 ILCS 5/5-400) (was 20 ILCS 5/9.07)

16 Sec. 5-400. In the Department of Public Health. For terms  
17 beginning on or after January 16, 2023, the Director of Public  
18 Health shall receive an annual salary of \$200,000 or as set by  
19 the Governor, whichever is higher. On July 1, 2023, and on each  
20 July 1 thereafter, the Director shall receive an increase in  
21 salary based on a cost of living adjustment as authorized by  
22 Senate Joint Resolution 192 of the 86th General Assembly. ~~For~~  
23 ~~terms ending before December 31, 2019, the Director of Public~~  
24 ~~Health shall receive an annual salary as set by the~~  
25 ~~Compensation Review Board.~~

1       For terms beginning on or after January 16, 2023, the  
2       Assistant Director shall receive an annual salary of \$170,000  
3       or as set by the Governor, whichever is higher. On July 1,  
4       2023, and on each July 1 thereafter, the Assistant Director  
5       shall receive an increase in salary based on a cost of living  
6       adjustment as authorized by Senate Joint Resolution 192 of the  
7       86th General Assembly. ~~For terms ending before December 31,~~  
8       ~~2019, the Assistant Director of Public Health shall receive an~~  
9       ~~annual salary as set by the Compensation Review Board.~~

10       (Source: P.A. 100-1179, eff. 1-18-19.)

11               (20 ILCS 5/5-405) (was 20 ILCS 5/9.12)

12       Sec. 5-405. In the Department of Revenue. For terms  
13       beginning on or after January 16, 2023, the Director of  
14       Revenue shall receive an annual salary of \$195,000 or as set by  
15       the Governor, whichever is higher. On July 1, 2023, and on each  
16       July 1 thereafter, the Director shall receive an increase in  
17       salary based on a cost of living adjustment as authorized by  
18       Senate Joint Resolution 192 of the 86th General Assembly. ~~For~~  
19       ~~terms ending before December 31, 2019, the Director of Revenue~~  
20       ~~shall receive an annual salary as set by the Compensation~~  
21       ~~Review Board.~~

22       For terms beginning on or after January 16, 2023, the  
23       Assistant Director of Revenue shall receive an annual salary  
24       of \$165,750 or as set by the Governor, whichever is higher. On  
25       July 1, 2023, and on each July 1 thereafter, the Assistant

1 Director shall receive an increase in salary based on a cost of  
2 living adjustment as authorized by Senate Joint Resolution 192  
3 of the 86th General Assembly. For terms ending before December  
4 31, 2019, the Assistant Director of Revenue shall receive an  
5 annual salary as set by the Compensation Review Board.

6 (Source: P.A. 100-1179, eff. 1-18-19.)

7 (20 ILCS 5/5-410) (was 20 ILCS 5/9.11)

8 Sec. 5-410. In the Illinois State Police. For terms  
9 beginning on or after January 16, 2023, the Director of the  
10 Illinois State Police shall receive an annual salary of  
11 \$200,000 or as set by the Governor, whichever is higher. On  
12 July 1, 2023, and on each July 1 thereafter, the Director shall  
13 receive an increase in salary based on a cost of living  
14 adjustment as authorized by Senate Joint Resolution 192 of the  
15 86th General Assembly. For terms ending before December 31,  
16 2019, the Director of the Illinois State Police shall receive  
17 an annual salary as set by the Compensation Review Board.

18 ¶

19 (Source: P.A. 102-538, eff. 8-20-21; revised 12-16-22.)

20 (20 ILCS 5/5-415) (was 20 ILCS 5/9.05)

21 Sec. 5-415. In the Department of Transportation. For terms  
22 beginning on or after January 16, 2023, the Secretary of  
23 Transportation shall receive an annual salary of \$200,000 or  
24 as set by the Governor, whichever is higher. On July 1, 2023,

1 and on each July 1 thereafter, the Secretary shall receive an  
2 increase in salary based on a cost of living adjustment as  
3 authorized by Senate Joint Resolution 192 of the 86th General  
4 Assembly. For terms ending before December 31, 2019, the  
5 Secretary of Transportation shall receive an annual salary as  
6 set by the Compensation Review Board.

7 For terms beginning on or after January 16, 2023, the  
8 Assistant Secretary of Transportation shall receive an annual  
9 salary of \$170,000 or as set by the Governor, whichever is  
10 higher. On July 1, 2023, and on each July 1 thereafter, the  
11 Assistant Secretary shall receive an increase in salary based  
12 on a cost of living adjustment as authorized by Senate Joint  
13 Resolution 192 of the 86th General Assembly. For terms ending  
14 before December 31, 2019, the Assistant Secretary of  
15 Transportation shall receive an annual salary as set by the  
16 Compensation Review Board.

17 (Source: P.A. 100-1179, eff. 1-18-19.)

18 (20 ILCS 5/5-420) (was 20 ILCS 5/9.22)

19 Sec. 5-420. In the Department of Veterans' Affairs. For  
20 terms beginning on or after January 16, 2023, the Director of  
21 Veterans' Affairs shall receive an annual salary of \$200,000  
22 or as set by the Governor, whichever is higher. On July 1,  
23 2023, and on each July 1 thereafter, the Director shall  
24 receive an increase in salary based on a cost of living  
25 adjustment as authorized by Senate Joint Resolution 192 of the

1 86th General Assembly. ~~For terms ending before December 31,~~  
2 ~~2019, the Director of Veterans' Affairs shall receive an~~  
3 ~~annual salary as set by the Compensation Review Board.~~

4 For terms beginning on or after January 16, 2023, the  
5 Assistant Director of Veterans' Affairs shall receive an  
6 annual salary of \$170,000 or as set by the Governor, whichever  
7 is higher. On July 1, 2023, and on each July 1 thereafter, the  
8 Assistant Director shall receive an increase in salary based  
9 on a cost of living adjustment as authorized by Senate Joint  
10 Resolution 192 of the 86th General Assembly. ~~For terms ending~~  
11 ~~before December 31, 2019, the Assistant Director of Veterans'~~  
12 ~~Affairs shall receive an annual salary as set by the~~  
13 ~~Compensation Review Board.~~

14 (Source: P.A. 100-1179, eff. 1-18-19.)

15 Section 15-10. The Electric Vehicle Act is amended by  
16 changing Section 15 as follows:

17 (20 ILCS 627/15)

18 Sec. 15. Electric Vehicle Coordinator. The Governor, with  
19 the advice and consent of the Senate, shall appoint a person  
20 within the Illinois Environmental Protection Agency to serve  
21 as the Electric Vehicle Coordinator for the State of Illinois.  
22 This person may be an existing employee with other duties. The  
23 Electric Vehicle Coordinator shall receive an annual salary as  
24 set by the Governor and beginning July 1, 2022 shall be

1 compensated from appropriations provided ~~made~~ to the  
2 Comptroller for this purpose. On July 1, 2023 and each July 1  
3 thereafter, the Electric Vehicle Coordinator shall receive an  
4 increase in salary based on a cost of living adjustment as  
5 authorized by Senate Joint Resolution 192 of the 86th General  
6 Assembly. ~~This person may be an existing employee with other~~  
7 ~~duties.~~ The Coordinator shall act as a point person for  
8 electric vehicle-related and electric vehicle charging-related  
9 policies and activities in Illinois, including, but not  
10 limited to, the issuance of electric vehicle rebates for  
11 consumers and electric vehicle charging rebates for  
12 organizations and companies.

13 (Source: P.A. 102-444, eff. 8-20-21; 102-662, eff. 9-15-21;  
14 102-699, eff. 4-19-22.)

15 Section 15-15. The Illinois Lottery Law is amended by  
16 changing Section 5 as follows:

17 (20 ILCS 1605/5) (from Ch. 120, par. 1155)

18 Sec. 5. (a) The Department shall be under the supervision  
19 and direction of a Director, who shall be a person qualified by  
20 training and experience to perform the duties required by this  
21 Act. The Director shall be appointed by the Governor, by and  
22 with the advice and consent of the Senate. The term of office  
23 of the Director shall expire on the third Monday of January in  
24 odd numbered years provided that he or she shall hold office

1 until a successor is appointed and qualified. ~~For terms ending~~  
2 ~~before December 31, 2019, the annual salary of the Director is~~  
3 ~~\$142,000.~~ For terms beginning after January 18, 2019 (the  
4 effective date of Public Act 100-1179) and before January 16,  
5 2023 ~~this amendatory Act of the 100th General Assembly,~~ the  
6 annual salary of the Director shall be as provided in Section  
7 5-300 of the Civil Administrative Code of Illinois.  
8 Notwithstanding any other provision of law, for terms  
9 beginning on or after January 16, 2023, the Director shall  
10 receive an annual salary of \$180,000 or as set by the Governor,  
11 whichever is higher. On July 1, 2023, and on each July 1  
12 thereafter, the Director shall receive an increase in salary  
13 based on a cost of living adjustment as authorized by Senate  
14 Joint Resolution 192 of the 86th General Assembly.

15 Any vacancy occurring in the office of the Director shall  
16 be filled in the same manner as the original appointment. In  
17 case of a vacancy during the recess of the Senate, the Governor  
18 shall make a temporary appointment until the next meeting of  
19 the Senate, when the Governor shall nominate some person to  
20 fill the office, and any person so nominated who is confirmed  
21 by the Senate shall hold office during the remainder of the  
22 term and until his or her successor is appointed and  
23 qualified.

24 During the absence or inability to act of the Director, or  
25 in the case of a vacancy in the office of Director until a  
26 successor is appointed and qualified, the Governor may



1 designate some person as Acting Director of the Lottery to  
2 execute the powers and discharge the duties vested by law in  
3 that office. A person who is designated as an Acting Director  
4 shall not continue in office for more than 60 calendar days  
5 unless the Governor files a message with the Secretary of the  
6 Senate nominating that person to fill the office. After 60  
7 calendar days, the office is considered vacant and shall be  
8 filled only under this Section. No person who has been  
9 appointed by the Governor to serve as Acting Director shall,  
10 except at the Senate's request, be designated again as an  
11 Acting Director at the same session of that Senate, subject to  
12 the provisions of this Section. A person appointed as an  
13 Acting Director is not required to meet the requirements of  
14 paragraph (1) of subsection (b) of this Section. In no case may  
15 the Governor designate a person to serve as Acting Director if  
16 that person has prior to the effective date of this amendatory  
17 Act of the 97th General Assembly exercised any of the duties  
18 and functions of the office of Director without having been  
19 nominated by the Governor to serve as Director.

20 (b) The Director shall devote his or her entire time and  
21 attention to the duties of the office and shall not be engaged  
22 in any other profession or occupation.

23 The Director shall:

24 (1) be qualified by training and experience to direct  
25 a lottery, including, at a minimum, 5 years of senior  
26 executive-level experience in the successful advertising,

1 marketing, and selling of consumer products, 4 years of  
2 successful experience directing a lottery on behalf of a  
3 governmental entity, or 5 years of successful senior-level  
4 management experience at a lottery on behalf of a  
5 governmental entity;

6 (2) have significant and meaningful management and  
7 regulatory experience; and

8 (3) have a good reputation, particularly as a person  
9 of honesty, independence, and integrity.

10 The Director shall not during his or her term of  
11 appointment: become a candidate for any elective office; hold  
12 any other elected or appointed public office; be actively  
13 involved in the affairs of any political party or political  
14 organization; advocate for the appointment of another person  
15 to an appointed or elected office or position; or actively  
16 participate in any campaign for any elective office. The  
17 Director may be appointed to serve on a governmental advisory  
18 or board study commission or as otherwise expressly authorized  
19 by law.

20 (c) No person shall perform the duties and functions of  
21 the Director, or otherwise exercise the authority of the  
22 Director, unless the same shall have been appointed by the  
23 Governor pursuant to this Section.

24 (Source: P.A. 100-1179, eff. 1-18-19.)

25 Section 15-20. The Military Code of Illinois is amended by

1 changing Section 17 as follows:

2 (20 ILCS 1805/17) (from Ch. 129, par. 220.17)

3 Sec. 17. The Adjutant General and the Assistant Adjutants  
4 General shall give their entire time to their military duties.  
5 ~~For terms ending before December 31, 2019, the Adjutant~~  
6 ~~General shall receive an annual salary as set by the~~  
7 ~~Compensation Review Board, and each Assistant Adjutant General~~  
8 ~~shall receive an annual salary as set by the Compensation~~  
9 ~~Review Board.~~ For terms beginning after January 18, 2019 (the  
10 effective date of Public Act 100-1179) and before January 16,  
11 2023 ~~this amendatory Act of the 100th General Assembly,~~ the  
12 annual salaries for the Adjutant General and the Assistant  
13 Adjutants General shall be an amount equal to 15% more than the  
14 respective officer's annual salary as of December 31, 2018.  
15 The calculation of the 2018 salary base for this adjustment  
16 shall not include any cost of living adjustments, as  
17 authorized by Senate Joint Resolution 192 of the 86th General  
18 Assembly, for the period beginning July 1, 2009 to June 30,  
19 2019. On ~~Beginning~~ July 1, 2019 and each July 1 thereafter  
20 through July 1, 2022, the Adjutant General and the Assistant  
21 Adjutants General shall receive an increase in salary based on  
22 a cost of living adjustment as authorized by Senate Joint  
23 Resolution 192 of the 86th General Assembly.

24 Notwithstanding any other provision of law, for terms  
25 beginning on or after January 16, 2023, the Adjutant General

1 shall receive an annual salary of \$165,000 or as set by the  
2 Governor, whichever is higher. On July 1, 2023, and on each  
3 July 1 thereafter, the Adjutant General shall receive an  
4 increase in salary based on a cost of living adjustment as  
5 authorized by Senate Joint Resolution 192 of the 86th General  
6 Assembly.

7 Notwithstanding any other provision of law, for terms  
8 beginning on or after January 16, 2023, the Assistant  
9 Adjutants General shall receive an annual salary of \$140,250  
10 or as set by the Governor, whichever is higher. On July 1,  
11 2023, and on each July 1 thereafter, the Assistant Adjutants  
12 General shall receive an increase in salary based on a cost of  
13 living adjustment as authorized by Senate Joint Resolution 192  
14 of the 86th General Assembly.

15 (Source: P.A. 100-1179, eff. 1-18-19.)

16 Section 15-25. The State Fire Marshal Act is amended by  
17 changing Section 1 as follows:

18 (20 ILCS 2905/1) (from Ch. 127 1/2, par. 1)

19 Sec. 1. There is hereby created the Office of the State  
20 Fire Marshal, hereinafter referred to as the Office.

21 The Office shall be under an executive director who shall  
22 be appointed by the Governor with the advice and consent of the  
23 Senate.

24 The executive director of the Office shall be known as the

1 State Fire Marshal. ~~For terms ending before December 31, 2019,~~  
2 ~~the State Fire Marshal shall receive an annual salary as set by~~  
3 ~~the Compensation Review Board.~~ For terms beginning after  
4 January 18, 2019 (the effective date of Public Act 100-1179)  
5 and before January 16, 2023 ~~this amendatory Act of the 100th~~  
6 ~~General Assembly~~, the State Fire Marshal's annual salary shall  
7 be an amount equal to 15% more than the State Fire Marshal's  
8 annual salary as of December 31, 2018. The calculation of the  
9 2018 salary base for this adjustment shall not include any  
10 cost of living adjustments, as authorized by Senate Joint  
11 Resolution 192 of the 86th General Assembly, for the period  
12 beginning July 1, 2009 to June 30, 2019. ~~On Beginning~~ July 1,  
13 2019 and each July 1 thereafter through July 1, 2022, the State  
14 Fire Marshal shall receive an increase in salary based on a  
15 cost of living adjustment as authorized by Senate Joint  
16 Resolution 192 of the 86th General Assembly.

17 Notwithstanding any other provision of law, for terms  
18 beginning on or after January 16, 2023, the State Fire Marshal  
19 shall receive an annual salary of \$165,000 or as set by the  
20 Governor, whichever is higher. On July 1, 2023, and on each  
21 July 1 thereafter, the State Fire Marshal shall receive an  
22 increase in salary based on a cost of living adjustment as  
23 authorized by Senate Joint Resolution 192 of the 86th General  
24 Assembly.

25 The Office of the State Fire Marshal shall have a division  
26 that shall assume the duties of the Division of Fire

1 Prevention, Department of Law Enforcement, and a division that  
2 shall assume the duties of Illinois Fire Protection Personnel  
3 Standards and Education Commission. Each division shall be  
4 headed by a division manager who shall be employed by the Fire  
5 Marshal, subject to the Personnel Code, and shall be  
6 responsible to the Fire Marshal.

7 (Source: P.A. 100-1179, eff. 1-18-19.)

8 Section 15-30. The Illinois Emergency Management Agency  
9 Act is amended by changing Section 5 as follows:

10 (20 ILCS 3305/5) (from Ch. 127, par. 1055)

11 Sec. 5. Illinois Emergency Management Agency.

12 (a) There is created within the executive branch of the  
13 State Government an Illinois Emergency Management Agency and a  
14 Director of the Illinois Emergency Management Agency, herein  
15 called the "Director" who shall be the head thereof. The  
16 Director shall be appointed by the Governor, with the advice  
17 and consent of the Senate, and shall serve for a term of 2  
18 years beginning on the third Monday in January of the  
19 odd-numbered year, and until a successor is appointed and has  
20 qualified; except that the term of the first Director  
21 appointed under this Act shall expire on the third Monday in  
22 January, 1989. The Director shall not hold any other  
23 remunerative public office. ~~For terms ending before December~~  
24 ~~31, 2019, the Director shall receive an annual salary as set by~~

1 ~~the Compensation Review Board.~~ For terms beginning after  
2 January 18, 2019 (the effective date of Public Act 100-1179)  
3 and before January 16, 2023, the annual salary of the Director  
4 shall be as provided in Section 5-300 of the Civil  
5 Administrative Code of Illinois. Notwithstanding any other  
6 provision of law, for terms beginning on or after January 16,  
7 2023, the Director shall receive an annual salary of \$180,000  
8 or as set by the Governor, whichever is higher. On July 1,  
9 2023, and on each July 1 thereafter, the Director shall  
10 receive an increase in salary based on a cost of living  
11 adjustment as authorized by Senate Joint Resolution 192 of the  
12 86th General Assembly.

13 For terms beginning on or after January 16, 2023, the  
14 Assistant Director of the Illinois Emergency Management Agency  
15 shall receive an annual salary of \$156,600 or as set by the  
16 Governor, whichever is higher. On July 1, 2023, and on each  
17 July 1 thereafter, the Assistant Director shall receive an  
18 increase in salary based on a cost of living adjustment as  
19 authorized by Senate Joint Resolution 192 of the 86th General  
20 Assembly.

21 (b) The Illinois Emergency Management Agency shall obtain,  
22 under the provisions of the Personnel Code, technical,  
23 clerical, stenographic and other administrative personnel, and  
24 may make expenditures within the appropriation therefor as may  
25 be necessary to carry out the purpose of this Act. The agency  
26 created by this Act is intended to be a successor to the agency

1 created under the Illinois Emergency Services and Disaster  
2 Agency Act of 1975 and the personnel, equipment, records, and  
3 appropriations of that agency are transferred to the successor  
4 agency as of June 30, 1988 (the effective date of this Act).

5 (c) The Director, subject to the direction and control of  
6 the Governor, shall be the executive head of the Illinois  
7 Emergency Management Agency and the State Emergency Response  
8 Commission and shall be responsible under the direction of the  
9 Governor, for carrying out the program for emergency  
10 management of this State. The Director shall also maintain  
11 liaison and cooperate with the emergency management  
12 organizations of this State and other states and of the  
13 federal government.

14 (d) The Illinois Emergency Management Agency shall take an  
15 integral part in the development and revision of political  
16 subdivision emergency operations plans prepared under  
17 paragraph (f) of Section 10. To this end it shall employ or  
18 otherwise secure the services of professional and technical  
19 personnel capable of providing expert assistance to the  
20 emergency services and disaster agencies. These personnel  
21 shall consult with emergency services and disaster agencies on  
22 a regular basis and shall make field examinations of the  
23 areas, circumstances, and conditions that particular political  
24 subdivision emergency operations plans are intended to apply.

25 (e) The Illinois Emergency Management Agency and political  
26 subdivisions shall be encouraged to form an emergency



1 management advisory committee composed of private and public  
2 personnel representing the emergency management phases of  
3 mitigation, preparedness, response, and recovery. The Local  
4 Emergency Planning Committee, as created under the Illinois  
5 Emergency Planning and Community Right to Know Act, shall  
6 serve as an advisory committee to the emergency services and  
7 disaster agency or agencies serving within the boundaries of  
8 that Local Emergency Planning Committee planning district for:

9 (1) the development of emergency operations plan  
10 provisions for hazardous chemical emergencies; and

11 (2) the assessment of emergency response capabilities  
12 related to hazardous chemical emergencies.

13 (f) The Illinois Emergency Management Agency shall:

14 (1) Coordinate the overall emergency management  
15 program of the State.

16 (2) Cooperate with local governments, the federal  
17 government, and any public or private agency or entity in  
18 achieving any purpose of this Act and in implementing  
19 emergency management programs for mitigation,  
20 preparedness, response, and recovery.

21 (2.5) Develop a comprehensive emergency preparedness  
22 and response plan for any nuclear accident in accordance  
23 with Section 65 of the Nuclear Safety Law of 2004 and in  
24 development of the Illinois Nuclear Safety Preparedness  
25 program in accordance with Section 8 of the Illinois  
26 Nuclear Safety Preparedness Act.

1           (2.6) Coordinate with the Department of Public Health  
2 with respect to planning for and responding to public  
3 health emergencies.

4           (3) Prepare, for issuance by the Governor, executive  
5 orders, proclamations, and regulations as necessary or  
6 appropriate in coping with disasters.

7           (4) Promulgate rules and requirements for political  
8 subdivision emergency operations plans that are not  
9 inconsistent with and are at least as stringent as  
10 applicable federal laws and regulations.

11           (5) Review and approve, in accordance with Illinois  
12 Emergency Management Agency rules, emergency operations  
13 plans for those political subdivisions required to have an  
14 emergency services and disaster agency pursuant to this  
15 Act.

16           (5.5) Promulgate rules and requirements for the  
17 political subdivision emergency management exercises,  
18 including, but not limited to, exercises of the emergency  
19 operations plans.

20           (5.10) Review, evaluate, and approve, in accordance  
21 with Illinois Emergency Management Agency rules, political  
22 subdivision emergency management exercises for those  
23 political subdivisions required to have an emergency  
24 services and disaster agency pursuant to this Act.

25           (6) Determine requirements of the State and its  
26 political subdivisions for food, clothing, and other

1 necessities in event of a disaster.

2 (7) Establish a register of persons with types of  
3 emergency management training and skills in mitigation,  
4 preparedness, response, and recovery.

5 (8) Establish a register of government and private  
6 response resources available for use in a disaster.

7 (9) Expand the Earthquake Awareness Program and its  
8 efforts to distribute earthquake preparedness materials to  
9 schools, political subdivisions, community groups, civic  
10 organizations, and the media. Emphasis will be placed on  
11 those areas of the State most at risk from an earthquake.  
12 Maintain the list of all school districts, hospitals,  
13 airports, power plants, including nuclear power plants,  
14 lakes, dams, emergency response facilities of all types,  
15 and all other major public or private structures which are  
16 at the greatest risk of damage from earthquakes under  
17 circumstances where the damage would cause subsequent harm  
18 to the surrounding communities and residents.

19 (10) Disseminate all information, completely and  
20 without delay, on water levels for rivers and streams and  
21 any other data pertaining to potential flooding supplied  
22 by the Division of Water Resources within the Department  
23 of Natural Resources to all political subdivisions to the  
24 maximum extent possible.

25 (11) Develop agreements, if feasible, with medical  
26 supply and equipment firms to supply resources as are

1 necessary to respond to an earthquake or any other  
2 disaster as defined in this Act. These resources will be  
3 made available upon notifying the vendor of the disaster.  
4 Payment for the resources will be in accordance with  
5 Section 7 of this Act. The Illinois Department of Public  
6 Health shall determine which resources will be required  
7 and requested.

8 (11.5) In coordination with the Illinois State Police,  
9 develop and implement a community outreach program to  
10 promote awareness among the State's parents and children  
11 of child abduction prevention and response.

12 (12) Out of funds appropriated for these purposes,  
13 award capital and non-capital grants to Illinois hospitals  
14 or health care facilities located outside of a city with a  
15 population in excess of 1,000,000 to be used for purposes  
16 that include, but are not limited to, preparing to respond  
17 to mass casualties and disasters, maintaining and  
18 improving patient safety and quality of care, and  
19 protecting the confidentiality of patient information. No  
20 single grant for a capital expenditure shall exceed  
21 \$300,000. No single grant for a non-capital expenditure  
22 shall exceed \$100,000. In awarding such grants, preference  
23 shall be given to hospitals that serve a significant  
24 number of Medicaid recipients, but do not qualify for  
25 disproportionate share hospital adjustment payments under  
26 the Illinois Public Aid Code. To receive such a grant, a

1 hospital or health care facility must provide funding of  
2 at least 50% of the cost of the project for which the grant  
3 is being requested. In awarding such grants the Illinois  
4 Emergency Management Agency shall consider the  
5 recommendations of the Illinois Hospital Association.

6 (13) Do all other things necessary, incidental or  
7 appropriate for the implementation of this Act.

8 (g) The Illinois Emergency Management Agency is authorized  
9 to make grants to various higher education institutions,  
10 public K-12 school districts, area vocational centers as  
11 designated by the State Board of Education, inter-district  
12 special education cooperatives, regional safe schools, and  
13 nonpublic K-12 schools for safety and security improvements.  
14 For the purpose of this subsection (g), "higher education  
15 institution" means a public university, a public community  
16 college, or an independent, not-for-profit or for-profit  
17 higher education institution located in this State. Grants  
18 made under this subsection (g) shall be paid out of moneys  
19 appropriated for that purpose from the Build Illinois Bond  
20 Fund. The Illinois Emergency Management Agency shall adopt  
21 rules to implement this subsection (g). These rules may  
22 specify: (i) the manner of applying for grants; (ii) project  
23 eligibility requirements; (iii) restrictions on the use of  
24 grant moneys; (iv) the manner in which the various higher  
25 education institutions must account for the use of grant  
26 moneys; and (v) any other provision that the Illinois

1 Emergency Management Agency determines to be necessary or  
2 useful for the administration of this subsection (g).

3 (g-5) The Illinois Emergency Management Agency is  
4 authorized to make grants to not-for-profit organizations  
5 which are exempt from federal income taxation under section  
6 501(c)(3) of the Federal Internal Revenue Code for eligible  
7 security improvements that assist the organization in  
8 preventing, preparing for, or responding to acts of terrorism.  
9 The Director shall establish procedures and forms by which  
10 applicants may apply for a grant and procedures for  
11 distributing grants to recipients. The procedures shall  
12 require each applicant to do the following:

13 (1) identify and substantiate prior threats or attacks  
14 by a terrorist organization, network, or cell against the  
15 not-for-profit organization;

16 (2) indicate the symbolic or strategic value of one or  
17 more sites that renders the site a possible target of  
18 terrorism;

19 (3) discuss potential consequences to the organization  
20 if the site is damaged, destroyed, or disrupted by a  
21 terrorist act;

22 (4) describe how the grant will be used to integrate  
23 organizational preparedness with broader State and local  
24 preparedness efforts;

25 (5) submit a vulnerability assessment conducted by  
26 experienced security, law enforcement, or military

1 personnel, and a description of how the grant award will  
2 be used to address the vulnerabilities identified in the  
3 assessment; and

4 (6) submit any other relevant information as may be  
5 required by the Director.

6 The Agency is authorized to use funds appropriated for the  
7 grant program described in this subsection (g-5) to administer  
8 the program.

9 (h) Except as provided in Section 17.5 of this Act, any  
10 moneys received by the Agency from donations or sponsorships  
11 unrelated to a disaster shall be deposited in the Emergency  
12 Planning and Training Fund and used by the Agency, subject to  
13 appropriation, to effectuate planning and training activities.  
14 Any moneys received by the Agency from donations during a  
15 disaster and intended for disaster response or recovery shall  
16 be deposited into the Disaster Response and Recovery Fund and  
17 used for disaster response and recovery pursuant to the  
18 Disaster Relief Act.

19 (i) The Illinois Emergency Management Agency may by rule  
20 assess and collect reasonable fees for attendance at  
21 Agency-sponsored conferences to enable the Agency to carry out  
22 the requirements of this Act. Any moneys received under this  
23 subsection shall be deposited in the Emergency Planning and  
24 Training Fund and used by the Agency, subject to  
25 appropriation, for planning and training activities.

26 (j) The Illinois Emergency Management Agency is authorized

1 to make grants to other State agencies, public universities,  
2 units of local government, and statewide mutual aid  
3 organizations to enhance statewide emergency preparedness and  
4 response.

5 (Source: P.A. 102-16, eff. 6-17-21; 102-538, eff. 8-20-21;  
6 102-813, eff. 5-13-22.)

7 Section 15-35. The Environmental Protection Act is amended  
8 by changing Section 4 as follows:

9 (415 ILCS 5/4) (from Ch. 111 1/2, par. 1004)

10 Sec. 4. Environmental Protection Agency; establishment;  
11 duties.

12 (a) There is established in the Executive Branch of the  
13 State Government an agency to be known as the Environmental  
14 Protection Agency. This Agency shall be under the supervision  
15 and direction of a Director who shall be appointed by the  
16 Governor with the advice and consent of the Senate. The term of  
17 office of the Director shall expire on the third Monday of  
18 January in odd numbered years, provided that he or she shall  
19 hold office until a successor is appointed and has qualified.  
20 ~~For terms ending before December 31, 2019, the Director shall~~  
21 ~~receive an annual salary as set by the Compensation Review~~  
22 ~~Board.~~ For terms beginning after January 18, 2019 (the  
23 effective date of Public Act 100-1179) and before January 16,  
24 2023, the Director's annual salary shall be an amount equal to



1 15% more than the Director's annual salary as of December 31,  
2 2018. The calculation of the 2018 salary base for this  
3 adjustment shall not include any cost of living adjustments,  
4 as authorized by Senate Joint Resolution 192 of the 86th  
5 General Assembly, for the period beginning July 1, 2009 to  
6 June 30, 2019. Beginning July 1, 2019 and each July 1  
7 thereafter, the Director shall receive an increase in salary  
8 based on a cost of living adjustment as authorized by Senate  
9 Joint Resolution 192 of the 86th General Assembly.  
10 Notwithstanding any other provision of law, for terms  
11 beginning on or after January 16, 2023, the Director shall  
12 receive an annual salary of \$180,000 or as set by the Governor,  
13 whichever is higher. On July 1, 2023, and on each July 1  
14 thereafter, the Director shall receive an increase in salary  
15 based on a cost of living adjustment as authorized by Senate  
16 Joint Resolution 192 of the 86th General Assembly. The  
17 Director, in accord with the Personnel Code, shall employ and  
18 direct such personnel, and shall provide for such laboratory  
19 and other facilities, as may be necessary to carry out the  
20 purposes of this Act. In addition, the Director may by  
21 agreement secure such services as he or she may deem necessary  
22 from any other department, agency, or unit of the State  
23 Government, and may employ and compensate such consultants and  
24 technical assistants as may be required.

25 (b) The Agency shall have the duty to collect and  
26 disseminate such information, acquire such technical data, and

1 conduct such experiments as may be required to carry out the  
2 purposes of this Act, including ascertainment of the quantity  
3 and nature of discharges from any contaminant source and data  
4 on those sources, and to operate and arrange for the operation  
5 of devices for the monitoring of environmental quality.

6 (c) The Agency shall have authority to conduct a program  
7 of continuing surveillance and of regular or periodic  
8 inspection of actual or potential contaminant or noise  
9 sources, of public water supplies, and of refuse disposal  
10 sites.

11 (d) In accordance with constitutional limitations, the  
12 Agency shall have authority to enter at all reasonable times  
13 upon any private or public property for the purpose of:

14 (1) Inspecting and investigating to ascertain possible  
15 violations of this Act, any rule or regulation adopted  
16 under this Act, any permit or term or condition of a  
17 permit, or any Board order; or

18 (2) In accordance with the provisions of this Act,  
19 taking whatever preventive or corrective action, including  
20 but not limited to removal or remedial action, that is  
21 necessary or appropriate whenever there is a release or a  
22 substantial threat of a release of (A) a hazardous  
23 substance or pesticide or (B) petroleum from an  
24 underground storage tank.

25 (e) The Agency shall have the duty to investigate  
26 violations of this Act, any rule or regulation adopted under

1 this Act, any permit or term or condition of a permit, or any  
2 Board order; to issue administrative citations as provided in  
3 Section 31.1 of this Act; and to take such summary enforcement  
4 action as is provided for by Section 34 of this Act.

5 (f) The Agency shall appear before the Board in any  
6 hearing upon a petition for variance or time-limited water  
7 quality standard, the denial of a permit, or the validity or  
8 effect of a rule or regulation of the Board, and shall have the  
9 authority to appear before the Board in any hearing under the  
10 Act.

11 (g) The Agency shall have the duty to administer, in  
12 accord with Title X of this Act, such permit and certification  
13 systems as may be established by this Act or by regulations  
14 adopted thereunder. The Agency may enter into written  
15 delegation agreements with any department, agency, or unit of  
16 State or local government under which all or portions of this  
17 duty may be delegated for public water supply storage and  
18 transport systems, sewage collection and transport systems,  
19 air pollution control sources with uncontrolled emissions of  
20 100 tons per year or less and application of algicides to  
21 waters of the State. Such delegation agreements will require  
22 that the work to be performed thereunder will be in accordance  
23 with Agency criteria, subject to Agency review, and shall  
24 include such financial and program auditing by the Agency as  
25 may be required.

26 (h) The Agency shall have authority to require the

1 submission of complete plans and specifications from any  
2 applicant for a permit required by this Act or by regulations  
3 thereunder, and to require the submission of such reports  
4 regarding actual or potential violations of this Act, any rule  
5 or regulation adopted under this Act, any permit or term or  
6 condition of a permit, or any Board order, as may be necessary  
7 for the purposes of this Act.

8 (i) The Agency shall have authority to make  
9 recommendations to the Board for the adoption of regulations  
10 under Title VII of the Act.

11 (j) The Agency shall have the duty to represent the State  
12 of Illinois in any and all matters pertaining to plans,  
13 procedures, or negotiations for interstate compacts or other  
14 governmental arrangements relating to environmental  
15 protection.

16 (k) The Agency shall have the authority to accept,  
17 receive, and administer on behalf of the State any grants,  
18 gifts, loans, indirect cost reimbursements, or other funds  
19 made available to the State from any source for purposes of  
20 this Act or for air or water pollution control, public water  
21 supply, solid waste disposal, noise abatement, or other  
22 environmental protection activities, surveys, or programs. Any  
23 federal funds received by the Agency pursuant to this  
24 subsection shall be deposited in a trust fund with the State  
25 Treasurer and held and disbursed by him in accordance with  
26 Treasurer as Custodian of Funds Act, provided that such monies

1 shall be used only for the purposes for which they are  
2 contributed and any balance remaining shall be returned to the  
3 contributor.

4 The Agency is authorized to promulgate such regulations  
5 and enter into such contracts as it may deem necessary for  
6 carrying out the provisions of this subsection.

7 (1) The Agency is hereby designated as water pollution  
8 agency for the state for all purposes of the Federal Water  
9 Pollution Control Act, as amended; as implementing agency for  
10 the State for all purposes of the Safe Drinking Water Act,  
11 Public Law 93-523, as now or hereafter amended, except Section  
12 1425 of that Act; as air pollution agency for the state for all  
13 purposes of the Clean Air Act of 1970, Public Law 91-604,  
14 approved December 31, 1970, as amended; and as solid waste  
15 agency for the state for all purposes of the Solid Waste  
16 Disposal Act, Public Law 89-272, approved October 20, 1965,  
17 and amended by the Resource Recovery Act of 1970, Public Law  
18 91-512, approved October 26, 1970, as amended, and amended by  
19 the Resource Conservation and Recovery Act of 1976, (P.L.  
20 94-580) approved October 21, 1976, as amended; as noise  
21 control agency for the state for all purposes of the Noise  
22 Control Act of 1972, Public Law 92-574, approved October 27,  
23 1972, as amended; and as implementing agency for the State for  
24 all purposes of the Comprehensive Environmental Response,  
25 Compensation, and Liability Act of 1980 (P.L. 96-510), as  
26 amended; and otherwise as pollution control agency for the

1 State pursuant to federal laws integrated with the foregoing  
2 laws, for financing purposes or otherwise. The Agency is  
3 hereby authorized to take all action necessary or appropriate  
4 to secure to the State the benefits of such federal Acts,  
5 provided that the Agency shall transmit to the United States  
6 without change any standards adopted by the Pollution Control  
7 Board pursuant to Section 5(c) of this Act. This subsection  
8 (l) of Section 4 shall not be construed to bar or prohibit the  
9 Environmental Protection Trust Fund Commission from accepting,  
10 receiving, and administering on behalf of the State any  
11 grants, gifts, loans or other funds for which the Commission  
12 is eligible pursuant to the Environmental Protection Trust  
13 Fund Act. The Agency is hereby designated as the State agency  
14 for all purposes of administering the requirements of Section  
15 313 of the federal Emergency Planning and Community  
16 Right-to-Know Act of 1986.

17 Any municipality, sanitary district, or other political  
18 subdivision, or any Agency of the State or interstate Agency,  
19 which makes application for loans or grants under such federal  
20 Acts shall notify the Agency of such application; the Agency  
21 may participate in proceedings under such federal Acts.

22 (m) The Agency shall have authority, consistent with  
23 Section 5(c) and other provisions of this Act, and for  
24 purposes of Section 303(e) of the Federal Water Pollution  
25 Control Act, as now or hereafter amended, to engage in  
26 planning processes and activities and to develop plans in

1 cooperation with units of local government, state agencies and  
2 officers, and other appropriate persons in connection with the  
3 jurisdiction or duties of each such unit, agency, officer or  
4 person. Public hearings shall be held on the planning process,  
5 at which any person shall be permitted to appear and be heard,  
6 pursuant to procedural regulations promulgated by the Agency.

7 (n) In accordance with the powers conferred upon the  
8 Agency by Sections 10(g), 13(b), 19, 22(d) and 25 of this Act,  
9 the Agency shall have authority to establish and enforce  
10 minimum standards for the operation of laboratories relating  
11 to analyses and laboratory tests for air pollution, water  
12 pollution, noise emissions, contaminant discharges onto land  
13 and sanitary, chemical, and mineral quality of water  
14 distributed by a public water supply. The Agency may enter  
15 into formal working agreements with other departments or  
16 agencies of state government under which all or portions of  
17 this authority may be delegated to the cooperating department  
18 or agency.

19 (o) The Agency shall have the authority to issue  
20 certificates of competency to persons and laboratories meeting  
21 the minimum standards established by the Agency in accordance  
22 with Section 4(n) of this Act and to promulgate and enforce  
23 regulations relevant to the issuance and use of such  
24 certificates. The Agency may enter into formal working  
25 agreements with other departments or agencies of state  
26 government under which all or portions of this authority may

1 be delegated to the cooperating department or agency.

2 (p) Except as provided in Section 17.7, the Agency shall  
3 have the duty to analyze samples as required from each public  
4 water supply to determine compliance with the contaminant  
5 levels specified by the Pollution Control Board. The maximum  
6 number of samples which the Agency shall be required to  
7 analyze for microbiological quality shall be 6 per month, but  
8 the Agency may, at its option, analyze a larger number each  
9 month for any supply. Results of sample analyses for  
10 additional required bacteriological testing, turbidity,  
11 residual chlorine and radionuclides are to be provided to the  
12 Agency in accordance with Section 19. Owners of water supplies  
13 may enter into agreements with the Agency to provide for  
14 reduced Agency participation in sample analyses.

15 (q) The Agency shall have the authority to provide notice  
16 to any person who may be liable pursuant to Section 22.2(f) of  
17 this Act for a release or a substantial threat of a release of  
18 a hazardous substance or pesticide. Such notice shall include  
19 the identified response action and an opportunity for such  
20 person to perform the response action.

21 (r) The Agency may enter into written delegation  
22 agreements with any unit of local government under which it  
23 may delegate all or portions of its inspecting, investigating  
24 and enforcement functions. Such delegation agreements shall  
25 require that work performed thereunder be in accordance with  
26 Agency criteria and subject to Agency review. Notwithstanding



1 any other provision of law to the contrary, no unit of local  
2 government shall be liable for any injury resulting from the  
3 exercise of its authority pursuant to such a delegation  
4 agreement unless the injury is proximately caused by the  
5 willful and wanton negligence of an agent or employee of the  
6 unit of local government, and any policy of insurance coverage  
7 issued to a unit of local government may provide for the denial  
8 of liability and the nonpayment of claims based upon injuries  
9 for which the unit of local government is not liable pursuant  
10 to this subsection (r).

11 (s) The Agency shall have authority to take whatever  
12 preventive or corrective action is necessary or appropriate,  
13 including but not limited to expenditure of monies  
14 appropriated from the Build Illinois Bond Fund for removal or  
15 remedial action, whenever any hazardous substance or pesticide  
16 is released or there is a substantial threat of such a release  
17 into the environment. The State, the Director, and any State  
18 employee shall be indemnified for any damages or injury  
19 arising out of or resulting from any action taken under this  
20 subsection. The Director of the Agency is authorized to enter  
21 into such contracts and agreements as are necessary to carry  
22 out the Agency's duties under this subsection.

23 (t) The Agency shall have authority to distribute grants,  
24 subject to appropriation by the General Assembly, to units of  
25 local government for financing and construction of wastewater  
26 facilities in both incorporated and unincorporated areas. With

1 respect to all monies appropriated from the Build Illinois  
2 Bond Fund for wastewater facility grants, the Agency shall  
3 make distributions in conformity with the rules and  
4 regulations established pursuant to the Anti-Pollution Bond  
5 Act, as now or hereafter amended.

6 (u) Pursuant to the Illinois Administrative Procedure Act,  
7 the Agency shall have the authority to adopt such rules as are  
8 necessary or appropriate for the Agency to implement Section  
9 31.1 of this Act.

10 (v) (Blank.)

11 (w) Neither the State, nor the Director, nor the Board,  
12 nor any State employee shall be liable for any damages or  
13 injury arising out of or resulting from any action taken under  
14 subsection (s).

15 (x) (1) The Agency shall have authority to distribute  
16 grants, subject to appropriation by the General Assembly, to  
17 units of local government for financing and construction of  
18 public water supply facilities. With respect to all monies  
19 appropriated from the Build Illinois Bond Fund for public  
20 water supply grants, such grants shall be made in accordance  
21 with rules promulgated by the Agency. Such rules shall include  
22 a requirement for a local match of 30% of the total project  
23 cost for projects funded through such grants.

24 (2) The Agency shall not terminate a grant to a unit of  
25 local government for the financing and construction of public  
26 water supply facilities unless and until the Agency adopts

1 rules that set forth precise and complete standards, pursuant  
2 to Section 5-20 of the Illinois Administrative Procedure Act,  
3 for the termination of such grants. The Agency shall not make  
4 determinations on whether specific grant conditions are  
5 necessary to ensure the integrity of a project or on whether  
6 subagreements shall be awarded, with respect to grants for the  
7 financing and construction of public water supply facilities,  
8 unless and until the Agency adopts rules that set forth  
9 precise and complete standards, pursuant to Section 5-20 of  
10 the Illinois Administrative Procedure Act, for making such  
11 determinations. The Agency shall not issue a stop-work order  
12 in relation to such grants unless and until the Agency adopts  
13 precise and complete standards, pursuant to Section 5-20 of  
14 the Illinois Administrative Procedure Act, for determining  
15 whether to issue a stop-work order.

16 (y) The Agency shall have authority to release any person  
17 from further responsibility for preventive or corrective  
18 action under this Act following successful completion of  
19 preventive or corrective action undertaken by such person upon  
20 written request by the person.

21 (z) To the extent permitted by any applicable federal law  
22 or regulation, for all work performed for State construction  
23 projects which are funded in whole or in part by a capital  
24 infrastructure bill enacted by the 96th General Assembly by  
25 sums appropriated to the Environmental Protection Agency, at  
26 least 50% of the total labor hours must be performed by actual

1 residents of the State of Illinois. For purposes of this  
2 subsection, "actual residents of the State of Illinois" means  
3 persons domiciled in the State of Illinois. The Department of  
4 Labor shall promulgate rules providing for the enforcement of  
5 this subsection.

6 (aa) The Agency may adopt rules requiring the electronic  
7 submission of any information required to be submitted to the  
8 Agency pursuant to any State or federal law or regulation or  
9 any court or Board order. Any rules adopted under this  
10 subsection (aa) must include, but are not limited to,  
11 identification of the information to be submitted  
12 electronically.

13 (Source: P.A. 102-1071, eff. 6-10-22.)

14 Section 15-40. The Reimagine Public Safety Act is amended  
15 by changing Section 35-20 as follows:

16 (430 ILCS 69/35-20)

17 Sec. 35-20. Office of Firearm Violence Prevention.

18 (a) On or before October 1, 2021, an Office of Firearm  
19 Violence Prevention is established within the Illinois  
20 Department of Human Services. The Assistant Secretary of  
21 Violence Prevention shall report his or her actions to the  
22 Secretary of Human Services and the Office of the Governor.  
23 The Office shall have the authority to coordinate and  
24 integrate all programs and services listed in this Act and

1 other programs and services the Governor establishes by  
2 executive order to maximize an integrated approach to reducing  
3 Illinois' firearm violence epidemic and ultimately ending this  
4 public health crisis.

5 (b) The Department of Human Services and the Office of  
6 Firearm Violence Prevention shall have grant making,  
7 operational, and procurement authority to distribute funds to  
8 violence prevention organizations, youth development  
9 organizations, high-risk youth intervention organizations,  
10 approved technical assistance and training providers,  
11 evaluation and assessment organizations, and other entities  
12 necessary to execute the functions established in this Act and  
13 other programs and services the Governor establishes by  
14 executive order for the Department and the Office.

15 (c) The Assistant Secretary of Firearm Violence Prevention  
16 shall be appointed by the Governor with the advice and consent  
17 of the Senate. The Assistant Secretary of Firearm Violence  
18 Prevention shall receive an annual salary of \$170,000 or as  
19 set by the Governor, whichever is higher, and, beginning July  
20 1, 2023, shall be compensated from appropriations provided to  
21 the Comptroller for this purpose. On July 1, 2023, and on each  
22 July 1 thereafter, the Assistant Secretary shall receive an  
23 increase in salary based on a cost of living adjustment as  
24 authorized by Senate Joint Resolution 192 of the 86th General  
25 Assembly. The Assistant Secretary of Firearm Violence  
26 Prevention shall report to the Secretary of Human Services and

1 also report his or her actions to the Office of the Governor.

2 (d) For Illinois municipalities with a 1,000,000 or more  
3 population, the Office of Firearm Violence Prevention shall  
4 determine the 10 most violent neighborhoods. When possible,  
5 this shall be determined by measuring the number of per capita  
6 fatal and nonfatal firearm-shot victims, excluding  
7 self-inflicted incidents, from January 1, 2016 through  
8 December 31, 2020. These 10 communities shall qualify for  
9 grants under this Act and coordination of other State services  
10 from the Office of Firearm Violence Prevention. The Office  
11 shall, after identifying the top 10 neighborhoods, identify an  
12 additional 7 eligible neighborhoods by considering the number  
13 of victims in rank order in addition to the per capita rate. If  
14 appropriate, and subject to appropriation, the Office shall  
15 have the authority to consider adding up to 5 additional  
16 eligible neighborhoods or clusters of contiguous neighborhoods  
17 utilizing the same data sets so as to maximize the potential  
18 impact for firearm violence reduction. For Illinois  
19 municipalities with less than 1,000,000 residents and more  
20 than 35,000 residents, the Office of Firearm Violence  
21 Prevention shall identify the 10 municipalities or contiguous  
22 geographic areas that have the greatest concentrated firearm  
23 violence victims. When possible, this shall be determined by  
24 measuring the number of fatal and nonfatal firearm-shot  
25 victims, excluding self-inflicted incidents, from January 1,  
26 2016 through December 31, 2020 divided by the number of

1 residents for each municipality or area. These 10  
2 municipalities or contiguous geographic areas and up to 5  
3 additional municipalities or contiguous geographic areas  
4 identified by the Office of Firearm Violence Prevention shall  
5 qualify for grants under this Act and coordination of other  
6 State services from the Office of Firearm Violence Prevention.  
7 The Office of Firearm Violence Prevention shall consider  
8 factors listed in subsection (a) of Section 35-40 to determine  
9 up to 5 additional municipalities or contiguous geographic  
10 areas that qualify for grants under this Act. The Office of  
11 Firearm Violence Prevention may, subject to appropriation,  
12 identify up to 5 additional neighborhoods, municipalities,  
13 contiguous geographic areas, or other local  
14 government-identified boundary areas to receive funding under  
15 this Act after considering additional risk factors that  
16 contribute to community firearm violence. The data analysis to  
17 identify new eligible neighborhoods and municipalities shall  
18 be updated to reflect eligibility based on the most recently  
19 available 5 full years of data no more frequently than once  
20 every 3 years.

21 (e) The Office of Firearm Violence Prevention shall issue  
22 a report to the General Assembly no later than January 1 of  
23 each year that identifies communities within Illinois  
24 municipalities of 1,000,000 or more residents and  
25 municipalities with less than 1,000,000 residents and more  
26 than 35,000 residents that are experiencing concentrated

1 firearm violence, explaining the investments that are being  
2 made to reduce concentrated firearm violence, and making  
3 further recommendations on how to end Illinois' firearm  
4 violence epidemic.

5 (Source: P.A. 102-16, eff. 6-17-21; 102-679, eff. 12-10-21.)

6 ARTICLE 20

7 Section 20-5. The Illinois Power Agency Act is amended by  
8 changing Section 1-70 as follows:

9 (20 ILCS 3855/1-70)

10 Sec. 1-70. Agency officials.

11 (a) The Agency shall have a Director who meets the  
12 qualifications specified in Section 5-222 of the Civil  
13 Administrative Code of Illinois.

14 (b) Within the Illinois Power Agency, the Agency shall  
15 establish a Planning and Procurement Bureau and may establish  
16 a Resource Development Bureau. Each Bureau shall report to the  
17 Director.

18 (c) The Chief of the Planning and Procurement Bureau shall  
19 be appointed by the Director, at the Director's sole  
20 discretion, and (i) shall have at least 5 years of direct  
21 experience in electricity supply planning and procurement and  
22 (ii) shall also hold an advanced degree in risk management,  
23 law, business, or a related field.



1 (d) The Chief of the Resource Development Bureau may be  
2 appointed by the Director and (i) shall have at least 5 years  
3 of direct experience in electric generating project  
4 development and (ii) shall also hold an advanced degree in  
5 economics, engineering, law, business, or a related field.

6 (e) Notwithstanding any other provision of law, for terms  
7 beginning on or after January 16, 2023, the Director shall  
8 receive an annual salary of \$165,000. On July 1, 2023, and on  
9 each July 1 thereafter, the Director shall receive an increase  
10 in salary based on a cost of living adjustment as authorized by  
11 Senate Joint Resolution 192 of the 86th General Assembly. For  
12 ~~terms ending before December 31, 2019, the Director shall~~  
13 ~~receive an annual salary of \$100,000 or as set by the Executive~~  
14 ~~Ethics Commission based on a review of comparable State agency~~  
15 ~~director salaries, whichever is higher.~~ No annual salary for  
16 the Director or a Bureau Chief shall exceed the amount of  
17 salary set by law for the Governor that is in effect on July 1  
18 of that fiscal year.

19 (f) The Director and each Bureau Chief ~~Bureau Chiefs~~ shall  
20 not, for 2 years prior to appointment or for 2 years after he  
21 or she leaves his or her position, be employed by an electric  
22 utility, independent power producer, power marketer, or  
23 alternative retail electric supplier regulated by the  
24 Commission or the Federal Energy Regulatory Commission.

25 (g) The Director and Bureau Chiefs are prohibited from:  
26 (i) owning, directly or indirectly, 5% or more of the voting

1 capital stock of an electric utility, independent power  
2 producer, power marketer, or alternative retail electric  
3 supplier; (ii) being in any chain of successive ownership of  
4 5% or more of the voting capital stock of any electric utility,  
5 independent power producer, power marketer, or alternative  
6 retail electric supplier; (iii) receiving any form of  
7 compensation, fee, payment, or other consideration from an  
8 electric utility, independent power producer, power marketer,  
9 or alternative retail electric supplier, including legal fees,  
10 consulting fees, bonuses, or other sums. These limitations do  
11 not apply to any compensation received pursuant to a defined  
12 benefit plan or other form of deferred compensation, provided  
13 that the individual has otherwise severed all ties to the  
14 utility, power producer, power marketer, or alternative retail  
15 electric supplier.

16 (Source: P.A. 102-662, eff. 9-15-21.)

17 ARTICLE 25

18 Section 25-5. The Commission on Equity and Inclusion Act  
19 is amended by changing Section 40-5 as follows:

20 (30 ILCS 574/40-5)

21 Sec. 40-5. Commission on Equity and Inclusion.

22 (a) There is hereby created the Commission on Equity and  
23 Inclusion, which shall consist of 7 members appointed by the

1 Governor with the advice and consent of the Senate. No more  
2 than 4 members shall be of the same political party. The  
3 Governor shall designate one member as chairperson, ~~who shall~~  
4 ~~be the chief administrative and executive officer of the~~  
5 ~~Commission, and shall have general supervisory authority over~~  
6 ~~all personnel of the Commission.~~

7 (b) Of the members first appointed, 4 shall be appointed  
8 for a term to expire on the third Monday of January, 2023, and  
9 3 (including the Chairperson) shall be appointed for a term to  
10 expire on the third Monday of January, 2025.

11 Thereafter, each member shall serve for a term of 4 years  
12 and until his or her successor is appointed and qualified;  
13 except that any member chosen to fill a vacancy occurring  
14 otherwise than by expiration of a term shall be appointed only  
15 for the unexpired term of the member whom he or she shall  
16 succeed and until his or her successor is appointed and  
17 qualified.

18 (c) In case of a vacancy on the Commission during the  
19 recess of the Senate, the Governor shall make a temporary  
20 appointment until the next meeting of the Senate, when he or  
21 she shall appoint a person to fill the vacancy. Any person so  
22 nominated who is confirmed by the Senate shall hold office  
23 during the remainder of the term and until his or her successor  
24 is appointed and qualified. Vacancies in the Commission shall  
25 not impair the right of the remaining members to exercise all  
26 the powers of the Commission.

1 (d) The Chairperson of the Commission shall be compensated  
2 at the rate of \$128,000 per year, or as otherwise set by this  
3 Section, during his or her service as Chairperson, and each  
4 other member shall be compensated at the rate of \$121,856 per  
5 year, or as otherwise set by this Section. In addition, all  
6 members of the Commission shall be reimbursed for expenses  
7 actually and necessarily incurred by them in the performance  
8 of their duties. Members of the Commission are eligible to  
9 receive pension under the State Employees' Retirement System  
10 of Illinois as provided under Article 14 of the Illinois  
11 Pension Code.

12 (e) The Commission shall have an Executive Director who is  
13 appointed by the Governor and who shall be the chief  
14 administrative and operational officer of the Commission,  
15 shall direct and supervise its administrative affairs and  
16 general management, and perform such other duties as may be  
17 prescribed from time to time by the Commission.  
18 Notwithstanding any other provision of law, beginning on the  
19 effective date of this amendatory Act of the 102nd General  
20 Assembly, the Executive Director shall receive an annual  
21 salary as set by the Governor.

22 The Executive Director or any committee of the Commission  
23 may carry out such responsibilities of the Commission as the  
24 Commission by resolution may delegate. The Executive Director  
25 shall attend all meetings of the Commission; however, no  
26 action of the Commission shall be invalid on account of the

1 absence of the Executive Director from a meeting. The  
2 Executive Director may employ and determine the compensation  
3 of staff, as appropriations permit.

4 (f) The budget established for the Commission for any  
5 given fiscal year shall be no less than that established for  
6 the Human Rights Commission for that same fiscal year.

7 (Source: P.A. 101-657, eff. 1-1-22.)

8 ARTICLE 30

9 Section 30-5. The Salaries Act is amended by changing  
10 Section 1 as follows:

11 (5 ILCS 290/1) (from Ch. 53, par. 1)

12 Sec. 1. There shall be allowed and paid an annual salary in  
13 lieu of all other salaries, fees, perquisites, benefit of  
14 compensation in any form whatsoever, to each of the officers  
15 herein named, the following respectively: -

16 (1) For terms beginning before January 9, 2023:

17 To the Governor, a salary set by the Compensation  
18 Review Board, together with the use and occupancy of  
19 the executive mansion.

20 To the Lieutenant Governor, a salary set by the  
21 Compensation Review Board.

22 To the Secretary of State, a salary set by the  
23 Compensation Review Board.

1           To the Comptroller, a salary set by the  
2           Compensation Review Board.

3           To the Treasurer, a salary set by the Compensation  
4           Review Board.

5           To the Attorney General, a salary set by the  
6           Compensation Review Board.

7           (2) For terms beginning on or after January 9, 2023:

8           To the Governor, a salary of \$205,700 or as set by  
9           the Compensation Review Board, whichever is greater,  
10           together with the use and occupancy of the executive  
11           mansion.

12           To the Lieutenant Governor, a salary of \$160,900  
13           or as set by the Compensation Review Board, whichever  
14           is greater.

15           To the Secretary of State, a salary of \$183,300 or  
16           as set by the Compensation Review Board, whichever is  
17           greater.

18           To the Comptroller, a salary of \$160,900 or as set  
19           by the Compensation Review Board, whichever is  
20           greater.

21           To the Treasurer, a salary of \$160,900 or as set by  
22           the Compensation Review Board, whichever is greater.

23           To the Attorney General, a salary of \$183,300 or  
24           as set by the Compensation Review Board, whichever is  
25           greater.

26           (Source: P.A. 89-657, eff. 8-14-96.)

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## ARTICLE 35

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3

Section 35-5. The General Assembly Compensation Act is amended by changing Section 1 as follows:

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(25 ILCS 115/1) (from Ch. 63, par. 14)

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Sec. 1. Each member of the General Assembly shall receive an annual salary of \$28,000 or as set by the Compensation Review Board, whichever is greater. Beginning with the 103rd General Assembly, each member of the General Assembly shall receive an annual salary of \$85,000 or as set by the Compensation Review Board, whichever is greater. The following named officers, committee chairmen and committee minority spokesmen shall receive additional amounts per year for their services as such officers, committee chairmen and committee minority spokesmen respectively, as set by the Compensation Review Board or, as follows, whichever is greater: Beginning the second Wednesday in January 1989, the Speaker and the minority leader of the House of Representatives and the President and the minority leader of the Senate, \$16,000 each; the majority leader in the House of Representatives \$13,500; 5 assistant majority leaders and 5 assistant minority leaders in the Senate, \$12,000 each; 6 assistant majority leaders and 6 assistant minority leaders in the House of Representatives, \$10,500 each; 2 Deputy Majority leaders in the House of

1 Representatives \$11,500 each; and 2 Deputy Minority leaders in  
2 the House of Representatives, \$11,500 each; the majority  
3 caucus chairman and minority caucus chairman in the Senate,  
4 \$12,000 each; and beginning the second Wednesday in January,  
5 1989, the majority conference chairman and the minority  
6 conference chairman in the House of Representatives, \$10,500  
7 each; beginning the second Wednesday in January, 1989, the  
8 chairman and minority spokesman of each standing committee of  
9 the Senate, except the Rules Committee, the Committee on  
10 Committees, and the Committee on Assignment of Bills, \$6,000  
11 each; and beginning the second Wednesday in January, 1989, the  
12 chairman and minority spokesman of each standing and select  
13 committee of the House of Representatives, \$6,000 each; and  
14 beginning fiscal year 2020, the majority leader in the Senate,  
15 an amount equal to the majority leader in the House. For any  
16 General Assembly in which the majority party in the House of  
17 Representatives has 71 or more elected Representatives, the  
18 majority party shall have one additional majority officer who  
19 shall have the title of speaker pro tempore and who shall  
20 receive an amount equal to the majority leader in the House and  
21 one majority officer who shall receive an amount equal to an  
22 assistant majority leader in the House of Representatives. For  
23 any General Assembly in which the majority party in the Senate  
24 has 36 or more elected Senators, the majority party shall have  
25 one additional majority officer who shall receive an amount  
26 equal to the majority leader in the House and one majority



1 officer who shall receive an amount equal to an assistant  
2 majority leader in the Senate. A member who serves in more than  
3 one position as an officer, committee chairman, or committee  
4 minority spokesman shall receive only one additional amount  
5 based on the position paying the highest additional amount.  
6 Prior to the 103rd General Assembly, the compensation provided  
7 for in this Section to be paid per year to members of the  
8 General Assembly, including the additional sums payable per  
9 year to officers of the General Assembly shall be paid in 12  
10 equal monthly installments. The first such installment is  
11 payable on January 31, 1977. All subsequent equal monthly  
12 installments are payable on the last working day of the month.  
13 Prior to the 103rd General Assembly, a member who has held  
14 office any part of a month is entitled to compensation for an  
15 entire month.

16 Beginning with the 103rd General Assembly, the  
17 compensation provided for in this Section to be paid per year  
18 to members of the General Assembly, including additional sums  
19 payable per year to officers of the General Assembly, shall be  
20 paid bi-monthly. Members who resign before completing the  
21 entire term in office shall be compensated on a prorated  
22 basis. Members completing the term of a vacancy shall be  
23 compensated on a prorated basis.

24 Mileage shall be paid at the rate of 20 cents per mile  
25 before January 9, 1985, and at the mileage allowance rate in  
26 effect under regulations promulgated pursuant to 5 U.S.C.

1 5707(b)(2) beginning January 9, 1985, for the number of actual  
2 highway miles necessarily and conveniently traveled by the  
3 most feasible route to be present upon convening of the  
4 sessions of the General Assembly by such member in each and  
5 every trip during each session in going to and returning from  
6 the seat of government, to be computed by the Comptroller. A  
7 member traveling by public transportation for such purposes,  
8 however, shall be paid his actual cost of that transportation  
9 instead of on the mileage rate if his cost of public  
10 transportation exceeds the amount to which he would be  
11 entitled on a mileage basis. No member may be paid, whether on  
12 a mileage basis or for actual costs of public transportation,  
13 for more than one such trip for each week the General Assembly  
14 is actually in session. Each member shall also receive an  
15 allowance of \$36 per day for lodging and meals while in  
16 attendance at sessions of the General Assembly before January  
17 9, 1985; beginning January 9, 1985, such food and lodging  
18 allowance shall be equal to the amount per day permitted to be  
19 deducted for such expenses under the Internal Revenue Code;  
20 however, beginning May 31, 1995, no allowance for food and  
21 lodging while in attendance at sessions is authorized for  
22 periods of time after the last day in May of each calendar  
23 year, except (i) if the General Assembly is convened in  
24 special session by either the Governor or the presiding  
25 officers of both houses, as provided by subsection (b) of  
26 Section 5 of Article IV of the Illinois Constitution or (ii) if

1 the General Assembly is convened to consider bills vetoed,  
2 item vetoed, reduced, or returned with specific  
3 recommendations for change by the Governor as provided in  
4 Section 9 of Article IV of the Illinois Constitution. For  
5 fiscal year 2011 and for session days in fiscal years 2012,  
6 2013, 2014, 2015, 2016, 2017, 2018, and 2019 only (i) the  
7 allowance for lodging and meals is \$111 per day and (ii)  
8 mileage for automobile travel shall be reimbursed at a rate of  
9 \$0.39 per mile.

10 Notwithstanding any other provision of law to the  
11 contrary, beginning in fiscal year 2012, travel reimbursement  
12 for General Assembly members on non-session days shall be  
13 calculated using the guidelines set forth by the Legislative  
14 Travel Control Board, except that fiscal year 2012, 2013,  
15 2014, 2015, 2016, 2017, 2018, and 2019 mileage reimbursement  
16 is set at a rate of \$0.39 per mile.

17 If a member dies having received only a portion of the  
18 amount payable as compensation, the unpaid balance shall be  
19 paid to the surviving spouse of such member, or, if there be  
20 none, to the estate of such member.

21 (Source: P.A. 101-10, eff. 6-5-19; 102-558, eff. 8-20-21;  
22 102-664, eff. 1-1-22.)

23 ARTICLE 40

24 Section 40-5. The Legislative Materials Act is amended by

1 changing Section 1 as follows:

2 (25 ILCS 105/1) (from Ch. 63, par. 801)

3 Sec. 1. Fees.

4 (a) The Clerk of the House of Representatives may  
5 establish a schedule of reasonable fees to be charged for  
6 providing copies of daily and bound journals, committee  
7 documents, committee tape recordings, transcripts of committee  
8 proceedings, and committee notices, for providing copies of  
9 bills on a continuing or individual basis, and for providing  
10 tape recordings and transcripts of floor debates and other  
11 proceedings of the House.

12 (b) The Secretary of the Senate may establish a schedule  
13 of reasonable fees to be charged for providing copies of daily  
14 and bound journals, committee notices, for providing copies of  
15 bills on a continuing or individual basis, and for providing  
16 tape recordings and transcripts of floor debates and other  
17 proceedings of the Senate.

18 (c) The Clerk of the House of Representatives and the  
19 Secretary of the Senate may establish a schedule of reasonable  
20 fees to be charged for providing live audio of floor debates  
21 and other proceedings of the House of Representatives and the  
22 Senate. The Clerk and the Secretary shall have complete  
23 discretion over the distribution of live audio under this  
24 subsection (c), including discretion over the conditions under  
25 which live audio shall be distributed, except that live audio

1 shall be distributed to the General Assembly and its staffs.  
2 Nothing in this subsection (c) shall be construed to create an  
3 obligation on the part of the Clerk or Secretary to provide  
4 live audio to any person or entity other than to the General  
5 Assembly and its staffs.

6 (c-5) The Clerk of the House of Representatives, to the  
7 extent authorized by the House Rules, and the Secretary of the  
8 Senate, to the extent authorized by the Rules of the Senate,  
9 may establish a schedule of reasonable fees to be charged to  
10 members for the preparation, filing, and reproduction of  
11 non-substantive resolutions.

12 (c-10) Through December 31, 2010, the Clerk of the House  
13 of Representatives may sell to a member of the House of  
14 Representatives one or more of the chairs that comprise member  
15 seating in the House chamber. The Clerk must charge the  
16 original cost of the chairs.

17 (c-15) Through December 31, 2010, the Secretary of the  
18 Senate may sell to a member of the Senate one or more of the  
19 chairs that comprise member seating in the Senate chamber. The  
20 Secretary must charge the original cost of the chairs.

21 (d) Receipts from all fees and charges established under  
22 this Section shall be deposited by the Clerk and the Secretary  
23 into the General Assembly Operations Revolving Fund, a special  
24 fund in the State treasury. Amounts in the Fund may be  
25 appropriated for the operations of the offices of the Clerk of  
26 the House of Representatives and the Secretary of the Senate,

1 including the replacement of items sold under subsections  
2 (c-10) and (c-15).

3 (Source: P.A. 95-21, eff. 8-3-07.)

4 ARTICLE 99

5 Section 99-997. Severability. The provisions of this Act  
6 are severable under Section 1.31 of the Statute on Statutes.

7 Section 99-999. Effective date. This Act takes effect upon  
8 becoming law, except that Section 5-27 takes effect upon  
9 becoming law or on the date House Bill 4285 of the 102nd  
10 General Assembly takes effect, whichever is later and Section  
11 5-36 takes effect July 1, 2024.