



Executive Committee

**Filed: 3/18/2009**

09600SB2016ham001

LRB096 11410 RCE 24010 a

1 AMENDMENT TO SENATE BILL 2016

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2016 by replacing  
3 everything after the enacting clause with the following:

4 "ARTICLE 1.

5 Section 1-1. Short title. This Act may be cited as the 2016  
6 Olympic and Paralympic Games Act.

7 ARTICLE 5.

8 Section 5-1. Article title. This Article may be cited as  
9 the Olympic Games and Paralympic Games (2016) Law.

10 Section 5-5. Definitions. For purposes of this Article:

11 "Bid committee" means Chicago 2016, a local organizing  
12 committee that has been incorporated as a not-for-profit  
13 corporation, that is authorized by the candidate city to submit

1 a bid on the candidate city's behalf to the IOC for selection  
2 as the host city for the games, and that may serve as (or help  
3 form) the OCOG if the candidate city is selected as the host  
4 city for the games.

5 "Candidate city" means the City of Chicago, which has been  
6 selected as a candidate by the IOC to be host city of the  
7 games.

8 "Competition venues" means, collectively, the venues or  
9 facilities to be used for competition and related activities  
10 (including, without limitation, training activities) for the  
11 games as may be determined by the IOC, the USOC, or the OCOG or  
12 the candidate city.

13 "Games" means the 2016 Olympic and Paralympic Games.

14 "Governor" means the Governor of Illinois.

15 "IOC" means the International Olympic Committee.

16 "IPC" means the International Paralympic Committee.

17 "Net financial deficit" means any financial deficit of the  
18 OCOG or resulting from the conduct of the games.

19 "Non-competition venues" means, collectively, the venues  
20 or facilities to be used for non-competition activities  
21 (including, without limitation, live sites, hospitality sites,  
22 and administrative and operational offices) for the games as  
23 determined by the OCOG or the candidate city, or both, and  
24 subject to the reasonable approval of the State.

25 "OCOG" means the bid committee, as the same may be  
26 reorganized or reconstituted if the candidate city is selected

1 as the host city for the games, or another not-for-profit  
2 corporation that serves as the organizing committee for the  
3 games and to be established by the candidate city and the bid  
4 committee. Appointments of members to the OCOG should, to the  
5 greatest extent possible, reflect the ethnic and racial  
6 diversity of the candidate city.

7 "Olympic properties" means, collectively, (1) the  
8 properties on which the venues will be located and that are  
9 owned or controlled by the State and (2) the Olympic ancillary  
10 properties.

11 "Olympic ancillary properties" means all public  
12 rights-of-ways or public areas that are owned or controlled by  
13 the State (or over which it has jurisdiction), including but  
14 not limited to streets, highways, sidewalks, alleys,  
15 waterways, parks, and bridges necessary and appropriate to the  
16 staging of the games as determined by the OCOG or the candidate  
17 city, or both, and subject to the reasonable approval of the  
18 State.

19 "State" means the State of Illinois.

20 "State indemnification obligation" means the obligation of  
21 the State to indemnify the IOC, IPC or USOC, or a combination  
22 of those entities, against claims of, and liabilities to, third  
23 parties relating to the games, as described in this Article.

24 "USOC" means the United States Olympic Committee.

25 "Venues" means, collectively, the competition venues and  
26 non-competition venues.

1 Section 5-10. Governmental Cooperation.

2 (a) The State, in accordance with law and to the extent of  
3 the State's authority, and subject to the limitations of this  
4 Article:

5 (1) guarantees that the candidate city, working in  
6 partnership with the OCOG, shall be the primary and lead  
7 governmental authority for the planning, organization, and  
8 hosting of the games;

9 (2) guarantees that the candidate city shall be the  
10 primary and lead governmental authority for the planning,  
11 organization, and delivery of public services specific to  
12 the games;

13 (3) guarantees that the State shall designate a  
14 representative (designated as a games liaison) to be the  
15 primary point of contact for the State to the candidate  
16 city and the OCOG for purposes of intergovernmental  
17 coordination in connection with the games;

18 (4) guarantees the State's respect of the Olympic  
19 Charter and the Host City Contract promulgated by the IOC;

20 (5) agrees that all representations, warranties, and  
21 covenants set forth in this Article as well as any written  
22 commitments made by the State regarding the games shall be  
23 binding on the State;

24 (6) guarantees that the State will take all necessary  
25 measures in order that it fulfill its obligations

1 completely under this Article and any written commitments  
2 made by the State to the IOC;

3 (7) declares and confirms that no other important  
4 national or international meeting or event will take place  
5 in the vicinity of the venues during the period one week  
6 before through one week after the games;

7 (8) guarantees that all construction work necessary  
8 for the organization of the games within the State, to the  
9 extent permitted or authorized by the State, will comply  
10 with (i) local, regional, and national environmental  
11 regulations and acts and (ii) international agreements and  
12 protocols to which the United States is a party regarding  
13 planning, construction, and protection of the environment;

14 (9) guarantees that it shall provide or cause to be  
15 provided all security, medical, and other  
16 government-related services that the State customarily  
17 provides for comparable large-scale events and that are  
18 necessary for the successful planning, organization, and  
19 staging of the portions of the games within the State, at  
20 no cost to the OCOG;

21 (10) agrees to take such action as may be required by  
22 law, and to be effective for the period not later than  
23 January 1, 2010 and through the end of the games, to  
24 suspend or waive the imposition and collection of fees and  
25 charges otherwise imposed and collected by or on behalf of  
26 the State for permits and licenses issued to the OCOG

1 applicable to the design, development, construction, and  
2 operation or use of the venues and properties related to  
3 the games;

4 (11) agrees to cooperate with the candidate city, the  
5 bid committee and the OCOG, as well as local, regional, and  
6 national business, trade, and service organizations in  
7 order to promote and encourage, to the extent permitted by  
8 law, the charging of ordinary and customary prices for  
9 goods and services associated with the games within the  
10 State (including, but not limited to, hotel rates,  
11 restaurants, and related services) for anyone attending  
12 the games, including non-accredited spectators;

13 (12) agrees that, if requested by the candidate city,  
14 the bid committee, or the OCOG, it shall permit any member  
15 of the General Assembly to introduce legislation necessary  
16 to: (i) effectively reduce and sanction ambush marketing,  
17 (ii) eliminate illegal street vending during the period  
18 beginning 2 weeks before the games through the end of the  
19 games; and (iii) control advertising space (including, but  
20 not limited to, billboards and advertising on public  
21 transport) as well as air space and that any such  
22 legislation will be introduced as soon as possible but no  
23 later than January 1, 2014;

24 (13) agrees that it shall not engage in any marketing,  
25 commercial, or signage program in relation to the games  
26 without the prior written consent of the IOC;

1           (14) agrees that it shall coordinate and cooperate with  
2 the candidate city and the OCOG concerning a "Look of the  
3 Games" program;

4           (15) agrees that it will cooperate with the OCOG and  
5 the candidate city (including any applicable candidate  
6 city commission) in preventing ambush marketing at the  
7 games within the State;

8           (16) agrees to enter into a binding option agreement  
9 with the bid committee or the OCOG to provide the OCOG with  
10 the rights to any and all existing or hereafter developed  
11 outdoor commercial advertising space (including  
12 billboards) owned or controlled by the State and located  
13 within the vicinity of any Olympic properties, which  
14 agreement shall provide, among other things, that such  
15 advertising space will be available at the OCOG's option  
16 for a 12-week period encompassing the games at 2008 best  
17 commercial prices adjusted only for inflation;

18           (17) except as may be provided in any other agreement  
19 between the State and the candidate city, the bid  
20 committee, or the OCOG, agrees to make all of its  
21 non-competition and Olympic ancillary properties available  
22 at no cost to the OCOG;

23           (18) guarantees that the accessibility standards to be  
24 applied for the Paralympic Games shall include the  
25 Americans with Disabilities Act, the Fair Housing Act, the  
26 Illinois Environmental Barriers Act (and its implementing

1 regulations, the Illinois Accessibility Code), and the  
2 Illinois Human Rights Act;

3 (19) shall cooperate with the OCOG to assure that  
4 accessibility will be fully integrated into the planning of  
5 the Paralympic Games comprising part of the games; and

6 (20) agrees to the formation and authority of the  
7 Chicago Olympic Public Safety Command.

8 (b) In the event of a conflict between any provision of  
9 this Act and any provision of any written commitments made by  
10 the State regarding the games, this Act shall prevail and  
11 control as to the State.

12 (c) The bid committee and the OCOG shall provide any  
13 information reasonably requested by the State, with copies to  
14 the leaders of both houses of the General Assembly, to assist  
15 in reviewing the provisions of and performance under this  
16 Article.

17 (d) Nothing in this Article shall be construed as impairing  
18 the Governor's constitutional authority.

19 Section 5-15. State indemnification obligation and net  
20 financial deficit.

21 (a) Solely through the funds contained in the Olympic Games  
22 and Paralympic Games Trust Fund created by this Article, the  
23 State shall be liable to the IOC, the IPC, and the USOC for:

24 (1) the State indemnification obligation; and

25 (2) any net financial deficit.



1           The State's liability for the State indemnification  
2 obligation and any net financial deficit shall be subject to  
3 the terms of this Section of this Article.

4           (b) The State shall not make any payments with respect to  
5 the State indemnification obligation or any net financial  
6 deficit until and after (i) all bid committee and all OCOG net  
7 operating revenues, surplus, reserves, contingencies,  
8 receivables, funds, and other available assets and security  
9 have been fully expended and (ii) the candidate city has first  
10 paid at least \$250,000,000 in the aggregate towards amounts  
11 that would give rise to a State indemnification obligation or a  
12 net financial deficit payment obligation on the State's part,  
13 or both.

14           (c) Any financial commitments of the State under this  
15 Section shall be satisfied exclusively by recourse to the  
16 Olympic Games and Paralympic Games Trust Fund.

17           (d) Any financial commitments of the State under this  
18 Section shall not exceed \$250,000,000 in the aggregate.

19           Section 5-20. Olympic Games and Paralympic Games Trust  
20 Fund.

21           (a) The Olympic Games and Paralympic Games Trust Fund is  
22 created as a special fund in the State Treasury.

23           (b) The State may choose to fund the Olympic Games and  
24 Paralympic Games Trust Fund in any manner it considers  
25 appropriate, and at such time or times the State determines

1 necessary. By the beginning of State fiscal year 2016, the  
2 State shall appropriate sums of money to the Olympic Games and  
3 Paralympic Games Trust Fund to provide security for the State  
4 indemnification obligation and the net financial deficit.

5 (c) The moneys in the Olympic Games and Paralympic Games  
6 Trust Fund may be used only for the sole purpose of fulfilling  
7 the obligations of the State pursuant to the State  
8 indemnification obligation and any net financial deficit. For  
9 each dollar that is expended from the Olympic Games and  
10 Paralympic Games Trust Fund, the State shall expend an  
11 equivalent amount of State funds for road projects outside of  
12 the county in which the candidate city is located.

13 (d) No additional State funds shall be deposited into the  
14 Olympic Games and Paralympic Games Trust Fund once the Governor  
15 determines that the fund has achieved, or is reasonably  
16 expected to otherwise accrue, a sufficient balance to provide  
17 adequate security, acceptable to the IOC, to demonstrate the  
18 State's ability to fulfill its obligations to satisfy the State  
19 indemnification obligation and any net financial deficit  
20 payment obligation.

21 (e) If the candidate city is selected as the host city for  
22 the games, the Olympic Games and Paralympic Games Trust Fund  
23 shall be maintained until a determination by the Governor is  
24 made that the State's obligations to satisfy the State  
25 indemnification obligation and to be liable for any net  
26 financial deficit are satisfied and concluded, at which time

1 the fund shall be terminated.

2 (f) Upon the termination of the Olympic Games and  
3 Paralympic Games Trust Fund, all sums earmarked, transferred,  
4 or contained in the fund, along with any investment earnings  
5 retained in the fund, shall immediately revert to the General  
6 Revenue Fund.

7 Section 5-25. Fund as security; liability. Any moneys  
8 deposited, transferred, or otherwise contained in the Olympic  
9 Games and Paralympic Games Trust Fund shall be, upon  
10 appropriation by the General Assembly, used for the sole  
11 purpose of providing adequate security, acceptable to the IOC,  
12 to demonstrate the State's ability to satisfy its State  
13 indemnification obligation and to be liable for any net  
14 financial deficit. The security may be provided by moneys  
15 contained in the Fund as provided in Section 5-20, or by  
16 insurance coverage, letters of credit, or other acceptable  
17 secured instruments purchased or secured by the moneys, or by  
18 any combination thereof.

19 Section 5-30. Insurance. The bid committee and the OCOG  
20 shall list the State and the candidate city as additional  
21 insureds on any policy of insurance purchased by the bid  
22 committee or the OCOG to be in effect in connection with the  
23 preparation for and conduct of the games.

1           Section 5-35. Bid committee and OCOG responsibilities. The  
2 bid committee and the OCOG may not engage in any conduct that  
3 reflects unfavorably upon the State, the candidate city, or the  
4 games, or that is contrary to law or to the rules and  
5 regulations of the IOC, IPC, or USOC.

6           Section 5-40. Authority of the Governor. Subject to the  
7 limitations of this Article, including but not limited to those  
8 contained in Section 5-15, the Governor, or his or her  
9 designee, on behalf of the State, may execute such other  
10 agreements or contracts as may be required by the OCOG, the  
11 USOC, the IOC, or the IPC in connection with the candidate city  
12 and bid committee's bid to host the Games.

13           Section 5-42. Diversity program.

14           (a) The OCOG shall establish and maintain a diversity  
15 program to ensure non-discrimination in the award of contracts  
16 by the OCOG and the administration of those contracts. To the  
17 maximum extent permitted by law, the OCOG shall establish goals  
18 as part of the program of awarding not less than 25% of the  
19 annual dollar value of all contracts, purchase orders, or other  
20 agreements (collectively referred to as "the contracts") to  
21 minority owned businesses or businesses owned by a person with  
22 a disability, and 5% of the annual dollar value of the  
23 contracts to female owned businesses. The subject of the  
24 contracts includes, but is not limited to, the purchase of

1 professional services, construction services, supplies,  
2 materials, and equipment. Recognizing that the planning,  
3 organization, and staging of the games is a unique undertaking,  
4 the goals established in this subsection shall exclude: all  
5 contracts, purchase orders, or other agreements that (i) must  
6 be awarded to a specific source as a result of the OCOG's legal  
7 obligations to the USOC or IOC or its official tier 1, tier 2  
8 or tier 3 sponsors, (ii) the OCOG awards to a unique or limited  
9 supplier of a product, equipment, or service required for the  
10 games, and (iii) the payments under which are passed through to  
11 other constituencies involved in or attending the games (such  
12 as under the games accommodation program). If, however, the  
13 OCOG awards any contracts, purchase orders, or other agreements  
14 described in items (i) through (iii) to a minority-owned  
15 business, business owned by a person with a disability, or a  
16 female-owned business, those contracts shall be considered  
17 towards the goals described in this subsection.

18 (b) For purposes of this Section, the terms "minority owned  
19 business", "business owned by a person with a disability", and  
20 "female owned business" have the meanings given to those terms  
21 in the Business Enterprise for Minorities, Females, and Persons  
22 with Disabilities Act. For purposes of meeting the goals of  
23 this Section, the State shall recognize OCOG contracts  
24 performed in the candidate city that are awarded to  
25 minority-owned business enterprises, business enterprises  
26 owned by persons with disabilities, or women-owned business

1 enterprises, as those terms are defined in the municipal code  
2 of the candidate city.

3 (c) The OCOG shall establish and maintain a diversity  
4 program designed to promote equal employment opportunity with  
5 respect to its management and operations. The program shall  
6 include a plan, including timetables, as appropriate, that  
7 specify goals and methods for increasing participation by  
8 women, minorities, and persons with disabilities in those  
9 employment opportunities.

10 (d) Beginning on January 1, 2011, and each year thereafter  
11 until the completion of the games, the OCOG shall issue a  
12 written report to the Governor, President of the Senate,  
13 Minority Leader of the Senate, Speaker of the House of  
14 Representatives, Minority Leader of the House of  
15 Representatives, mayor of the candidate city, and city council  
16 of the candidate city providing the number of respective  
17 employees who have designated themselves as members of a  
18 minority group, as persons with a disability, or as women. The  
19 report shall also describe in detail the OCOG's compliance with  
20 the requirements of subsections (a) and (b) of this Section.

21 (e) The Diversity Program Commission is created to monitor,  
22 review, and report on minority, female, and persons with  
23 disabilities contracting and employment related to the  
24 planning, organization, and staging of the games. The  
25 Commission shall consist of 2 members appointed by the  
26 Governor, 2 members appointed by the President of the Senate, 2

1 members appointed by the Minority Leader of the Senate, 2  
2 members appointed by the Speaker of the House of  
3 Representatives, 2 members appointed by the Minority Leader of  
4 the House of Representatives, 5 members appointed by the mayor  
5 of the candidate city, 5 representatives of the OCOG's outreach  
6 advisory council appointed by the mayor of the candidate city,  
7 one member appointed by the Metropolitan Pier and Exposition  
8 Authority Board, one member appointed by the Board of Trustees  
9 of the University of Illinois, and one member appointed by the  
10 Board of Commissioners of the Chicago Park District. All  
11 appointments shall be made by January 1, 2011. Beginning on  
12 January 1, 2012, and each year thereafter until the completion  
13 of the games, the Commission shall file a written report with  
14 the OCOG, the General Assembly, the Governor, the mayor of the  
15 candidate city, and the city council of the candidate city  
16 regarding compliance with the diversity requirements of this  
17 Article. The Commission may file a supplemental reports at any  
18 time. The Commission shall elect its own chairperson, and  
19 Commission members shall serve without compensation.

20 The Commission shall meet quarterly and as needed. The  
21 Commission shall also meet within one week after the issuance  
22 of the reports required under this subsection to, among other  
23 things, discuss whether or not: (i) the OCOG is in compliance  
24 with the requirements of this Section; (ii) the Metropolitan  
25 Pier and Exposition Authority is in compliance with Section  
26 23.1 of the Metropolitan Pier and Exposition Authority Act as

1 amended in this Article; (iii) the University of Illinois is in  
2 compliance with Section 4 of the Business Enterprise for  
3 Minorities, Females, and Persons with Disabilities Act and  
4 Section 1.1 of the University of Illinois at Chicago Act as  
5 amended in this Article; and (iv) the Chicago Park District is  
6 in compliance with Section 7.07 of the Chicago Park District  
7 Act as amended in this Article.

8 The Commission shall include in any report required under  
9 this subsection, among other things: (i) a list that sets forth  
10 each person or entity awarded a contract by the OCOG, the  
11 Metropolitan Pier and Exposition Authority, the University of  
12 Illinois, and the Chicago Park District the name, address,  
13 contact information, and total dollar amount of the contract or  
14 contracts; and (ii) a determination of whether the OCOG, the  
15 Metropolitan Pier and Exposition Authority, the University of  
16 Illinois, and the Chicago Park District are in compliance with  
17 their respective obligations. If in any reporting period the  
18 OCOG, the Metropolitan Pier and Exposition Authority, the  
19 University of Illinois, or the Chicago Park District is not in  
20 compliance with its respective obligations, then each that is  
21 not in compliance shall file with the Commission within 14  
22 business days a written explanation setting forth the reason or  
23 reasons for noncompliance. The Commission shall then meet  
24 within one week after receiving the written explanations to  
25 discuss the stated reason or reasons for noncompliance.

26 The OCOG, the Metropolitan Pier and Exposition Authority,



1 the University of Illinois, and the Chicago Park District shall  
2 cooperate with the Commission and provide the Commission with  
3 requested information, unless disclosure is prohibited by law.

4 Section 5-45. Inoperability.

5 (a) If the candidate city terminates its candidacy to  
6 become the host city for the games, then this Article is  
7 inoperable upon that termination.

8 (b) If the IOC does not select the candidate city as the  
9 host city for the games on or before December 1, 2009, then  
10 this Article is inoperable on and after that date.

11 Section 5-95. The State Finance Act is amended by adding  
12 Sections 5.719 and 6z-80 as follows:

13 (30 ILCS 105/5.719 new)

14 Sec. 5.719. The Olympic Games and Paralympic Games Trust  
15 Fund.

16 (30 ILCS 105/6z-80 new)

17 Sec. 6z-80. Appropriations from the Olympic Games and  
18 Paralympic Games Trust Fund. The Olympic Games and Paralympic  
19 Games Trust Fund is created as a special fund in the State  
20 treasury. Subject to appropriation, all money in the Olympic  
21 Games and Paralympic Games Trust Fund must be used to make  
22 payments required under the Olympic Games and Paralympic Games

1     (2016) Law.

2           Section 5-96. The Business Enterprise for Minorities,  
3 Females, and Persons with Disabilities Act is amended by  
4 changing Section 4 as follows:

5           (30 ILCS 575/4) (from Ch. 127, par. 132.604)

6           (Section scheduled to be repealed on June 30, 2010)

7           Sec. 4. Award of State contracts.

8           (a) Except as provided in subsections ~~subsection~~ (b) and  
9 (c), not less than 12% of the total dollar amount of State  
10 contracts, as defined by the Secretary of the Council and  
11 approved by the Council, shall be established as a goal to be  
12 awarded to businesses owned by minorities, females, and persons  
13 with disabilities; provided, however, that contracts  
14 representing at least five-twelfths of the total amount of all  
15 State contracts awarded to businesses owned by minorities,  
16 females, and persons with disabilities pursuant to this Section  
17 shall be awarded to female owned businesses, and that contracts  
18 representing at least one-sixth of the total amount of all  
19 State contracts awarded to businesses owned by minorities,  
20 females, and persons with disabilities pursuant to this Section  
21 shall be awarded to businesses owned by persons with  
22 disabilities.

23           The above percentage relates to the total dollar amount of  
24 State contracts during each State fiscal year, calculated by

1 examining independently each type of contract for each agency  
2 or university which lets such contracts. Only that percentage  
3 of arrangements which represents the participation of  
4 businesses owned by minorities, females, and persons with  
5 disabilities on such contracts shall be included.

6 (b) In the case of State construction contracts, the  
7 provisions of subsection (a) requiring a portion of State  
8 contracts to be awarded to businesses owned and controlled by  
9 persons with disabilities do not apply. Not less than 10% of  
10 the total dollar amount of State construction contracts is  
11 established as a goal to be awarded to minority and female  
12 owned businesses, and contracts representing 50% of the amount  
13 of all State construction contracts awarded to minority and  
14 female owned businesses shall be awarded to female owned  
15 businesses.

16 (c) In the case of all work undertaken by the University of  
17 Illinois related to the planning, organization, and staging of  
18 the games, the University of Illinois shall establish a goal of  
19 awarding not less than 25% of the annual dollar value of all  
20 contracts, purchase orders, and other agreements (collectively  
21 referred to as "the contracts") to minority-owned businesses or  
22 businesses owned by a person with a disability and 5% of the  
23 annual dollar value the contracts to female-owned businesses.  
24 For purposes of this subsection, the term "games" has the  
25 meaning set forth in the Olympic Games and Paralympic Games  
26 (2016) Law.

1 (Source: P.A. 87-701; 88-597, eff. 8-28-94.)

2 Section 5-97. The State Mandates Act is amended by adding  
3 Section 8.33 as follows:

4 (30 ILCS 805/8.33 new)

5 Sec. 8.33. Exempt mandate. Notwithstanding the provisions  
6 of Sections 6 and 8 of this Act, no reimbursement by the State  
7 is required for the implementation of Section 5-42 of the  
8 Olympic Games and Paralympic Games (2016) Law.

9 Section 95-98. The Metropolitan Pier and Exposition  
10 Authority Act is amended by changing Section 23.1 as follows:

11 (70 ILCS 210/23.1) (from Ch. 85, par. 1243.1)

12 Sec. 23.1. Affirmative action.

13 (a) The Authority shall, within 90 days after the effective  
14 date of this amendatory Act of 1984, establish and maintain an  
15 affirmative action program designed to promote equal  
16 employment opportunity and eliminate the effects of past  
17 discrimination. Such program shall include a plan, including  
18 timetables where appropriate, which shall specify goals and  
19 methods for increasing participation by women and minorities in  
20 employment, including employment related to the planning,  
21 organization, and staging of the games, by the Authority and by  
22 parties which contract with the Authority. The Authority shall

1 submit a detailed plan with the General Assembly prior to  
2 September 1 of each year. Such program shall also establish  
3 procedures and sanctions (including debarment), which the  
4 Authority shall enforce to ensure compliance with the plan  
5 established pursuant to this Section and with State and federal  
6 laws and regulations relating to the employment of women and  
7 minorities. A determination by the Authority as to whether a  
8 party to a contract with the Authority has achieved the goals  
9 or employed the methods for increasing participation by women  
10 and minorities shall be determined in accordance with the terms  
11 of such contracts or the applicable provisions of rules and  
12 regulations of the Authority existing at the time such contract  
13 was executed, including any provisions for consideration of  
14 good faith efforts at compliance which the Authority may  
15 reasonably adopt.

16 (b) The Authority shall adopt and maintain minority and  
17 female owned business enterprise procurement programs under  
18 the affirmative action program described in subsection (a) for  
19 any and all work, including all contracting related to the  
20 planning, organization, and staging of the games, undertaken by  
21 the Authority. That work shall include, but is not limited to,  
22 the purchase of professional services, construction services,  
23 supplies, materials, and equipment. The programs shall  
24 establish goals of awarding not less than 25% of the annual  
25 dollar value of all contracts, purchase orders, or other  
26 agreements (collectively referred to as "contracts") to

1 minority owned businesses and 5% of the annual dollar value of  
2 all contracts to female owned businesses. Without limiting the  
3 generality of the foregoing, the programs shall require in  
4 connection with the prequalification or consideration of  
5 vendors for professional service contracts, construction  
6 contracts, and contracts for supplies, materials, equipment,  
7 and services that each proposer or bidder submit as part of his  
8 or her proposal or bid a commitment detailing how he or she  
9 will expend 25% or more of the dollar value of his or her  
10 contracts with one or more minority owned businesses and 5% or  
11 more of the dollar value with one or more female owned  
12 businesses. Bids or proposals that do not include such detailed  
13 commitments are not responsive and shall be rejected unless the  
14 Authority deems it appropriate to grant a waiver of these  
15 requirements. In addition the Authority may, in connection with  
16 the selection of providers of professional services, reserve  
17 the right to select a minority or female owned business or  
18 businesses to fulfill the commitment to minority and female  
19 business participation. The commitment to minority and female  
20 business participation may be met by the contractor or  
21 professional service provider's status as a minority or female  
22 owned business, by joint venture or by subcontracting a portion  
23 of the work with or purchasing materials for the work from one  
24 or more such businesses, or by any combination thereof. Each  
25 contract shall require the contractor or provider to submit a  
26 certified monthly report detailing the status of that

1 contractor or provider's compliance with the Authority's  
2 minority and female owned business enterprise procurement  
3 program. The Authority, after reviewing the monthly reports of  
4 the contractors and providers, shall compile a comprehensive  
5 report regarding compliance with this procurement program and  
6 file it quarterly with the General Assembly. If, in connection  
7 with a particular contract, the Authority determines that it is  
8 impracticable or excessively costly to obtain minority or  
9 female owned businesses to perform sufficient work to fulfill  
10 the commitment required by this subsection, the Authority shall  
11 reduce or waive the commitment in the contract, as may be  
12 appropriate. The Authority shall establish rules and  
13 regulations setting forth the standards to be used in  
14 determining whether or not a reduction or waiver is  
15 appropriate. The terms "minority owned business" and "female  
16 owned business" have the meanings given to those terms in the  
17 Business Enterprise for Minorities, Females, and Persons with  
18 Disabilities Act.

19 (c) The Authority shall adopt and maintain an affirmative  
20 action program in connection with the hiring of minorities and  
21 women on the Expansion Project and on any and all construction  
22 projects, including all contracting related to the planning,  
23 organization, and staging of the games, undertaken by the  
24 Authority. The program shall be designed to promote equal  
25 employment opportunity and shall specify the goals and methods  
26 for increasing the participation of minorities and women in a

1 representative mix of job classifications required to perform  
2 the respective contracts awarded by the Authority.

3 (d) In connection with the Expansion Project, the Authority  
4 shall incorporate the following elements into its minority and  
5 female owned business procurement programs to the extent  
6 feasible: (1) a major contractors program that permits minority  
7 owned businesses and female owned businesses to bear  
8 significant responsibility and risk for a portion of the  
9 project; (2) a mentor/protege program that provides financial,  
10 technical, managerial, equipment, and personnel support to  
11 minority owned businesses and female owned businesses; (3) an  
12 emerging firms program that includes minority owned businesses  
13 and female owned businesses that would not otherwise qualify  
14 for the project due to inexperience or limited resources; (4) a  
15 small projects program that includes participation by smaller  
16 minority owned businesses and female owned businesses on jobs  
17 where the total dollar value is \$5,000,000 or less; and (5) a  
18 set-aside program that will identify contracts requiring the  
19 expenditure of funds less than \$50,000 for bids to be submitted  
20 solely by minority owned businesses and female owned  
21 businesses.

22 (e) The Authority is authorized to enter into agreements  
23 with contractors' associations, labor unions, and the  
24 contractors working on the Expansion Project to establish an  
25 Apprenticeship Preparedness Training Program to provide for an  
26 increase in the number of minority and female journeymen and



1 apprentices in the building trades and to enter into agreements  
2 with Community College District 508 to provide readiness  
3 training. The Authority is further authorized to enter into  
4 contracts with public and private educational institutions and  
5 persons in the hospitality industry to provide training for  
6 employment in the hospitality industry.

7 (f) McCormick Place Advisory Board. There is created a  
8 McCormick Place Advisory Board composed as follows: 2 members  
9 shall be appointed by the Mayor of Chicago; 2 members shall be  
10 appointed by the Governor; 2 members shall be State Senators  
11 appointed by the President of the Senate; 2 members shall be  
12 State Senators appointed by the Minority Leader of the Senate;  
13 2 members shall be State Representatives appointed by the  
14 Speaker of the House of Representatives; and 2 members shall be  
15 State Representatives appointed by the Minority Leader of the  
16 House of Representatives. The terms of all previously appointed  
17 members of the Advisory Board expire on the effective date of  
18 this amendatory Act of the 92nd General Assembly. A State  
19 Senator or State Representative member may appoint a designee  
20 to serve on the McCormick Place Advisory Board in his or her  
21 absence.

22 A "member of a minority group" shall mean a person who is a  
23 citizen or lawful permanent resident of the United States and  
24 who is

25 (1) Black (a person having origins in any of the black  
26 racial groups in Africa);

1           (2) Hispanic (a person of Spanish or Portuguese culture  
2 with origins in Mexico, South or Central America, or the  
3 Caribbean Islands, regardless of race);

4           (3) Asian American (a person having origins in any of  
5 the original peoples of the Far East, Southeast Asia, the  
6 Indian Subcontinent, or the Pacific Islands); or

7           (4) American Indian or Alaskan Native (a person having  
8 origins in any of the original peoples of North America).

9           Members of the McCormick Place Advisory Board shall serve  
10 2-year terms and until their successors are appointed, except  
11 members who serve as a result of their elected position whose  
12 terms shall continue as long as they hold their designated  
13 elected positions. Vacancies shall be filled by appointment for  
14 the unexpired term in the same manner as original appointments  
15 are made. The McCormick Place Advisory Board shall elect its  
16 own chairperson.

17           Members of the McCormick Place Advisory Board shall serve  
18 without compensation but, at the Authority's discretion, shall  
19 be reimbursed for necessary expenses in connection with the  
20 performance of their duties.

21           The McCormick Place Advisory Board shall meet quarterly, or  
22 as needed, shall produce any reports it deems necessary, and  
23 shall:

24           (1) Work with the Authority on ways to improve the area  
25 physically and economically;

26           (2) Work with the Authority regarding potential means

1 for providing increased economic opportunities to  
2 minorities and women produced indirectly or directly from  
3 the construction and operation of the Expansion Project;

4 (3) Work with the Authority to minimize any potential  
5 impact on the area surrounding the McCormick Place  
6 Expansion Project, including any impact on minority or  
7 female owned businesses, resulting from the construction  
8 and operation of the Expansion Project;

9 (4) Work with the Authority to find candidates for  
10 building trades apprenticeships, for employment in the  
11 hospitality industry, and to identify job training  
12 programs;

13 (5) Work with the Authority to implement the provisions  
14 of subsections (a) through (e) of this Section in the  
15 construction of the Expansion Project, including the  
16 Authority's goal of awarding not less than 25% and 5% of  
17 the annual dollar value of contracts to minority and female  
18 owned businesses, the outreach program for minorities and  
19 women, and the mentor/protege program for providing  
20 assistance to minority and female owned businesses.

21 (g) The Authority shall comply with subsection (e) of  
22 Section 5-42 of the Olympic Games and Paralympic Games (2016)  
23 Law. For purposes of this Section, the term "games" has the  
24 meaning set forth in the Olympic Games and Paralympic Games  
25 (2016) Law.

26 (Source: P.A. 91-422, eff. 1-1-00; 92-16, eff. 6-28-01; 92-208,

1 eff. 8-2-01.)

2 Section 95-99. The Chicago Park District Act is amended by  
3 adding Section 7.07 as follows:

4 (70 ILCS 1505/7.07 new)

5 Sec. 7.07. Olympic and paralympic games; contracts and  
6 employment.

7 (a) All contracting and employment related to the planning,  
8 organization, and staging of the games shall be subject to all  
9 applicable ordinances contained in the Code of the Chicago Park  
10 District, including but not limited to Chapter I (General  
11 Provisions and Definitions), Chapter IV (Human Rights),  
12 Chapter V (Personnel), and Chapter XI (Purchasing and  
13 Contracting).

14 (b) The Chicago Park District shall comply with subsection  
15 (e) of Section 5-42 of the Olympic Games and Paralympic Games  
16 (2016) Law.

17 (c) For purposes of this Section, the term "games" has the  
18 meaning set forth in the Olympic Games and Paralympic Games  
19 (2016) Law.

20 Section 95-100. The University of Illinois at Chicago Act  
21 is amended by adding Section 1.1 as follows:

22 (110 ILCS 320/1.1 new)



1 Paralympic Games. In the event of such selection, it is  
2 intended that COPSC will contribute to the achievement of the  
3 following objectives: foster the intergovernmental cooperation  
4 of local, State, and federal public safety agencies in  
5 providing for the public safety of the Olympic and Paralympic  
6 Games; develop a comprehensive security and public safety plan;  
7 create a unified chain of command; and implement an effective  
8 and efficient public safety and security operation that does  
9 not compromise the celebratory spirit of the Olympic and  
10 Paralympic Games.

11 Section 10-10. Definitions. As used in this Article:

12 "Chicago 2016" means Chicago 2016, an Illinois  
13 not-for-profit corporation formed to bid for the opportunity of  
14 hosting the Olympic and Paralympic Games, or as the context  
15 requires, a successor in interest to Chicago 2016, such as an  
16 organizing committee for the Olympic and Paralympic Games  
17 formed after the selection of Chicago as the host city for that  
18 event.

19 "COPSC" means the Chicago Olympic Public Safety Command  
20 contemplated in Section 10-15.

21 "COPSC Chairperson" means the Chairperson of COPSC.

22 "ESG" means Executive Strategy Group of COPSC.

23 "Law enforcement and public safety services" includes  
24 programs and services to, among other things:

25 (1) provide for crowd and traffic safety;

1 (2) suppress or reduce crime;

2 (3) provide for or assist in criminal investigation;

3 (4) provide forensic, communications, and records  
4 support services;

5 (5) facilitate intelligence and information sharing  
6 among federal, State, and local authorities and with  
7 relevant private sector participants;

8 (6) deter and disrupt terrorism activity related to the  
9 Olympic and Paralympic Games through aggressive  
10 investigation and prosecution;

11 (7) assure that the organizational structure and plans  
12 exist to effectively prepare for, and respond to, any  
13 terrorist incidents or other emergencies in the State  
14 related to the Olympic and Paralympic Games; and

15 (8) assure that public safety plans are coordinated and  
16 integrated with the operations plans of Chicago 2016 for  
17 the Olympic and Paralympic Games.

18 "Local law enforcement agency" means any political  
19 subdivision of the State or an agency of a political  
20 subdivision that exists primarily to deter and detect crime and  
21 enforce criminal laws, statutes, and ordinances.

22 "Local public safety agency" means a political subdivision  
23 of the State or an agency of a political subdivision of the  
24 State that exists to provide:

25 (1) fire service;

26 (2) emergency medical services; or

1 (3) emergency management and communication.

2 "Olympic and Paralympic Games" means the 2016 Olympic and  
3 Paralympic Games that may be hosted by the City of Chicago.

4 "Period of the Olympic and Paralympic Games" means the  
5 period commencing 21 days before the opening ceremony of the  
6 2016 Olympic Games and concluding 14 days after the closing  
7 ceremony of the 2016 Paralympic Games.

8 "State" means the State of Illinois.

9 "State agency" means any department, division, commission,  
10 council, board, bureau, committee, institution, government,  
11 corporation, or other establishment or official of the State,  
12 except the Legislature, and for purposes of this Article  
13 includes a State institution of higher education.

14 "State law enforcement agency" means any entity  
15 administered by the State that exists primarily to deter and  
16 detect crime and enforce criminal laws, statutes, and  
17 ordinances.

18 "State public safety agency" means an entity administered  
19 by the State that exists to provide:

20 (1) fire service;

21 (2) emergency medical services; or

22 (3) emergency management and communication.

23 "Venue Commander" means a person who shall direct and  
24 coordinate law enforcement and public safety personnel and  
25 responsibilities at a designated Olympic venue during the  
26 period of the Olympic and Paralympic Games, as set forth in



1 this Article.

2 Section 10-15. Chicago Olympic Public Safety Command.

3 (a) If the International Olympic Committee selects the City  
4 of Chicago to host the Olympic and Paralympic Games, then the  
5 Chicago Olympic Public Safety Command (COPSC) shall be  
6 established.

7 (b) The policymaking responsibility of COPSC shall be  
8 vested in ESG.

9 (c) ESG shall consist of the following initial members:

10 (1) the COPSC Chairperson;

11 (2) the Executive Director of COPSC (non-voting  
12 member);

13 (3) the Commissioner of the Chicago Fire Department;

14 (4) a representative of Chicago 2016 appointed by the  
15 COPSC Chairperson;

16 (5) the Executive Director for the Office of Emergency  
17 Management and Communications of the City of Chicago;

18 (6) the Special Agent-In-Charge of the Chicago  
19 Division of the United States Federal Bureau of  
20 Investigation, or other representative designated by the  
21 United States Federal Bureau of Investigation;

22 (7) the Special Agent-In-Charge of the Chicago  
23 Division of the United States Secret Service, or other  
24 representative designated by the United States Secret  
25 Service;

1           (8) the Regional Director for the Federal Emergency  
2 Management Agency;

3           (9) a representative appointed by the Director of the  
4 Illinois State Police; and

5           (10) the Superintendent of the Chicago Police  
6 Department, if the COPSC Chairperson is someone other than  
7 the Superintendent of the Chicago Police Department.

8           (d) Each member of COPSC, including those of ESG and the  
9 Executive Director of COPSC, shall serve without additional  
10 compensation from the State of Illinois.

11           (e) The COPSC Chairperson shall be the Superintendent of  
12 the Chicago Police Department, or such other suitably qualified  
13 person appointed by the Mayor of the City of Chicago. The COPSC  
14 Chairperson shall chair COPSC and ESG and shall call meetings  
15 of each from time to time in furtherance of the purposes of  
16 this Article. A majority of the members of ESG constitutes a  
17 quorum for the transaction of business. All members of ESG  
18 other than the Executive Director of COPSC shall be voting  
19 members, and the action of a majority of a quorum of ESG shall  
20 constitute the action of ESG.

21           (f) The COPSC Chairperson may appoint additional members of  
22 ESG at a properly constituted meeting of ESG, but each such  
23 appointment shall be subject to written consent by a majority  
24 of the other members of ESG present at the same or a subsequent  
25 properly constituted meeting of ESG.

26           (g) ESG shall establish a strategic plan for law

1 enforcement and public safety services related to the Olympic  
2 and Paralympic Games, including the coordination of personnel  
3 and resources of State, local, and federal law enforcement and  
4 public safety agencies.

5 (h) ESG shall define the composition, organizational  
6 structure, and high-level administrative policies of COPSC.

7 (i) COPSC shall:

8 (1) in furtherance of the strategic plan developed by  
9 ESG, and in consultation with State, local, and federal law  
10 enforcement and public safety agencies, establish a  
11 detailed plan for law enforcement and public safety  
12 services related to the Olympic and Paralympic Games,  
13 including the coordination of personnel and resources of  
14 State, local, and federal law enforcement and public safety  
15 agencies;

16 (2) develop any policies necessary to inform and direct  
17 COPSC in the implementation of that plan;

18 (3) amend that plan to promote the effective,  
19 efficient, and cooperative implementation of the plan and  
20 the preservation of public safety;

21 (4) integrate that plan with the operations plans of  
22 Chicago 2016 for the Olympic and Paralympic Games; and

23 (5) perform such other functions as directed by the  
24 COPSC Chairperson or ESG, consistent with the purposes of  
25 this Article.

26 (j) All State and local law enforcement and public safety

1 agencies shall cooperate with the planning and coordination  
2 efforts of COPSC, as requested by COPSC and subject to  
3 applicable law. COPSC shall, unless it relinquishes such  
4 authority in whole or part, and subject to applicable superior  
5 federal law or authority, have primary responsibility for law  
6 enforcement and public safety services at each Olympic venue in  
7 the State (including an area extending up to approximately 300  
8 yards from the secure perimeter of each Olympic site, as  
9 defined and promulgated by COPSC) during the period of the  
10 Olympic and Paralympic Games. Designated Venue Commanders at  
11 each such Olympic venue shall direct and coordinate on-scene  
12 law enforcement and public safety personnel and  
13 responsibilities and shall be managed by the COPSC Chairperson  
14 or his or her designee.

15 Section 10-20. COPSC Chairperson; Venue Commanders.

16 (a) The COPSC Chairperson shall appoint qualified  
17 individuals to serve as Venue Commanders at Olympic venues  
18 during the period of the Olympic and Paralympic Games.

19 (b) The COPSC Chairperson shall coordinate law enforcement  
20 and public safety agency activities during the Olympic and  
21 Paralympic Games with respect to Olympic venues and events, and  
22 shall direct the execution of the plan established by COPSC.

23 Section 10-25. Executive Director of COPSC.

24 (a) The COPSC Chairperson shall appoint a representative of

1 Chicago 2016 as the Executive Director of COPSC.

2 (b) The Executive Director of COPSC shall report to the  
3 COPSC Chairperson and manage the day-to-day activities of  
4 COPSC.

5 Section 10-30. Deputization. COPSC may enter into  
6 agreements with political subdivisions of the State and with  
7 other states, regional authorities, and the federal  
8 Government. Pursuant to these agreements, the COPSC  
9 Chairperson may deputize or otherwise designate qualified law  
10 enforcement personnel from those other governmental units to  
11 assist COPSC in performing specifically described activities  
12 under this Article during the period of the Olympic and  
13 Paralympic Games. Those deputized or designated persons shall  
14 have the status of a peace officer in the State during the  
15 period of the Olympic and Paralympic Games, and shall have all  
16 the powers possessed by policemen in cities and by sheriffs,  
17 including the power to make arrests for violations of State  
18 statutes or municipal or county ordinances, except that those  
19 powers (i) may be exercised only within the geographic areas  
20 affirmatively authorized in writing by the COPSC Chairperson  
21 and (ii) may be otherwise restricted or limited by the COPSC  
22 Chairperson in that writing. Any authorization for  
23 deputization or designation pursuant to this subsection shall  
24 be made in writing, and should be carried by each such  
25 deputized or designated person (or kept in reasonable proximity

1 thereto) and produced upon demand by another peace officer.

2 Section 10-35. Inoperability. This Article shall be  
3 inoperable as follows:

4 (a) if the City of Chicago terminates its candidacy to  
5 become the host city for the Olympic and Paralympic Games, then  
6 this Article is inoperable upon that termination;

7 (b) if the International Olympic Committee does not select  
8 the City of Chicago as of the host city for the Olympic and  
9 Paralympic Games on or before December 1, 2009, then this  
10 Article is inoperable on and after that date; or

11 (c) if the City of Chicago is chosen as the host city for  
12 the Olympic and Paralympic Games on or before December 1, 2009,  
13 then this Article is inoperable on and after June 30, 2017.

14 ARTICLE 15.

15 Section 15-1. Article title. This Article may be cited as  
16 the Olympic and Paralympic Trademark Protection Law.

17 Section 15-5. Purpose. As part of the bid of Chicago 2016,  
18 an Illinois not-for-profit corporation, and the City of Chicago  
19 to host the 2016 Olympic and Paralympic Games in Chicago, this  
20 Article provides for additional protection for trademarks used  
21 by or reserved for exclusive use by the United States Olympic  
22 Committee and Chicago 2016 and its successor organizing

1 committee for the Games (the OCOG) in the marketing, promotion,  
2 and operation of such Games. This Article amends the Trademark  
3 Registration and Protection Act to: prohibit any third party  
4 from registering trade names or trademarks used by the USOC,  
5 Chicago 2016, or the OCOG; protect against infringement of  
6 Olympic trademarks; and provide the USOC, Chicago 2016, and the  
7 OCOG, with exclusive rights to use certain words, emblems,  
8 slogans, mascots, and symbols for the Games, and the ability to  
9 enforce those rights against others who use them in commerce,  
10 including in Circuit Court in Cook County. This Article also  
11 amends the Business Corporation Act of 1983, the General Not  
12 For Profit Corporation Act of 1986, and the Limited Liability  
13 Company Act to prohibit registration of business names  
14 featuring certain Olympic trademarks from and after the  
15 effective date of this Article.

16 Section 15-10. The Trademark Registration and Protection  
17 Act is amended by changing Section 10 and by adding Section 62  
18 as follows:

19 (765 ILCS 1036/10)

20 Sec. 10. Registrability. A mark by which the goods or  
21 services of an applicant for registration may be distinguished  
22 from the goods or services of others shall not be registered if  
23 it:

24 (a) consists of or comprises immoral, deceptive, or

1 scandalous matter; or

2 (b) consists of or comprises matter that may disparage or  
3 falsely suggest a connection with persons, living or dead,  
4 institutions, beliefs, or national symbols, or bring them into  
5 contempt, or disrepute; or

6 (c) consists of or comprises the flag or coat of arms or  
7 other insignia of the United States, or of any state or  
8 municipality, or of any foreign nation, or any simulation  
9 thereof; or

10 (d) consists of or comprises the name, signature or  
11 portrait identifying a particular living individual, except by  
12 the individual's written consent; or

13 (e) consists of a mark which: (1) when used on or in  
14 connection with the goods or services of the applicant, is  
15 merely descriptive or deceptively misdescriptive of them, or  
16 (2) when used on or in connection with the goods or services of  
17 the applicant is primarily geographically descriptive or  
18 deceptively misdescriptive of them, or (3) is primarily merely  
19 a surname; however, nothing in this subsection (e) shall  
20 prevent the registration of a mark used by the applicant which  
21 has become distinctive of the applicant's goods or services.  
22 The Secretary may accept as evidence that the mark has become  
23 distinctive, as used on or in connection with the applicant's  
24 goods or services, proof of continuous use thereof as a mark by  
25 the applicant in this State for the 5 years before the date on  
26 which the claim of distinctiveness is made; or



1 (f) consists of or comprises a mark which so resembles a  
2 mark registered in this State of a mark of tradename previously  
3 used by another and not abandoned, as to be likely, when used  
4 on or in connection with the goods or services of the  
5 applicant, to cause confusion or mistake or to deceive; or -

6 (g) without the consent of the United States Olympic  
7 Committee:

8 (1) contains or consists of the symbol of the  
9 International Olympic Committee, consisting of 5  
10 interlocking rings, or the symbol of the International  
11 Paralympic Committee;

12 (2) contains or consists of the terms "Olympic",  
13 "Olympiad", "Paralympic", "Paralympiad", "Citius Altius  
14 Fortius", or "Chicago 2016"; or

15 (3) is substantially identical to any other mark or  
16 trade name used by the International Olympic Committee, the  
17 International Paralympic Committee, the United States  
18 Olympic Committee, or Chicago 2016 or its successor  
19 organizing committee for the 2016 Olympic and Paralympic  
20 Games.

21 (Source: P.A. 90-231, eff. 1-1-98.)

22 (765 ILCS 1036/62 new)

23 Sec. 62. Infringement of Olympic marks. Notwithstanding  
24 any other Section of this Act:

25 (a) The United States Olympic Committee has the exclusive

1 right to use, and license for use, in this State any of the  
2 following:

3 (1) any mark to which the United States Olympic  
4 Committee has exclusive rights under 36 U.S.C. 220506;

5 (2) the designations "Chicago 2016", "CHICOG",  
6 "Chicago Organizing Committee for the 2016 Olympic and  
7 Paralympic Games", "Chicago Olympic Committee" and  
8 "Chicago Paralympic Committee";

9 (3) the emblem of Chicago 2016, featuring a stylized  
10 design of a 6-pointed star superimposed over vertical  
11 stripes, and any other official emblem adopted by Chicago  
12 2016;

13 (4) the slogan "Stir the Soul" and any other official  
14 slogan adopted by Chicago 2016;

15 (5) any official mascot or mascots adopted by Chicago  
16 2016; and

17 (6) the phrases "Chicago Olympic Games", "Chicago  
18 Olympics", "Chicago Paralympic Games", and "Chicago  
19 Paralympics" and any other official phrase adopted by  
20 Chicago 2016.

21 (b) The United States Olympic Committee, Chicago 2016 as  
22 designee of the United States Olympic Committee, or both, may  
23 file a civil action in the Circuit Court of Cook County, or any  
24 other circuit court in the State of Illinois permitted by law,  
25 against any person for the remedies provided under Section 70  
26 of this Act if the person, without the consent of the United

1 States Olympic Committee or Chicago 2016, uses for the purpose  
2 of trade, to induce the sale of any goods or services, or to  
3 promote any theatrical exhibition, athletic performance, or  
4 competition:

5 (1) any mark registered in Illinois to the United  
6 States Olympic Committee or Chicago 2016;

7 (2) any mark referenced in subsection (a) of this  
8 Section; or

9 (3) any word, symbol, design, graphic, or image, or  
10 combination thereof, tending to cause confusion or  
11 mistake, to deceive, or to falsely suggest a connection or  
12 association with, or authorization by, the International  
13 Olympic Committee, the International Paralympic Committee,  
14 the United States Olympic Committee, Chicago 2016, or any  
15 Olympic or Paralympic activity.

16 (c) If any provision of this Section or the application  
17 thereof to any person or circumstance is held invalid, the  
18 invalidity shall not affect other provisions or applications of  
19 this Section which can be given effect without the invalid  
20 provision, and to this end the provisions of this Section are  
21 severable.

22 (d) For the purposes of this Section, references to Chicago  
23 2016 include the Illinois not-for-profit corporation of that  
24 name and its successor organizing committee for the 2016  
25 Olympic and Paralympic Games.

26 (e) Nothing in this Section is intended to limit any rights

1 or remedies provided under the Counterfeit Trademark Act.

2 Section 15-15. The Business Corporation Act of 1983 is  
3 amended by changing Sections 4.05 and 4.15 as follows:

4 (805 ILCS 5/4.05) (from Ch. 32, par. 4.05)

5 Sec. 4.05. Corporate name of domestic or foreign  
6 corporation.

7 (a) The corporate name of a domestic corporation or of a  
8 foreign corporation organized, existing or subject to the  
9 provisions of this Act:

10 (1) Shall contain, separate and apart from any other  
11 word or abbreviation in such name, the word "corporation",  
12 "company", "incorporated", or "limited", or an  
13 abbreviation of one of such words, and if the name of a  
14 foreign corporation does not contain, separate and apart  
15 from any other word or abbreviation, one of such words or  
16 abbreviations, the corporation shall add at the end of its  
17 name, as a separate word or abbreviation, one of such words  
18 or an abbreviation of one of such words.

19 (2) Shall not contain any word or phrase which  
20 indicates or implies that the corporation (i) is authorized  
21 or empowered to conduct the business of insurance,  
22 assurance, indemnity, or the acceptance of savings  
23 deposits; (ii) is authorized or empowered to conduct the  
24 business of banking unless otherwise permitted by the

1 Commissioner of Banks and Real Estate pursuant to Section  
2 46 of the Illinois Banking Act; or (iii) is authorized or  
3 empowered to be in the business of a corporate fiduciary  
4 unless otherwise permitted by the Commissioner of Banks and  
5 Real Estate under Section 1-9 of the Corporate Fiduciary  
6 Act. The word "trust", "trustee", or "fiduciary" may be  
7 used by a corporation only if it has first complied with  
8 Section 1-9 of the Corporate Fiduciary Act. The word  
9 "bank", "banker" or "banking" may only be used by a  
10 corporation if it has first complied with Section 46 of the  
11 Illinois Banking Act.

12 (3) Shall be distinguishable upon the records in the  
13 office of the Secretary of State from the name or assumed  
14 name of any domestic corporation or limited liability  
15 company organized under the Limited Liability Company Act,  
16 whether profit or not for profit, existing under any Act of  
17 this State or of the name or assumed name of any foreign  
18 corporation or foreign limited liability company  
19 registered under the Limited Liability Company Act,  
20 whether profit or not for profit, authorized to transact  
21 business in this State, or a name the exclusive right to  
22 which is, at the time, reserved or registered in the manner  
23 provided in this Act or Section 1-15 of the Limited  
24 Liability Company Act, except that, subject to the  
25 discretion of the Secretary of State, a foreign corporation  
26 that has a name prohibited by this paragraph may be issued

1 a certificate of authority to transact business in this  
2 State, if the foreign corporation:

3 (i) Elects to adopt an assumed corporate name or  
4 names in accordance with Section 4.15 of this Act; and

5 (ii) Agrees in its application for a certificate of  
6 authority to transact business in this State only under  
7 such assumed corporate name or names.

8 (4) Shall contain the word "trust", if it be a domestic  
9 corporation organized for the purpose of accepting and  
10 executing trusts, shall contain the word "pawners", if it  
11 be a domestic corporation organized as a pawners' society,  
12 and shall contain the word "cooperative", if it be a  
13 domestic corporation organized as a cooperative  
14 association for pecuniary profit.

15 (5) Shall not contain a word or phrase, or an  
16 abbreviation or derivation thereof, the use of which is  
17 prohibited or restricted by any other statute of this State  
18 unless such restriction has been complied with.

19 (6) Shall consist of letters of the English alphabet,  
20 Arabic or Roman numerals, or symbols capable of being  
21 readily reproduced by the office of the Secretary of State.

22 (7) Shall be the name under which the corporation shall  
23 transact business in this State unless the corporation  
24 shall also elect to adopt an assumed corporate name or  
25 names as provided in this Act; provided, however, that the  
26 corporation may use any divisional designation or trade

1 name without complying with the requirements of this Act,  
2 provided the corporation also clearly discloses its  
3 corporate name.

4 (8) (Blank).

5 (9) Shall not, as to any corporation organized or  
6 amending its corporate name on or after the effective date  
7 of this amendatory Act of the 96th General Assembly,  
8 without the express written consent of the United States  
9 Olympic Committee, contain the words: (i) "Olympic"; (ii)  
10 "Olympiad"; (iii) "Paralympic"; (iv) "Paralympiad"; (v)  
11 "Citius Altius Fortius"; (vi) "CHICOG"; or (vii) "Chicago  
12 2016".

13 (b) The Secretary of State shall determine whether a name  
14 is "distinguishable" from another name for purposes of this  
15 Act. Without excluding other names which may not constitute  
16 distinguishable names in this State, a name is not considered  
17 distinguishable, for purposes of this Act, solely because it  
18 contains one or more of the following:

19 (1) the word "corporation", "company", "incorporated",  
20 or "limited", "limited liability" or an abbreviation of one  
21 of such words;

22 (2) articles, conjunctions, contractions,  
23 abbreviations, different tenses or number of the same word;

24 (c) Nothing in this Section or Sections 4.15 or 4.20 shall:

25 (1) Require any domestic corporation existing or any  
26 foreign corporation having a certificate of authority on

1 the effective date of this Act, to modify or otherwise  
2 change its corporate name or assumed corporate name, if  
3 any.

4 (2) Abrogate or limit the common law or statutory law  
5 of unfair competition or unfair trade practices, nor  
6 derogate from the common law or principles of equity or the  
7 statutes of this State or of the United States with respect  
8 to the right to acquire and protect copyrights, trade  
9 names, trade marks, service names, service marks, or any  
10 other right to the exclusive use of names or symbols.

11 (Source: P.A. 92-33, eff. 7-1-01.)

12 (805 ILCS 5/4.15) (from Ch. 32, par. 4.15)

13 Sec. 4.15. Assumed corporate name.

14 (a) A domestic corporation or a foreign corporation  
15 admitted to transact business or attempting to gain admission  
16 to transact business may elect to adopt an assumed corporate  
17 name that complies with the requirements of paragraphs (2),  
18 (3), (4), (5), ~~and~~ (6), and (9) of subsection (a) of Section  
19 4.05 of this Act with respect to corporate names.

20 (b) As used in this Act, "assumed corporate name" means any  
21 corporate name other than the true corporate name, except that  
22 the following shall not constitute the use of an assumed  
23 corporate name under this Act:

24 (1) the identification by a corporation of its business  
25 with a trademark or service mark of which it is the owner



1 or licensed user; and

2 (2) the use of a name of a division, not separately  
3 incorporated and not containing the word "corporation",  
4 "incorporated", or "limited" or an abbreviation of one of  
5 such words, provided the corporation also clearly  
6 discloses its corporate name.

7 (c) Before transacting any business in this State under an  
8 assumed corporate name or names, the corporation shall, for  
9 each assumed corporate name, pursuant to resolution by its  
10 board of directors, execute and file in duplicate in accordance  
11 with Section 1.10 of this Act, an application setting forth:

12 (1) The true corporate name.

13 (2) The state or country under the laws of which it is  
14 organized.

15 (3) That it intends to transact business under an  
16 assumed corporate name.

17 (4) The assumed corporate name which it proposes to  
18 use.

19 (d) The right to use an assumed corporate name shall be  
20 effective from the date of filing by the Secretary of State  
21 until the first day of the anniversary month of the corporation  
22 that falls within the next calendar year evenly divisible by 5,  
23 however, if an application is filed within the 2 months  
24 immediately preceding the anniversary month of a corporation  
25 that falls within a calendar year evenly divisible by 5, the  
26 right to use the assumed corporate name shall be effective

1 until the first day of the anniversary month of the corporation  
2 that falls within the next succeeding calendar year evenly  
3 divisible by 5.

4 (e) A corporation shall renew the right to use its assumed  
5 corporate name or names, if any, within the 60 days preceding  
6 the expiration of such right, for a period of 5 years, by  
7 making an election to do so at the time of filing its annual  
8 report form and by paying the renewal fee as prescribed by this  
9 Act.

10 (f) Once an application for an assumed corporate name has  
11 been filed by the Secretary of State, one copy thereof may be  
12 filed for record in the office of the recorder of the county in  
13 which the registered office of the corporation is situated in  
14 this State.

15 (g) A foreign corporation may not use an assumed or  
16 fictitious name in the conduct of its business to intentionally  
17 misrepresent the geographic origin or location of the  
18 corporation within Illinois.

19 (Source: P.A. 91-906, eff. 1-1-01.)

20 Section 15-20. The General Not For Profit Corporation Act  
21 of 1986 is amended by changing Section 104.05 as follows:

22 (805 ILCS 105/104.05) (from Ch. 32, par. 104.05)

23 Sec. 104.05. Corporate name of domestic or foreign  
24 corporation.

1           (a) The corporate name of a domestic corporation or of a  
2 foreign corporation organized, existing or subject to the  
3 provisions of this Act:

4           (1) May contain, separate and apart from any other word  
5 or abbreviation in such name, the word "corporation,"  
6 "company," "incorporated," or "limited," or an  
7 abbreviation of one of such words;

8           (2) Must end with the letters "NFP" if the corporate  
9 name contains any word or phrase which indicates or implies  
10 that the corporation is organized for any purpose other  
11 than a purpose for which corporations may be organized  
12 under this Act or a purpose other than a purpose set forth  
13 in the corporation's articles of incorporation;

14           (3) Shall be distinguishable upon the records in the  
15 ~~the~~ office of the Secretary of State from the name or  
16 assumed name of any domestic corporation or limited  
17 liability company organized under the Limited Liability  
18 Company Act, whether for profit or not for profit, existing  
19 under any Act of this State or the name or assumed name of  
20 any foreign corporation or foreign limited liability  
21 company registered under the Limited Liability Company  
22 Act, whether for profit or not for profit, authorized to  
23 transact business or conduct affairs in this State, or a  
24 name the exclusive right to which is, at the time, reserved  
25 or registered in the manner provided in this Act or Section  
26 1-15 of the Limited Liability Company Act, except that,

1 subject to the discretion of the Secretary of State, a  
2 foreign corporation that has a name prohibited by this  
3 paragraph may be issued a certificate of authority to  
4 conduct its affairs in this State, if the foreign  
5 corporation:

6 (i) Elects to adopt an assumed corporation name or  
7 names in accordance with Section 104.15 of this Act;  
8 and

9 (ii) Agrees in its application for a certificate of  
10 authority to conduct affairs in this State only under  
11 such assumed corporate name or names;

12 (4) Shall not contain a word or phrase, or an  
13 abbreviation or derivation thereof, the use of which is  
14 prohibited or restricted by any other statute of this State  
15 unless such restriction has been complied with;

16 (5) Shall consist of letters of the English alphabet,  
17 Arabic or Roman numerals, or symbols capable of being  
18 readily reproduced by the office of the Secretary of State;

19 (6) Shall not contain the words "regular democrat,"  
20 "regular democratic," "regular republican," "democrat,"  
21 "democratic," or "republican," nor the name of any other  
22 established political party, unless consent to usage of  
23 such words or name is given to the corporation by the State  
24 central committee of such established political party;  
25 notwithstanding any other provisions of this Act, any  
26 corporation, whose name at the time this amendatory Act

1 takes effect contains any of the words listed in this  
2 paragraph shall certify to the Secretary of State no later  
3 than January 1, 1989, that consent has been given by the  
4 State central committee; consent given to a corporation by  
5 the State central committee to use the above listed words  
6 may be revoked upon notification to the corporation and the  
7 Secretary of State; ~~and~~

8 (7) Shall be the name under which the corporation shall  
9 conduct affairs in this State unless the corporation shall  
10 also elect to adopt an assumed corporate name or names as  
11 provided in this Act; provided, however, that the  
12 corporation may use any divisional designation or trade  
13 name without complying with the requirements of this Act,  
14 provided the corporation also clearly discloses its  
15 corporate name; and -

16 (8) Shall not, as to any corporation organized or  
17 amending its corporate name on or after the effective date  
18 of this amendatory Act of the 96th General Assembly,  
19 without the express written consent of the United States  
20 Olympic Committee, contain the words: (i) "Olympic"; (ii)  
21 "Olympiad"; (iii) "Paralympic"; (iv) "Paralympiad"; (v)  
22 "Citius Altius Fortius"; (vi) "CHICOG"; or (vii) "Chicago  
23 2016".

24 (b) The Secretary of State shall determine whether a name  
25 is "distinguishable" from another name for purposes of this  
26 Act. Without excluding other names which may not constitute

1 distinguishable names in this State, a name is not considered  
2 distinguishable, for purposes of this Act, solely because it  
3 contains one or more of the following:

4 (1) The word "corporation," "company," "incorporated,"  
5 or "limited" or an abbreviation of one of such words;

6 (2) Articles, conjunctions, contractions,  
7 abbreviations, different tenses or number of the same word.

8 (c) Nothing in this Section or Sections 104.15 or 104.20 of  
9 this Act shall:

10 (1) Require any domestic corporation existing or any  
11 foreign corporation having a certificate of authority on  
12 the effective date of this Act, to modify or otherwise  
13 change its corporate name or assumed corporate name, if  
14 any; or

15 (2) Abrogate or limit the common law or statutory law  
16 of unfair competition or unfair trade practices, nor  
17 derogate from the common law or principles of equity or the  
18 statutes of this State or of the United States with respect  
19 to the right to acquire and protect copyrights, trade  
20 names, trade marks, service names, service marks, or any  
21 other right to the exclusive use of name or symbols.

22 (Source: P.A. 92-33, eff. 7-1-01; revised 10-28-08.)

23 Section 15-25. The Limited Liability Company Act is amended  
24 by changing Section 1-10 as follows:

1 (805 ILCS 180/1-10)

2 Sec. 1-10. Limited liability company name.

3 (a) The name of each limited liability company as set forth  
4 in its articles of organization:

5 (1) shall contain the terms "limited liability  
6 company", "L.L.C.", or "LLC";

7 (2) may not contain a word or phrase, or an  
8 abbreviation or derivation thereof, the use of which is  
9 prohibited or restricted by any other statute of this State  
10 unless the restriction has been complied with;

11 (3) shall consist of letters of the English alphabet,  
12 Arabic or Roman numerals, or symbols capable of being  
13 readily reproduced by the Office of the Secretary of State;

14 (4) shall not contain any of the following terms:  
15 "Corporation," "Corp.," "Incorporated," "Inc.," "Ltd.,"  
16 "Co.," "Limited Partnership" or "L.P.";

17 (5) shall be the name under which the limited liability  
18 company transacts business in this State unless the limited  
19 liability company also elects to adopt an assumed name or  
20 names as provided in this Act; provided, however, that the  
21 limited liability company may use any divisional  
22 designation or trade name without complying with the  
23 requirements of this Act, provided the limited liability  
24 company also clearly discloses its name;

25 (6) shall not contain any word or phrase that indicates  
26 or implies that the limited liability company is authorized

1 or empowered to be in the business of a corporate fiduciary  
2 unless otherwise permitted by the Commissioner of the  
3 Office of Banks and Real Estate under Section 1-9 of the  
4 Corporate Fiduciary Act. The word "trust", "trustee", or  
5 "fiduciary" may be used by a limited liability company only  
6 if it has first complied with Section 1-9 of the Corporate  
7 Fiduciary Act; ~~and~~

8 (7) shall contain the word "trust", if it is a limited  
9 liability company organized for the purpose of accepting  
10 and executing trusts; and -

11 (8) shall not, as to any limited liability company  
12 organized or amending its company name on or after the  
13 effective date of this amendatory Act of the 96th General  
14 Assembly, without the express written consent of the United  
15 States Olympic Committee, contain the words: (i)  
16 "Olympic"; (ii) "Olympiad"; (iii) "Paralympic"; (iv)  
17 "Paralympiad"; (v) "Citius Altius Fortius"; (vi) "CHICOG";  
18 or (vii) "Chicago 2016".

19 (b) Nothing in this Section or Section 1-20 shall abrogate  
20 or limit the common law or statutory law of unfair competition  
21 or unfair trade practices, nor derogate from the common law or  
22 principles of equity or the statutes of this State or of the  
23 United States of America with respect to the right to acquire  
24 and protect copyrights, trade names, trademarks, service  
25 marks, service names, or any other right to the exclusive use  
26 of names or symbols.



1 (c) (Blank).

2 (d) The name shall be distinguishable upon the records in  
3 the Office of the Secretary of State from all of the following:

4 (1) Any limited liability company that has articles of  
5 organization filed with the Secretary of State under  
6 Section 5-5.

7 (2) Any foreign limited liability company admitted to  
8 transact business in this State.

9 (3) Any name for which an exclusive right has been  
10 reserved in the Office of the Secretary of State under  
11 Section 1-15.

12 (4) Any assumed name that is registered with the  
13 Secretary of State under Section 1-20.

14 (5) Any corporate name or assumed corporate name of a  
15 domestic or foreign corporation subject to the provisions  
16 of Section 4.05 of the Business Corporation Act of 1983 or  
17 Section 104.05 of the General Not For Profit Corporation  
18 Act of 1986.

19 (e) The provisions of subsection (d) of this Section shall  
20 not apply if the organizer files with the Secretary of State a  
21 certified copy of a final decree of a court of competent  
22 jurisdiction establishing the prior right of the applicant to  
23 the use of that name in this State.

24 (f) The Secretary of State shall determine whether a name  
25 is "distinguishable" from another name for the purposes of this  
26 Act. Without excluding other names that may not constitute

1 distinguishable names in this State, a name is not considered  
2 distinguishable, for purposes of this Act, solely because it  
3 contains one or more of the following:

4 (1) The word "limited", "liability" or "company" or an  
5 abbreviation of one of those words.

6 (2) Articles, conjunctions, contractions,  
7 abbreviations, or different tenses or number of the same  
8 word.

9 (Source: P.A. 92-33, eff. 7-1-01; 93-59, eff. 7-1-03.)

10 ARTICLE 20.

11 Section 20-5. Article title. This Article may be cited as  
12 the 2016 Olympic and Paralympic Games Professional Licensure  
13 Exemption Law.

14 Section 20-10. The Department of Professional Regulation  
15 Law of the Civil Administrative Code of Illinois is amended by  
16 adding Section 2105-350 as follows:

17 (20 ILCS 2105/2105-350 new)

18 Sec. 2105-350. Licensing exemptions related to the 2016  
19 Olympic and Paralympic Games.

20 (a) Definitions. For purposes of this Section:

21 "Eligible personnel" means individuals formally accredited  
22 by the OCOG under IOC procedures and regulations, or in the

1 case of a sanctioned test event, the individuals formally  
2 designated by the OCOG under specific procedures applicable to  
3 the sanctioned test event.

4 "Bid committee" means Chicago 2016, a local organizing  
5 committee that has been incorporated as a not-for-profit  
6 corporation, that is authorized by the candidate city to submit  
7 a bid on the candidate city's behalf to the IOC for selection  
8 as the host city for the games, and that may serve as (or help  
9 form) the OCOG if the candidate city is selected as the host  
10 city for the games.

11 "Candidate city" means the City of Chicago, which has been  
12 selected as a candidate by the IOC to be the host city of the  
13 games.

14 "Competition venues" means, collectively, the venues or  
15 facilities to be used for competition and related activities,  
16 including, without limitation, training activities, for the  
17 games or sanctioned test events as may be determined by the  
18 IOC, the USOC, or the OCOG or the candidate city.

19 "Department" means the Department of Financial and  
20 Professional Regulation of the State.

21 "Foreign licensing body" means (i) another state or  
22 territory of the United States of America, or (ii) a foreign  
23 country or other political entity recognized by the United  
24 States of America as sovereign, or a political subdivision  
25 thereof.

26 "Games" means the 2016 Olympic and Paralympic Games,

1 including all associated meetings, ceremonies, performances,  
2 and events.

3 "IOC" means the International Olympic Committee.

4 "NOC" means a National Olympic Committee.

5 "Non-competition venues" means, collectively, the venues  
6 or facilities to be used for non-competition activities,  
7 including, without limitation, the Olympic village, broadcast  
8 and media center, live sites, hospitality sites, and  
9 administrative and operational offices, for the games or  
10 sanctioned test events, as determined by the IOC, the USOC, or  
11 the OCOG or the candidate city.

12 "NPC" means a National Paralympic Committee.

13 "OCOG" means the bid committee or the same as may be  
14 reorganized or reconstituted if the candidate city is selected  
15 as the host city for the games, or another not-for-profit  
16 corporation to be established by the candidate city and the bid  
17 committee, which is to serve as the organizing committee for  
18 the games.

19 "Period of the games" means the period commencing 28 days  
20 prior to the opening ceremony of the 2016 Olympic Games and  
21 concluding 28 days after the closing ceremony of the 2016  
22 Paralympic Games.

23 "Representative" means an individual formally accredited  
24 by the OCOG under IOC procedures and regulations as a member or  
25 guest of an NOC or NPC delegation participating in the games,  
26 or an individual formally designated by the OCOG or another

1 applicable organizing committee of a sanctioned test event as  
2 being a member or guest of an NOC or NPC delegation, or  
3 athletic team, participating in the sanctioned test event.

4 "Sanctioned test event" means an event designated in  
5 writing by the OCOG to the Department at least 30 days in  
6 advance and which is conducted for the purpose of preparing or  
7 evaluating the ability and preparedness of the OCOG or the  
8 candidate city to host the games.

9 "Specified occupation" means the following occupations or  
10 professions: physician, chiropractic physician, advanced  
11 practice nurse, practical nurse, licensed practical nurse,  
12 registered nurse, registered professional nurse, physical  
13 therapist, physical therapist assistant, physician assistant,  
14 athletic trainer, veterinarian, veterinary technician, and  
15 massage therapist.

16 "Sponsoring delegation" means an NOC or NPC delegation or  
17 another accredited delegation for the games, or in the case of  
18 a sanctioned test event, an NOC or NPC delegation or athletic  
19 team, which engages, funds, supports, or otherwise requires the  
20 attendance and participation of the individual or entity to  
21 whom or which a licensing exception contained in this Section  
22 would apply.

23 "State" means the State of Illinois.

24 "USOC" means the U.S. Olympic Committee.

25 "Venues" means, collectively, the competition and  
26 non-competition venues.

1       (b) Notwithstanding any law of the State or political  
2 subdivision thereof to the contrary, an individual or entity  
3 may engage in the practice of the specified occupations without  
4 being licensed under any Act administered by the Department or  
5 by the Department of Public Health of the State, provided that  
6 the individual or entity:

7           (1) is duly licensed by, or otherwise authorized to  
8 practice the profession or occupation by, a foreign  
9 licensing body;

10          (2) provides services at the invitation of an OCOG for  
11 the professional purpose of caring for or attending to the  
12 needs of individuals participating in or attending the  
13 games;

14          (3) restricts his, her or its licensed or authorized  
15 services and duties solely to the provision of care or  
16 service at one or more venues as specified by the OCOG, and  
17 in the case of venues without access control, restricts  
18 his, her or its licensed or authorized services and duties  
19 solely to the provision of care or service to eligible  
20 personnel;

21          (4) provides only the care or services that the  
22 individual or entity is licensed or otherwise authorized by  
23 the foreign licensing body to provide; and

24          (5) restricts the provision of the care or services to  
25 the period of the games or to the period of a sanctioned  
26 test event, together with any necessary period before and

1       after the test event.

2       (c) Any person or entity practicing or providing services  
3 of a specified occupation as set forth in subsection (b) who,  
4 in good faith, provides emergency care without fee to a person,  
5 shall not be liable for civil damages or professional liability  
6 as a result of his, her, or its acts or omissions, except to  
7 the extent that the person or entity engages in willful or  
8 wanton misconduct in providing that care. This subsection (c)  
9 shall also apply to any person or entity that provides  
10 emergency care without fee but that is duly licensed or  
11 authorized to do so by the Department or the Department of  
12 Public Health of the State.

13       (d) Notwithstanding any law of the State or political  
14 subdivision thereof to the contrary, an individual or entity  
15 may engage in the practice of the specified occupations without  
16 being licensed under any Act administered by the Department,  
17 provided that the individual or entity:

18           (1) is duly licensed by, or otherwise authorized to  
19 practice the profession or occupation by, a foreign  
20 licensing body;

21           (2) provides services for the professional purposes of  
22 attending to the needs of the representatives of a  
23 sponsoring delegation;

24           (3) restricts his or her or its licensed or authorized  
25 services and duties solely to the representatives of the  
26 sponsoring delegation during the representatives' stay in

1       the State;

2           (4) provides services at the invitation of a sponsoring  
3       delegation;

4           (5) provides only those services of a specified  
5       occupation that the individual or entity is licensed or  
6       otherwise authorized to provide by the foreign licensing  
7       body; and

8           (6) restricts the provision of said care or services to  
9       the period of the games, or in the case of a sanctioned  
10       test event, to the period of said sanctioned test event  
11       together with any necessary period before and after said  
12       sanctioned test event, which period shall not commence more  
13       than 28 days before said sanctioned test event or terminate  
14       more than 28 days after said sanctioned test event.

15       (e) The requirements of this Section 2105-350 do not apply  
16       to the exemptions authorized by the Department pursuant to  
17       Section 2105-400 of this Act.

18       (f) This Section becomes inoperable as provided in Section  
19       20-15 of the 2016 Olympic and Paralympic Games Professional  
20       Licensure Exemption Law.

21       Section 20-15. Inoperability. This Article, including  
22       Section 2105-350 of the Department of Professional Regulation  
23       Law of the Civil Administrative Code of Illinois, shall be  
24       inoperable as follows:

25       (a) if the candidate city terminates its candidacy to



1 become the host city for the games, then this Article is  
2 inoperable upon that termination;

3 (b) if the IOC does not select the candidate city as the  
4 host city for the games on or before December 1, 2009, then  
5 this Article is inoperable on and after that date; or

6 (c) if the candidate city is chosen as the host city for  
7 the games on or before December 1, 2009, then this Article is  
8 inoperable on and after June 30, 2017; except that subsection  
9 (c) of Section 20-10 of this Article shall survive until the  
10 expiration of all relevant statutes of limitation.

11 Section 20-20. The Illinois Athletic Trainers Practice Act  
12 is amended by changing Section 4 as follows:

13 (225 ILCS 5/4) (from Ch. 111, par. 7604)

14 (Section scheduled to be repealed on January 1, 2016)

15 Sec. 4. Licensure requirement - Exempt activities. After  
16 the effective date of this Act, no person shall provide any of  
17 the services set forth in subsection (4) of Section 3 of this  
18 Act, or use the title "athletic trainer" or "certified athletic  
19 trainer" or "athletic trainer certified" or the letters "A.T.",  
20 "C.A.T.", "A.T.C.", "A.C.T.", or "I.A.T.L." after his name,  
21 unless licensed under this Act.

22 Nothing in this Act shall be construed as preventing or  
23 restricting the practice, services, or activities of:

24 (1) Any person licensed or registered in this State by

1 any other law from engaging in the profession or occupation  
2 for which he or she is licensed or registered.

3 (2) Any person employed as an athletic trainer by the  
4 Government of the United States, if such person provides  
5 athletic training solely under the direction or control of  
6 the organization by which he or she is employed.

7 (3) Any person pursuing a course of study leading to a  
8 degree or certificate in athletic training at an accredited  
9 educational program if such activities and services  
10 constitute a part of a supervised course of study involving  
11 daily personal or verbal contact at the site of supervision  
12 between the athletic training student and the licensed  
13 athletic trainer who plans, directs, advises, and  
14 evaluates the student's athletic training clinical  
15 education. The supervising licensed athletic trainer must  
16 be on-site where the athletic training clinical education  
17 is being obtained. A person meeting the criteria under this  
18 paragraph (3) must be designated by a title which clearly  
19 indicates his or her status as a student or trainee.

20 (4) (Blank).

21 (5) The practice of athletic training under the  
22 supervision of a licensed athletic trainer by one who has  
23 applied in writing to the Department for licensure and has  
24 complied with all the provisions of Section 9 except the  
25 passing of the examination to be eligible to receive such  
26 license. In no event shall this exemption extend to any

1 person for longer than 3 months. Anyone who has previously  
2 failed the examination, or who fails the examination during  
3 this 3-month period, shall immediately cease practice as an  
4 athletic trainer and shall not engage in the practice of  
5 athletic training again until he or she passes the  
6 examination.

7 (6) Any person in a coaching position from rendering  
8 emergency care on an as needed basis to the athletes under  
9 his or her supervision when a licensed athletic trainer is  
10 not available.

11 (7) Any person who is an athletic trainer from another  
12 nation, state, or territory acting as an athletic trainer  
13 while performing his duties for his or her respective  
14 non-Illinois based team or organization, so long as he or  
15 she restricts his or her duties to his or her team or  
16 organization during the course of his or her team's or  
17 organization's stay in this State. For the purposes of this  
18 Act, a team shall be considered based in Illinois if its  
19 home contests are held in Illinois, regardless of the  
20 location of the team's administrative offices.

21 (8) The practice of athletic training by persons  
22 licensed in another state who have applied in writing to  
23 the Department for licensure by endorsement for no longer  
24 than 6 months or until notification has been given that  
25 licensure has been granted or denied, whichever period of  
26 time is lesser.

1           (9) The practice of athletic training by one who has  
2 applied in writing to the Department for licensure and has  
3 complied with all the provisions of Section 9 for no longer  
4 than 6 months or until notification has been given that  
5 licensure has been granted or denied, whichever period of  
6 time is lesser.

7           (10) The practice of athletic training by persons  
8 actively licensed as an athletic trainer in another state,  
9 or currently certified by the National Athletic Trainers  
10 Association Board of Certification, Inc., or its successor  
11 entity, at a special athletic tournament or event conducted  
12 by a sanctioned amateur athletic organization, including,  
13 but not limited to, the Prairie State Games and the Special  
14 Olympics, for no more than 14 days. This shall not include  
15 contests or events that are part of a scheduled series of  
16 regular season events.

17           (11) Athletic trainer aides from performing patient  
18 care activities under the on-site supervision of a licensed  
19 athletic trainer. These patient care activities shall not  
20 include interpretation of referrals or evaluation  
21 procedures, planning or major modifications of patient  
22 programs, administration of medication, or solo practice  
23 or event coverage without immediate access to a licensed  
24 athletic trainer.

25           (12) Persons or entities practicing the specified  
26 occupations set forth in subsection (a) of, and pursuant to

1       a licensing exemption granted in subsection (b) or (d) of,  
2       Section 2105-350 of the Department of Professional  
3       Regulation Law of the Civil Administrative Code of  
4       Illinois, but only for so long as the 2016 Olympic and  
5       Paralympic Games Professional Licensure Exemption Law is  
6       operable.

7       (Source: P.A. 94-246, eff. 1-1-06.)

8       Section 20-25. The Massage Licensing Act is amended by  
9       changing Section 25 as follows:

10       (225 ILCS 57/25)

11       (Section scheduled to be repealed on January 1, 2012)

12       Sec. 25. Exemptions.

13       (a) This Act does not prohibit a person licensed under any  
14       other Act in this State from engaging in the practice for which  
15       he or she is licensed.

16       (b) Persons exempted under this Section include, but are  
17       not limited to, physicians, podiatrists, naprapaths, and  
18       physical therapists.

19       (c) Nothing in this Act prohibits qualified members of  
20       other professional groups, including but not limited to nurses,  
21       occupational therapists, cosmetologists, and estheticians,  
22       from performing massage in a manner consistent with their  
23       training and the code of ethics of their respective  
24       professions.

1           (d) Nothing in this Act prohibits a student of an approved  
2 massage school or program from performing massage, provided  
3 that the student does not hold himself or herself out as a  
4 licensed massage therapist and does not charge a fee for  
5 massage therapy services.

6           (e) Nothing in this Act prohibits practitioners that do not  
7 involve intentional soft tissue manipulation, including but  
8 not limited to Alexander Technique, Feldenkrais, Reike, and  
9 Therapeutic Touch, from practicing.

10          (f) Practitioners of certain service marked bodywork  
11 approaches that do involve intentional soft tissue  
12 manipulation, including but not limited to Rolfing, Trager  
13 Approach, Polarity Therapy, and Orthobionomy, are exempt from  
14 this Act if they are approved by their governing body based on  
15 a minimum level of training, demonstration of competency, and  
16 adherence to ethical standards.

17          (g) Practitioners of Asian bodywork approaches are exempt  
18 from this Act if they are members of the American Organization  
19 of Bodywork Therapies of Asia as certified practitioners or if  
20 they are approved by an Asian bodywork organization based on a  
21 minimum level of training, demonstration of competency, and  
22 adherence to ethical standards set by their governing body.

23          (h) Practitioners of other forms of bodywork who restrict  
24 manipulation of soft tissue to the feet, hands, and ears, and  
25 who do not have the client disrobe, such as reflexology, are  
26 exempt from this Act.

1 (i) Nothing in this Act applies to massage therapists from  
2 other states or countries when providing educational programs  
3 or services for a period not exceeding 30 days within a  
4 calendar year.

5 (j) Nothing in this Act prohibits a person from treating  
6 ailments by spiritual means through prayer alone in accordance  
7 with the tenets and practices of a recognized church or  
8 religious denomination.

9 (k) Nothing in this Act applies to persons or entities  
10 practicing the specified occupations set forth in subsection  
11 (a) of, and pursuant to a licensing exemption granted in  
12 subsection (b) or (d) of, Section 2105-350 of the Department of  
13 Professional Regulation Law of the Civil Administrative Code of  
14 Illinois, but only for so long as the 2016 Olympic and  
15 Paralympic Games Professional Licensure Exemption Law is  
16 operable.

17 (Source: P.A. 92-860, eff. 6-1-03.)

18 Section 20-30. The Medical Practice Act of 1987 is amended  
19 by changing Section 4 as follows:

20 (225 ILCS 60/4) (from Ch. 111, par. 4400-4)

21 (Section scheduled to be repealed on December 31, 2010)

22 Sec. 4. Exemptions.

23 (a) This Act does not apply to the following:

24 (1) persons lawfully carrying on their particular

1 profession or business under any valid existing regulatory  
2 Act of this State;

3 (2) persons rendering gratuitous services in cases of  
4 emergency; ~~or~~

5 (3) persons treating human ailments by prayer or  
6 spiritual means as an exercise or enjoyment of religious  
7 freedom; or.

8 (4) persons practicing the specified occupations set  
9 forth in in subsection (a) of, and pursuant to a licensing  
10 exemption granted in subsection (b) or (d) of, Section  
11 2105-350 of the Department of Professional Regulation Law  
12 of the Civil Administrative Code of Illinois, but only for  
13 so long as the 2016 Olympic and Paralympic Games  
14 Professional Licensure Exemption Law is operable.

15 (b) (Blank).

16 (Source: P.A. 93-379, eff. 7-24-03.)

17 Section 20-35. The Nurse Practice Act is amended by  
18 changing Section 50-15 as follows:

19 (225 ILCS 65/50-15) (was 225 ILCS 65/5-15)

20 (Section scheduled to be repealed on January 1, 2018)

21 Sec. 50-15. Policy; application of Act.

22 (a) For the protection of life and the promotion of health,  
23 and the prevention of illness and communicable diseases, any  
24 person practicing or offering to practice advanced,



1 professional, or practical nursing in Illinois shall submit  
2 evidence that he or she is qualified to practice, and shall be  
3 licensed as provided under this Act. No person shall practice  
4 or offer to practice advanced, professional, or practical  
5 nursing in Illinois or use any title, sign, card or device to  
6 indicate that such a person is practicing professional or  
7 practical nursing unless such person has been licensed under  
8 the provisions of this Act.

9 (b) This Act does not prohibit the following:

10 (1) The practice of nursing in Federal employment in  
11 the discharge of the employee's duties by a person who is  
12 employed by the United States government or any bureau,  
13 division or agency thereof and is a legally qualified and  
14 licensed nurse of another state or territory and not in  
15 conflict with Sections 50-50, 55-10, 60-10, and 70-5 of  
16 this Act.

17 (2) Nursing that is included in the program of study by  
18 students enrolled in programs of nursing or in current  
19 nurse practice update courses approved by the Department.

20 (3) The furnishing of nursing assistance in an  
21 emergency.

22 (4) The practice of nursing by a nurse who holds an  
23 active license in another state when providing services to  
24 patients in Illinois during a bonafide emergency or in  
25 immediate preparation for or during interstate transit.

26 (5) The incidental care of the sick by members of the

1 family, domestic servants or housekeepers, or care of the  
2 sick where treatment is by prayer or spiritual means.

3 (6) Persons from being employed as unlicensed  
4 assistive personnel in private homes, long term care  
5 facilities, nurseries, hospitals or other institutions.

6 (7) The practice of practical nursing by one who is a  
7 licensed practical nurse under the laws of another U.S.  
8 jurisdiction and has applied in writing to the Department,  
9 in form and substance satisfactory to the Department, for a  
10 license as a licensed practical nurse and who is qualified  
11 to receive such license under this Act, until (i) the  
12 expiration of 6 months after the filing of such written  
13 application, (ii) the withdrawal of such application, or  
14 (iii) the denial of such application by the Department.

15 (8) The practice of advanced practice nursing by one  
16 who is an advanced practice nurse under the laws of another  
17 state, territory of the United States, or country and has  
18 applied in writing to the Department, in form and substance  
19 satisfactory to the Department, for a license as an  
20 advanced practice nurse and who is qualified to receive  
21 such license under this Act, until (i) the expiration of 6  
22 months after the filing of such written application, (ii)  
23 the withdrawal of such application, or (iii) the denial of  
24 such application by the Department.

25 (9) The practice of professional nursing by one who is  
26 a registered professional nurse under the laws of another

1 state, territory of the United States or country and has  
2 applied in writing to the Department, in form and substance  
3 satisfactory to the Department, for a license as a  
4 registered professional nurse and who is qualified to  
5 receive such license under Section 55-10, until (1) the  
6 expiration of 6 months after the filing of such written  
7 application, (2) the withdrawal of such application, or (3)  
8 the denial of such application by the Department.

9 (10) The practice of professional nursing that is  
10 included in a program of study by one who is a registered  
11 professional nurse under the laws of another state or  
12 territory of the United States or foreign country,  
13 territory or province and who is enrolled in a graduate  
14 nursing education program or a program for the completion  
15 of a baccalaureate nursing degree in this State, which  
16 includes clinical supervision by faculty as determined by  
17 the educational institution offering the program and the  
18 health care organization where the practice of nursing  
19 occurs.

20 (11) Any person licensed in this State under any other  
21 Act from engaging in the practice for which she or he is  
22 licensed.

23 (12) Delegation to authorized direct care staff  
24 trained under Section 15.4 of the Mental Health and  
25 Developmental Disabilities Administrative Act consistent  
26 with the policies of the Department.

1           (13) The practice, services, or activities of persons  
2           practicing the specified occupations set forth in  
3           subsection (a) of, and pursuant to a licensing exemption  
4           granted in subsection (b) or (d) of, Section 2105-350 of  
5           the Department of Professional Regulation Law of the Civil  
6           Administrative Code of Illinois, but only for so long as  
7           the 2016 Olympic and Paralympic Games Professional  
8           Licensure Exemption Law is operable.

9           Nothing in this Act shall be construed to limit the  
10          delegation of tasks or duties by a physician, dentist, or  
11          podiatrist to a licensed practical nurse, a registered  
12          professional nurse, or other persons.

13          (Source: P.A. 95-639, eff. 10-5-07; 95-876, eff. 8-21-08.)

14          Section 20-40. The Illinois Physical Therapy Act is amended  
15          by changing Section 2 as follows:

16               (225 ILCS 90/2) (from Ch. 111, par. 4252)

17               (Section scheduled to be repealed on January 1, 2016)

18          Sec. 2. Licensure requirement; exempt activities. Practice  
19          without a license forbidden - exception. No person shall after  
20          the date of August 31, 1965 begin to practice physical therapy  
21          in this State or hold himself out as being able to practice  
22          this profession, unless he is licensed as such in accordance  
23          with the provisions of this Act. After the effective date of  
24          this amendatory Act of 1990, no person shall practice or hold

1 himself out as a physical therapist assistant unless he is  
2 licensed as such under this Act. A physical therapist shall use  
3 the initials "PT" in connection with his or her name to denote  
4 licensure under this Act, and a physical therapist assistant  
5 shall use the initials "PTA" in connection with his or her name  
6 to denote licensure under this Act.

7 This Act does not prohibit:

8 (1) Any person licensed in this State under any other  
9 Act from engaging in the practice for which he is licensed.

10 (2) The practice of physical therapy by those persons,  
11 practicing under the supervision of a licensed physical  
12 therapist and who have met all of the qualifications as  
13 provided in Sections 7, 8.1, and 9 of this Act, until the  
14 next examination is given for physical therapists or  
15 physical therapist assistants and the results have been  
16 received by the Department and the Department has  
17 determined the applicant's eligibility for a license.  
18 Anyone failing to pass said examination shall not again  
19 practice physical therapy until such time as an examination  
20 has been successfully passed by such person.

21 (3) The practice of physical therapy for a period not  
22 exceeding 6 months by a person who is in this State on a  
23 temporary basis to assist in a case of medical emergency or  
24 to engage in a special physical therapy project, and who  
25 meets the qualifications for a physical therapist as set  
26 forth in Sections 7 and 8 of this Act and is licensed in

1 another state as a physical therapist.

2 (4) Practice of physical therapy by qualified persons  
3 who have filed for endorsement for no longer than one year  
4 or until such time that notification of licensure has been  
5 granted or denied, whichever period of time is lesser.

6 (5) One or more licensed physical therapists from  
7 forming a professional service corporation under the  
8 provisions of the "Professional Service Corporation Act",  
9 approved September 15, 1969, as now or hereafter amended,  
10 and licensing such corporation for the practice of physical  
11 therapy.

12 (6) Physical therapy aides from performing patient  
13 care activities under the on-site supervision of a licensed  
14 physical therapist or licensed physical therapist  
15 assistant. These patient care activities shall not include  
16 interpretation of referrals, evaluation procedures, the  
17 planning of or major modifications of, patient programs.

18 (7) Physical Therapist Assistants from performing  
19 patient care activities under the general supervision of a  
20 licensed physical therapist. The physical therapist must  
21 maintain continual contact with the physical therapist  
22 assistant including periodic personal supervision and  
23 instruction to insure the safety and welfare of the  
24 patient.

25 (8) The practice of physical therapy by a physical  
26 therapy student or a physical therapist assistant student

1 under the on-site supervision of a licensed physical  
2 therapist. The physical therapist shall be readily  
3 available for direct supervision and instruction to insure  
4 the safety and welfare of the patient.

5 (9) The practice of physical therapy as part of an  
6 educational program by a physical therapist licensed in  
7 another state or country for a period not to exceed 6  
8 months.

9 (10) The practice, services, or activities of persons  
10 practicing the specified occupations set forth in  
11 subsection (a) of, and pursuant to a licensing exemption  
12 granted in subsection (b) or (d) of, Section 2105-350 of  
13 the Department of Professional Regulation Law of the Civil  
14 Administrative Code of Illinois, but only for so long as  
15 the 2016 Olympic and Paralympic Games Professional  
16 Licensure Exemption Law is operable.

17 (Source: P.A. 93-1010, eff. 8-24-04.)

18 Section 20-45. The Physician Assistant Practice Act of 1987  
19 is amended by changing Section 5 as follows:

20 (225 ILCS 95/5) (from Ch. 111, par. 4605)

21 (Section scheduled to be repealed on January 1, 2018)

22 Sec. 5. This Act does not prohibit:

23 1. Any person licensed in this State under any other Act  
24 from engaging in the practice for which he is licensed;

1           2. The practice as a physician assistant by a person who is  
2 employed by the United States government or any bureau,  
3 division or agency thereof while in the discharge of the  
4 employee's official duties;

5           3. The practice as a physician assistant which is included  
6 in their program of study by students enrolled in schools or in  
7 refresher courses approved by the Department.

8           4. The practice, services, or activities of persons  
9 practicing the specified occupations set forth in subsection  
10 (a) of, and pursuant to a licensing exemption granted in  
11 subsection (b) or (d) of, Section 2105-350 of the Department of  
12 Professional Regulation Law of the Civil Administrative Code of  
13 Illinois, but only for so long as the 2016 Olympic and  
14 Paralympic Games Professional Licensure Exemption Law is  
15 operable.

16 (Source: P.A. 85-1209.)

17           Section 20-50. The Veterinary Medicine and Surgery  
18 Practice Act of 2004 is amended by changing Section 4 as  
19 follows:

20           (225 ILCS 115/4) (from Ch. 111, par. 7004)

21           (Section scheduled to be repealed on January 1, 2014)

22           Sec. 4. Exemptions. Nothing in this Act shall apply to any  
23 of the following:

24           (1) Veterinarians employed by the federal or State



1 government while engaged in their official duties.

2 (2) Licensed veterinarians from other states who are  
3 invited to Illinois for consultation or lecturing.

4 (3) Veterinarians employed by colleges or universities  
5 while engaged in the performance of their official duties,  
6 or faculty engaged in animal husbandry or animal management  
7 programs of colleges or universities.

8 (4) A veterinarian employed by an accredited college of  
9 veterinary medicine providing assistance requested by a  
10 veterinarian licensed in Illinois, acting with informed  
11 consent from the client and acting under the direct or  
12 indirect supervision and control of the licensed  
13 veterinarian. Providing assistance involves hands-on  
14 active participation in the treatment and care of the  
15 patient. The licensed veterinarian shall maintain  
16 responsibility for the veterinarian-client-patient  
17 relationship.

18 (5) Veterinary students in an accredited college,  
19 university, department of a university, or other  
20 institution of veterinary medicine and surgery engaged in  
21 duties assigned by their instructors.

22 (6) Any person engaged in bona fide scientific research  
23 which requires the use of animals.

24 (7) An owner of livestock and any of the owner's  
25 employees or the owner and employees of a service and care  
26 provider of livestock caring for and treating livestock

1 belonging to the owner or under a provider's care,  
2 including but not limited to, the performance of husbandry  
3 and livestock management practices such as dehorning,  
4 castration, emasculation, or docking of cattle, horses,  
5 sheep, goats, and swine, artificial insemination, and  
6 drawing of semen. Nor shall this Act be construed to  
7 prohibit any person from administering in a humane manner  
8 medicinal or surgical treatment to any livestock in the  
9 care of such person. However, any such services shall  
10 comply with the Humane Care for Animals Act.

11 (8) An owner of an animal, or an agent of the owner  
12 acting with the owner's approval, in caring for, training,  
13 or treating an animal belonging to the owner, so long as  
14 that individual or agent does not represent himself or  
15 herself as a veterinarian or use any title associated with  
16 the practice of veterinary medicine or surgery or diagnose,  
17 prescribe drugs, or perform surgery. The agent shall  
18 provide the owner with a written statement summarizing the  
19 nature of the services provided and obtain a signed  
20 acknowledgment from the owner that they accept the services  
21 provided. The services shall comply with the Humane Care  
22 for Animals Act. The provisions of this item (8) do not  
23 apply to a person who is exempt under item (7).

24 (9) A member in good standing of another licensed or  
25 regulated profession within any state or a member of an  
26 organization or group approved by the Department by rule

1 providing assistance requested by a veterinarian licensed  
2 in this State acting with informed consent from the client  
3 and acting under the direct or indirect supervision and  
4 control of the licensed veterinarian. Providing assistance  
5 involves hands-on active participation in the treatment  
6 and care of the patient, as defined by rule. The licensed  
7 veterinarian shall maintain responsibility for the  
8 veterinarian-client-patient relationship.

9 (10) A graduate of a non-accredited college of  
10 veterinary medicine who is in the process of obtaining a  
11 certificate of educational equivalence and is performing  
12 duties or actions assigned by instructors in an approved  
13 college of veterinary medicine.

14 (11) A certified euthanasia technician who is  
15 authorized to perform euthanasia in the course and scope of  
16 his or her employment.

17 (12) A person who, without expectation of  
18 compensation, provides emergency veterinary care in an  
19 emergency or disaster situation so long as he or she does  
20 not represent himself or herself as a veterinarian or use a  
21 title or degree pertaining to the practice of veterinary  
22 medicine and surgery.

23 (13) An employee of a licensed veterinarian performing  
24 duties other than diagnosis, prognosis, prescription, or  
25 surgery under the direction and supervision of the  
26 veterinarian, who shall be responsible for the performance

1 of the employee.

2 (14) An approved humane investigator regulated under  
3 the Humane Care for Animals Act or employee of a shelter  
4 licensed under the Animal Welfare Act, working under the  
5 indirect supervision of a licensed veterinarian.

6 (15) An individual providing equine dentistry services  
7 requested by a veterinarian licensed to practice in this  
8 State, an owner, or an owner's agent. For the purposes of  
9 this item (15), "equine dentistry services" means floating  
10 teeth without the use of drugs or extraction.

11 (16) Private treaty sale of animals unless otherwise  
12 provided by law.

13 (17) Persons or entities practicing the specified  
14 occupations set forth in subsection (a) of, and pursuant to  
15 a licensing exemption granted in subsection (b) or (d) of,  
16 Section 2105-350 of the Department of Professional  
17 Regulation Law of the Civil Administrative Code of  
18 Illinois, but only for so long as the 2016 Olympic and  
19 Paralympic Games Professional Licensure Exemption Law is  
20 operable.

21 (Source: P.A. 92-449, eff. 1-1-02; 93-281, eff. 12-31-03.)

22 ARTICLE 25.

23 Section 25-1. Article title. This Article may be cited as  
24 the Illinois 2016 Olympic and Paralympic Games Shooting

1 Competition Exemption Law.

2 Section 25-5. Purpose. It is the intent of the Legislature  
3 in enacting this Article to ensure that competitive shooting  
4 athletes may bring into the State, possess, transport, and use  
5 competition firearms that are sanctioned by the International  
6 Olympic Committee, the International Paralympic Committee, the  
7 International Shooting Sport Federation (the international  
8 governing body for shooting competitions), or USA Shooting (the  
9 national governing body for Olympic shooting sports in the  
10 United States) in connection with the athletes' participation  
11 in official shooting competitions at the 2016 Olympic and  
12 Paralympic Games and sanctioned test events leading up to the  
13 2016 Olympic and Paralympic Games should the City of Chicago be  
14 selected to host the 2016 Olympic and Paralympic Games. These  
15 provisions only have the effect of allowing possession of,  
16 transport of, and use of, firearms for Olympic-style shooting  
17 by athletes in such competitions, without affecting other  
18 firearms regulated under existing law.

19 Section 25-10. The Firearm Owners Identification Card Act  
20 is amended by changing Section 2 as follows:

21 (430 ILCS 65/2) (from Ch. 38, par. 83-2)

22 Sec. 2. Firearm Owner's Identification Card required;  
23 exceptions.

1 (a) (1) No person may acquire or possess any firearm, stun  
2 gun, or taser within this State without having in his or  
3 her possession a Firearm Owner's Identification Card  
4 previously issued in his or her name by the Department of  
5 State Police under the provisions of this Act.

6 (2) No person may acquire or possess firearm ammunition  
7 within this State without having in his or her possession a  
8 Firearm Owner's Identification Card previously issued in  
9 his or her name by the Department of State Police under the  
10 provisions of this Act.

11 (b) The provisions of this Section regarding the possession  
12 of firearms, firearm ammunition, stun guns, and tasers do not  
13 apply to:

14 (1) United States Marshals, while engaged in the  
15 operation of their official duties;

16 (2) Members of the Armed Forces of the United States or  
17 the National Guard, while engaged in the operation of their  
18 official duties;

19 (3) Federal officials required to carry firearms,  
20 while engaged in the operation of their official duties;

21 (4) Members of bona fide veterans organizations which  
22 receive firearms directly from the armed forces of the  
23 United States, while using the firearms for ceremonial  
24 purposes with blank ammunition;

25 (5) Nonresident hunters during hunting season, with  
26 valid nonresident hunting licenses and while in an area

1 where hunting is permitted; however, at all other times and  
2 in all other places these persons must have their firearms  
3 unloaded and enclosed in a case;

4 (6) Those hunters exempt from obtaining a hunting  
5 license who are required to submit their Firearm Owner's  
6 Identification Card when hunting on Department of Natural  
7 Resources owned or managed sites;

8 (7) Nonresidents while on a firing or shooting range  
9 recognized by the Department of State Police; however,  
10 these persons must at all other times and in all other  
11 places have their firearms unloaded and enclosed in a case;

12 (8) Nonresidents while at a firearm showing or display  
13 recognized by the Department of State Police; however, at  
14 all other times and in all other places these persons must  
15 have their firearms unloaded and enclosed in a case;

16 (9) Nonresidents whose firearms are unloaded and  
17 enclosed in a case;

18 (10) Nonresidents who are currently licensed or  
19 registered to possess a firearm in their resident state;

20 (11) Unemancipated minors while in the custody and  
21 immediate control of their parent or legal guardian or  
22 other person in loco parentis to the minor if the parent or  
23 legal guardian or other person in loco parentis to the  
24 minor has a currently valid Firearm Owner's Identification  
25 Card;

26 (12) Color guards of bona fide veterans organizations

1 or members of bona fide American Legion bands while using  
2 firearms for ceremonial purposes with blank ammunition;

3 (13) Nonresident hunters whose state of residence does  
4 not require them to be licensed or registered to possess a  
5 firearm and only during hunting season, with valid hunting  
6 licenses, while accompanied by, and using a firearm owned  
7 by, a person who possesses a valid Firearm Owner's  
8 Identification Card and while in an area within a  
9 commercial club licensed under the Wildlife Code where  
10 hunting is permitted and controlled, but in no instance  
11 upon sites owned or managed by the Department of Natural  
12 Resources;

13 (14) Resident hunters who are properly authorized to  
14 hunt and, while accompanied by a person who possesses a  
15 valid Firearm Owner's Identification Card, hunt in an area  
16 within a commercial club licensed under the Wildlife Code  
17 where hunting is permitted and controlled; ~~and~~

18 (15) A person who is otherwise eligible to obtain a  
19 Firearm Owner's Identification Card under this Act and is  
20 under the direct supervision of a holder of a Firearm  
21 Owner's Identification Card who is 21 years of age or older  
22 while the person is on a firing or shooting range or is a  
23 participant in a firearms safety and training course  
24 recognized by a law enforcement agency or a national,  
25 statewide shooting sports organization; and -

26 (16) Competitive shooting athletes whose competition



1 firearms are sanctioned by the International Olympic  
2 Committee, the International Paralympic Committee, the  
3 International Shooting Sport Federation, or USA Shooting  
4 in connection with such athletes' training for and  
5 participation in shooting competitions at the 2016 Olympic  
6 and Paralympic Games and sanctioned test events leading up  
7 to the 2016 Olympic and Paralympic Games.

8 (c) The provisions of this Section regarding the  
9 acquisition and possession of firearms, firearm ammunition,  
10 stun guns, and tasers do not apply to law enforcement officials  
11 of this or any other jurisdiction, while engaged in the  
12 operation of their official duties.

13 (Source: P.A. 94-6, eff. 1-1-06.)

14 Section 25-15. The Criminal Code of 1961 is amended by  
15 changing Section 24-2 as follows:

16 (720 ILCS 5/24-2) (from Ch. 38, par. 24-2)

17 Sec. 24-2. Exemptions.

18 (a) Subsections 24-1(a)(3), 24-1(a)(4), 24-1(a)(10), and  
19 24-1(a)(13) and Section 24-1.6 do not apply to or affect any of  
20 the following:

21 (1) Peace officers, and any person summoned by a peace  
22 officer to assist in making arrests or preserving the  
23 peace, while actually engaged in assisting such officer.

24 (2) Wardens, superintendents and keepers of prisons,

1 penitentiaries, jails and other institutions for the  
2 detention of persons accused or convicted of an offense,  
3 while in the performance of their official duty, or while  
4 commuting between their homes and places of employment.

5 (3) Members of the Armed Services or Reserve Forces of  
6 the United States or the Illinois National Guard or the  
7 Reserve Officers Training Corps, while in the performance  
8 of their official duty.

9 (4) Special agents employed by a railroad or a public  
10 utility to perform police functions, and guards of armored  
11 car companies, while actually engaged in the performance of  
12 the duties of their employment or commuting between their  
13 homes and places of employment; and watchmen while actually  
14 engaged in the performance of the duties of their  
15 employment.

16 (5) Persons licensed as private security contractors,  
17 private detectives, or private alarm contractors, or  
18 employed by an agency certified by the Department of  
19 Professional Regulation, if their duties include the  
20 carrying of a weapon under the provisions of the Private  
21 Detective, Private Alarm, Private Security, Fingerprint  
22 Vendor, and Locksmith Act of 2004, while actually engaged  
23 in the performance of the duties of their employment or  
24 commuting between their homes and places of employment,  
25 provided that such commuting is accomplished within one  
26 hour from departure from home or place of employment, as

1 the case may be. Persons exempted under this subdivision  
2 (a)(5) shall be required to have completed a course of  
3 study in firearms handling and training approved and  
4 supervised by the Department of Professional Regulation as  
5 prescribed by Section 28 of the Private Detective, Private  
6 Alarm, Private Security, Fingerprint Vendor, and Locksmith  
7 Act of 2004, prior to becoming eligible for this exemption.  
8 The Department of Professional Regulation shall provide  
9 suitable documentation demonstrating the successful  
10 completion of the prescribed firearms training. Such  
11 documentation shall be carried at all times when such  
12 persons are in possession of a concealable weapon.

13 (6) Any person regularly employed in a commercial or  
14 industrial operation as a security guard for the protection  
15 of persons employed and private property related to such  
16 commercial or industrial operation, while actually engaged  
17 in the performance of his or her duty or traveling between  
18 sites or properties belonging to the employer, and who, as  
19 a security guard, is a member of a security force of at  
20 least 5 persons registered with the Department of  
21 Professional Regulation; provided that such security guard  
22 has successfully completed a course of study, approved by  
23 and supervised by the Department of Professional  
24 Regulation, consisting of not less than 40 hours of  
25 training that includes the theory of law enforcement,  
26 liability for acts, and the handling of weapons. A person

1 shall be considered eligible for this exemption if he or  
2 she has completed the required 20 hours of training for a  
3 security officer and 20 hours of required firearm training,  
4 and has been issued a firearm control card by the  
5 Department of Professional Regulation. Conditions for the  
6 renewal of firearm control cards issued under the  
7 provisions of this Section shall be the same as for those  
8 cards issued under the provisions of the Private Detective,  
9 Private Alarm, Private Security, Fingerprint Vendor, and  
10 Locksmith Act of 2004. Such firearm control card shall be  
11 carried by the security guard at all times when he or she  
12 is in possession of a concealable weapon.

13 (7) Agents and investigators of the Illinois  
14 Legislative Investigating Commission authorized by the  
15 Commission to carry the weapons specified in subsections  
16 24-1(a)(3) and 24-1(a)(4), while on duty in the course of  
17 any investigation for the Commission.

18 (8) Persons employed by a financial institution for the  
19 protection of other employees and property related to such  
20 financial institution, while actually engaged in the  
21 performance of their duties, commuting between their homes  
22 and places of employment, or traveling between sites or  
23 properties owned or operated by such financial  
24 institution, provided that any person so employed has  
25 successfully completed a course of study, approved by and  
26 supervised by the Department of Professional Regulation,

1 consisting of not less than 40 hours of training which  
2 includes theory of law enforcement, liability for acts, and  
3 the handling of weapons. A person shall be considered to be  
4 eligible for this exemption if he or she has completed the  
5 required 20 hours of training for a security officer and 20  
6 hours of required firearm training, and has been issued a  
7 firearm control card by the Department of Professional  
8 Regulation. Conditions for renewal of firearm control  
9 cards issued under the provisions of this Section shall be  
10 the same as for those issued under the provisions of the  
11 Private Detective, Private Alarm, Private Security,  
12 Fingerprint Vendor, and Locksmith Act of 2004. Such firearm  
13 control card shall be carried by the person so trained at  
14 all times when such person is in possession of a  
15 concealable weapon. For purposes of this subsection,  
16 "financial institution" means a bank, savings and loan  
17 association, credit union or company providing armored car  
18 services.

19 (9) Any person employed by an armored car company to  
20 drive an armored car, while actually engaged in the  
21 performance of his duties.

22 (10) Persons who have been classified as peace officers  
23 pursuant to the Peace Officer Fire Investigation Act.

24 (11) Investigators of the Office of the State's  
25 Attorneys Appellate Prosecutor authorized by the board of  
26 governors of the Office of the State's Attorneys Appellate

1 Prosecutor to carry weapons pursuant to Section 7.06 of the  
2 State's Attorneys Appellate Prosecutor's Act.

3 (12) Special investigators appointed by a State's  
4 Attorney under Section 3-9005 of the Counties Code.

5 (12.5) Probation officers while in the performance of  
6 their duties, or while commuting between their homes,  
7 places of employment or specific locations that are part of  
8 their assigned duties, with the consent of the chief judge  
9 of the circuit for which they are employed.

10 (13) Court Security Officers while in the performance  
11 of their official duties, or while commuting between their  
12 homes and places of employment, with the consent of the  
13 Sheriff.

14 (13.5) A person employed as an armed security guard at  
15 a nuclear energy, storage, weapons or development site or  
16 facility regulated by the Nuclear Regulatory Commission  
17 who has completed the background screening and training  
18 mandated by the rules and regulations of the Nuclear  
19 Regulatory Commission.

20 (14) Manufacture, transportation, or sale of weapons  
21 to persons authorized under subdivisions (1) through  
22 (13.5) of this subsection to possess those weapons.

23 (b) Subsections 24-1(a)(4) and 24-1(a)(10) and Section  
24 24-1.6 do not apply to or affect any of the following:

25 (1) Members of any club or organization organized for  
26 the purpose of practicing shooting at targets upon

1 established target ranges, whether public or private, and  
2 patrons of such ranges, while such members or patrons are  
3 using their firearms on those target ranges.

4 (2) Duly authorized military or civil organizations  
5 while parading, with the special permission of the  
6 Governor.

7 (3) Hunters, trappers or fishermen with a license or  
8 permit while engaged in hunting, trapping or fishing.

9 (4) Transportation of weapons that are broken down in a  
10 non-functioning state or are not immediately accessible.

11 (c) Subsection 24-1(a)(7) does not apply to or affect any  
12 of the following:

13 (1) Peace officers while in performance of their  
14 official duties.

15 (2) Wardens, superintendents and keepers of prisons,  
16 penitentiaries, jails and other institutions for the  
17 detention of persons accused or convicted of an offense.

18 (3) Members of the Armed Services or Reserve Forces of  
19 the United States or the Illinois National Guard, while in  
20 the performance of their official duty.

21 (4) Manufacture, transportation, or sale of machine  
22 guns to persons authorized under subdivisions (1) through  
23 (3) of this subsection to possess machine guns, if the  
24 machine guns are broken down in a non-functioning state or  
25 are not immediately accessible.

26 (5) Persons licensed under federal law to manufacture

1 any weapon from which 8 or more shots or bullets can be  
2 discharged by a single function of the firing device, or  
3 ammunition for such weapons, and actually engaged in the  
4 business of manufacturing such weapons or ammunition, but  
5 only with respect to activities which are within the lawful  
6 scope of such business, such as the manufacture,  
7 transportation, or testing of such weapons or ammunition.  
8 This exemption does not authorize the general private  
9 possession of any weapon from which 8 or more shots or  
10 bullets can be discharged by a single function of the  
11 firing device, but only such possession and activities as  
12 are within the lawful scope of a licensed manufacturing  
13 business described in this paragraph.

14 During transportation, such weapons shall be broken  
15 down in a non-functioning state or not immediately  
16 accessible.

17 (6) The manufacture, transport, testing, delivery,  
18 transfer or sale, and all lawful commercial or experimental  
19 activities necessary thereto, of rifles, shotguns, and  
20 weapons made from rifles or shotguns, or ammunition for  
21 such rifles, shotguns or weapons, where engaged in by a  
22 person operating as a contractor or subcontractor pursuant  
23 to a contract or subcontract for the development and supply  
24 of such rifles, shotguns, weapons or ammunition to the  
25 United States government or any branch of the Armed Forces  
26 of the United States, when such activities are necessary



1 and incident to fulfilling the terms of such contract.

2 The exemption granted under this subdivision (c)(6)  
3 shall also apply to any authorized agent of any such  
4 contractor or subcontractor who is operating within the  
5 scope of his employment, where such activities involving  
6 such weapon, weapons or ammunition are necessary and  
7 incident to fulfilling the terms of such contract.

8 During transportation, any such weapon shall be broken  
9 down in a non-functioning state, or not immediately  
10 accessible.

11 (d) Subsection 24-1(a)(1) does not apply to the purchase,  
12 possession or carrying of a black-jack or slung-shot by a peace  
13 officer.

14 (e) Subsection 24-1(a)(8) does not apply to any owner,  
15 manager or authorized employee of any place specified in that  
16 subsection nor to any law enforcement officer.

17 (f) Subsection 24-1(a)(4) and subsection 24-1(a)(10) and  
18 Section 24-1.6 do not apply to members of any club or  
19 organization organized for the purpose of practicing shooting  
20 at targets upon established target ranges, whether public or  
21 private, while using their firearms on those target ranges.

22 (g) Subsections 24-1(a)(11) and 24-3.1(a)(6) do not apply  
23 to:

24 (1) Members of the Armed Services or Reserve Forces of  
25 the United States or the Illinois National Guard, while in  
26 the performance of their official duty.

1           (2) Bonafide collectors of antique or surplus military  
2 ordinance.

3           (3) Laboratories having a department of forensic  
4 ballistics, or specializing in the development of  
5 ammunition or explosive ordinance.

6           (4) Commerce, preparation, assembly or possession of  
7 explosive bullets by manufacturers of ammunition licensed  
8 by the federal government, in connection with the supply of  
9 those organizations and persons exempted by subdivision  
10 (g)(1) of this Section, or like organizations and persons  
11 outside this State, or the transportation of explosive  
12 bullets to any organization or person exempted in this  
13 Section by a common carrier or by a vehicle owned or leased  
14 by an exempted manufacturer.

15           (g-5) Subsection 24-1(a)(6) does not apply to or affect  
16 persons licensed under federal law to manufacture any device or  
17 attachment of any kind designed, used, or intended for use in  
18 silencing the report of any firearm, firearms, or ammunition  
19 for those firearms equipped with those devices, and actually  
20 engaged in the business of manufacturing those devices,  
21 firearms, or ammunition, but only with respect to activities  
22 that are within the lawful scope of that business, such as the  
23 manufacture, transportation, or testing of those devices,  
24 firearms, or ammunition. This exemption does not authorize the  
25 general private possession of any device or attachment of any  
26 kind designed, used, or intended for use in silencing the

1 report of any firearm, but only such possession and activities  
2 as are within the lawful scope of a licensed manufacturing  
3 business described in this subsection (g-5). During  
4 transportation, those devices shall be detached from any weapon  
5 or not immediately accessible.

6 (g-10) Subsections 24-1(a)(4), 24-1(a)(8), and  
7 24-1(a)(10), and Sections 24-1.6 and 24-3.1 do not apply to an  
8 athlete's possession, transport on official Olympic and  
9 Paralympic transit systems established for athletes, or use of  
10 competition firearms sanctioned by the International Olympic  
11 Committee, the International Paralympic Committee, the  
12 International Shooting Sport Federation, or USA Shooting in  
13 connection with such athlete's training for and participation  
14 in shooting competitions at the 2016 Olympic and Paralympic  
15 Games and sanctioned test events leading up to the 2016 Olympic  
16 and Paralympic Games.

17 (h) An information or indictment based upon a violation of  
18 any subsection of this Article need not negative any exemptions  
19 contained in this Article. The defendant shall have the burden  
20 of proving such an exemption.

21 (i) Nothing in this Article shall prohibit, apply to, or  
22 affect the transportation, carrying, or possession, of any  
23 pistol or revolver, stun gun, taser, or other firearm consigned  
24 to a common carrier operating under license of the State of  
25 Illinois or the federal government, where such transportation,  
26 carrying, or possession is incident to the lawful

1 transportation in which such common carrier is engaged; and  
2 nothing in this Article shall prohibit, apply to, or affect the  
3 transportation, carrying, or possession of any pistol,  
4 revolver, stun gun, taser, or other firearm, not the subject of  
5 and regulated by subsection 24-1(a)(7) or subsection 24-2(c) of  
6 this Article, which is unloaded and enclosed in a case, firearm  
7 carrying box, shipping box, or other container, by the  
8 possessor of a valid Firearm Owners Identification Card.

9 (Source: P.A. 95-331, eff. 8-21-07; 95-613, eff. 9-11-07;  
10 95-885, eff. 1-1-09.)

11 Section 25-20. Inoperability. This Article shall be  
12 inoperable as follows:

13 (a) if the City of Chicago terminates its candidacy to  
14 become the host city for the 2016 Olympic and Paralympic Games,  
15 then this Article is inoperable upon that termination;

16 (b) if the International Olympic Committee does not select  
17 the City of Chicago as the host city for the 2016 Olympic and  
18 Paralympic Games on or before December 1, 2009, then this  
19 Article is inoperable on and after that date; or

20 (c) if the City of Chicago is chosen as the host city for  
21 the 2016 Olympic and Paralympic Games on or before December 1,  
22 2009, then this Article is inoperable on and after June 30,  
23 2017.

1           Section 99-99. Effective date. This Act takes effect upon  
2    becoming law.".