



Sen. Emil Jones, III

Filed: 4/15/2016

09900SB0576sam001

LRB099 02986 RJF 47642 a

1 AMENDMENT TO SENATE BILL 576

2 AMENDMENT NO. _____. Amend Senate Bill 576 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Racial Impact Note Act.

6 Section 5. Racial impact note.

7 (a) Every bill which has or could have a disparate impact
8 on racial and ethnic minorities, upon the request of any
9 member, shall have prepared for it, before second reading in
10 the house of introduction, a brief explanatory statement or
11 note that shall include a reliable estimate of the anticipated
12 impact on those racial and ethnic minorities likely to be
13 impacted by the bill. Each racial impact note must include, for
14 racial and ethnic minorities for which data are available: (i)
15 an estimate of how the proposed legislation would impact racial
16 and ethnic minorities; (ii) a statement of the methodologies

1 and assumptions used in preparing the estimate; (iii) an
2 estimate of the racial and ethnic composition of the population
3 who may be impacted by the proposed legislation, including
4 those persons who may be negatively impacted and those persons
5 who may benefit from the proposed legislation; and (iv) any
6 other matter that a responding agency considers appropriate in
7 relation to the racial and ethnic minorities likely to be
8 affected by the bill.

9 Section 10. Preparation.

10 (a) The sponsor of each bill for which a request under
11 Section 5 has been made shall present a copy of the bill with
12 the request for a racial impact note to the appropriate
13 responding agency or agencies under subsection (b). The
14 responding agency or agencies shall prepare and submit the note
15 to the sponsor of the bill within 5 calendar days, except that
16 whenever, because of the complexity of the measure, additional
17 time is required for the preparation of the racial impact note,
18 the responding agency or agencies may inform the sponsor of the
19 bill, and the sponsor may approve an extension of the time
20 within which the note is to be submitted, not to extend,
21 however, beyond June 15, following the date of the request. If,
22 in the opinion of the responding agency or agencies, there is
23 insufficient information to prepare a reliable estimate of the
24 anticipated impact, a statement to that effect can be filed and
25 shall meet the requirements of this Act.

1 (b) If a bill concerns arrests, convictions, or law
2 enforcement, a statement shall be prepared by the Illinois
3 Criminal Justice Information Authority specifying the impact
4 on racial and ethnic minorities. If a bill concerns
5 corrections, sentencing, or the placement of individuals
6 within the Department of Corrections, a statement shall be
7 prepared by the Department of Corrections specifying the impact
8 on racial and ethnic minorities. If a bill concerns local
9 government, a statement shall be prepared by the Department of
10 Commerce and Economic Opportunity specifying the impact on
11 racial and ethnic minorities. If a bill concerns education, one
12 of the following agencies shall prepare a statement specifying
13 the impact on racial and ethnic minorities: (i) the Illinois
14 Community Colleges Board, if the bill affects community
15 colleges; (ii) the Illinois State Board of Education, if the
16 bill affects primary and secondary education; or (iii) the
17 Illinois Board of Higher Education, if the bill affects State
18 universities. Any other State agency impacted or responsible
19 for implementing all or part of this bill shall prepare a
20 statement of the racial and ethnic impact of the bill as it
21 relates to that agency.

22 Section 15. Requisites and contents. The note shall be
23 factual in nature, as brief and concise as may be, and, in
24 addition, it shall include both the immediate effect and, if
25 determinable or reasonably foreseeable, the long range effect

1 of the measure on racial and ethnic minorities. If, after
2 careful investigation, it is determined that such an effect is
3 not ascertainable, the note shall contain a statement to that
4 effect, setting forth the reasons why no ascertainable effect
5 can be given.

6 Section 20. Comment or opinion; technical or mechanical
7 defects. No comment or opinion shall be included in the racial
8 impact note with regard to the merits of the measure for which
9 the racial impact note is prepared; however, technical or
10 mechanical defects may be noted.

11 Section 25. Appearance of State officials and employees in
12 support or opposition of measure. The fact that a racial
13 impact note is prepared for any bill or proposed rule shall not
14 preclude or restrict the appearance before any committee of the
15 General Assembly of any official or authorized employee of the
16 responding agency or agencies, or any other impacted State
17 agency, who desires to be heard in support of or in opposition
18 to the measure.

19 Section 99. Effective date. This Act takes effect upon
20 becoming law."