



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

SB1606

Introduced 2/9/2017, by Sen. Chris Nybo

#### SYNOPSIS AS INTRODUCED:

See Index

Creates the Department of Innovation and Technology Act to codify the changes made in Executive Order 2016-001. Creates the Department of Innovation and Technology. Abolishes the Information Technology Office (also known as the Office of the Chief Information Officer) within the Office of the Governor and transfers its functions, personnel, and property to Department of Innovation and Technology. Provides for the transfer of information technology functions, including related personnel and property, from specified State agencies, boards, and commissions to the Department of Innovation and Technology. Provides for the powers and responsibilities of the Department of Innovation and Technology, including specified programs and initiatives. Provides for the appointment of the Secretary and Assistant Secretary of Innovation and Technology by the Governor, with the advice and consent of the Senate. Provides that the Secretary shall serve as the Chief Information Officer of the State. Amends the Open Meetings Act, the Gubernatorial Boards and Commissions Act, the Civil Administrative Code of Illinois, the Department of Central Management Services Law of the Civil Administrative Code of Illinois, the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois, the State Fire Marshal Act, the Illinois Century Network Act, the State Finance Act, the Grant Information Collection Act, the Illinois Pension Code, the Hydraulic Fracturing Regulatory Act, the Public Aid Code, the Methamphetamine Precursor Tracking Act, the Workers' Compensation Act, and the Workers' Occupational Diseases Act to make conforming changes. Repeals Sections in the Department of Central Management Services Law of the Civil Administrative Code of Illinois. Effective immediately.

LRB100 11198 RPS 21501 b

FISCAL NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 1. Short title. This Act may be cited as the  
5 Department of Innovation and Technology Act.

6 Section 5. Definitions. In this Act:

7 "Bureau of Communications and Computer Services" means the  
8 Bureau of Communications and Computer Services, also known as  
9 the Bureau of Information and Communication Services, created  
10 by rule (2 Illinois Administrative Code 750.40) within the  
11 Department of Central Management Services.

12 "Client agency" means each transferring agency, or its  
13 successor. "Client agency" also includes each other public  
14 agency to which the Department provides service.

15 "Dedicated unit" means the dedicated bureau, division,  
16 office, or other unit within a transferring agency that is  
17 responsible for the information technology functions of the  
18 transferring agency. For the Office of the Governor, "dedicated  
19 unit" means the Information Technology Office, also known as  
20 the Office of the Chief Information Officer. For the Department  
21 of Central Management Services, "dedicated unit" means the  
22 Bureau of Communications and Computer Services, also known as  
23 the Bureau of Information and Communication Services.

1 "Department" means the Department of Innovation and  
2 Technology.

3 "Information technology" means technology, infrastructure,  
4 equipment, systems, software, networks, and processes used to  
5 create, send, receive, and store electronic or digital  
6 information, including, without limitation, computer systems  
7 and telecommunication services and systems. "Information  
8 technology" shall be construed broadly to incorporate future  
9 technologies (such as sensors) that change or supplant those in  
10 effect as of the effective date of this Act.

11 "Information technology functions" means the development,  
12 procurement, installation, retention, maintenance, operation,  
13 possession, storage, and related functions of all information  
14 technology.

15 "Information Technology Office" means the Information  
16 Technology Office, also known as the Office of the Chief  
17 Information Officer, within the Office of the Governor, created  
18 by Executive Order 1999-05, or its successor.

19 "Secretary" means the Secretary of Innovation and  
20 Technology.

21 "Transferring agency" means the Department on Aging; the  
22 Departments of Agriculture, Central Management Services,  
23 Children and Family Services, Commerce and Economic  
24 Opportunity, Corrections, Employment Security, Financial and  
25 Professional Regulation, Healthcare and Family Services, Human  
26 Rights, Human Services, Insurance, Juvenile Justice, Labor,

1 Lottery, Military Affairs, Natural Resources, Public Health,  
2 Revenue, State Police, Transportation, and Veterans' Affairs;  
3 the Capital Development Board; the Deaf and Hard of Hearing  
4 Commission; the Environmental Protection Agency; the  
5 Governor's Office of Management and Budget; the Guardianship  
6 and Advocacy Commission; the Historic Preservation Agency; the  
7 Illinois Arts Council; the Illinois Council on Developmental  
8 Disabilities; the Illinois Emergency Management Agency; the  
9 Illinois Gaming Board; the Illinois Health Information  
10 Exchange Authority; the Illinois Liquor Control Commission;  
11 the Illinois Student Assistance Commission; the Illinois  
12 Technology Office; the Office of the State Fire Marshal; and  
13 the Prisoner Review Board.

14 Section 10. Transfer of functions. On and after March 25,  
15 2016 (the effective date of Executive Order 2016-001):

16 (a) For each transferring agency, the dedicated unit or  
17 units within that agency responsible for information  
18 technology functions together with those information  
19 technology functions outside of the dedicated unit or units  
20 within a transferring agency to which this Act applies shall be  
21 designated by the Governor.

22 (b) All powers, duties, rights, and responsibilities of  
23 those dedicated units and information technology functions  
24 designated by the Governor are transferred to the Department of  
25 Innovation and Technology.

1           (c) The personnel of each transferring agency designated by  
2 the Governor are transferred to the Department of Innovation  
3 and Technology. The status and rights of such employees under  
4 the Personnel Code shall not be affected by the transfer. The  
5 rights of the employees and the State of Illinois or its  
6 transferring agencies under the Personnel Code and applicable  
7 collective bargaining agreements or under any pension,  
8 retirement, or annuity plan shall not be affected by this Act.  
9 To the extent that an employee performs duties for the  
10 dedicated unit, information technology functions, and duties  
11 for the transferring agency itself or any other division or  
12 agency within the transferring agency that are dedicated to  
13 non-information technology functions, that employee shall be  
14 transferred at the Governor's discretion.

15           (d) All books, records, papers, documents, property (real  
16 and personal), contracts, causes of action, and pending  
17 business pertaining to the powers, duties, rights, and  
18 responsibilities relating to dedicated units and information  
19 technology functions transferred under this Act to the  
20 Department of Innovation and Technology, including, but not  
21 limited to, material in electronic or magnetic format and  
22 necessary computer hardware and software, shall be transferred  
23 to the Department of Innovation and Technology.

24           (e) All unexpended appropriations and balances and other  
25 funds available for use relating to dedicated units and  
26 information technology functions transferred under this Act

1 shall be transferred for use by the Department of Innovation  
2 and Technology at the direction of the Governor. Unexpended  
3 balances so transferred shall be expended only for the purpose  
4 for which the appropriations were originally made.

5 (f) The powers, duties, rights, and responsibilities  
6 relating to dedicated units and information technology  
7 functions transferred by this Act shall be vested in and shall  
8 be exercised by the Department of Innovation and Technology.

9 (g) Whenever reports or notices are now required to be made  
10 or given or papers or documents furnished or served by any  
11 person to or upon each dedicated unit in connection with any of  
12 the powers, duties, rights, and responsibilities relating to  
13 information technology functions transferred by this Act, the  
14 same shall be made, given, furnished, or served in the same  
15 manner to or upon the Department of Innovation and Technology.

16 (h) This Act does not affect any act done, ratified, or  
17 cancelled or any right occurring or established or any action  
18 or proceeding had or commenced in an administrative, civil, or  
19 criminal cause by each dedicated unit relating to information  
20 technology functions before the transfer of responsibilities  
21 under this Act; such actions or proceedings may be prosecuted  
22 and continued by the Department of Innovation and Technology.

23 (i) Any rules of a dedicated unit or a transferring agency  
24 that relate to the powers, duties, rights, and responsibilities  
25 relating to the dedicated unit or to information technology  
26 functions and are in full force on the effective date of this

1 Act shall become the rules of the Department of Innovation and  
2 Technology. This Act does not affect the legality of any such  
3 rules in the Illinois Administrative Code.

4 (j) Any proposed rules filed with the Secretary of State by  
5 the dedicated unit or the transferring agency that are pending  
6 in the rulemaking process on March 25, 2016 (the effective date  
7 of Executive Order 2016-001) and that pertain to the powers,  
8 duties, rights, and responsibilities of the dedicated unit or  
9 the information technology functions transferred, shall be  
10 deemed to have been filed by the Department of Innovation and  
11 Technology. As soon as practicable, the Department of  
12 Innovation and Technology shall revise and clarify the rules  
13 transferred to it under this Act to reflect the reorganization  
14 of powers, duties, rights, and responsibilities relating to  
15 information technology functions affected by this Act, using  
16 the procedures for recodification of rules available under the  
17 Illinois Administrative Procedure Act, except that existing  
18 title, part, and section numbering for the affected rules may  
19 be retained. The Department of Innovation and Technology may  
20 propose and adopt under the Illinois Administrative Procedure  
21 Act such other rules of each dedicated unit or transferring  
22 agency that will now be administered by the Department of  
23 Innovation and Technology.

24 Section 15. Powers and duties. The Department shall promote  
25 best-in-class innovation and technology to client agencies to

1 foster collaboration among client agencies, empower client  
2 agencies to provide better service to residents of Illinois,  
3 and maximize the value of taxpayer resources. The Department  
4 shall be responsible for information technology functions on  
5 behalf of client agencies.

6 The Department shall provide for and coordinate  
7 information technology for State agencies and, when requested  
8 and when in the best interests of the State, for units of  
9 federal or local governments and public and not-for-profit  
10 institutions of primary, secondary, and higher education, or  
11 other parties not associated with State government. The  
12 Department shall establish charges for information technology  
13 for State agencies and, when requested, for units of federal or  
14 local government and public and not-for-profit institutions of  
15 primary, secondary, or higher education and for use by other  
16 parties not associated with State government. Entities charged  
17 for these services shall make payment to the Department. The  
18 Department may instruct all State agencies to report their  
19 usage of information technology regularly to the Department in  
20 the manner the Secretary may prescribe.

21 The Department and each public agency shall continue to  
22 have all authority provided to them under the Intergovernmental  
23 Cooperation Act and other applicable law to enter into  
24 interagency contracts. The Department may enter into contracts  
25 to use personnel and other resources that are retained by  
26 client agencies or other public agencies, to provide services



1 to public agencies within the State, and for other appropriate  
2 purposes to accomplish the Department's mission.

3 Section 20. Security and interoperability. The Department  
4 shall develop and implement standards, policies, and  
5 procedures to protect the security and interoperability of  
6 State data, including in particular data that are confidential,  
7 sensitive, or protected from disclosure by privacy or other  
8 laws, while recognizing and balancing the need for  
9 collaboration and public transparency. The Department shall  
10 comply with applicable federal and State laws pertaining to  
11 information technology, data, and records of the Department and  
12 the client agencies, including, without limitation, the  
13 Freedom of Information Act, the State Records Act, the Personal  
14 Information Protection Act, the federal Health Insurance  
15 Portability and Accountability Act, the federal Health  
16 Information Technology for Economic and Clinical Health Act,  
17 and the federal Gramm-Leach-Bliley Act.

18 Section 25. Charges for services; non-State funding. The  
19 Department may establish charges for services rendered by the  
20 Department to client agencies from funds provided directly to  
21 the client agency by appropriation or otherwise. In  
22 establishing charges, the Department shall consult with client  
23 agencies to make charges transparent and clear and seek to  
24 minimize or avoid charges for costs for which the Department

1 has other funding sources available.

2 Client agencies shall continue to apply for and otherwise  
3 seek federal funds and other capital and operational resources  
4 for technology for which the agencies are eligible and, subject  
5 to compliance with applicable laws, regulations, and grant  
6 terms, make those funds available for use by the Department.  
7 The Department shall assist client agencies in identifying  
8 funding opportunities and, if funds are used by the Department,  
9 ensuring compliance with all applicable laws, regulations, and  
10 grant terms.

11 Section 30. Information technology.

12 (a) The Secretary shall be the Chief Information Officer  
13 for the State and the steward of State data with respect to  
14 those agencies under the jurisdiction of the Governor. It shall  
15 be the duty of the Department and the policy of the State of  
16 Illinois to manage or delegate the management of the  
17 procurement, retention, installation, maintenance, and  
18 operation of all information technology used by client  
19 agencies, so as to achieve maximum economy consistent with  
20 development of appropriate and timely information in a form  
21 suitable for management analysis, in a manner that provides for  
22 adequate security protection and back-up facilities for that  
23 equipment, the establishment of bonding requirements, and a  
24 code of conduct for all information technology personnel to  
25 ensure the privacy of information technology information as

1 provided by law.

2 (b) The Department shall be responsible for providing the  
3 Governor with timely, comprehensive, and meaningful  
4 information pertinent to the formulation and execution of  
5 fiscal policy. In performing this responsibility the  
6 Department shall have the power to do the following:

7 (1) Control the procurement, retention, installation,  
8 maintenance, and operation, as specified by the  
9 Department, of information technology equipment used by  
10 client agencies in such a manner as to achieve maximum  
11 economy and provide appropriate assistance in the  
12 development of information suitable for management  
13 analysis.

14 (2) Establish principles and standards of information  
15 technology-related reporting by client agencies and  
16 priorities for completion of research by those agencies in  
17 accordance with the requirements for management analysis  
18 specified by the Department.

19 (3) Establish charges for information technology and  
20 related services requested by client agencies and rendered  
21 by the Department. The Department is likewise empowered to  
22 establish prices or charges for all information technology  
23 reports purchased by agencies and individuals not  
24 connected with State government.

25 (4) Instruct all client agencies to report regularly to  
26 the Department, in the manner the Department may prescribe,

1           their usage of information technology, the cost incurred,  
2           the information produced, and the procedures followed in  
3           obtaining the information. All client agencies shall  
4           request from the Department assistance and consultation in  
5           securing any necessary information technology to support  
6           their requirements.

7           (5)     Examine the accounts and information  
8           technology-related data of any organization, body, or  
9           agency receiving appropriations from the General Assembly.

10          (6)     Install and operate a modern information  
11          technology system utilizing equipment adequate to satisfy  
12          the requirements for analysis and review as specified by  
13          the Department. Expenditures for information technology  
14          and related services rendered shall be reimbursed by the  
15          recipients. The reimbursement shall be determined by the  
16          Department as amounts sufficient to reimburse the  
17          Technology Management Revolving Fund for expenditures  
18          incurred in rendering the services.

19          (c) In addition to the other powers and duties listed in  
20          subsection (b), the Department shall analyze the present and  
21          future aims, needs, and requirements of information  
22          technology, research, and planning in order to provide for the  
23          formulation of overall policy relative to the use of  
24          information technology and related equipment by the State of  
25          Illinois. In making this analysis, the Department shall  
26          formulate a master plan for information technology, utilizing

1 information technology most advantageously, and advising  
2 whether information technology should be leased or purchased by  
3 the State. The Department shall prepare and submit interim  
4 reports of meaningful developments and proposals for  
5 legislation to the Governor on or before January 30 each year.  
6 The Department shall engage in a continuing analysis and  
7 evaluation of the master plan so developed, and it shall be the  
8 responsibility of the Department to recommend from time to time  
9 any needed amendments and modifications of any master plan  
10 enacted by the General Assembly.

11 (d) The Department may make information technology and the  
12 use of information technology available to units of local  
13 government, elected State officials, State educational  
14 institutions, the judicial branch, the legislative branch, and  
15 all other governmental units of the State requesting them. The  
16 Department shall establish prices and charges for the  
17 information technology so furnished and for the use of the  
18 information technology. The prices and charges shall be  
19 sufficient to reimburse the cost of furnishing the services and  
20 use of information technology.

21 (e) The Department may establish standards to provide  
22 consistency in the operation and use of information technology.

23 Section 35. Communications.

24 (a) The Department shall develop and implement a  
25 comprehensive plan to coordinate or centralize communications

1 among State offices at different locations. The plan shall be  
2 updated based on a continuing study of communications problems  
3 of State government and shall include any information  
4 technology related equipment or service used for communication  
5 purposes including digital, analog, or future transmission  
6 medium, whether for voice, data, or any combination thereof.  
7 The plan shall take into consideration systems that might  
8 effect economies, including, but not limited to, quantity  
9 discount services and may include provision of  
10 telecommunications service to local and federal government  
11 entities located within this State if State interests can be  
12 served by so doing.

13 (b) The Department shall provide for and coordinate  
14 communications services for State agencies and, when requested  
15 and when in the best interests of the State, for units of  
16 federal or local governments and public and not-for-profit  
17 institutions of primary, secondary, and higher education. The  
18 Department may make use of, or support or provide any  
19 information technology related communications equipment or  
20 services necessary and available to support the needs of  
21 interested parties not associated with State government  
22 provided that State government usage shall have first priority.  
23 For this purpose the Department shall have the power to do all  
24 of the following:

25 (1) Provide for and control the procurement,  
26 retention, installation, and maintenance of communications

1 equipment or services used by State agencies in the  
2 interest of efficiency and economy.

3 (2) Review existing standards and, where appropriate,  
4 propose to establish new or modified standards for State  
5 agencies which shall include a minimum of one  
6 telecommunication device for the deaf installed and  
7 operational within each State agency, to provide public  
8 access to agency information for those persons who are  
9 hearing or speech impaired. The Department shall consult  
10 the Department of Human Services to develop standards and  
11 implementation for this equipment.

12 (3) Establish charges for information technology for  
13 State agencies and, when requested, for units of federal or  
14 local government and public and not-for-profit  
15 institutions of primary, secondary, or higher education.  
16 Entities charged for these services shall pay the  
17 Department.

18 (4) Instruct all State agencies to report their usage  
19 of communication services regularly to the Department in  
20 the manner the Department may prescribe.

21 (5) Analyze the present and future aims and needs of  
22 all State agencies in the area of communications services  
23 and plan to serve those aims and needs in the most  
24 effective and efficient manner.

25 (6) Provide telecommunications and other  
26 communications services.

1           (7) Establish the administrative organization within  
2           the Department that is required to accomplish the purpose  
3           of this Section.

4           As used in this subsection (b) only, "State agencies" means  
5           all departments, officers, commissions, boards, institutions,  
6           and bodies politic and corporate of the State except (i) the  
7           judicial branch, including, without limitation, the several  
8           courts of the State, the offices of the clerk of the supreme  
9           court and the clerks of the appellate court, and the  
10          Administrative Office of the Illinois Courts and (ii) the  
11          General Assembly, legislative service agencies, and all  
12          officers of the General Assembly.

13          This subsection (b) does not apply to the procurement of  
14          Next Generation 9-1-1 service as governed by Section 15.6b of  
15          the Emergency Telephone System Act.

16          Section 40. Bulk long distance telephone services for  
17          military personnel in military service.

18          (a) As used in this Section only:

19          "Immediate family" means a service member's spouse  
20          residing in the service member's household, brothers and  
21          sisters of the whole or of the half blood, children, including  
22          adopted children and stepchildren, parents, and grandparents.

23          "Military service" means any full-time training or duty, no  
24          matter how described under federal or State law, for which a  
25          service member is ordered to report by the President, Governor



1 of a state, commonwealth, or territory of the United States, or  
2 other appropriate military authority.

3 "Service member" means a resident of Illinois who is a  
4 member of any component of the United States Armed Forces or  
5 the National Guard of any state, the District of Columbia, a  
6 commonwealth, or a territory of the United States.

7 (b) The Department may enter into a contract to purchase  
8 bulk long distance telephone services and make them available  
9 at cost, or may make bulk long distance telephone services  
10 available at cost under any existing contract the Department  
11 has entered into, to persons in the immediate family of service  
12 members that have entered military service so that those  
13 persons in the service members' families can communicate with  
14 the service members. If the Department enters into a contract  
15 under this Section, it shall do so in accordance with the  
16 Illinois Procurement Code and in a nondiscriminatory manner  
17 that does not place any potential vendor at a competitive  
18 disadvantage.

19 (c) In order to be eligible to use bulk long distance  
20 telephone services purchased by the Department under this  
21 Section, a service member or person in the service member's  
22 immediate family must provide the Department with a copy of the  
23 orders calling the service member to military service in excess  
24 of 29 consecutive days and of any orders further extending the  
25 service member's period of military service.

26 (d) If the Department enters into a contract under this

1 Section, the Department shall adopt rules as necessary to  
2 implement this Section.

3 Section 45. Grants for distance learning services. The  
4 Department may award grants to public community colleges and  
5 education service centers for development and implementation  
6 of telecommunications systems that provide distance learning  
7 services.

8 Section 50. Rulemaking. The Department may adopt rules  
9 under the Illinois Administrative Procedure Act necessary to  
10 carry out its responsibilities under this Act.

11 Section 55. Executive Orders.

12 (a) Executive Order 2016-001. The Department of Innovation  
13 and Technology was created by Executive Order 2016-001. This  
14 Act is the implementation of that Executive Order, together  
15 with additional provisions to ensure that the Department of  
16 Innovation and Technology is able to function as intended under  
17 that Executive Order. The intent of this Act is to ensure that  
18 the Department is able to fulfill its duties and purpose under  
19 that Executive Order. In the event of a conflict between the  
20 provisions of the Executive Order and this Act, this Act shall  
21 be controlling.

22 (b) Executive Order 1999-05. The Information Technology  
23 Office, also known as the Office of the Chief Information

1 Officer, was created by Executive Order 1999-05. That Executive  
2 Order is superseded by this Act.

3 Section 60. Construction.

4 (a) Notwithstanding any provision of law to the contrary,  
5 on and after the effective date of this Act, references to  
6 "Bureau of Communications and Computer Services", "Bureau of  
7 Information and Communication Services", "Information  
8 Technology Office", or "Office of the Chief Information  
9 Officer" shall be construed as references to the Department of  
10 Innovation and Technology.

11 (b) Notwithstanding any provision of law to the contrary,  
12 on and after the effective date of this Act, references to  
13 "Chief Information Officer of the State" shall be construed as  
14 references to the Secretary of Innovation and Technology.

15 Section 905. The Civil Administrative Code of Illinois is  
16 amended by changing Sections 5-10, 5-15, 5-20, and 5-605 and by  
17 adding Sections 5-221 and 5-357 as follows:

18 (20 ILCS 5/5-10) (was 20 ILCS 5/2.1)

19 Sec. 5-10. "Director". As used in the Civil Administrative  
20 Code of Illinois, unless the context clearly indicates  
21 otherwise, the word "director" means the several directors of  
22 the departments of State government as designated in Section  
23 5-20 of this Law and includes the Secretary of Financial and

1 Professional Regulation, the Secretary of Innovation and  
2 Technology, the Secretary of Human Services, and the Secretary  
3 of Transportation.

4 (Source: P.A. 91-239, eff. 1-1-00.)

5 (20 ILCS 5/5-15) (was 20 ILCS 5/3)

6 Sec. 5-15. Departments of State government. The  
7 Departments of State government are created as follows:

8 The Department on Aging.

9 The Department of Agriculture.

10 The Department of Central Management Services.

11 The Department of Children and Family Services.

12 The Department of Commerce and Economic Opportunity.

13 The Department of Corrections.

14 The Department of Employment Security.

15 The Illinois Emergency Management Agency.

16 The Department of Financial and Professional Regulation.

17 The Department of Healthcare and Family Services.

18 The Department of Human Rights.

19 The Department of Human Services.

20 The Department of Innovation and Technology.

21 The Department of Juvenile Justice.

22 The Department of Labor.

23 The Department of the Lottery.

24 The Department of Natural Resources.

25 The Department of Public Health.

1 The Department of Revenue.

2 The Department of State Police.

3 The Department of Transportation.

4 The Department of Veterans' Affairs.

5 (Source: P.A. 96-328, eff. 8-11-09; 97-618, eff. 10-26-11.)

6 (20 ILCS 5/5-20) (was 20 ILCS 5/4)

7 Sec. 5-20. Heads of departments. Each department shall have  
8 an officer as its head who shall be known as director or  
9 secretary and who shall, subject to the provisions of the Civil  
10 Administrative Code of Illinois, execute the powers and  
11 discharge the duties vested by law in his or her respective  
12 department.

13 The following officers are hereby created:

14 Director of Aging, for the Department on Aging.

15 Director of Agriculture, for the Department of  
16 Agriculture.

17 Director of Central Management Services, for the  
18 Department of Central Management Services.

19 Director of Children and Family Services, for the  
20 Department of Children and Family Services.

21 Director of Commerce and Economic Opportunity, for the  
22 Department of Commerce and Economic Opportunity.

23 Director of Corrections, for the Department of  
24 Corrections.

25 Director of the Illinois Emergency Management Agency, for

1 the Illinois Emergency Management Agency.

2 Director of Employment Security, for the Department of  
3 Employment Security.

4 Secretary of Financial and Professional Regulation, for  
5 the Department of Financial and Professional Regulation.

6 Director of Healthcare and Family Services, for the  
7 Department of Healthcare and Family Services.

8 Director of Human Rights, for the Department of Human  
9 Rights.

10 Secretary of Human Services, for the Department of Human  
11 Services.

12 Secretary of Innovation and Technology, for the Department  
13 of Innovation and Technology.

14 Director of Juvenile Justice, for the Department of  
15 Juvenile Justice.

16 Director of Labor, for the Department of Labor.

17 Director of the Lottery, for the Department of the Lottery.

18 Director of Natural Resources, for the Department of  
19 Natural Resources.

20 Director of Public Health, for the Department of Public  
21 Health.

22 Director of Revenue, for the Department of Revenue.

23 Director of State Police, for the Department of State  
24 Police.

25 Secretary of Transportation, for the Department of  
26 Transportation.

1 Director of Veterans' Affairs, for the Department of  
2 Veterans' Affairs.

3 (Source: P.A. 97-464, eff. 10-15-11; 97-618, eff. 10-26-11;  
4 97-813, eff. 7-13-12; 98-499, eff. 8-16-13.)

5 (20 ILCS 5/5-221 new)

6 Sec. 5-221. In the Department of Innovation and Technology.  
7 Assistant Secretary of Innovation and Technology.

8 (20 ILCS 5/5-357 new)

9 Sec. 5-357. In the Department of Innovation and Technology.  
10 The Secretary of Innovation and Technology and the Assistant  
11 Secretary of Innovation and Technology shall each receive an  
12 annual salary as set by law.

13 (20 ILCS 5/5-605) (was 20 ILCS 5/12)

14 Sec. 5-605. Appointment of officers. Each officer whose  
15 office is created by the Civil Administrative Code of Illinois  
16 or by any amendment to the Code shall be appointed by the  
17 Governor, by and with the advice and consent of the Senate. In  
18 case of vacancies in those offices during the recess of the  
19 Senate, the Governor shall make a temporary appointment until  
20 the next meeting of the Senate, when the Governor shall  
21 nominate some person to fill the office, and any person so  
22 nominated who is confirmed by the Senate shall hold office  
23 during the remainder of the term and until his or her successor

1 is appointed and qualified. If the Senate is not in session at  
2 the time the Code or any amendments to the Code take effect,  
3 the Governor shall make a temporary appointment as in the case  
4 of a vacancy.

5 During the absence or inability to act of the director or  
6 secretary of any department, ~~or of the Secretary of Human~~  
7 ~~Services or the Secretary of Transportation,~~ or in case of a  
8 vacancy in any such office until a successor is appointed and  
9 qualified, the Governor may designate some person as acting  
10 director or acting secretary to execute the powers and  
11 discharge the duties vested by law in that director or  
12 secretary.

13 During the term of a General Assembly, the Governor may not  
14 designate a person to serve as an acting director or secretary  
15 under this Section if that person's nomination to serve as the  
16 director or secretary of that same Department was rejected by  
17 the Senate of the same General Assembly. This Section is  
18 subject to the provisions of subsection (c) of Section 3A-40 of  
19 the Illinois Governmental Ethics Act.

20 (Source: P.A. 97-582, eff. 8-26-11.)

21 Section 910. The Department of Central Management Services  
22 Law of the Civil Administrative Code of Illinois is amended by  
23 changing Sections 405-10, 405-270, and 405-410 as follows:

24 (20 ILCS 405/405-10) (was 20 ILCS 405/35.3)



1           Sec. 405-10. Director's duties; State policy. It shall be  
2 the duty of the Director and the policy of the State of  
3 Illinois to do the following:

4           (1) Place financial responsibility on State agencies  
5           (as defined in subsection (b) of Section 405-5) and hold  
6 them accountable for the proper discharge of this  
7 responsibility.

8           (2) Require professional, accurate, and current  
9 accounting with the State agencies (as defined in  
10 subsection (b) of Section 405-5).

11           (3) Decentralize fiscal, procedural, and  
12 administrative operations to expedite the business of the  
13 State and to avoid expense, unwieldiness, inefficiency,  
14 and unnecessary duplication where decentralization is  
15 consistent with proper fiscal management.

16           (4) (Blank). ~~Manage or delegate the management of the~~  
17 ~~procurement, retention, installation, maintenance, and~~  
18 ~~operation of all electronic data processing equipment used~~  
19 ~~by State agencies as defined in Section 405-20, so as to~~  
20 ~~achieve maximum economy consistent with development of~~  
21 ~~adequate and timely information in a form suitable for~~  
22 ~~management analysis, in a manner that provides for adequate~~  
23 ~~security protection and back-up facilities for that~~  
24 ~~equipment, the establishment of bonding requirements, and~~  
25 ~~a code of conduct for all electronic data processing~~  
26 ~~personnel to ensure the privacy of electronic data~~

1 ~~processing information as provided by law.~~

2 (Source: P.A. 91-239, eff. 1-1-00.)

3 (20 ILCS 405/405-270) (was 20 ILCS 405/67.18)

4 Sec. 405-270. Broadcast communications ~~Communications~~  
5 services. To provide for and coordinate broadcast ~~co-ordinate~~  
6 communications services for State agencies and, when requested  
7 and when in the best interests of the State, for units of  
8 federal or local governments and public and not-for-profit  
9 institutions of primary, secondary, and higher education. The  
10 Department may make use of its satellite uplink available to  
11 interested parties not associated with State government  
12 provided that State government usage shall have first priority.  
13 For this purpose the Department shall have the power and duty  
14 to do all of the following:

15 (1) Provide for and control the procurement,  
16 retention, installation, and maintenance of video  
17 recording, satellite uplink, public information, and  
18 broadcast communications equipment or services used by  
19 State agencies in the interest of efficiency and economy.

20 (2) (Blank). ~~Establish standards by January 1, 1989 for~~  
21 ~~communications services for State agencies which shall~~  
22 ~~include a minimum of one telecommunication device for the~~  
23 ~~deaf installed and operational within each State agency, to~~  
24 ~~provide public access to agency information for those~~  
25 ~~persons who are hearing or speech impaired. The Department~~

1 ~~shall consult the Department of Human Services to develop~~  
2 ~~standards and implementation for this equipment.~~

3 (3) Establish charges (i) for video recording,  
4 satellite uplink, public information, and broadcast  
5 communication services for State agencies and, when  
6 requested, for units of federal or local government and  
7 public and not-for-profit institutions of primary,  
8 secondary, or higher education and (ii) for use of the  
9 Department's satellite uplink by parties not associated  
10 with State government. Entities charged for these services  
11 shall reimburse the Department.

12 (4) Instruct all State agencies to report their usage  
13 of video recording, satellite uplink, public information,  
14 and broadcast communication services regularly to the  
15 Department in the manner the Director may prescribe.

16 (5) Analyze the present and future aims and needs of  
17 all State agencies in the area of video recording,  
18 satellite uplink, public information, and broadcast  
19 communications services and plan to serve those aims and  
20 needs in the most effective and efficient manner.

21 (6) Provide ~~services, including, but not limited to,~~  
22 ~~telecommunications,~~ video recording, satellite uplink,  
23 public information, and broadcast ~~other~~ communications  
24 services.

25 (7) Establish the administrative organization within  
26 the Department that is required to accomplish the purpose

1 of this Section.

2 The Department is authorized, in consultation with the  
3 Department of Innovation and Technology, to conduct a study for  
4 the purpose of determining technical, engineering, and  
5 management specifications for the networking, compatible  
6 connection, or shared use of existing and future public and  
7 private owned television broadcast and reception facilities,  
8 including but not limited to terrestrial microwave, fiber  
9 optic, and satellite, for broadcast and reception of  
10 educational, governmental, and business programs, and to  
11 implement those specifications.

12 However, the Department may not control or interfere with  
13 the input of content into the broadcast communications  
14 ~~telecommunications~~ systems by the several State agencies or  
15 units of federal or local government, or public or  
16 not-for-profit institutions of primary, secondary, and higher  
17 education, or users of the Department's satellite uplink.

18 As used in this Section, the term "State agencies" means  
19 all departments, officers, commissions, boards, institutions,  
20 and bodies politic and corporate of the State except (i) the  
21 judicial branch, including, without limitation, the several  
22 courts of the State, the offices of the clerk of the supreme  
23 court and the clerks of the appellate court, and the  
24 Administrative Office of the Illinois Courts and (ii) the  
25 General Assembly, legislative service agencies, and all  
26 officers of the General Assembly.

1           This Section does not apply to the procurement of Next  
2           Generation 9-1-1 service as governed by Section 15.6b of the  
3           Emergency Telephone System Act.

4           In the event of a conflict between the provisions of this  
5           Section and any provision of the Department of Innovation and  
6           Technology Act, the Department of Innovation and Technology Act  
7           shall be controlling.

8           (Source: P.A. 99-6, eff. 1-1-16.)

9           (20 ILCS 405/405-410)

10          Sec. 405-410. Transfer of Information Technology  
11          functions.

12          (a) Notwithstanding any other law to the contrary, the  
13          Secretary of Innovation and Technology ~~Director of Central~~  
14          ~~Management Services~~, working in cooperation with the Director  
15          of any other agency, department, board, or commission directly  
16          responsible to the Governor, may direct the transfer, to the  
17          Department of Innovation and Technology ~~Central Management~~  
18          ~~Services~~, of those information technology functions at that  
19          agency, department, board, or commission that are suitable for  
20          centralization.

21          Upon receipt of the written direction to transfer  
22          information technology functions to the Department of  
23          Innovation and Technology ~~Central Management Services~~, the  
24          personnel, equipment, and property (both real and personal)  
25          directly relating to the transferred functions shall be

1 transferred to the Department of Innovation and Technology  
2 ~~Central Management Services~~, and the relevant documents,  
3 records, and correspondence shall be transferred or copied, as  
4 the Secretary ~~Director~~ may prescribe.

5 (b) Upon receiving written direction from the Secretary of  
6 Innovation and Technology ~~Director of Central Management~~  
7 ~~Services~~, the Comptroller and Treasurer are authorized to  
8 transfer the unexpended balance of any appropriations related  
9 to the information technology functions transferred to the  
10 Department of Innovation and Technology ~~Central Management~~  
11 ~~Services~~ and shall make the necessary fund transfers from any  
12 special fund in the State Treasury or from any other federal or  
13 State trust fund held by the Treasurer to the General Revenue  
14 Fund or, the Technology Management ~~Statistical Services~~  
15 ~~Revolving Fund, or the Communications Revolving Fund,~~ as  
16 designated by the Secretary of Innovation and Technology  
17 ~~Director of Central Management Services~~, for use by the  
18 Department of Innovation and Technology ~~Central Management~~  
19 ~~Services~~ in support of information technology functions or any  
20 other related costs or expenses of the Department of Innovation  
21 and Technology ~~Central Management Services~~.

22 (c) The rights of employees and the State and its agencies  
23 under the Personnel Code and applicable collective bargaining  
24 agreements or under any pension, retirement, or annuity plan  
25 shall not be affected by any transfer under this Section.

26 (d) The functions transferred to the Department of

1 Innovation and Technology ~~Central Management Services~~ by this  
2 Section shall be vested in and shall be exercised by the  
3 Department of Innovation and Technology ~~Central Management~~  
4 ~~Services~~. Each act done in the exercise of those functions  
5 shall have the same legal effect as if done by the agencies,  
6 offices, divisions, departments, bureaus, boards and  
7 commissions from which they were transferred.

8 Every person or other entity shall be subject to the same  
9 obligations and duties and any penalties, civil or criminal,  
10 arising therefrom, and shall have the same rights arising from  
11 the exercise of such rights, powers, and duties as had been  
12 exercised by the agencies, offices, divisions, departments,  
13 bureaus, boards, and commissions from which they were  
14 transferred.

15 Whenever reports or notices are now required to be made or  
16 given or papers or documents furnished or served by any person  
17 in regards to the functions transferred to or upon the  
18 agencies, offices, divisions, departments, bureaus, boards,  
19 and commissions from which the functions were transferred, the  
20 same shall be made, given, furnished or served in the same  
21 manner to or upon the Department of Innovation and Technology  
22 ~~Central Management Services~~.

23 This Section does not affect any act done, ratified, or  
24 cancelled or any right occurring or established or any action  
25 or proceeding had or commenced in an administrative, civil, or  
26 criminal cause regarding the functions transferred, but those

1 proceedings may be continued by the Department of Innovation  
2 and Technology ~~Central Management Services~~.

3 This Section does not affect the legality of any rules in  
4 the Illinois Administrative Code regarding the functions  
5 transferred in this Section that are in force on the effective  
6 date of this Section. If necessary, however, the affected  
7 agencies shall propose, adopt, or repeal rules, rule  
8 amendments, and rule recodifications as appropriate to  
9 effectuate this Section.

10 (Source: P.A. 93-25, eff. 6-20-03; 93-839, eff. 7-30-04;  
11 93-1067, eff. 1-15-05.)

12 (20 ILCS 405/405-20 rep.)

13 (20 ILCS 405/405-250 rep.)

14 (20 ILCS 405/405-255 rep.)

15 (20 ILCS 405/405-260 rep.)

16 (20 ILCS 405/405-265 rep.)

17 Section 915. The Department of Central Management Services  
18 Law of the Civil Administrative Code of Illinois is amended by  
19 repealing Sections 405-20, 405-250, 405-255, 405-260, and  
20 405-265.

21 Section 920. The Department of Commerce and Economic  
22 Opportunity Law of the Civil Administrative Code of Illinois is  
23 amended by changing Sections 605-680 and 605-1007 as follows:



1 (20 ILCS 605/605-680)

2 Sec. 605-680. Illinois goods and services website.

3 (a) The Department, in consultation with the Department of  
4 Innovation and Technology, must establish and maintain an  
5 Internet website devoted to the marketing of Illinois goods and  
6 services by linking potential purchasers with producers of  
7 goods and services who are located in the State.

8 (b) The Department must advertise the website to encourage  
9 inclusion of producers on the website and to encourage the use  
10 of the website by potential purchasers.

11 (Source: P.A. 93-868, eff. 1-1-05.)

12 Section 925. The Department of Commerce and Economic  
13 Opportunity Law of the Civil Administrative Code of Illinois is  
14 amended by changing Section 605-1007 as follows:

15 (20 ILCS 605/605-1007)

16 Sec. 605-1007. New business permitting portal.

17 (a) By July 1, 2017, the Department, in consultation with  
18 the Department of Innovation and Technology, shall create and  
19 maintain a website to help persons wishing to create new  
20 businesses or relocate businesses to Illinois. The Department  
21 shall consult with at least one organization representing small  
22 businesses in this State while creating the website.

23 (b) The website shall include:

24 (1) an estimate of license and permitting fees for

1 different businesses;

2 (2) State government application forms for business  
3 licensing or registration;

4 (3) hyperlinks to websites of the responsible agency or  
5 organization responsible for accepting the application;  
6 and

7 (4) contact information for any local government  
8 permitting agencies that may be relevant.

9 (c) The Department shall contact all agencies to obtain  
10 business forms and other information for this website. Those  
11 agencies shall respond to the Department before July 1, 2016.

12 (d) The website shall also include some mechanism for the  
13 potential business owner to request more information from the  
14 Department that may be helpful in starting the business,  
15 including, but not limited to, State-based incentives that the  
16 business owner may qualify for when starting or relocating a  
17 business.

18 (e) The Department shall update the website at least once a  
19 year before July 1. The Department shall request that other  
20 State agencies report any changes in applicable application  
21 forms to the Department by June 1 of every year after 2016.

22 (Source: P.A. 99-134, eff. 1-1-16.)

23 Section 930. The State Fire Marshal Act is amended by  
24 changing Section 2.5 as follows:

1 (20 ILCS 2905/2.5)

2 Sec. 2.5. Equipment exchange program.

3 (a) The Office shall create and maintain an equipment  
4 exchange program under which fire departments, fire protection  
5 districts, and township fire departments can donate or sell  
6 equipment to, trade equipment with, or buy equipment from each  
7 other.

8 (b) Under this program, the Office, in consultation with  
9 the Department of Innovation and Technology shall maintain a  
10 website that allows fire departments, fire protection  
11 districts, and township fire departments to post information  
12 and photographs about needed equipment and equipment that is  
13 available for trade, donation, or sale. This website must be  
14 separate from, and not a part of, the Office's main website;  
15 however, the Office must post a hyperlink on its main website  
16 that points to the website established under this subsection  
17 (b).

18 (c) The Office or a fire department, fire protection  
19 district, or township fire department that donates, trades, or  
20 sells fire protection equipment to another fire department,  
21 fire protection district, or township fire department under  
22 this Section is not liable for any damage or injury caused by  
23 the donated, traded, or sold fire protection equipment, except  
24 for damage or injury caused by its willful and wanton  
25 misconduct, if it discloses in writing to the recipient at the  
26 time of the donation, trade, or sale any known damage to or

1 deficiencies in the equipment.

2 This Section does not relieve any fire department, fire  
3 protection district, or township fire department from  
4 liability, unless otherwise provided by law, for any damage or  
5 injury caused by donated, traded, or sold fire protection  
6 equipment that was received through the equipment exchange  
7 program.

8 (d) The Office must promote the program to encourage the  
9 efficient exchange of equipment among local government  
10 entities.

11 (e) The Office must implement the changes to the equipment  
12 exchange program required under this amendatory Act of the 94th  
13 General Assembly no later than July 1, 2006.

14 (Source: P.A. 93-305, eff. 7-23-03; 94-175, eff. 7-12-05.)

15 Section 935. The Illinois Century Network Act is amended by  
16 changing Sections 15 and 20 as follows:

17 (20 ILCS 3921/15)

18 Sec. 15. Management of the Illinois Century Network.

19 (a) Staffing and contractual services necessary to support  
20 the network's activities shall be governed by the Illinois  
21 Century Network Policy Committee. The committee shall include:

22 (1) 6 standing members as follows:

23 (i) the Illinois State Library Director or  
24 designee;

1 (ii) the Illinois State Museum Director or  
2 designee;

3 (iii) the Executive Director of the Board of Higher  
4 Education or designee;

5 (iv) the Executive Director of the Illinois  
6 Community College Board or designee;

7 (v) the State Board of Education State  
8 Superintendent or designee; and

9 (vi) the Secretary of Innovation and Technology  
10 ~~Director of Central Management Services~~ or designee;

11 (2) up to 7 members who are appointed by the Governor  
12 and who:

13 (i) have experience and background in private K-12  
14 education, private higher education, or who are from  
15 other participant constituents that are not already  
16 represented;

17 (ii) shall serve staggered terms up to 3 years as  
18 designated by the Governor; and

19 (iii) shall serve until a successor is appointed  
20 and qualified; and

21 (3) a Chairperson who is appointed by the Governor and  
22 who shall serve a term of 2 years and until a successor is  
23 appointed and qualified.

24 (b) Illinois Century Network Policy Committee members  
25 shall serve without compensation but shall be entitled to  
26 reimbursement for reasonable expenses of travel for members who

1 are required to travel for a distance greater than 20 miles to  
2 participate in business of the Illinois Century Network Policy  
3 Committee.

4 (Source: P.A. 98-719, eff. 1-1-15.)

5 (20 ILCS 3921/20)

6 Sec. 20. Illinois Century Network Policy Committee. The  
7 Illinois Century Network Policy Committee shall advise the  
8 Department of Innovation and Technology on general policies ~~set~~  
9 ~~general policies for the network~~. The Committee shall advise  
10 the Department of Innovation and Technology with regard to ~~have~~  
11 the following additional duties and powers:

12 (1) to purchase, acquire, or receive equipment and  
13 agreements or contracts for services for the benefit of the  
14 Illinois Century Network or its participants;

15 (2) to sell or convey equipment or services desirable  
16 for Network operations to its participants at reasonable  
17 costs incurred in the acquisition of the equipment or  
18 services;

19 (3) to employ and fix the compensation for employees as  
20 it deems reasonable to achieve the purposes of this Act;

21 (4) to establish and maintain petty cash funds as  
22 provided in Section 13.3 of the State Finance Act;

23 (5) to make, amend, and repeal bylaws, rules,  
24 regulations, and resolutions that are consistent with this  
25 Act;

1           (6) to make and execute all contracts and instruments  
2 necessary or convenient to the exercise of its powers;

3           (7) to exclusively control and manage the Network and  
4 all moneys that are donated, paid, or appropriated for the  
5 creation, improvement, and operation of the Network;

6           (8) to prepare and submit a budget for the necessary  
7 and contingent operation expenses of the Network;

8           (9) to accept grants and funds from the federal and  
9 state governments and any federal or state agency and to  
10 expend those moneys in accordance and in furtherance of the  
11 purposes of this Act;

12           (10) to enter into intergovernmental agreements with  
13 other governmental entities, including but not limited to,  
14 the Board of Higher Education, the Illinois Community  
15 College Board, the State Board of Education, the Department  
16 of Central Management Services, and local education  
17 agencies, in order to implement and execute the powers and  
18 duties set forth in this Act;

19           (11) to acquire or procure telecommunications or  
20 computer networks or related services, alone or in  
21 cooperation with other governmental or education entities,  
22 as may be of reasonable benefit to the Network or its  
23 participants for the general purposes set forth in this  
24 Act; and

25           (12) to receive assignment of ownership or management  
26 rights and the use of telecommunications equipment and

1 services owned or leased by the State of Illinois or other  
2 entities providing services to Illinois citizens for use in  
3 operation of Network programs and services.

4 (Source: P.A. 91-21, eff. 7-1-99; 92-691, eff. 7-18-02.)

5 Section 940. The State Finance Act is amended by changing  
6 Sections 5.55, 6p-1, 6p-2, 6z-34, 8.16a, and 8.16b as follows:

7 (30 ILCS 105/5.55) (from Ch. 127, par. 141.55)

8 Sec. 5.55. The Technology Management ~~Statistical Services~~  
9 Revolving Fund.

10 (Source: Laws 1919, p. 946.)

11 (30 ILCS 105/6p-1) (from Ch. 127, par. 142p1)

12 Sec. 6p-1. The Technology Management Revolving Fund  
13 (formerly the Statistical Services Revolving Fund) shall be  
14 initially financed by a transfer of funds from the General  
15 Revenue Fund. Thereafter, all fees and other monies received by  
16 the Department of Innovation and Technology ~~Central Management~~  
17 ~~Services~~ in payment for information technology and related  
18 ~~statistical~~ services rendered pursuant to subsection (b) of  
19 Section 30 of the Department of Innovation and Technology Act  
20 ~~Section 405-20 of the Department of Central Management Services~~  
21 ~~Law (20 ILCS 405/405-20)~~ shall be paid into the Technology  
22 Management ~~Statistical Services~~ Revolving Fund. On and after  
23 July 1, 2018, or after sufficient moneys have been received in



1 the Communications Revolving Fund to pay all Fiscal Year 2018  
2 obligations payable from the Fund, whichever is later, all fees  
3 and other moneys received by the Department of Central  
4 Management Services in payment for communications services  
5 rendered pursuant to the Department of Central Management  
6 Services Law of the Civil Administrative Code of Illinois or  
7 sale of surplus State communications equipment shall be paid  
8 into the Technology Management Revolving Fund. The money in  
9 this fund shall be used by the Department of Innovation and  
10 Technology ~~Central Management Services~~ as reimbursement for  
11 expenditures incurred in rendering information technology and  
12 related ~~statistical~~ services and, beginning July 1, 2016, as  
13 reimbursement for expenditures incurred in relation to  
14 communications services.

15 (Source: P.A. 91-239, eff. 1-1-00.)

16 (30 ILCS 105/6p-2) (from Ch. 127, par. 142p2)

17 Sec. 6p-2. The Communications Revolving Fund shall be  
18 initially financed by a transfer of funds from the General  
19 Revenue Fund. Thereafter, all fees and other monies received by  
20 the Department of Innovation and Technology ~~Central Management~~  
21 ~~Services~~ in payment for communications services rendered  
22 pursuant to the Department of Innovation and Technology Act  
23 ~~Central Management Services Law~~ or sale of surplus State  
24 communications equipment shall be paid into the Communications  
25 Revolving Fund. Except as otherwise provided in this Section,

1 the money in this fund shall be used by the Department of  
2 Innovation and Technology ~~Central Management Services~~ as  
3 reimbursement for expenditures incurred in relation to  
4 communications services.

5 On the effective date of this amendatory Act of the 93rd  
6 General Assembly, or as soon as practicable thereafter, the  
7 State Comptroller shall order transferred and the State  
8 Treasurer shall transfer \$3,000,000 from the Communications  
9 Revolving Fund to the Emergency Public Health Fund to be used  
10 for the purposes specified in Section 55.6a of the  
11 Environmental Protection Act.

12 In addition to any other transfers that may be provided for  
13 by law, on July 1, 2011, or as soon thereafter as practical,  
14 the State Comptroller shall direct and the State Treasurer  
15 shall transfer the sum of \$5,000,000 from the General Revenue  
16 Fund to the Communications Revolving Fund.

17 Notwithstanding any other provision of law, in addition to  
18 any other transfers that may be provided by law, on July 1,  
19 2018, or after sufficient moneys have been received in the  
20 Communications Revolving Fund to pay all Fiscal Year 2018  
21 obligations payable from the Fund, whichever is later, the  
22 State Comptroller shall direct and the State Treasurer shall  
23 transfer the remaining balance from the Communications  
24 Revolving Fund into the Technology Management Revolving Fund.  
25 Upon completion of the transfer, any future deposits due to  
26 that Fund and any outstanding obligations or liabilities of

1 that Fund pass to the Technology Management Revolving Fund.

2 (Source: P.A. 97-641, eff. 12-19-11.)

3 (30 ILCS 105/6z-34)

4 Sec. 6z-34. Secretary of State Special Services Fund. There  
5 is created in the State Treasury a special fund to be known as  
6 the Secretary of State Special Services Fund. Moneys deposited  
7 into the Fund may, subject to appropriation, be used by the  
8 Secretary of State for any or all of the following purposes:

9 (1) For general automation efforts within operations  
10 of the Office of Secretary of State.

11 (2) For technology applications in any form that will  
12 enhance the operational capabilities of the Office of  
13 Secretary of State.

14 (3) To provide funds for any type of library grants  
15 authorized and administered by the Secretary of State as  
16 State Librarian.

17 These funds are in addition to any other funds otherwise  
18 authorized to the Office of Secretary of State for like or  
19 similar purposes.

20 ~~On August 15, 1997, all fiscal year 1997 receipts that~~  
21 ~~exceed the amount of \$15,000,000 shall be transferred from this~~  
22 ~~Fund to the Statistical Services Revolving Fund; on August 15,~~  
23 ~~1998 and each year thereafter through 2000, all receipts from~~  
24 ~~the fiscal year ending on the previous June 30th that exceed~~  
25 ~~the amount of \$17,000,000 shall be transferred from this Fund~~

1 ~~to the Statistical Services Revolving Fund; on August 15, 2001~~  
2 ~~and each year thereafter through 2002, all receipts from the~~  
3 ~~fiscal year ending on the previous June 30th that exceed the~~  
4 ~~amount of \$19,000,000 shall be transferred from this Fund to~~  
5 ~~the Statistical Services Revolving Fund; and on August 15, 2003~~  
6 ~~and each year thereafter, all receipts from the fiscal year~~  
7 ~~ending on the previous June 30th that exceed the amount of~~  
8 ~~\$33,000,000 shall be transferred from this Fund to the~~  
9 ~~Statistical Services Revolving Fund.~~

10 (Source: P.A. 92-32, eff. 7-1-01; 93-32, eff. 7-1-03.)

11 (30 ILCS 105/8.16a) (from Ch. 127, par. 144.16a)

12 Sec. 8.16a. Appropriations for the procurement,  
13 installation, retention, maintenance and operation of  
14 electronic data processing and information technology devices  
15 and software used by State ~~state~~ agencies subject to subsection  
16 (b) of Section 30 of the Department of Innovation and  
17 Technology Act ~~Section 405-20 of the Department of Central~~  
18 ~~Management Services Law (20 ILCS 405/405-20)~~, the purchase of  
19 necessary supplies and equipment and accessories thereto, and  
20 all other expenses incident to the operation and maintenance of  
21 those electronic data processing and information technology  
22 devices and software are payable from the Technology Management  
23 ~~Statistical Services~~ Revolving Fund. However, no contract  
24 shall be entered into or obligation incurred for any  
25 expenditure from the Technology Management ~~Statistical~~

1 ~~Services~~ Revolving Fund until after the purpose and amount has  
2 been approved in writing by the Secretary of Innovation and  
3 Technology Director of Central Management Services. Until  
4 there are sufficient funds in the Technology Management  
5 Revolving Fund (formerly known as the Statistical Services  
6 Revolving Fund) to carry out the purposes of this amendatory  
7 Act of 1965, however, the State agencies subject to subsection  
8 (b) of Section 30 of the Department of Innovation and  
9 Technology Act ~~that Section 405-20~~ shall, on written approval  
10 of the Secretary of Innovation and Technology Director of  
11 Central Management Services, pay the cost of operating and  
12 maintaining electronic data processing systems from current  
13 appropriations as classified and standardized in "An Act in  
14 relation to State finance", approved June 10, 1919, as amended.  
15 (Source: P.A. 91-239, eff. 1-1-00.)

16 (30 ILCS 105/8.16b) (from Ch. 127, par. 144.16b)  
17 Sec. 8.16b. Appropriations for expenses related to  
18 communications services pursuant to the Civil Administrative  
19 Code of Illinois are payable from the Communications Revolving  
20 Fund. However, no contract shall be entered into or obligation  
21 incurred for any expenditure from the Communications Revolving  
22 Fund until after the purpose and amount has been approved in  
23 writing by the Secretary of Innovation and Technology Director  
24 ~~of Central Management Services~~.  
25 (Source: P.A. 87-817.)

1 Section 945. The Grant Information Collection Act is  
2 amended by changing Section 10 as follows:

3 (30 ILCS 707/10)

4 Sec. 10. Grant information collection. The Secretary of  
5 Innovation and Technology ~~Chief Information Officer of the~~  
6 ~~State, as designated by the Governor,~~ shall coordinate with  
7 each State agency to develop, with any existing or newly  
8 available resources and technology, appropriate systems to  
9 accurately report data containing financial information. These  
10 systems shall include a module that is specific to the  
11 management and administration of grant funds.

12 Each grantor agency that is authorized to award grant funds  
13 to an entity other than the State of Illinois shall coordinate  
14 with the Secretary of Innovation and Technology ~~Chief~~  
15 ~~Information Officer of the State~~ to provide for the  
16 publication, at data.illinois.gov or any other publicly  
17 accessible website designated by the Chief Information  
18 Officer, of data sets containing information regarding awards  
19 of grant funds that the grantor agency has made during the  
20 previous fiscal year. Data sets shall be published on at least  
21 a quarterly basis and shall include, at a minimum, the  
22 following:

23 (1) the name of the grantor agency;

24 (2) the name and postal zip code of the grantee;

1           (3) a short description of the purpose of the award of  
2 grant funds;

3           (4) the amount of each award of grant funds;

4           (5) the date of each award of grant funds; and

5           (6) the duration of each award of grant funds.

6           In addition, each grantor agency shall make best efforts,  
7 with available resources and technology, to make available in  
8 the data sets any other data that is relevant to its award of  
9 grant funds.

10           Data not subject to the requirements of this Section  
11 include data to which a State agency may deny access pursuant  
12 to any provision of a federal, State, or local law, rule, or  
13 regulation.

14           (Source: P.A. 98-589, eff. 1-1-14.)

15           Section 950. The Illinois Pension Code is amended by  
16 changing Sections 1-160, 14-110, and 15-106 as follows:

17           (40 ILCS 5/1-160)

18           (Text of Section WITHOUT the changes made by P.A. 98-641,  
19 which has been held unconstitutional)

20           Sec. 1-160. Provisions applicable to new hires.

21           (a) The provisions of this Section apply to a person who,  
22 on or after January 1, 2011, first becomes a member or a  
23 participant under any reciprocal retirement system or pension  
24 fund established under this Code, other than a retirement

1 system or pension fund established under Article 2, 3, 4, 5, 6,  
2 15 or 18 of this Code, notwithstanding any other provision of  
3 this Code to the contrary, but do not apply to any self-managed  
4 plan established under this Code, to any person with respect to  
5 service as a sheriff's law enforcement employee under Article  
6 7, or to any participant of the retirement plan established  
7 under Section 22-101. Notwithstanding anything to the contrary  
8 in this Section, for purposes of this Section, a person who  
9 participated in a retirement system under Article 15 prior to  
10 January 1, 2011 shall be deemed a person who first became a  
11 member or participant prior to January 1, 2011 under any  
12 retirement system or pension fund subject to this Section. The  
13 changes made to this Section by Public Act 98-596 ~~this~~  
14 ~~amendatory Act of the 98th General Assembly~~ are a clarification  
15 of existing law and are intended to be retroactive to January  
16 1, 2011 (the effective date of Public Act 96-889),  
17 notwithstanding the provisions of Section 1-103.1 of this Code.

18 (b) "Final average salary" means the average monthly (or  
19 annual) salary obtained by dividing the total salary or  
20 earnings calculated under the Article applicable to the member  
21 or participant during the 96 consecutive months (or 8  
22 consecutive years) of service within the last 120 months (or 10  
23 years) of service in which the total salary or earnings  
24 calculated under the applicable Article was the highest by the  
25 number of months (or years) of service in that period. For the  
26 purposes of a person who first becomes a member or participant



1 of any retirement system or pension fund to which this Section  
2 applies on or after January 1, 2011, in this Code, "final  
3 average salary" shall be substituted for the following:

4 (1) In Article 7 (except for service as sheriff's law  
5 enforcement employees), "final rate of earnings".

6 (2) In Articles 8, 9, 10, 11, and 12, "highest average  
7 annual salary for any 4 consecutive years within the last  
8 10 years of service immediately preceding the date of  
9 withdrawal".

10 (3) In Article 13, "average final salary".

11 (4) In Article 14, "final average compensation".

12 (5) In Article 17, "average salary".

13 (6) In Section 22-207, "wages or salary received by him  
14 at the date of retirement or discharge".

15 (b-5) Beginning on January 1, 2011, for all purposes under  
16 this Code (including without limitation the calculation of  
17 benefits and employee contributions), the annual earnings,  
18 salary, or wages (based on the plan year) of a member or  
19 participant to whom this Section applies shall not exceed  
20 \$106,800; however, that amount shall annually thereafter be  
21 increased by the lesser of (i) 3% of that amount, including all  
22 previous adjustments, or (ii) one-half the annual unadjusted  
23 percentage increase (but not less than zero) in the consumer  
24 price index-u for the 12 months ending with the September  
25 preceding each November 1, including all previous adjustments.

26 For the purposes of this Section, "consumer price index-u"

1 means the index published by the Bureau of Labor Statistics of  
2 the United States Department of Labor that measures the average  
3 change in prices of goods and services purchased by all urban  
4 consumers, United States city average, all items, 1982-84 =  
5 100. The new amount resulting from each annual adjustment shall  
6 be determined by the Public Pension Division of the Department  
7 of Insurance and made available to the boards of the retirement  
8 systems and pension funds by November 1 of each year.

9 (c) A member or participant is entitled to a retirement  
10 annuity upon written application if he or she has attained age  
11 67 (beginning January 1, 2015, age 65 with respect to service  
12 under Article 12 of this Code that is subject to this Section)  
13 and has at least 10 years of service credit and is otherwise  
14 eligible under the requirements of the applicable Article.

15 A member or participant who has attained age 62 (beginning  
16 January 1, 2015, age 60 with respect to service under Article  
17 12 of this Code that is subject to this Section) and has at  
18 least 10 years of service credit and is otherwise eligible  
19 under the requirements of the applicable Article may elect to  
20 receive the lower retirement annuity provided in subsection (d)  
21 of this Section.

22 (d) The retirement annuity of a member or participant who  
23 is retiring after attaining age 62 (beginning January 1, 2015,  
24 age 60 with respect to service under Article 12 of this Code  
25 that is subject to this Section) with at least 10 years of  
26 service credit shall be reduced by one-half of 1% for each full

1 month that the member's age is under age 67 (beginning January  
2 1, 2015, age 65 with respect to service under Article 12 of  
3 this Code that is subject to this Section).

4 (e) Any retirement annuity or supplemental annuity shall be  
5 subject to annual increases on the January 1 occurring either  
6 on or after the attainment of age 67 (beginning January 1,  
7 2015, age 65 with respect to service under Article 12 of this  
8 Code that is subject to this Section) or the first anniversary  
9 of the annuity start date, whichever is later. Each annual  
10 increase shall be calculated at 3% or one-half the annual  
11 unadjusted percentage increase (but not less than zero) in the  
12 consumer price index-u for the 12 months ending with the  
13 September preceding each November 1, whichever is less, of the  
14 originally granted retirement annuity. If the annual  
15 unadjusted percentage change in the consumer price index-u for  
16 the 12 months ending with the September preceding each November  
17 1 is zero or there is a decrease, then the annuity shall not be  
18 increased.

19 (f) The initial survivor's or widow's annuity of an  
20 otherwise eligible survivor or widow of a retired member or  
21 participant who first became a member or participant on or  
22 after January 1, 2011 shall be in the amount of 66 2/3% of the  
23 retired member's or participant's retirement annuity at the  
24 date of death. In the case of the death of a member or  
25 participant who has not retired and who first became a member  
26 or participant on or after January 1, 2011, eligibility for a

1 survivor's or widow's annuity shall be determined by the  
2 applicable Article of this Code. The initial benefit shall be  
3 66 2/3% of the earned annuity without a reduction due to age. A  
4 child's annuity of an otherwise eligible child shall be in the  
5 amount prescribed under each Article if applicable. Any  
6 survivor's or widow's annuity shall be increased (1) on each  
7 January 1 occurring on or after the commencement of the annuity  
8 if the deceased member died while receiving a retirement  
9 annuity or (2) in other cases, on each January 1 occurring  
10 after the first anniversary of the commencement of the annuity.  
11 Each annual increase shall be calculated at 3% or one-half the  
12 annual unadjusted percentage increase (but not less than zero)  
13 in the consumer price index-u for the 12 months ending with the  
14 September preceding each November 1, whichever is less, of the  
15 originally granted survivor's annuity. If the annual  
16 unadjusted percentage change in the consumer price index-u for  
17 the 12 months ending with the September preceding each November  
18 1 is zero or there is a decrease, then the annuity shall not be  
19 increased.

20 (g) The benefits in Section 14-110 apply only if the person  
21 is a State policeman, a fire fighter in the fire protection  
22 service of a department, ~~or~~ a security employee of the  
23 Department of Corrections or the Department of Juvenile  
24 Justice, or a security employee of the Department of Innovation  
25 and Technology, as those terms are defined in subsection (b)  
26 and subsection (c) of Section 14-110. A person who meets the

1 requirements of this Section is entitled to an annuity  
2 calculated under the provisions of Section 14-110, in lieu of  
3 the regular or minimum retirement annuity, only if the person  
4 has withdrawn from service with not less than 20 years of  
5 eligible creditable service and has attained age 60, regardless  
6 of whether the attainment of age 60 occurs while the person is  
7 still in service.

8 (h) If a person who first becomes a member or a participant  
9 of a retirement system or pension fund subject to this Section  
10 on or after January 1, 2011 is receiving a retirement annuity  
11 or retirement pension under that system or fund and becomes a  
12 member or participant under any other system or fund created by  
13 this Code and is employed on a full-time basis, except for  
14 those members or participants exempted from the provisions of  
15 this Section under subsection (a) of this Section, then the  
16 person's retirement annuity or retirement pension under that  
17 system or fund shall be suspended during that employment. Upon  
18 termination of that employment, the person's retirement  
19 annuity or retirement pension payments shall resume and be  
20 recalculated if recalculation is provided for under the  
21 applicable Article of this Code.

22 If a person who first becomes a member of a retirement  
23 system or pension fund subject to this Section on or after  
24 January 1, 2012 and is receiving a retirement annuity or  
25 retirement pension under that system or fund and accepts on a  
26 contractual basis a position to provide services to a

1 governmental entity from which he or she has retired, then that  
2 person's annuity or retirement pension earned as an active  
3 employee of the employer shall be suspended during that  
4 contractual service. A person receiving an annuity or  
5 retirement pension under this Code shall notify the pension  
6 fund or retirement system from which he or she is receiving an  
7 annuity or retirement pension, as well as his or her  
8 contractual employer, of his or her retirement status before  
9 accepting contractual employment. A person who fails to submit  
10 such notification shall be guilty of a Class A misdemeanor and  
11 required to pay a fine of \$1,000. Upon termination of that  
12 contractual employment, the person's retirement annuity or  
13 retirement pension payments shall resume and, if appropriate,  
14 be recalculated under the applicable provisions of this Code.

15 (i) (Blank).

16 (j) In the case of a conflict between the provisions of  
17 this Section and any other provision of this Code, the  
18 provisions of this Section shall control.

19 (Source: P.A. 97-609, eff. 1-1-12; 98-92, eff. 7-16-13; 98-596,  
20 eff. 11-19-13; 98-622, eff. 6-1-14; revised 3-24-16.)

21 (40 ILCS 5/14-110) (from Ch. 108 1/2, par. 14-110)

22 (Text of Section WITHOUT the changes made by P.A. 98-599,  
23 which has been held unconstitutional)

24 Sec. 14-110. Alternative retirement annuity.

25 (a) Any member who has withdrawn from service with not less

1 than 20 years of eligible creditable service and has attained  
2 age 55, and any member who has withdrawn from service with not  
3 less than 25 years of eligible creditable service and has  
4 attained age 50, regardless of whether the attainment of either  
5 of the specified ages occurs while the member is still in  
6 service, shall be entitled to receive at the option of the  
7 member, in lieu of the regular or minimum retirement annuity, a  
8 retirement annuity computed as follows:

9 (i) for periods of service as a noncovered employee: if  
10 retirement occurs on or after January 1, 2001, 3% of final  
11 average compensation for each year of creditable service;  
12 if retirement occurs before January 1, 2001, 2 1/4% of  
13 final average compensation for each of the first 10 years  
14 of creditable service, 2 1/2% for each year above 10 years  
15 to and including 20 years of creditable service, and 2 3/4%  
16 for each year of creditable service above 20 years; and

17 (ii) for periods of eligible creditable service as a  
18 covered employee: if retirement occurs on or after January  
19 1, 2001, 2.5% of final average compensation for each year  
20 of creditable service; if retirement occurs before January  
21 1, 2001, 1.67% of final average compensation for each of  
22 the first 10 years of such service, 1.90% for each of the  
23 next 10 years of such service, 2.10% for each year of such  
24 service in excess of 20 but not exceeding 30, and 2.30% for  
25 each year in excess of 30.

26 Such annuity shall be subject to a maximum of 75% of final

1 average compensation if retirement occurs before January 1,  
2 2001 or to a maximum of 80% of final average compensation if  
3 retirement occurs on or after January 1, 2001.

4 These rates shall not be applicable to any service  
5 performed by a member as a covered employee which is not  
6 eligible creditable service. Service as a covered employee  
7 which is not eligible creditable service shall be subject to  
8 the rates and provisions of Section 14-108.

9 (b) For the purpose of this Section, "eligible creditable  
10 service" means creditable service resulting from service in one  
11 or more of the following positions:

12 (1) State policeman;

13 (2) fire fighter in the fire protection service of a  
14 department;

15 (3) air pilot;

16 (4) special agent;

17 (5) investigator for the Secretary of State;

18 (6) conservation police officer;

19 (7) investigator for the Department of Revenue or the  
20 Illinois Gaming Board;

21 (8) security employee of the Department of Human  
22 Services;

23 (9) Central Management Services security police  
24 officer;

25 (10) security employee of the Department of  
26 Corrections or the Department of Juvenile Justice;



- 1 (11) dangerous drugs investigator;
- 2 (12) investigator for the Department of State Police;
- 3 (13) investigator for the Office of the Attorney
- 4 General;
- 5 (14) controlled substance inspector;
- 6 (15) investigator for the Office of the State's
- 7 Attorneys Appellate Prosecutor;
- 8 (16) Commerce Commission police officer;
- 9 (17) arson investigator;
- 10 (18) State highway maintenance worker; -
- 11 (19) security employee of the Department of Innovation
- 12 and Technology.

13 A person employed in one of the positions specified in this

14 subsection is entitled to eligible creditable service for

15 service credit earned under this Article while undergoing the

16 basic police training course approved by the Illinois Law

17 Enforcement Training Standards Board, if completion of that

18 training is required of persons serving in that position. For

19 the purposes of this Code, service during the required basic

20 police training course shall be deemed performance of the

21 duties of the specified position, even though the person is not

22 a sworn peace officer at the time of the training.

23 (c) For the purposes of this Section:

24 (1) The term "state policeman" includes any title or

25 position in the Department of State Police that is held by

26 an individual employed under the State Police Act.

1           (2) The term "fire fighter in the fire protection  
2 service of a department" includes all officers in such fire  
3 protection service including fire chiefs and assistant  
4 fire chiefs.

5           (3) The term "air pilot" includes any employee whose  
6 official job description on file in the Department of  
7 Central Management Services, or in the department by which  
8 he is employed if that department is not covered by the  
9 Personnel Code, states that his principal duty is the  
10 operation of aircraft, and who possesses a pilot's license;  
11 however, the change in this definition made by this  
12 amendatory Act of 1983 shall not operate to exclude any  
13 noncovered employee who was an "air pilot" for the purposes  
14 of this Section on January 1, 1984.

15           (4) The term "special agent" means any person who by  
16 reason of employment by the Division of Narcotic Control,  
17 the Bureau of Investigation or, after July 1, 1977, the  
18 Division of Criminal Investigation, the Division of  
19 Internal Investigation, the Division of Operations, or any  
20 other Division or organizational entity in the Department  
21 of State Police is vested by law with duties to maintain  
22 public order, investigate violations of the criminal law of  
23 this State, enforce the laws of this State, make arrests  
24 and recover property. The term "special agent" includes any  
25 title or position in the Department of State Police that is  
26 held by an individual employed under the State Police Act.

1           (5) The term "investigator for the Secretary of State"  
2 means any person employed by the Office of the Secretary of  
3 State and vested with such investigative duties as render  
4 him ineligible for coverage under the Social Security Act  
5 by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and  
6 218(1)(1) of that Act.

7           A person who became employed as an investigator for the  
8 Secretary of State between January 1, 1967 and December 31,  
9 1975, and who has served as such until attainment of age  
10 60, either continuously or with a single break in service  
11 of not more than 3 years duration, which break terminated  
12 before January 1, 1976, shall be entitled to have his  
13 retirement annuity calculated in accordance with  
14 subsection (a), notwithstanding that he has less than 20  
15 years of credit for such service.

16           (6) The term "Conservation Police Officer" means any  
17 person employed by the Division of Law Enforcement of the  
18 Department of Natural Resources and vested with such law  
19 enforcement duties as render him ineligible for coverage  
20 under the Social Security Act by reason of Sections  
21 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The  
22 term "Conservation Police Officer" includes the positions  
23 of Chief Conservation Police Administrator and Assistant  
24 Conservation Police Administrator.

25           (7) The term "investigator for the Department of  
26 Revenue" means any person employed by the Department of

1 Revenue and vested with such investigative duties as render  
2 him ineligible for coverage under the Social Security Act  
3 by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and  
4 218(1)(1) of that Act.

5 The term "investigator for the Illinois Gaming Board"  
6 means any person employed as such by the Illinois Gaming  
7 Board and vested with such peace officer duties as render  
8 the person ineligible for coverage under the Social  
9 Security Act by reason of Sections 218(d)(5)(A),  
10 218(d)(8)(D), and 218(1)(1) of that Act.

11 (8) The term "security employee of the Department of  
12 Human Services" means any person employed by the Department  
13 of Human Services who (i) is employed at the Chester Mental  
14 Health Center and has daily contact with the residents  
15 thereof, (ii) is employed within a security unit at a  
16 facility operated by the Department and has daily contact  
17 with the residents of the security unit, (iii) is employed  
18 at a facility operated by the Department that includes a  
19 security unit and is regularly scheduled to work at least  
20 50% of his or her working hours within that security unit,  
21 or (iv) is a mental health police officer. "Mental health  
22 police officer" means any person employed by the Department  
23 of Human Services in a position pertaining to the  
24 Department's mental health and developmental disabilities  
25 functions who is vested with such law enforcement duties as  
26 render the person ineligible for coverage under the Social

1 Security Act by reason of Sections 218(d)(5)(A),  
2 218(d)(8)(D) and 218(1)(1) of that Act. "Security unit"  
3 means that portion of a facility that is devoted to the  
4 care, containment, and treatment of persons committed to  
5 the Department of Human Services as sexually violent  
6 persons, persons unfit to stand trial, or persons not  
7 guilty by reason of insanity. With respect to past  
8 employment, references to the Department of Human Services  
9 include its predecessor, the Department of Mental Health  
10 and Developmental Disabilities.

11 The changes made to this subdivision (c)(8) by Public  
12 Act 92-14 apply to persons who retire on or after January  
13 1, 2001, notwithstanding Section 1-103.1.

14 (9) "Central Management Services security police  
15 officer" means any person employed by the Department of  
16 Central Management Services who is vested with such law  
17 enforcement duties as render him ineligible for coverage  
18 under the Social Security Act by reason of Sections  
19 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

20 (10) For a member who first became an employee under  
21 this Article before July 1, 2005, the term "security  
22 employee of the Department of Corrections or the Department  
23 of Juvenile Justice" means any employee of the Department  
24 of Corrections or the Department of Juvenile Justice or the  
25 former Department of Personnel, and any member or employee  
26 of the Prisoner Review Board, who has daily contact with

1 inmates or youth by working within a correctional facility  
2 or Juvenile facility operated by the Department of Juvenile  
3 Justice or who is a parole officer or an employee who has  
4 direct contact with committed persons in the performance of  
5 his or her job duties. For a member who first becomes an  
6 employee under this Article on or after July 1, 2005, the  
7 term means an employee of the Department of Corrections or  
8 the Department of Juvenile Justice who is any of the  
9 following: (i) officially headquartered at a correctional  
10 facility or Juvenile facility operated by the Department of  
11 Juvenile Justice, (ii) a parole officer, (iii) a member of  
12 the apprehension unit, (iv) a member of the intelligence  
13 unit, (v) a member of the sort team, or (vi) an  
14 investigator.

15 (11) The term "dangerous drugs investigator" means any  
16 person who is employed as such by the Department of Human  
17 Services.

18 (12) The term "investigator for the Department of State  
19 Police" means a person employed by the Department of State  
20 Police who is vested under Section 4 of the Narcotic  
21 Control Division Abolition Act with such law enforcement  
22 powers as render him ineligible for coverage under the  
23 Social Security Act by reason of Sections 218(d)(5)(A),  
24 218(d)(8)(D) and 218(1)(1) of that Act.

25 (13) "Investigator for the Office of the Attorney  
26 General" means any person who is employed as such by the

1 Office of the Attorney General and is vested with such  
2 investigative duties as render him ineligible for coverage  
3 under the Social Security Act by reason of Sections  
4 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For  
5 the period before January 1, 1989, the term includes all  
6 persons who were employed as investigators by the Office of  
7 the Attorney General, without regard to social security  
8 status.

9 (14) "Controlled substance inspector" means any person  
10 who is employed as such by the Department of Professional  
11 Regulation and is vested with such law enforcement duties  
12 as render him ineligible for coverage under the Social  
13 Security Act by reason of Sections 218(d)(5)(A),  
14 218(d)(8)(D) and 218(1)(1) of that Act. The term  
15 "controlled substance inspector" includes the Program  
16 Executive of Enforcement and the Assistant Program  
17 Executive of Enforcement.

18 (15) The term "investigator for the Office of the  
19 State's Attorneys Appellate Prosecutor" means a person  
20 employed in that capacity on a full time basis under the  
21 authority of Section 7.06 of the State's Attorneys  
22 Appellate Prosecutor's Act.

23 (16) "Commerce Commission police officer" means any  
24 person employed by the Illinois Commerce Commission who is  
25 vested with such law enforcement duties as render him  
26 ineligible for coverage under the Social Security Act by

1 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and  
2 218(1)(1) of that Act.

3 (17) "Arson investigator" means any person who is  
4 employed as such by the Office of the State Fire Marshal  
5 and is vested with such law enforcement duties as render  
6 the person ineligible for coverage under the Social  
7 Security Act by reason of Sections 218(d)(5)(A),  
8 218(d)(8)(D), and 218(1)(1) of that Act. A person who was  
9 employed as an arson investigator on January 1, 1995 and is  
10 no longer in service but not yet receiving a retirement  
11 annuity may convert his or her creditable service for  
12 employment as an arson investigator into eligible  
13 creditable service by paying to the System the difference  
14 between the employee contributions actually paid for that  
15 service and the amounts that would have been contributed if  
16 the applicant were contributing at the rate applicable to  
17 persons with the same social security status earning  
18 eligible creditable service on the date of application.

19 (18) The term "State highway maintenance worker" means  
20 a person who is either of the following:

21 (i) A person employed on a full-time basis by the  
22 Illinois Department of Transportation in the position  
23 of highway maintainer, highway maintenance lead  
24 worker, highway maintenance lead/lead worker, heavy  
25 construction equipment operator, power shovel  
26 operator, or bridge mechanic; and whose principal



1 responsibility is to perform, on the roadway, the  
2 actual maintenance necessary to keep the highways that  
3 form a part of the State highway system in serviceable  
4 condition for vehicular traffic.

5 (ii) A person employed on a full-time basis by the  
6 Illinois State Toll Highway Authority in the position  
7 of equipment operator/laborer H-4, equipment  
8 operator/laborer H-6, welder H-4, welder H-6,  
9 mechanical/electrical H-4, mechanical/electrical H-6,  
10 water/sewer H-4, water/sewer H-6, sign maker/hanger  
11 H-4, sign maker/hanger H-6, roadway lighting H-4,  
12 roadway lighting H-6, structural H-4, structural H-6,  
13 painter H-4, or painter H-6; and whose principal  
14 responsibility is to perform, on the roadway, the  
15 actual maintenance necessary to keep the Authority's  
16 tollways in serviceable condition for vehicular  
17 traffic.

18 (19) The term "security employee of the Department of  
19 Innovation and Technology" means a person who was a  
20 security employee of the Department of Corrections or the  
21 Department of Juvenile Justice, was transferred to the  
22 Department of Innovation and Technology pursuant to  
23 Executive Order 2016-01, and continues to perform similar  
24 job functions under that Department.

25 (d) A security employee of the Department of Corrections or  
26 the Department of Juvenile Justice, ~~and~~ a security employee of

1 the Department of Human Services who is not a mental health  
2 police officer, and a security employee of the Department of  
3 Innovation and Technology shall not be eligible for the  
4 alternative retirement annuity provided by this Section unless  
5 he or she meets the following minimum age and service  
6 requirements at the time of retirement:

7 (i) 25 years of eligible creditable service and age 55;

8 or

9 (ii) beginning January 1, 1987, 25 years of eligible  
10 creditable service and age 54, or 24 years of eligible  
11 creditable service and age 55; or

12 (iii) beginning January 1, 1988, 25 years of eligible  
13 creditable service and age 53, or 23 years of eligible  
14 creditable service and age 55; or

15 (iv) beginning January 1, 1989, 25 years of eligible  
16 creditable service and age 52, or 22 years of eligible  
17 creditable service and age 55; or

18 (v) beginning January 1, 1990, 25 years of eligible  
19 creditable service and age 51, or 21 years of eligible  
20 creditable service and age 55; or

21 (vi) beginning January 1, 1991, 25 years of eligible  
22 creditable service and age 50, or 20 years of eligible  
23 creditable service and age 55.

24 Persons who have service credit under Article 16 of this  
25 Code for service as a security employee of the Department of  
26 Corrections or the Department of Juvenile Justice, or the

1 Department of Human Services in a position requiring  
2 certification as a teacher may count such service toward  
3 establishing their eligibility under the service requirements  
4 of this Section; but such service may be used only for  
5 establishing such eligibility, and not for the purpose of  
6 increasing or calculating any benefit.

7 (e) If a member enters military service while working in a  
8 position in which eligible creditable service may be earned,  
9 and returns to State service in the same or another such  
10 position, and fulfills in all other respects the conditions  
11 prescribed in this Article for credit for military service,  
12 such military service shall be credited as eligible creditable  
13 service for the purposes of the retirement annuity prescribed  
14 in this Section.

15 (f) For purposes of calculating retirement annuities under  
16 this Section, periods of service rendered after December 31,  
17 1968 and before October 1, 1975 as a covered employee in the  
18 position of special agent, conservation police officer, mental  
19 health police officer, or investigator for the Secretary of  
20 State, shall be deemed to have been service as a noncovered  
21 employee, provided that the employee pays to the System prior  
22 to retirement an amount equal to (1) the difference between the  
23 employee contributions that would have been required for such  
24 service as a noncovered employee, and the amount of employee  
25 contributions actually paid, plus (2) if payment is made after  
26 July 31, 1987, regular interest on the amount specified in item

1 (1) from the date of service to the date of payment.

2 For purposes of calculating retirement annuities under  
3 this Section, periods of service rendered after December 31,  
4 1968 and before January 1, 1982 as a covered employee in the  
5 position of investigator for the Department of Revenue shall be  
6 deemed to have been service as a noncovered employee, provided  
7 that the employee pays to the System prior to retirement an  
8 amount equal to (1) the difference between the employee  
9 contributions that would have been required for such service as  
10 a noncovered employee, and the amount of employee contributions  
11 actually paid, plus (2) if payment is made after January 1,  
12 1990, regular interest on the amount specified in item (1) from  
13 the date of service to the date of payment.

14 (g) A State policeman may elect, not later than January 1,  
15 1990, to establish eligible creditable service for up to 10  
16 years of his service as a policeman under Article 3, by filing  
17 a written election with the Board, accompanied by payment of an  
18 amount to be determined by the Board, equal to (i) the  
19 difference between the amount of employee and employer  
20 contributions transferred to the System under Section 3-110.5,  
21 and the amounts that would have been contributed had such  
22 contributions been made at the rates applicable to State  
23 policemen, plus (ii) interest thereon at the effective rate for  
24 each year, compounded annually, from the date of service to the  
25 date of payment.

26 Subject to the limitation in subsection (i), a State

1 policeman may elect, not later than July 1, 1993, to establish  
2 eligible creditable service for up to 10 years of his service  
3 as a member of the County Police Department under Article 9, by  
4 filing a written election with the Board, accompanied by  
5 payment of an amount to be determined by the Board, equal to  
6 (i) the difference between the amount of employee and employer  
7 contributions transferred to the System under Section 9-121.10  
8 and the amounts that would have been contributed had those  
9 contributions been made at the rates applicable to State  
10 policemen, plus (ii) interest thereon at the effective rate for  
11 each year, compounded annually, from the date of service to the  
12 date of payment.

13 (h) Subject to the limitation in subsection (i), a State  
14 policeman or investigator for the Secretary of State may elect  
15 to establish eligible creditable service for up to 12 years of  
16 his service as a policeman under Article 5, by filing a written  
17 election with the Board on or before January 31, 1992, and  
18 paying to the System by January 31, 1994 an amount to be  
19 determined by the Board, equal to (i) the difference between  
20 the amount of employee and employer contributions transferred  
21 to the System under Section 5-236, and the amounts that would  
22 have been contributed had such contributions been made at the  
23 rates applicable to State policemen, plus (ii) interest thereon  
24 at the effective rate for each year, compounded annually, from  
25 the date of service to the date of payment.

26 Subject to the limitation in subsection (i), a State

1 policeman, conservation police officer, or investigator for  
2 the Secretary of State may elect to establish eligible  
3 creditable service for up to 10 years of service as a sheriff's  
4 law enforcement employee under Article 7, by filing a written  
5 election with the Board on or before January 31, 1993, and  
6 paying to the System by January 31, 1994 an amount to be  
7 determined by the Board, equal to (i) the difference between  
8 the amount of employee and employer contributions transferred  
9 to the System under Section 7-139.7, and the amounts that would  
10 have been contributed had such contributions been made at the  
11 rates applicable to State policemen, plus (ii) interest thereon  
12 at the effective rate for each year, compounded annually, from  
13 the date of service to the date of payment.

14 Subject to the limitation in subsection (i), a State  
15 policeman, conservation police officer, or investigator for  
16 the Secretary of State may elect to establish eligible  
17 creditable service for up to 5 years of service as a police  
18 officer under Article 3, a policeman under Article 5, a  
19 sheriff's law enforcement employee under Article 7, a member of  
20 the county police department under Article 9, or a police  
21 officer under Article 15 by filing a written election with the  
22 Board and paying to the System an amount to be determined by  
23 the Board, equal to (i) the difference between the amount of  
24 employee and employer contributions transferred to the System  
25 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4  
26 and the amounts that would have been contributed had such

1 contributions been made at the rates applicable to State  
2 policemen, plus (ii) interest thereon at the effective rate for  
3 each year, compounded annually, from the date of service to the  
4 date of payment.

5 Subject to the limitation in subsection (i), an  
6 investigator for the Office of the Attorney General, or an  
7 investigator for the Department of Revenue, may elect to  
8 establish eligible creditable service for up to 5 years of  
9 service as a police officer under Article 3, a policeman under  
10 Article 5, a sheriff's law enforcement employee under Article  
11 7, or a member of the county police department under Article 9  
12 by filing a written election with the Board within 6 months  
13 after August 25, 2009 (the effective date of Public Act 96-745)  
14 and paying to the System an amount to be determined by the  
15 Board, equal to (i) the difference between the amount of  
16 employee and employer contributions transferred to the System  
17 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the  
18 amounts that would have been contributed had such contributions  
19 been made at the rates applicable to State policemen, plus (ii)  
20 interest thereon at the actuarially assumed rate for each year,  
21 compounded annually, from the date of service to the date of  
22 payment.

23 Subject to the limitation in subsection (i), a State  
24 policeman, conservation police officer, investigator for the  
25 Office of the Attorney General, an investigator for the  
26 Department of Revenue, or investigator for the Secretary of

1 State may elect to establish eligible creditable service for up  
2 to 5 years of service as a person employed by a participating  
3 municipality to perform police duties, or law enforcement  
4 officer employed on a full-time basis by a forest preserve  
5 district under Article 7, a county corrections officer, or a  
6 court services officer under Article 9, by filing a written  
7 election with the Board within 6 months after August 25, 2009  
8 (the effective date of Public Act 96-745) and paying to the  
9 System an amount to be determined by the Board, equal to (i)  
10 the difference between the amount of employee and employer  
11 contributions transferred to the System under Sections 7-139.8  
12 and 9-121.10 and the amounts that would have been contributed  
13 had such contributions been made at the rates applicable to  
14 State policemen, plus (ii) interest thereon at the actuarially  
15 assumed rate for each year, compounded annually, from the date  
16 of service to the date of payment.

17 (i) The total amount of eligible creditable service  
18 established by any person under subsections (g), (h), (j), (k),  
19 and (l) of this Section shall not exceed 12 years.

20 (j) Subject to the limitation in subsection (i), an  
21 investigator for the Office of the State's Attorneys Appellate  
22 Prosecutor or a controlled substance inspector may elect to  
23 establish eligible creditable service for up to 10 years of his  
24 service as a policeman under Article 3 or a sheriff's law  
25 enforcement employee under Article 7, by filing a written  
26 election with the Board, accompanied by payment of an amount to



1 be determined by the Board, equal to (1) the difference between  
2 the amount of employee and employer contributions transferred  
3 to the System under Section 3-110.6 or 7-139.8, and the amounts  
4 that would have been contributed had such contributions been  
5 made at the rates applicable to State policemen, plus (2)  
6 interest thereon at the effective rate for each year,  
7 compounded annually, from the date of service to the date of  
8 payment.

9 (k) Subject to the limitation in subsection (i) of this  
10 Section, an alternative formula employee may elect to establish  
11 eligible creditable service for periods spent as a full-time  
12 law enforcement officer or full-time corrections officer  
13 employed by the federal government or by a state or local  
14 government located outside of Illinois, for which credit is not  
15 held in any other public employee pension fund or retirement  
16 system. To obtain this credit, the applicant must file a  
17 written application with the Board by March 31, 1998,  
18 accompanied by evidence of eligibility acceptable to the Board  
19 and payment of an amount to be determined by the Board, equal  
20 to (1) employee contributions for the credit being established,  
21 based upon the applicant's salary on the first day as an  
22 alternative formula employee after the employment for which  
23 credit is being established and the rates then applicable to  
24 alternative formula employees, plus (2) an amount determined by  
25 the Board to be the employer's normal cost of the benefits  
26 accrued for the credit being established, plus (3) regular

1 interest on the amounts in items (1) and (2) from the first day  
2 as an alternative formula employee after the employment for  
3 which credit is being established to the date of payment.

4 (l) Subject to the limitation in subsection (i), a security  
5 employee of the Department of Corrections may elect, not later  
6 than July 1, 1998, to establish eligible creditable service for  
7 up to 10 years of his or her service as a policeman under  
8 Article 3, by filing a written election with the Board,  
9 accompanied by payment of an amount to be determined by the  
10 Board, equal to (i) the difference between the amount of  
11 employee and employer contributions transferred to the System  
12 under Section 3-110.5, and the amounts that would have been  
13 contributed had such contributions been made at the rates  
14 applicable to security employees of the Department of  
15 Corrections, plus (ii) interest thereon at the effective rate  
16 for each year, compounded annually, from the date of service to  
17 the date of payment.

18 (m) The amendatory changes to this Section made by this  
19 amendatory Act of the 94th General Assembly apply only to: (1)  
20 security employees of the Department of Juvenile Justice  
21 employed by the Department of Corrections before the effective  
22 date of this amendatory Act of the 94th General Assembly and  
23 transferred to the Department of Juvenile Justice by this  
24 amendatory Act of the 94th General Assembly; and (2) persons  
25 employed by the Department of Juvenile Justice on or after the  
26 effective date of this amendatory Act of the 94th General

1 Assembly who are required by subsection (b) of Section 3-2.5-15  
2 of the Unified Code of Corrections to have a bachelor's or  
3 advanced degree from an accredited college or university with a  
4 specialization in criminal justice, education, psychology,  
5 social work, or a closely related social science or, in the  
6 case of persons who provide vocational training, who are  
7 required to have adequate knowledge in the skill for which they  
8 are providing the vocational training.

9 (n) A person employed in a position under subsection (b) of  
10 this Section who has purchased service credit under subsection  
11 (j) of Section 14-104 or subsection (b) of Section 14-105 in  
12 any other capacity under this Article may convert up to 5 years  
13 of that service credit into service credit covered under this  
14 Section by paying to the Fund an amount equal to (1) the  
15 additional employee contribution required under Section  
16 14-133, plus (2) the additional employer contribution required  
17 under Section 14-131, plus (3) interest on items (1) and (2) at  
18 the actuarially assumed rate from the date of the service to  
19 the date of payment.

20 (Source: P.A. 95-530, eff. 8-28-07; 95-1036, eff. 2-17-09;  
21 96-37, eff. 7-13-09; 96-745, eff. 8-25-09; 96-1000, eff.  
22 7-2-10.)

23 (40 ILCS 5/15-106) (from Ch. 108 1/2, par. 15-106)

24 Sec. 15-106. Employer. "Employer": The University of  
25 Illinois, Southern Illinois University, Chicago State

1 University, Eastern Illinois University, Governors State  
2 University, Illinois State University, Northeastern Illinois  
3 University, Northern Illinois University, Western Illinois  
4 University, the State Board of Higher Education, the Illinois  
5 Mathematics and Science Academy, the University Civil Service  
6 Merit Board, the Board of Trustees of the State Universities  
7 Retirement System, the Illinois Community College Board,  
8 community college boards, any association of community college  
9 boards organized under Section 3-55 of the Public Community  
10 College Act, the Board of Examiners established under the  
11 Illinois Public Accounting Act, and, only during the period for  
12 which employer contributions required under Section 15-155 are  
13 paid, the following organizations: the alumni associations,  
14 the foundations and the athletic associations which are  
15 affiliated with the universities and colleges included in this  
16 Section as employers. An individual who begins employment on or  
17 after the effective date of this amendatory Act of the 99th  
18 General Assembly with any association of community college  
19 boards organized under Section 3-55 of the Public Community  
20 College Act, the Association of Illinois Middle-Grade Schools,  
21 the Illinois Association of School Administrators, the  
22 Illinois Association for Supervision and Curriculum  
23 Development, the Illinois Principals Association, the Illinois  
24 Association of School Business Officials, the Illinois Special  
25 Olympics, or an entity not defined as an employer in this  
26 Section shall not be deemed an employee for the purposes of

1 this Article with respect to that employment and shall not be  
2 eligible to participate in the System with respect to that  
3 employment; provided, however, that those individuals who are  
4 both employed by such an entity and are participating in the  
5 System with respect to that employment on the effective date of  
6 this amendatory Act of the 99th General Assembly shall be  
7 allowed to continue as participants in the System for the  
8 duration of that employment.

9 A department as defined in Section 14-103.04 is an employer  
10 for any person appointed by the Governor under the Civil  
11 Administrative Code of Illinois who is a participating employee  
12 as defined in Section 15-109. The Department of Central  
13 Management Services is an employer with respect to persons  
14 employed by the State Board of Higher Education in positions  
15 with the Illinois Century Network as of June 30, 2004 who  
16 remain continuously employed after that date by the Department  
17 of Central Management Services in positions with the Illinois  
18 Century Network, the Bureau of Communication and Computer  
19 Services, or, if applicable, any successor bureau or the  
20 Department of Innovation and Technology.

21 The cities of Champaign and Urbana shall be considered  
22 employers, but only during the period for which contributions  
23 are required to be made under subsection (b-1) of Section  
24 15-155 and only with respect to individuals described in  
25 subsection (h) of Section 15-107.

26 (Source: P.A. 99-830, eff. 1-1-17; 99-897, eff. 1-1-17.)

1           Section 955. The Illinois Insurance Code is amended by  
2 changing Sections 408, 408.2, 1202, and 1206 as follows:

3           (215 ILCS 5/408) (from Ch. 73, par. 1020)

4           Sec. 408. Fees and charges.

5           (1) The Director shall charge, collect and give proper  
6 acquittances for the payment of the following fees and charges:

7           (a) For filing all documents submitted for the  
8 incorporation or organization or certification of a  
9 domestic company, except for a fraternal benefit society,  
10 \$2,000.

11           (b) For filing all documents submitted for the  
12 incorporation or organization of a fraternal benefit  
13 society, \$500.

14           (c) For filing amendments to articles of incorporation  
15 and amendments to declaration of organization, except for a  
16 fraternal benefit society, a mutual benefit association, a  
17 burial society or a farm mutual, \$200.

18           (d) For filing amendments to articles of incorporation  
19 of a fraternal benefit society, a mutual benefit  
20 association or a burial society, \$100.

21           (e) For filing amendments to articles of incorporation  
22 of a farm mutual, \$50.

23           (f) For filing bylaws or amendments thereto, \$50.

24           (g) For filing agreement of merger or consolidation:

1 (i) for a domestic company, except for a fraternal  
2 benefit society, a mutual benefit association, a  
3 burial society, or a farm mutual, \$2,000.

4 (ii) for a foreign or alien company, except for a  
5 fraternal benefit society, \$600.

6 (iii) for a fraternal benefit society, a mutual  
7 benefit association, a burial society, or a farm  
8 mutual, \$200.

9 (h) For filing agreements of reinsurance by a domestic  
10 company, \$200.

11 (i) For filing all documents submitted by a foreign or  
12 alien company to be admitted to transact business or  
13 accredited as a reinsurer in this State, except for a  
14 fraternal benefit society, \$5,000.

15 (j) For filing all documents submitted by a foreign or  
16 alien fraternal benefit society to be admitted to transact  
17 business in this State, \$500.

18 (k) For filing declaration of withdrawal of a foreign  
19 or alien company, \$50.

20 (l) For filing annual statement by a domestic company,  
21 except a fraternal benefit society, a mutual benefit  
22 association, a burial society, or a farm mutual, \$200.

23 (m) For filing annual statement by a domestic fraternal  
24 benefit society, \$100.

25 (n) For filing annual statement by a farm mutual, a  
26 mutual benefit association, or a burial society, \$50.

1           (o) For issuing a certificate of authority or renewal  
2 thereof except to a foreign fraternal benefit society,  
3 \$400.

4           (p) For issuing a certificate of authority or renewal  
5 thereof to a foreign fraternal benefit society, \$200.

6           (q) For issuing an amended certificate of authority,  
7 \$50.

8           (r) For each certified copy of certificate of  
9 authority, \$20.

10          (s) For each certificate of deposit, or valuation, or  
11 compliance or surety certificate, \$20.

12          (t) For copies of papers or records per page, \$1.

13          (u) For each certification to copies of papers or  
14 records, \$10.

15          (v) For multiple copies of documents or certificates  
16 listed in subparagraphs (r), (s), and (u) of paragraph (1)  
17 of this Section, \$10 for the first copy of a certificate of  
18 any type and \$5 for each additional copy of the same  
19 certificate requested at the same time, unless, pursuant to  
20 paragraph (2) of this Section, the Director finds these  
21 additional fees excessive.

22          (w) For issuing a permit to sell shares or increase  
23 paid-up capital:

24           (i) in connection with a public stock offering,  
25 \$300;

26           (ii) in any other case, \$100.



1           (x) For issuing any other certificate required or  
2 permissible under the law, \$50.

3           (y) For filing a plan of exchange of the stock of a  
4 domestic stock insurance company, a plan of  
5 demutualization of a domestic mutual company, or a plan of  
6 reorganization under Article XII, \$2,000.

7           (z) For filing a statement of acquisition of a domestic  
8 company as defined in Section 131.4 of this Code, \$2,000.

9           (aa) For filing an agreement to purchase the business  
10 of an organization authorized under the Dental Service Plan  
11 Act or the Voluntary Health Services Plans Act or of a  
12 health maintenance organization or a limited health  
13 service organization, \$2,000.

14           (bb) For filing a statement of acquisition of a foreign  
15 or alien insurance company as defined in Section 131.12a of  
16 this Code, \$1,000.

17           (cc) For filing a registration statement as required in  
18 Sections 131.13 and 131.14, the notification as required by  
19 Sections 131.16, 131.20a, or 141.4, or an agreement or  
20 transaction required by Sections 124.2(2), 141, 141a, or  
21 141.1, \$200.

22           (dd) For filing an application for licensing of:

23               (i) a religious or charitable risk pooling trust or  
24 a workers' compensation pool, \$1,000;

25               (ii) a workers' compensation service company,  
26 \$500;

1 (iii) a self-insured automobile fleet, \$200; or  
2 (iv) a renewal of or amendment of any license  
3 issued pursuant to (i), (ii), or (iii) above, \$100.

4 (ee) For filing articles of incorporation for a  
5 syndicate to engage in the business of insurance through  
6 the Illinois Insurance Exchange, \$2,000.

7 (ff) For filing amended articles of incorporation for a  
8 syndicate engaged in the business of insurance through the  
9 Illinois Insurance Exchange, \$100.

10 (gg) For filing articles of incorporation for a limited  
11 syndicate to join with other subscribers or limited  
12 syndicates to do business through the Illinois Insurance  
13 Exchange, \$1,000.

14 (hh) For filing amended articles of incorporation for a  
15 limited syndicate to do business through the Illinois  
16 Insurance Exchange, \$100.

17 (ii) For a permit to solicit subscriptions to a  
18 syndicate or limited syndicate, \$100.

19 (jj) For the filing of each form as required in Section  
20 143 of this Code, \$50 per form. The fee for advisory and  
21 rating organizations shall be \$200 per form.

22 (i) For the purposes of the form filing fee,  
23 filings made on insert page basis will be considered  
24 one form at the time of its original submission.  
25 Changes made to a form subsequent to its approval shall  
26 be considered a new filing.

1           (ii) Only one fee shall be charged for a form,  
2           regardless of the number of other forms or policies  
3           with which it will be used.

4           (iii) Fees charged for a policy filed as it will be  
5           issued regardless of the number of forms comprising  
6           that policy shall not exceed \$1,500. For advisory or  
7           rating organizations, fees charged for a policy filed  
8           as it will be issued regardless of the number of forms  
9           comprising that policy shall not exceed \$2,500.

10          (iv) The Director may by rule exempt forms from  
11          such fees.

12          (kk) For filing an application for licensing of a  
13          reinsurance intermediary, \$500.

14          (ll) For filing an application for renewal of a license  
15          of a reinsurance intermediary, \$200.

16          (2) When printed copies or numerous copies of the same  
17          paper or records are furnished or certified, the Director may  
18          reduce such fees for copies if he finds them excessive. He may,  
19          when he considers it in the public interest, furnish without  
20          charge to state insurance departments and persons other than  
21          companies, copies or certified copies of reports of  
22          examinations and of other papers and records.

23          (3) The expenses incurred in any performance examination  
24          authorized by law shall be paid by the company or person being  
25          examined. The charge shall be reasonably related to the cost of  
26          the examination including but not limited to compensation of

1 examiners, electronic data processing costs, supervision and  
2 preparation of an examination report and lodging and travel  
3 expenses. All lodging and travel expenses shall be in accord  
4 with the applicable travel regulations as published by the  
5 Department of Central Management Services and approved by the  
6 Governor's Travel Control Board, except that out-of-state  
7 lodging and travel expenses related to examinations authorized  
8 under Section 132 shall be in accordance with travel rates  
9 prescribed under paragraph 301-7.2 of the Federal Travel  
10 Regulations, 41 C.F.R. 301-7.2, for reimbursement of  
11 subsistence expenses incurred during official travel. All  
12 lodging and travel expenses may be reimbursed directly upon  
13 authorization of the Director. With the exception of the direct  
14 reimbursements authorized by the Director, all performance  
15 examination charges collected by the Department shall be paid  
16 to the Insurance Producer Administration Fund, however, the  
17 electronic data processing costs incurred by the Department in  
18 the performance of any examination shall be billed directly to  
19 the company being examined for payment to the Technology  
20 Management ~~Statistical Services~~ Revolving Fund.

21 (4) At the time of any service of process on the Director  
22 as attorney for such service, the Director shall charge and  
23 collect the sum of \$20, which may be recovered as taxable costs  
24 by the party to the suit or action causing such service to be  
25 made if he prevails in such suit or action.

26 (5) (a) The costs incurred by the Department of Insurance

1 in conducting any hearing authorized by law shall be assessed  
2 against the parties to the hearing in such proportion as the  
3 Director of Insurance may determine upon consideration of all  
4 relevant circumstances including: (1) the nature of the  
5 hearing; (2) whether the hearing was instigated by, or for the  
6 benefit of a particular party or parties; (3) whether there is  
7 a successful party on the merits of the proceeding; and (4) the  
8 relative levels of participation by the parties.

9 (b) For purposes of this subsection (5) costs incurred  
10 shall mean the hearing officer fees, court reporter fees, and  
11 travel expenses of Department of Insurance officers and  
12 employees; provided however, that costs incurred shall not  
13 include hearing officer fees or court reporter fees unless the  
14 Department has retained the services of independent  
15 contractors or outside experts to perform such functions.

16 (c) The Director shall make the assessment of costs  
17 incurred as part of the final order or decision arising out of  
18 the proceeding; provided, however, that such order or decision  
19 shall include findings and conclusions in support of the  
20 assessment of costs. This subsection (5) shall not be construed  
21 as permitting the payment of travel expenses unless calculated  
22 in accordance with the applicable travel regulations of the  
23 Department of Central Management Services, as approved by the  
24 Governor's Travel Control Board. The Director as part of such  
25 order or decision shall require all assessments for hearing  
26 officer fees and court reporter fees, if any, to be paid

1 directly to the hearing officer or court reporter by the  
2 party(s) assessed for such costs. The assessments for travel  
3 expenses of Department officers and employees shall be  
4 reimbursable to the Director of Insurance for deposit to the  
5 fund out of which those expenses had been paid.

6 (d) The provisions of this subsection (5) shall apply in  
7 the case of any hearing conducted by the Director of Insurance  
8 not otherwise specifically provided for by law.

9 (6) The Director shall charge and collect an annual  
10 financial regulation fee from every domestic company for  
11 examination and analysis of its financial condition and to fund  
12 the internal costs and expenses of the Interstate Insurance  
13 Receivership Commission as may be allocated to the State of  
14 Illinois and companies doing an insurance business in this  
15 State pursuant to Article X of the Interstate Insurance  
16 Receivership Compact. The fee shall be the greater fixed amount  
17 based upon the combination of nationwide direct premium income  
18 and nationwide reinsurance assumed premium income or upon  
19 admitted assets calculated under this subsection as follows:

20 (a) Combination of nationwide direct premium income  
21 and nationwide reinsurance assumed premium.

22 (i) \$150, if the premium is less than \$500,000 and  
23 there is no reinsurance assumed premium;

24 (ii) \$750, if the premium is \$500,000 or more, but  
25 less than \$5,000,000 and there is no reinsurance  
26 assumed premium; or if the premium is less than

1 \$5,000,000 and the reinsurance assumed premium is less  
2 than \$10,000,000;

3 (iii) \$3,750, if the premium is less than  
4 \$5,000,000 and the reinsurance assumed premium is  
5 \$10,000,000 or more;

6 (iv) \$7,500, if the premium is \$5,000,000 or more,  
7 but less than \$10,000,000;

8 (v) \$18,000, if the premium is \$10,000,000 or more,  
9 but less than \$25,000,000;

10 (vi) \$22,500, if the premium is \$25,000,000 or  
11 more, but less than \$50,000,000;

12 (vii) \$30,000, if the premium is \$50,000,000 or  
13 more, but less than \$100,000,000;

14 (viii) \$37,500, if the premium is \$100,000,000 or  
15 more.

16 (b) Admitted assets.

17 (i) \$150, if admitted assets are less than  
18 \$1,000,000;

19 (ii) \$750, if admitted assets are \$1,000,000 or  
20 more, but less than \$5,000,000;

21 (iii) \$3,750, if admitted assets are \$5,000,000 or  
22 more, but less than \$25,000,000;

23 (iv) \$7,500, if admitted assets are \$25,000,000 or  
24 more, but less than \$50,000,000;

25 (v) \$18,000, if admitted assets are \$50,000,000 or  
26 more, but less than \$100,000,000;

1           (vi) \$22,500, if admitted assets are \$100,000,000  
2 or more, but less than \$500,000,000;

3           (vii) \$30,000, if admitted assets are \$500,000,000  
4 or more, but less than \$1,000,000,000;

5           (viii) \$37,500, if admitted assets are  
6 \$1,000,000,000 or more.

7           (c) The sum of financial regulation fees charged to the  
8 domestic companies of the same affiliated group shall not  
9 exceed \$250,000 in the aggregate in any single year and  
10 shall be billed by the Director to the member company  
11 designated by the group.

12           (7) The Director shall charge and collect an annual  
13 financial regulation fee from every foreign or alien company,  
14 except fraternal benefit societies, for the examination and  
15 analysis of its financial condition and to fund the internal  
16 costs and expenses of the Interstate Insurance Receivership  
17 Commission as may be allocated to the State of Illinois and  
18 companies doing an insurance business in this State pursuant to  
19 Article X of the Interstate Insurance Receivership Compact. The  
20 fee shall be a fixed amount based upon Illinois direct premium  
21 income and nationwide reinsurance assumed premium income in  
22 accordance with the following schedule:

23           (a) \$150, if the premium is less than \$500,000 and  
24 there is no reinsurance assumed premium;

25           (b) \$750, if the premium is \$500,000 or more, but less  
26 than \$5,000,000 and there is no reinsurance assumed



1 premium; or if the premium is less than \$5,000,000 and the  
2 reinsurance assumed premium is less than \$10,000,000;

3 (c) \$3,750, if the premium is less than \$5,000,000 and  
4 the reinsurance assumed premium is \$10,000,000 or more;

5 (d) \$7,500, if the premium is \$5,000,000 or more, but  
6 less than \$10,000,000;

7 (e) \$18,000, if the premium is \$10,000,000 or more, but  
8 less than \$25,000,000;

9 (f) \$22,500, if the premium is \$25,000,000 or more, but  
10 less than \$50,000,000;

11 (g) \$30,000, if the premium is \$50,000,000 or more, but  
12 less than \$100,000,000;

13 (h) \$37,500, if the premium is \$100,000,000 or more.

14 The sum of financial regulation fees under this subsection  
15 (7) charged to the foreign or alien companies within the same  
16 affiliated group shall not exceed \$250,000 in the aggregate in  
17 any single year and shall be billed by the Director to the  
18 member company designated by the group.

19 (8) Beginning January 1, 1992, the financial regulation  
20 fees imposed under subsections (6) and (7) of this Section  
21 shall be paid by each company or domestic affiliated group  
22 annually. After January 1, 1994, the fee shall be billed by  
23 Department invoice based upon the company's premium income or  
24 admitted assets as shown in its annual statement for the  
25 preceding calendar year. The invoice is due upon receipt and  
26 must be paid no later than June 30 of each calendar year. All

1 financial regulation fees collected by the Department shall be  
2 paid to the Insurance Financial Regulation Fund. The Department  
3 may not collect financial examiner per diem charges from  
4 companies subject to subsections (6) and (7) of this Section  
5 undergoing financial examination after June 30, 1992.

6 (9) In addition to the financial regulation fee required by  
7 this Section, a company undergoing any financial examination  
8 authorized by law shall pay the following costs and expenses  
9 incurred by the Department: electronic data processing costs,  
10 the expenses authorized under Section 131.21 and subsection (d)  
11 of Section 132.4 of this Code, and lodging and travel expenses.

12 Electronic data processing costs incurred by the  
13 Department in the performance of any examination shall be  
14 billed directly to the company undergoing examination for  
15 payment to the Technology Management ~~Statistical Services~~  
16 Revolving Fund. Except for direct reimbursements authorized by  
17 the Director or direct payments made under Section 131.21 or  
18 subsection (d) of Section 132.4 of this Code, all financial  
19 regulation fees and all financial examination charges  
20 collected by the Department shall be paid to the Insurance  
21 Financial Regulation Fund.

22 All lodging and travel expenses shall be in accordance with  
23 applicable travel regulations published by the Department of  
24 Central Management Services and approved by the Governor's  
25 Travel Control Board, except that out-of-state lodging and  
26 travel expenses related to examinations authorized under

1 Sections 132.1 through 132.7 shall be in accordance with travel  
2 rates prescribed under paragraph 301-7.2 of the Federal Travel  
3 Regulations, 41 C.F.R. 301-7.2, for reimbursement of  
4 subsistence expenses incurred during official travel. All  
5 lodging and travel expenses may be reimbursed directly upon the  
6 authorization of the Director.

7 In the case of an organization or person not subject to the  
8 financial regulation fee, the expenses incurred in any  
9 financial examination authorized by law shall be paid by the  
10 organization or person being examined. The charge shall be  
11 reasonably related to the cost of the examination including,  
12 but not limited to, compensation of examiners and other costs  
13 described in this subsection.

14 (10) Any company, person, or entity failing to make any  
15 payment of \$150 or more as required under this Section shall be  
16 subject to the penalty and interest provisions provided for in  
17 subsections (4) and (7) of Section 412.

18 (11) Unless otherwise specified, all of the fees collected  
19 under this Section shall be paid into the Insurance Financial  
20 Regulation Fund.

21 (12) For purposes of this Section:

22 (a) "Domestic company" means a company as defined in  
23 Section 2 of this Code which is incorporated or organized  
24 under the laws of this State, and in addition includes a  
25 not-for-profit corporation authorized under the Dental  
26 Service Plan Act or the Voluntary Health Services Plans

1 Act, a health maintenance organization, and a limited  
2 health service organization.

3 (b) "Foreign company" means a company as defined in  
4 Section 2 of this Code which is incorporated or organized  
5 under the laws of any state of the United States other than  
6 this State and in addition includes a health maintenance  
7 organization and a limited health service organization  
8 which is incorporated or organized under the laws of any  
9 state of the United States other than this State.

10 (c) "Alien company" means a company as defined in  
11 Section 2 of this Code which is incorporated or organized  
12 under the laws of any country other than the United States.

13 (d) "Fraternal benefit society" means a corporation,  
14 society, order, lodge or voluntary association as defined  
15 in Section 282.1 of this Code.

16 (e) "Mutual benefit association" means a company,  
17 association or corporation authorized by the Director to do  
18 business in this State under the provisions of Article  
19 XVIII of this Code.

20 (f) "Burial society" means a person, firm,  
21 corporation, society or association of individuals  
22 authorized by the Director to do business in this State  
23 under the provisions of Article XIX of this Code.

24 (g) "Farm mutual" means a district, county and township  
25 mutual insurance company authorized by the Director to do  
26 business in this State under the provisions of the Farm

1 Mutual Insurance Company Act of 1986.  
2 (Source: P.A. 97-486, eff. 1-1-12; 97-603, eff. 8-26-11;  
3 97-813, eff. 7-13-12; 98-463, eff. 8-16-13.)

4 (215 ILCS 5/408.2) (from Ch. 73, par. 1020.2)

5 Sec. 408.2. Statistical Services. Any public record, or any  
6 data obtained by the Department of Insurance, which is subject  
7 to public inspection or copying and which is maintained on a  
8 computer processible medium, may be furnished in a computer  
9 processed or computer processible medium upon the written  
10 request of any applicant and the payment of a reasonable fee  
11 established by the Director sufficient to cover the total cost  
12 of the Department for processing, maintaining and generating  
13 such computer processible records or data, except to the extent  
14 of any salaries or compensation of Department officers or  
15 employees.

16 The Director of Insurance is specifically authorized to  
17 contract with members of the public at large, enter waiver  
18 agreements, or otherwise enter written agreements for the  
19 purpose of assuring public access to the Department's computer  
20 processible records or data, or for the purpose of restricting,  
21 controlling or limiting such access where necessary to protect  
22 the confidentiality of individuals, companies or other  
23 entities identified by such documents.

24 All fees collected by the Director under this Section 408.2  
25 shall be deposited in the Technology Management ~~Statistical~~

1 ~~Services~~ Revolving Fund and credited to the account of the  
2 Department of Insurance. Any surplus funds remaining in such  
3 account at the close of any fiscal year shall be delivered to  
4 the State Treasurer for deposit in the Insurance Financial  
5 Regulation Fund.

6 (Source: P.A. 84-989.)

7 (215 ILCS 5/1202) (from Ch. 73, par. 1065.902)

8 Sec. 1202. Duties. The Director shall:

9 (a) determine the relationship of insurance premiums  
10 and related income as compared to insurance costs and  
11 expenses and provide such information to the General  
12 Assembly and the general public;

13 (b) study the insurance system in the State of  
14 Illinois, and recommend to the General Assembly what it  
15 deems to be the most appropriate and comprehensive cost  
16 containment system for the State;

17 (c) respond to the requests by agencies of government  
18 and the General Assembly for special studies and analysis  
19 of data collected pursuant to this Article. Such reports  
20 shall be made available in a form prescribed by the  
21 Director. The Director may also determine a fee to be  
22 charged to the requesting agency to cover the direct and  
23 indirect costs for producing such a report, and shall  
24 permit affected insurers the right to review the accuracy  
25 of the report before it is released. The fees shall be

1 deposited into the Technology Management ~~Statistical~~  
2 ~~Services~~ Revolving Fund and credited to the account of the  
3 Department of Insurance;

4 (d) make an interim report to the General Assembly no  
5 later than August 15, 1987, and an annual report to the  
6 General Assembly no later than July 1 every year thereafter  
7 which shall include the Director's findings and  
8 recommendations regarding its duties as provided under  
9 subsections (a), (b), and (c) of this Section.

10 (Source: P.A. 98-226, eff. 1-1-14; 99-642, eff. 7-28-16.)

11 (215 ILCS 5/1206) (from Ch. 73, par. 1065.906)

12 Sec. 1206. Expenses. The companies required to file reports  
13 under this Article shall pay a reasonable fee established by  
14 the Director sufficient to cover the total cost of the  
15 Department incident to or associated with the administration  
16 and enforcement of this Article, including the collection,  
17 analysis and distribution of the insurance cost data, the  
18 conversion of hard copy reports to tape, and the compilation  
19 and analysis of basic reports. The Director may establish a  
20 schedule of fees for this purpose. Expenses for additional  
21 reports shall be billed to those requesting the reports. Any  
22 such fees collected under this Section shall be paid to the  
23 Director of Insurance and deposited into the Technology  
24 Management ~~Statistical Services~~ Revolving Fund and credited to  
25 the account of the Department of Insurance.

1 (Source: P.A. 84-1431.)

2 Section 960. The Hydraulic Fracturing Regulatory Act is  
3 amended by changing Section 1-110 as follows:

4 (225 ILCS 732/1-110)

5 Sec. 1-110. Public information; website.

6 (a) All information submitted to the Department under this  
7 Act is deemed public information, except information deemed to  
8 constitute a trade secret under Section 1-77 of this Act and  
9 private information and personal information as defined in the  
10 Freedom of Information Act.

11 (b) To provide the public and concerned citizens with a  
12 centralized repository of information, the Department, in  
13 consultation with the Department of Innovation and Technology,  
14 shall create and maintain a comprehensive website dedicated to  
15 providing information concerning high volume horizontal  
16 hydraulic fracturing operations. The website shall contain,  
17 assemble, and link the documents and information required by  
18 this Act to be posted on the Department's or other agencies'  
19 websites. The Department of Innovation and Technology, on  
20 behalf of the Department, shall also create and maintain an  
21 online searchable database that provides information related  
22 to high volume horizontal hydraulic fracturing operations on  
23 wells that, at a minimum, includes, for each well it permits,  
24 the identity of its operators, its waste disposal, its chemical



1 disclosure information, and any complaints or violations under  
2 this Act. The website created under this Section shall allow  
3 users to search for completion reports by well name and  
4 location, dates of fracturing and drilling operations,  
5 operator, and by chemical additives.

6 (Source: P.A. 98-22, eff. 6-17-13; 99-78, eff. 7-20-15.)

7 Section 965. The Illinois Public Aid Code is amended by  
8 changing Section 12-10.10 as follows:

9 (305 ILCS 5/12-10.10)

10 Sec. 12-10.10. DHS Technology Initiative Fund.

11 (a) The DHS Technology Initiative Fund is hereby created as  
12 a trust fund within the State treasury with the State Treasurer  
13 as the ex-officio custodian of the Fund.

14 (b) The Department of Human Services may accept and receive  
15 grants, awards, gifts, and bequests from any source, public or  
16 private, in support of information technology initiatives.  
17 Moneys received in support of information technology  
18 initiatives, and any interest earned thereon, shall be  
19 deposited into the DHS Technology Initiative Fund.

20 (c) Moneys in the Fund may be used by the Department of  
21 Human Services for the purpose of making grants associated with  
22 the development and implementation of information technology  
23 projects or paying for operational expenses of the Department  
24 of Human Services related to such projects.

1       (d) The Department of Human Services, in consultation with  
2 the Department of Innovation and Technology, shall use the  
3 funds deposited in the DHS Technology Fund to pay for  
4 information technology solutions either provided by Department  
5 of Innovation and Technology or arranged or coordinated by the  
6 Department of Innovation and Technology.

7       (Source: P.A. 98-24, eff. 6-19-13.)

8       Section 970. The Methamphetamine Precursor Tracking Act is  
9 amended by changing Section 20 as follows:

10       (720 ILCS 649/20)

11       Sec. 20. Secure website.

12       (a) The Illinois State Police, in consultation with the  
13 Department of Innovation and Technology, shall establish a  
14 secure website for the transmission of electronic transaction  
15 records and make it available free of charge to covered  
16 pharmacies.

17       (b) The secure website shall enable covered pharmacies to  
18 transmit to the Central Repository an electronic transaction  
19 record each time the pharmacy distributes a targeted  
20 methamphetamine precursor to a recipient.

21       (c) If the secure website becomes unavailable to a covered  
22 pharmacy, the covered pharmacy may, during the period in which  
23 the secure website is not available, continue to distribute  
24 targeted methamphetamine precursor without using the secure

1 website if, during this period, the covered pharmacy maintains  
2 and transmits handwritten logs as described in Sections 20 and  
3 25 of the Methamphetamine Precursor Control Act.

4 (Source: P.A. 97-670, eff. 1-19-12.)

5 Section 975. The Workers' Compensation Act is amended by  
6 changing Section 17 as follows:

7 (820 ILCS 305/17) (from Ch. 48, par. 138.17)

8 Sec. 17. The Commission shall cause to be printed and  
9 furnish free of charge upon request by any employer or employee  
10 such blank forms as may facilitate or promote efficient  
11 administration and the performance of the duties of the  
12 Commission. It shall provide a proper record in which shall be  
13 entered and indexed the name of any employer who shall file a  
14 notice of declination or withdrawal under this Act, and the  
15 date of the filing thereof; and a proper record in which shall  
16 be entered and indexed the name of any employee who shall file  
17 such notice of declination or withdrawal, and the date of the  
18 filing thereof; and such other notices as may be required by  
19 this Act; and records in which shall be recorded all  
20 proceedings, orders and awards had or made by the Commission or  
21 by the arbitration committees, and such other books or records  
22 as it shall deem necessary, all such records to be kept in the  
23 office of the Commission.

24 The Commission may destroy all papers and documents which

1 have been on file for more than 5 years where there is no claim  
2 for compensation pending or where more than 2 years have  
3 elapsed since the termination of the compensation period.

4 The Commission shall compile and distribute to interested  
5 persons aggregate statistics, taken from any records and  
6 reports in the possession of the Commission. The aggregate  
7 statistics shall not give the names or otherwise identify  
8 persons sustaining injuries or disabilities or the employer of  
9 any injured person or person with a disability.

10 The Commission is authorized to establish reasonable fees  
11 and methods of payment limited to covering only the costs to  
12 the Commission for processing, maintaining and generating  
13 records or data necessary for the computerized production of  
14 documents, records and other materials except to the extent of  
15 any salaries or compensation of Commission officers or  
16 employees.

17 All fees collected by the Commission under this Section  
18 shall be deposited in the Technology Management ~~Statistical~~  
19 ~~Services~~ Revolving Fund and credited to the account of the  
20 Illinois Workers' Compensation Commission.

21 (Source: P.A. 99-143, eff. 7-27-15.)

22 Section 980. The Workers' Occupational Diseases Act is  
23 amended by changing Section 17 as follows:

24 (820 ILCS 310/17) (from Ch. 48, par. 172.52)

1           Sec. 17. The Commission shall cause to be printed and shall  
2 furnish free of charge upon request by any employer or employee  
3 such blank forms as it shall deem requisite to facilitate or  
4 promote the efficient administration of this Act, and the  
5 performance of the duties of the Commission. It shall provide a  
6 proper record in which shall be entered and indexed the name of  
7 any employer who shall file a notice of election under this  
8 Act, and the date of the filing thereof; and a proper record in  
9 which shall be entered and indexed the name of any employee who  
10 shall file a notice of election, and the date of the filing  
11 thereof; and such other notices as may be required by this Act;  
12 and records in which shall be recorded all proceedings, orders  
13 and awards had or made by the Commission, or by the arbitration  
14 committees, and such other books or records as it shall deem  
15 necessary, all such records to be kept in the office of the  
16 Commission. The Commission, in its discretion, may destroy all  
17 papers and documents except notices of election and waivers  
18 which have been on file for more than five years where there is  
19 no claim for compensation pending, or where more than two years  
20 have elapsed since the termination of the compensation period.

21           The Commission shall compile and distribute to interested  
22 persons aggregate statistics, taken from any records and  
23 reports in the possession of the Commission. The aggregate  
24 statistics shall not give the names or otherwise identify  
25 persons sustaining injuries or disabilities or the employer of  
26 any injured person or person with a disability.

1           The Commission is authorized to establish reasonable fees  
2 and methods of payment limited to covering only the costs to  
3 the Commission for processing, maintaining and generating  
4 records or data necessary for the computerized production of  
5 documents, records and other materials except to the extent of  
6 any salaries or compensation of Commission officers or  
7 employees.

8           All fees collected by the Commission under this Section  
9 shall be deposited in the Technology Management ~~Statistical~~  
10 ~~Services~~ Revolving Fund and credited to the account of the  
11 Illinois Workers' Compensation Commission.

12         (Source: P.A. 99-143, eff. 7-27-15.)

13           Section 995. No acceleration or delay. Where this Act makes  
14 changes in a statute that is represented in this Act by text  
15 that is not yet or no longer in effect (for example, a Section  
16 represented by multiple versions), the use of that text does  
17 not accelerate or delay the taking effect of (i) the changes  
18 made by this Act or (ii) provisions derived from any other  
19 Public Act.

20           Section 997. Severability. The provisions of this Act are  
21 severable under Section 1.31 of the Statute on Statutes.

22           Section 999. Effective date. This Act takes effect upon  
23 becoming law.

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