

STATE OF ILLINOIS
LEGISLATIVE INFORMATION SYSTEM
100th GENERAL ASSEMBLY

DAILY

Synopsis of Legislation

Introduced Legislation with Last Action

For day of Feb 07, 2017

HB 02440 Rep. Natalie A. Manley

70 ILCS 1205/8-1 from Ch. 105, par. 8-1

Amends the Park District Code. Provides that park districts shall have the power to enter into licensing or management agreements to operate park district facilities (currently, enter into licensing or management agreements with not-for-profit corporations) if the agreement contains a covenant to use the facilities to provide public park or recreational programs (currently, if the not-for-profit corporation covenants to use the facilities to provide public park or recreational programs for youth). Effective immediately.

Feb 07 17 H Filed with the Clerk by Rep. Natalie A. Manley

HB 02441 Rep. Keith P. Sommer

20 ILCS 2105/2105-15

Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. Requires the Department of Financial and Professional Regulation to provide a copy of the complaint filed against a licensee to the licensee with the identity of the complainant redacted and an indication as to whether the complaint was filed anonymously or by an identified party.

Feb 07 17 H Filed with the Clerk by Rep. Keith P. Sommer

HB 02442 Rep. Thomas M. Bennett

105 ILCS 5/2-3.64a-5

Amends the School Code. With respect to State assessments in high schools, provides that the assessment administered by the State Board of Education for the purpose of student application to or admissions consideration by institutions of higher education must be administered on a school day during regular student attendance hours. Effective July 1, 2017.

Feb 07 17 H Filed with the Clerk by Rep. Thomas M. Bennett

HB 02443 Rep. Thomas M. Bennett

105 ILCS 5/2-3.25g from Ch. 122, par. 2-3.25g

105 ILCS 5/27-24.2 from Ch. 122, par. 27-24.2

105 ILCS 5/27-24.3 from Ch. 122, par. 27-24.3

Amends the School Code. Provides that a school district may offer a driver education course in a school by contracting with a commercial driver training school to provide both the classroom instruction part and the practice driving part or either one without having to request a modification or waiver of administrative rules of the State Board of Education. Provides that if a district chooses to contract with a commercial driver training school, then the district must provide evidence to the State Board of Education that the school holds a license issued by the Secretary of State. With respect to the requirement that a driver education course consist of at least 6 clock hours of practice driving in a car having dual operating controls in order for a school district to receive reimbursement from the State, provides that the State Board of Education may allow, in lieu of not more than 5 clock hours of practice driving in a dual control car, such practice driving instruction as it determines is the equivalent of such practice driving in a dual control car. Allows school districts to adopt a policy to permit proficiency examinations for the practice driving part of the driver education course at any time after the completion of 3 hours of practice driving under direct individual instruction. Effective immediately.

Feb 07 17 H Filed with the Clerk by Rep. Thomas M. Bennett

HB 02444 Rep. Thomas M. Bennett

105 ILCS 5/10-22.34c

Amends the School Code with respect to a provision concerning third party non-instructional services. Provides that, notwithstanding any other law of this State, nothing in the Code prevents a board of education from entering into a contract with a third party for non-instructional services currently performed by any employee or bargaining unit member or from laying off those educational support personnel employees upon 30 days written notice to the affected employees (instead of allowing a board of education to enter into a contract with a third party for non-instructional services currently performed by any employee or bargaining unit member or lay off those educational support personnel employees upon 90 days written notice to the affected employees if certain conditions are met). Effective immediately.

Feb 07 17 H Filed with the Clerk by Rep. Thomas M. Bennett

HB 02445 Rep. Robert W. Pritchard

40 ILCS 5/1-101.1 from Ch. 108 1/2, par. 1-101.1

Amends the Illinois Pension Code. Makes a technical change in a Section concerning definitions.

Feb 07 17 H Filed with the Clerk by Rep. Robert W. Pritchard

HB 02446 Rep. Robert W. Pritchard

35 ILCS 5/250

Amends the Illinois Income Tax Act. Makes a technical change in a Section concerning the sunset of exemptions, credits, and deductions.

Feb 07 17 H Filed with the Clerk by Rep. Robert W. Pritchard

HB 02447 Rep. Robert W. Pritchard

625 ILCS 5/11-503 from Ch. 95 1/2, par. 11-503

Amends the Illinois Vehicle Code. Provides that a person commits reckless driving when he or she knowingly drives a vehicle and is involved in an accident when the person has been diagnosed with a medical condition that is likely to cause loss of consciousness or any loss of ability to safely operate a vehicle and the person has failed to comply with a health care professional recommendation or prescribed treatment, or failed to take medication for the condition, and the failure to comply or take medication is the proximate cause of the accident. Effective January 1, 2018.

Feb 07 17 H Filed with the Clerk by Rep. Robert W. Pritchard

HB 02448 Rep. Robert W. Pritchard

625 ILCS 5/12-201 from Ch. 95 1/2, par. 12-201

Amends the Illinois Vehicle Code. Provides that every motor vehicle of the first division or motor vehicle of the second division weighing no more than 8,000 pounds shall at all times exhibit: (1) daytime running lights; or (2) at least 2 lighted head lamps, with at least one on each side of the front of the vehicle, showing white lights, including those emitted by high intensity discharge lamps or lights of a yellow or amber tint. Provides that a violation of the provision is a business offense punishable by a fine of \$100. Defines "daytime running lights".

Feb 07 17 H Filed with the Clerk by Rep. Robert W. Pritchard

HB 02449 Rep. Robert W. Pritchard

330 ILCS 63/13 new

Amends the Illinois Service Member Civil Relief Act. Provides that any person or service member who enters military service may, at any time after receiving military orders to relocate for a period of service of at least 90 days, terminate or suspend certain specified contracts for service. Provides that termination or suspension of a contract must be made by delivery of a written or electronic notice, along with a copy of the service member's official military orders calling him or her to military service, to the specified service provider. Provides that a termination or suspension of service is effective on the day notice is given. Provides that a service member who terminates or suspends a contract for services, and who is no longer in active military service, may reinstate the provision of service upon providing written or electronic notice to the service provider that he or she is no longer on active military service. Provides that nothing shall be construed to conflict with the provisions of the federal Servicemembers Civil Relief Act, or any other applicable provision of the Act.

Feb 07 17 H Filed with the Clerk by Rep. Robert W. Pritchard

HB 02450 Rep. Michael J. Zalewski

New Act

35 ILCS 5/1102	from Ch. 120, par. 11-1102
35 ILCS 5/1103	from Ch. 120, par. 11-1103
35 ILCS 5/1105	from Ch. 120, par. 11-1105
35 ILCS 120/5a	from Ch. 120, par. 444a
35 ILCS 120/5b	from Ch. 120, par. 444b
35 ILCS 120/5c	from Ch. 120, par. 444c
35 ILCS 520/16	from Ch. 120, par. 2166
35 ILCS 520/17	from Ch. 120, par. 2167
35 ILCS 520/19	from Ch. 120, par. 2169
65 ILCS 5/8-3-15	from Ch. 24, par. 8-3-15
215 ILCS 155/22	from Ch. 73, par. 1422

Creates the State Tax Lien Registration Act. Provides that the Department of Revenue shall establish and maintain a public database known as the State Tax Lien Registry. Provides that, if any person neglects or refuses to pay any final tax liability, the Department of Revenue may file in the registry a notice of tax lien within 3 years from the date of the final tax liability. Provides that the tax lien is perfected upon inclusion in the registry and shall be attached to all of the existing and after-acquired property of the debtor. Provides that the Department of Revenue may impose filing fees and fees to release the lien. Provides that the Department of Revenue may sell at bulk the information appearing on the tax lien registry; however, that information may not be used by any party for survey, marketing, or solicitation purposes. Amends the Illinois Income Tax Act, the Retailers' Occupation Tax Act, the Cannabis and Controlled Substances Tax Act, and the Title Insurance Act to make conforming changes. Effective January 1, 2018.

Feb 07 17 H Filed with the Clerk by Rep. Michael J. Zalewski

HB 02451 Rep. Michael J. Zalewski

20 ILCS 687/6-5
20 ILCS 687/6-8 new
20 ILCS 715/10
20 ILCS 2505/2505-210 was 20 ILCS 2505/39c-1
30 ILCS 105/6z-18 from Ch. 127, par. 142z-18
35 ILCS 5/901 from Ch. 120, par. 9-901
35 ILCS 105/3-5
35 ILCS 105/3-5.5
35 ILCS 105/9 from Ch. 120, par. 439.9
35 ILCS 110/3-5.5
35 ILCS 110/9 from Ch. 120, par. 439.39
35 ILCS 115/3-5.5
35 ILCS 115/9 from Ch. 120, par. 439.109
35 ILCS 120/2-5.5
35 ILCS 120/3 from Ch. 120, par. 442
35 ILCS 120/5j from Ch. 120, par. 444j
35 ILCS 128/1-40
35 ILCS 130/2 from Ch. 120, par. 453.2
35 ILCS 135/3 from Ch. 120, par. 453.33
35 ILCS 143/10-30
35 ILCS 145/6 from Ch. 120, par. 481b.36
35 ILCS 175/10
35 ILCS 200/8-35
35 ILCS 200/17-20
35 ILCS 200/17-40
35 ILCS 450/2-45
35 ILCS 450/2-50
35 ILCS 505/2b from Ch. 120, par. 418b
35 ILCS 505/5 from Ch. 120, par. 421
35 ILCS 505/5a from Ch. 120, par. 421a
35 ILCS 505/13 from Ch. 120, par. 429
35 ILCS 615/2a.2 from Ch. 120, par. 467.17a.2
35 ILCS 615/3 from Ch. 120, par. 467.18
35 ILCS 620/2a.2 from Ch. 120, par. 469a.2
35 ILCS 630/6 from Ch. 120, par. 2006
35 ILCS 636/5-50
35 ILCS 640/2-9
35 ILCS 640/2-11
50 ILCS 470/31
55 ILCS 5/5-1006 from Ch. 34, par. 5-1006
55 ILCS 5/5-1006.5
55 ILCS 5/5-1006.7
55 ILCS 5/5-1007 from Ch. 34, par. 5-1007

HB 02451 (CONTINUED)

55 ILCS 5/5-1008.5
65 ILCS 5/8-11-1 from Ch. 24, par. 8-11-1
65 ILCS 5/8-11-1.3 from Ch. 24, par. 8-11-1.3
65 ILCS 5/8-11-1.4 from Ch. 24, par. 8-11-1.4
65 ILCS 5/8-11-1.6
65 ILCS 5/8-11-1.7
65 ILCS 5/8-11-5 from Ch. 24, par. 8-11-5
65 ILCS 5/8-11-6b
65 ILCS 5/11-74.3-6
70 ILCS 210/13 from Ch. 85, par. 1233
70 ILCS 750/25
70 ILCS 1605/30
70 ILCS 3610/5.01 from Ch. 111 2/3, par. 355.01
70 ILCS 3615/4.03 from Ch. 111 2/3, par. 704.03
70 ILCS 3720/4 from Ch. 111 2/3, par. 254
230 ILCS 15/2 from Ch. 85, par. 2302
230 ILCS 20/5 from Ch. 120, par. 1055
230 ILCS 25/3 from Ch. 120, par. 1103
230 ILCS 30/9 from Ch. 120, par. 1129
235 ILCS 5/8-2 from Ch. 43, par. 159
305 ILCS 20/13
305 ILCS 20/19 new
415 ILCS 5/55.10 from Ch. 111 1/2, par. 1055.10
415 ILCS 125/315
415 ILCS 135/65

Amends the Corporate Accountability for Tax Expenditures Act. Provides that the Unified Economic Development Budget shall be due within 6 months (instead of 3 months) after the end of the fiscal year. Amends the Department of Revenue Law of the Civil Administrative Code of Illinois. For the purposes of mandatory payments by electronic funds transfer, provides that the annual tax liability includes motor fuel tax liability and fees under the Environmental Impact Fee law. Amends the Illinois Income Tax Act. Makes changes concerning deposits into the Income Tax Refund Fund, the Fund for the Advancement of Education, and the Commitment to Human Services Fund. Amends the Property Tax Code to allow the Department of Revenue to publish equalization factors on its website. Amends the Retailers' Occupation Tax Act, the Service Occupation Tax Act, the Service Use Tax Act, and the Use Tax Act to make technical corrections. Amends various tax Acts to provide that, if a payment provided for under one of those Acts exceeds the taxpayer's liability under that Act, then the taxpayer may credit the excess payment against liability subsequently to be remitted to the Department of Revenue. Amends the Renewable Energy, Energy Efficiency, and Coal Resources Development Law of 1997 and the Energy Assistance Act to incorporate certain provisions of the Retailers' Occupation Tax Act. Effective immediately.

Feb 07 17 H Filed with the Clerk by Rep. Michael J. Zalewski

HB 02452 Rep. Patricia R. Bellock

210 ILCS 135/4 from Ch. 91 1/2, par. 1704

Amends the Community-Integrated Living Arrangements Licensure and Certification Act. Provides that the Department of Human Services shall conduct inspections of the records and premises of each community-integrated living arrangement certified under the Act at least once every 2 years. Effective immediately.

Feb 07 17 H Filed with the Clerk by Rep. Patricia R. Bellock

HB 02453 Rep. Katie Stuart

30 ILCS 740/2-3 from Ch. 111 2/3, par. 663
35 ILCS 105/9 from Ch. 120, par. 439.9
35 ILCS 110/9 from Ch. 120, par. 439.39
35 ILCS 115/9 from Ch. 120, par. 439.109
35 ILCS 120/3 from Ch. 120, par. 442

Amends the Downstate Public Transportation Act, the Retailers' Occupation Tax Act, the Service Occupation Tax Act, the Use Tax Act, and the Service Use Tax Act. Beginning July 1, 2018, instead of use and occupation tax collections being deposited into the General Revenue Fund and then transferred monthly by the Comptroller from the General Revenue Fund to the Downstate Public Transportation Fund, requires the Department of Revenue to deposit the designated fraction of the net revenue realized from those collections directly into the Downstate Public Transportation Fund. Effective July 1, 2018.

Feb 07 17 H Filed with the Clerk by Rep. Katie Stuart

HB 02454 Rep. Ann M. Williams

70 ILCS 210/1 from Ch. 85, par. 1221

Amends the Metropolitan Pier and Exposition Authority Act. Makes a technical change in a Section concerning the short title.

Feb 07 17 H Filed with the Clerk by Rep. Ann M. Williams

HB 02455 Rep. Ann M. Williams

35 ILCS 145/1 from Ch. 120, par. 481b.31

Amends the Hotel Operators' Occupation Tax Act. Makes a technical change in a Section concerning the short title.

Feb 07 17 H Filed with the Clerk by Rep. Ann M. Williams

HB 02456 Rep. La Shawn K. Ford

725 ILCS 5/110-5 from Ch. 38, par. 110-5

Amends the Code of Criminal Procedure of 1963. Provides that if a first-time offender is charged with a non-violent offense, the court shall order him or her released on his or her own recognizance, unless the court makes a specific finding that a cash bond is necessary to secure his or her appearance, and in addition to any other conditions, may order as a condition of his or her release, his or her monitoring under electronic surveillance as provided in the Unified Code of Corrections.

Feb 07 17 H Filed with the Clerk by Rep. La Shawn K. Ford

HB 02457 Rep. Mary E. Flowers

20 ILCS 505/5f new

730 ILCS 5/3-9-8 new

Amends the Children and Family Services Act. Requires the Department of Children and Family Services to provide support services to every child in its care. Provides that "support services" refers to an individually designed set of services and supports provided to children and their families that includes treatment services, personal support services, or any other supports necessary to foster education preparedness, employability, and preservation of the child in the family home. Requires support services to be developed through a collaborative approach between the Department, the child, if aged 14 years or older, the child's parent or guardian, other service providers or State agencies that work with children or youth, schools, extended family and friends, and any other persons that the child or family identifies as integral to the child's social, mental, or emotional development. Requires the Department to determine by rule the specific types of support services available to children and families served by the Department, including, but not limited to, medical services, mental health services, substance abuse services, job training and career education services, and self-sufficiency planning. Amends the Programs of the Department of Juvenile Justice Article of the Unified Code of Corrections to add substantially similar requirements for the Department of Juvenile Justice.

Feb 07 17 H Filed with the Clerk by Rep. Mary E. Flowers

HB 02458 Rep. Mary E. Flowers

35 ILCS 820/1 from Ch. 121 1/2, par. 1001

35 ILCS 820/2 from Ch. 121 1/2, par. 1002

Amends the Stock, Commodity, or Options Transaction Tax Exemption Act. Provides that a home rule municipality with 1,000,000 or more inhabitants may, by ordinance, levy a tax on stock, commodity or options transactions. Effective immediately.

Feb 07 17 H Filed with the Clerk by Rep. Mary E. Flowers

HB 02459 Rep. Kelly M. Cassidy

New Act

Creates the Location-based Video Game Protection Act. Provides that within 4 business days of receiving a request from the real property owner, manager, or custodian, the developer of a location-based video game shall remove from its location-based video game an ecologically sensitive site or location, historically significant site or location, site or location on private property, or site or location otherwise deemed as dangerous by the real property owner, manager, or custodian. Requires the developer of a location-based video game to provide an easily accessible procedure for removal of ecologically sensitive sites or locations, historically significant sites or locations, sites or locations on private property, or sites or locations otherwise deemed as dangerous by the real property owner, manager, or custodian from its location-based video game. Allows for civil enforcement of the Act by a real property owner, manager, or custodian, and a civil fine of up to \$100 for each day a developer of a location-based video game is in violation of the Act. Defines terms. Effective immediately.

Feb 07 17 H Filed with the Clerk by Rep. Kelly M. Cassidy

HB 02460 Rep. Kelly M. Cassidy

725 ILCS 5/113-8

Amends the Code of Criminal Procedure of 1963. Provides that if the defendant is arraigned on or after the effective date of the bill, and the court fails to advise the defendant before the acceptance of a plea of guilty, guilty but mentally ill, or nolo contendere to a misdemeanor or felony offense, that "if you are not a citizen of the United States, you are hereby advised that conviction of the offense for which you have been charged may have the consequences of deportation, exclusion from admission to the United States, or denial of naturalization under the laws of the United States," and the defendant shows that conviction of the offense to which the defendant pleaded guilty, guilty but mentally ill, or nolo contendere may have the consequences for the defendant of deportation, exclusion from admission to the United States, or denial of naturalization under the laws of the United States, the court, upon the defendant's motion, shall vacate the judgment and permit the defendant to withdraw the plea of guilty, guilty but mentally ill, or nolo contendere and enter a plea of not guilty.

Feb 07 17 H Filed with the Clerk by Rep. Kelly M. Cassidy

HB 02461 Rep. Emily McAsey

105 ILCS 5/10-17a from Ch. 122, par. 10-17a

Amends the School Code. Requires school report cards to include the most current data collected and maintained (rather than possessed) by the State Board of Education. Requires the State Board to include in the school report cards certain demographic information concerning gifted education and advanced academic programs, as well as information concerning the number of teachers a school has who hold a gifted education endorsement.

Feb 07 17 H Filed with the Clerk by Rep. Emily McAsey

HB 02462 Rep. Anna Moeller

820 ILCS 112/10

820 ILCS 112/30

Amends the Equal Pay Act of 2003. Prohibits an employer from: (i) screening job applicants based on their wage or salary history, (ii) requiring that an applicant's prior wages satisfy minimum or maximum criteria, and (iii) requesting or requiring as a condition of being interviewed or as a condition of continuing to be considered for an offer of employment that an applicant disclose prior wages or salary. Prohibits an employer from seeking the salary, including benefits or other compensation or salary history, of a job applicant from any current or former employer. Limits defenses. Provides for penalties and injunctive relief.

Feb 07 17 H Filed with the Clerk by Rep. Anna Moeller

HB 02463 Rep. Emily McAsey

220 ILCS 5/5-118 new

Amends the Public Utilities Act. Provides that, on April 1 of each year beginning the year after the effective date of the amendatory Act, privately held public water utilities shall provide annual reports to the Illinois Commerce Commission with specified information for each municipality served by the utility. Provides that the utility shall certify the accuracy of the information provided in the reports. Effective immediately.

Feb 07 17 H Filed with the Clerk by Rep. Emily McAsey

HB 02464 Rep. Emily McAsey

5 ILCS 375/6.11
55 ILCS 5/5-1069.3
65 ILCS 5/10-4-2.3
105 ILCS 5/10-22.3f
215 ILCS 5/356Z.25 new
215 ILCS 125/5-3 from Ch. 111 1/2, par. 1411.2
215 ILCS 130/4003 from Ch. 73, par. 1504-3
215 ILCS 165/10 from Ch. 32, par. 604
305 ILCS 5/5-16.8

Amends the Illinois Insurance Code, the State Employees Group Insurance Act of 1971, the Counties Code, the Illinois Municipal Code, the School Code, the Health Maintenance Organization Act, the Limited Health Service Organization Act, the Voluntary Health Services Plans Act, and the Illinois Public Aid Code. Provides that government programs and accident and health insurance policies providing coverage for prescription drugs shall provide coverage for abuse-deterrent opioid analgesic drugs as preferred drugs on their formulary, preferred drug list, or other lists of similar construct. Prohibits cost sharing for abuse-deterrent opioid analgesic drugs that exceeds the lowest cost sharing level applied to prescription drugs. Prohibits insurers from requiring require that a covered individual first use an opioid analgesic drug product without abuse-deterrence labeling claims before providing coverage for an abuse-deterrent opioid analgesic product. Provides that any prior authorization requirements or other utilization review measures for opioid analgesic drug products, and any service denials made under those, shall not require first use of non-abuse-deterrent opioid analgesic drug products in order to access opioid analgesic drug products with abuse-deterrent properties.

Feb 07 17 H Filed with the Clerk by Rep. Emily McAsey

HB 02465 Rep. Sara Feigenholtz

210 ILCS 49/1-102
210 ILCS 49/3-213 new
210 ILCS 49/4-105
210 ILCS 49/4-108.5

Amends the Specialized Mental Health Rehabilitation Act of 2013. Provides that provisional licenses shall be awarded to every entity with a pending application for licensure on the effective date. Provides that the provisional licenses shall be awarded and in effect immediately upon the effective date of the amendatory Act. Provides that for the purpose of compliance with specified Life Safety Code requirements, the Department of Public Health shall accept certain evaluations and waivers. Makes changes to the definition of "executive director". Provides that for comparative purposes, facilities licensed under the Act shall make a specified quarterly report to the Department of specified incidents. Effective July 1, 2017.

Feb 07 17 H Filed with the Clerk by Rep. Sara Feigenholtz

HB 02466 Rep. Peter Breen

410 ILCS 635/8 from Ch. 56 1/2, par. 2208

Amends the Grade A Pasteurized Milk and Milk Products Act. Provides that a specified pasteurization requirement shall not be applicable to milk produced, sold, and distributed (currently, to milk produced) in accordance with Department rules (removes language limiting the exemption to milk sold or distributed on the premises of the dairy farm). Effective immediately.

Feb 07 17 H Filed with the Clerk by Rep. Peter Breen

HB 02467 Rep. Sara Feigenholtz

305 ILCS 5/5-5.01a

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that beginning July 1, 2017, the Medicaid rates for supportive living facilities must be equal to 60% of the Medicaid rate in effect on July 1, 2017 for skilled nursing facilities. Effective immediately.

Feb 07 17 H Filed with the Clerk by Rep. Sara Feigenholtz

HR 00106 Rep. Brandon W. Phelps

Congratulates Tom Roate on his retirement as a firefighter after 33 years of service.

Feb 07 17 H Filed with the Clerk by Rep. Brandon W. Phelps