



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

HB5181

Introduced 2/10/2026, by Rep. William "Will" Davis

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the Election Code, the State Budget Law of the Civil Administrative Code of Illinois, the Children and Family Services Act, the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois, the Energy Conservation and Coal Development Act, the Illinois Finance Authority Act, the Illinois Criminal Justice Information Act, the Balanced Budget Note Act, the State Finance Act, the Illinois Income Tax Act, the Illinois Pesticide Act, the Illinois Low-Level Radioactive Waste Management Act, the Habitat Endowment Act, the Illinois Vehicle Code, the Public-Private Partnerships for Transportation Act, the Unified Code of Corrections, and the Adoption Act to make changes to provisions concerning specified funds. Amends the State Employee Housing Act, the Illinois Lottery Law, the Military Code of Illinois, the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois, the Department of Veterans Affairs Act, the Illinois Procurement Code, the School Code, the Hospital Licensing Act, the Prevention of Unnecessary Institutionalization Act, the Adult Protective Services Act, the Autism Spectrum Disorders Reporting Act, the Illinois Solid Waste Management Act, the Recycled Newsprint Use Act, the Illinois Cool Cities Act, and the Illinois Chemical Safety Act to make various changes.

LRB104 19228 SPS 32674 b

1 AN ACT concerning State government.

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

4 Article 5.

5 Section 5-5. The Election Code is amended by changing  
6 Section 1A-50 as follows:

7 (10 ILCS 5/1A-50)

8 Sec. 1A-50. Electronic Registration Information Center.

9 ~~The ERIC Operations Trust Fund. The ERIC Operations Trust Fund~~  
10 ~~(Trust Fund) is created as a nonappropriated trust fund to be~~  
11 ~~held outside of the State treasury, with the State Treasurer~~  
12 ~~as ex officio custodian. The Trust Fund shall be financed by a~~  
13 ~~combination of private donations and by appropriations by the~~  
14 ~~General Assembly. The Board may accept from all sources,~~  
15 ~~contributions, grants, gifts, bequeaths, legacies of money,~~  
16 ~~and securities to be deposited into the Trust Fund. All~~  
17 ~~deposits shall become part of the Trust Fund corpus. Moneys in~~  
18 ~~the Trust Fund are not subject to appropriation and shall be~~  
19 ~~used by the Board solely for the costs and expenses related to~~  
20 ~~the participation in the Electronic Registration Information~~  
21 ~~Center pursuant to this Code.~~

22 All gifts, grants, assets, funds, or moneys received by

1 the Board for the purpose of participation in the Electronic  
2 Registration Information Center shall be deposited into the  
3 Elections Special Projects Fund and shall be used by the Board  
4 solely for the costs and expenses related to the participation  
5 in the Electronic Registration Information Center pursuant to  
6 this Code and held in the Trust Fund by the State Treasurer  
7 ~~separate and apart from all public moneys or funds of this~~  
8 ~~State and shall be administered by the Board exclusively for~~  
9 ~~the purposes set forth in this Section. All moneys in the Trust~~  
10 ~~Fund shall be invested and reinvested by the State Treasurer.~~  
11 ~~All interest accruing from these investments shall be~~  
12 ~~deposited into the Trust Fund.~~

13 ~~The ERIC Operations Trust Fund is not subject to sweeps,~~  
14 ~~administrative chargebacks, or any other fiscal or budgetary~~  
15 ~~maneuver that would in any way transfer any amounts from the~~  
16 ~~ERIC Operations Trust Fund into any other fund of the State.~~

17 ~~On July 1, 2025, or as soon thereafter as practical, the~~  
18 ~~State Comptroller shall direct and the State Treasurer shall~~  
19 ~~transfer the remaining balance from the ERIC Operations Trust~~  
20 ~~Fund into the Elections Special Projects Fund. Upon completion~~  
21 ~~of the transfer, the ERIC Operations Trust Fund is dissolved,~~  
22 ~~and any future deposits due to that Fund and any outstanding~~  
23 ~~obligations or liabilities of that Fund pass to the Elections~~  
24 ~~Special Projects Fund.~~

25 (Source: P.A. 104-2, eff. 6-16-25.)

1           Section 5-10. The State Budget Law of the Civil  
2 Administrative Code of Illinois is amended by changing  
3 Sections 50-5 and 50-40 as follows:

4           (15 ILCS 20/50-5)

5           Sec. 50-5. Governor to submit State budget.

6           (a) The Governor shall, as soon as possible and not later  
7 than the second Wednesday in March in 2010 (March 10, 2010),  
8 the third Wednesday in February in 2011, the fourth Wednesday  
9 in February in 2012 (February 22, 2012), the first Wednesday  
10 in March in 2013 (March 6, 2013), the fourth Wednesday in March  
11 in 2014 (March 26, 2014), the first Wednesday in February in  
12 2022 (February 2, 2022), and the third Wednesday in February  
13 of each year thereafter, except as otherwise provided in this  
14 Section, submit a State budget, embracing therein the amounts  
15 recommended by the Governor to be appropriated to the  
16 respective departments, offices, and institutions, and for all  
17 other public purposes, the estimated revenues from taxation,  
18 and the estimated revenues from sources other than taxation.  
19 Except with respect to the capital development provisions of  
20 the State budget, beginning with the revenue estimates  
21 prepared for fiscal year 2012, revenue estimates shall be  
22 based solely on: (i) revenue sources (including non-income  
23 resources), rates, and levels that exist as of the date of the  
24 submission of the State budget for the fiscal year and (ii)  
25 revenue sources (including non-income resources), rates, and

1 levels that have been passed by the General Assembly as of the  
2 date of the submission of the State budget for the fiscal year  
3 and that are authorized to take effect in that fiscal year.  
4 Except with respect to the capital development provisions of  
5 the State budget, the Governor shall determine available  
6 revenue, deduct the cost of essential government services,  
7 including, but not limited to, pension payments and debt  
8 service, and assign a percentage of the remaining revenue to  
9 each statewide prioritized goal, as established in Section  
10 50-25 of this Law, taking into consideration the proposed  
11 goals set forth in the report of the Commission established  
12 under that Section. The Governor shall also demonstrate how  
13 spending priorities for the fiscal year fulfill those  
14 statewide goals. The amounts recommended by the Governor for  
15 appropriation to the respective departments, offices and  
16 institutions shall be formulated according to each  
17 department's, office's, and institution's ability to  
18 effectively deliver services that meet the established  
19 statewide goals. The amounts relating to particular functions  
20 and activities shall be further formulated in accordance with  
21 the object classification specified in Section 13 of the State  
22 Finance Act. In addition, the amounts recommended by the  
23 Governor for appropriation shall take into account each State  
24 agency's effectiveness in achieving its prioritized goals for  
25 the previous fiscal year, as set forth in Section 50-25 of this  
26 Law, giving priority to agencies and programs that have

1 demonstrated a focus on the prevention of waste and the  
2 maximum yield from resources.

3 The Governor shall also present periodic budget addresses  
4 throughout the fiscal year at the invitation of the General  
5 Assembly.

6 The Governor shall not propose expenditures and the  
7 General Assembly shall not enact appropriations that exceed  
8 the resources estimated to be available, as provided in this  
9 Section. Appropriations may be adjusted during the fiscal year  
10 by means of one or more supplemental appropriation bills if  
11 any State agency either fails to meet or exceeds the goals set  
12 forth in Section 50-25 of this Law.

13 For the purposes of Article VIII, Section 2 of the 1970  
14 Illinois Constitution, the State budget for the following  
15 funds shall be prepared on the basis of revenue and  
16 expenditure measurement concepts that are in concert with  
17 generally accepted accounting principles for governments:

- 18 (1) General Revenue Fund.
- 19 (2) Common School Fund.
- 20 (3) Education ~~Educational~~ Assistance Fund.
- 21 (4) Road Fund.
- 22 (5) Motor Fuel Tax Fund.
- 23 (6) Agricultural Premium Fund.

24 These funds shall be known as the "budgeted funds". The  
25 revenue estimates used in the State budget for the budgeted  
26 funds shall include the estimated beginning fund balance, plus

1 revenues estimated to be received during the budgeted year,  
2 plus the estimated receipts due the State as of June 30 of the  
3 budgeted year that are expected to be collected during the  
4 lapse period following the budgeted year, minus the receipts  
5 collected during the first 2 months of the budgeted year that  
6 became due to the State in the year before the budgeted year.  
7 Revenues shall also include estimated federal reimbursements  
8 associated with the recognition of Section 25 of the State  
9 Finance Act liabilities. For any budgeted fund for which  
10 current year revenues are anticipated to exceed expenditures,  
11 the surplus shall be considered to be a resource available for  
12 expenditure in the budgeted fiscal year.

13 Expenditure estimates for the budgeted funds included in  
14 the State budget shall include the costs to be incurred by the  
15 State for the budgeted year, to be paid in the next fiscal  
16 year, excluding costs paid in the budgeted year which were  
17 carried over from the prior year, where the payment is  
18 authorized by Section 25 of the State Finance Act. For any  
19 budgeted fund for which expenditures are expected to exceed  
20 revenues in the current fiscal year, the deficit shall be  
21 considered as a use of funds in the budgeted fiscal year.

22 Revenues and expenditures shall also include transfers  
23 between funds that are based on revenues received or costs  
24 incurred during the budget year.

25 Appropriations for expenditures shall also include all  
26 anticipated statutory continuing appropriation obligations

1 that are expected to be incurred during the budgeted fiscal  
2 year.

3 By March 15 of each year, the Commission on Government  
4 Forecasting and Accountability shall prepare revenue and fund  
5 transfer estimates in accordance with the requirements of this  
6 Section and report those estimates to the General Assembly and  
7 the Governor.

8 For all funds other than the budgeted funds, the proposed  
9 expenditures shall not exceed funds estimated to be available  
10 for the fiscal year as shown in the budget. Appropriation for a  
11 fiscal year shall not exceed funds estimated by the General  
12 Assembly to be available during that year.

13 ~~(b) By February 24, 2010, the Governor must file a written~~  
14 ~~report with the Secretary of the Senate and the Clerk of the~~  
15 ~~House of Representatives containing the following:~~

16 ~~(1) for fiscal year 2010, the revenues for all~~  
17 ~~budgeted funds, both actual to date and estimated for the~~  
18 ~~full fiscal year;~~

19 ~~(2) for fiscal year 2010, the expenditures for all~~  
20 ~~budgeted funds, both actual to date and estimated for the~~  
21 ~~full fiscal year;~~

22 ~~(3) for fiscal year 2011, the estimated revenues for~~  
23 ~~all budgeted funds, including without limitation the~~  
24 ~~affordable General Revenue Fund appropriations, for the~~  
25 ~~full fiscal year; and~~

26 ~~(4) for fiscal year 2011, an estimate of the~~

1       ~~anticipated liabilities for all budgeted funds, including~~  
2       ~~without limitation the affordable General Revenue Fund~~  
3       ~~appropriations, debt service on bonds issued, and the~~  
4       ~~State's contributions to the pension systems, for the full~~  
5       ~~fiscal year.~~

6       Between July 1 and August 31 of each fiscal year, the  
7       members of the General Assembly and members of the public may  
8       make written budget recommendations to the Governor.

9       ~~The Beginning with budgets prepared for fiscal year 2013,~~  
10      ~~the~~ budgets submitted by the Governor and appropriations made  
11      by the General Assembly for all executive branch State  
12      agencies must adhere to a method of budgeting where each  
13      priority must be justified each year according to merit rather  
14      than according to the amount appropriated for the preceding  
15      year.

16      (Source: P.A. 104-435, eff. 11-21-25.)

17             (15 ILCS 20/50-40)

18             Sec. 50-40. General funds defined. "General funds" or  
19             "State general funds" means the General Revenue Fund, the  
20             Common School Fund, ~~the General Revenue Common School Special~~  
21             ~~Account Fund,~~ the Education Assistance Fund, the Fund for the  
22             Advancement of Education, the Commitment to Human Services  
23             Fund, and the Budget Stabilization Fund.

24             (Source: P.A. 100-23, eff. 7-6-17.)

1 Section 5-15. The Children and Family Services Act is  
2 amended by changing Section 5a as follows:

3 (20 ILCS 505/5a) (from Ch. 23, par. 5005a)

4 Sec. 5a. Reimbursable services for which the Department of  
5 Children and Family Services shall pay 100% of the reasonable  
6 cost pursuant to a written contract negotiated between the  
7 Department and the agency furnishing the services (which shall  
8 include but not be limited to the determination of reasonable  
9 cost, the services being purchased and the duration of the  
10 agreement) include, but are not limited to:

11 SERVICE ACTIVITIES

12 Adjunctive Therapy;  
13 Child Care Service, including day care;  
14 Clinical Therapy;  
15 Custodial Service;  
16 Field Work Students;  
17 Food Service;  
18 Normal Education;  
19 In-Service Training;  
20 Intake or Evaluation, or both;  
21 Medical Services;  
22 Recreation;  
23 Social Work or Counselling, or both;  
24 Supportive Staff;

1           Volunteers.

2       OBJECT EXPENSES

3           Professional Fees and Contract Service Payments;

4           Supplies;

5           Telephone and Telegram;

6           Occupancy;

7           Local Transportation;

8           Equipment and Other Fixed Assets, including amortization

9           of same;

10          Miscellaneous.

11       ADMINISTRATIVE COSTS

12          Program Administration;

13          Supervision and Consultation;

14          Inspection and Monitoring for purposes of issuing

15          licenses;

16          Determination of Children who are eligible

17          for federal or other reimbursement;

18          Postage and Shipping;

19          Outside Printing, Artwork, etc.;

20          Subscriptions and Reference Publications;

21          Management and General Expense.

22       Reimbursement of administrative costs other than inspection

23       and monitoring for purposes of issuing licenses may not exceed

24       20% of the costs for other services.

1           The Department may offer services to any child or family  
2 with respect to whom a report of suspected child abuse or  
3 neglect has been called in to the hotline after completion of a  
4 family assessment as provided under subsection (a-5) of  
5 Section 7.4 of the Abused and Neglected Child Reporting Act  
6 and the Department has determined that services are needed to  
7 address the safety of the child and other family members and  
8 the risk of subsequent maltreatment. Acceptance of such  
9 services shall be voluntary.

10           All Object Expenses, Service Activities and Administrative  
11 Costs are allowable.

12           If a survey instrument is used in the rate setting  
13 process:

14           (a) with respect to any day care centers, it shall be  
15 limited to those agencies which receive reimbursement from  
16 the State;

17           (b) the cost survey instrument shall be promulgated by  
18 rule;

19           (c) any requirements of the respondents shall be  
20 promulgated by rule;

21           (d) all screens, limits or other tests of  
22 reasonableness, allowability and reimbursability shall be  
23 promulgated by rule;

24           (e) adjustments may be made by the Department to rates  
25 when it determines that reported wage and salary levels  
26 are insufficient to attract capable caregivers in

1 sufficient numbers.

2 The Department of Children and Family Services may pay  
3 100% of the reasonable costs of research and valuation focused  
4 exclusively on services to youth in care. Such research  
5 projects must be approved, in advance, by the Director of the  
6 Department.

7 ~~In addition to reimbursements otherwise provided for in~~  
8 ~~this Section, the Department of Human Services, through June~~  
9 ~~30, 2026 and Department of Early Childhood beginning on and~~  
10 ~~after July 1, 2026, shall, in accordance with annual written~~  
11 ~~agreements, make advance quarterly disbursements to local~~  
12 ~~public agencies for child day care services with funds~~  
13 ~~appropriated from the Local Effort Day Care Fund.~~

14 Neither the Department of Children and Family Services nor  
15 the Department of Human Services through June 30, 2026 and the  
16 Department of Early Childhood beginning on and after July 1,  
17 2026 shall pay or approve reimbursement for day care in a  
18 facility which is operating without a valid license or permit,  
19 except in the case of day care homes or day care centers which  
20 are exempt from the licensing requirements of the Child Care  
21 Act of 1969.

22 The rates paid to day care providers by the Department of  
23 Children and Family Services shall match the rates paid to  
24 child care providers by the Department of Human Services,  
25 including base rates and any relevant rate enhancements  
26 through June 30, 2026. On and after July 1, 2026, the

1 Department of Early Childhood shall pay day care providers,  
2 who service the Department of Children and Family Services  
3 under the child care assistance program, including base rates  
4 and any relevant rate enhancements.

5 (Source: P.A. 102-926, eff. 7-1-23; 103-594, eff. 6-25-24.)

6 Section 5-20. The Department of Commerce and Economic  
7 Opportunity Law of the Civil Administrative Code of Illinois  
8 is amended by changing Sections 605-515 and 605-1075 as  
9 follows:

10 (20 ILCS 605/605-515) (was 20 ILCS 605/46.13a)

11 Sec. 605-515. Environmental Regulatory Assistance Program.

12 (a) In this Section, except where the context clearly  
13 requires otherwise, "small business stationary source" means a  
14 business that is owned or operated by a person that employs 100  
15 or fewer individuals; is a small business; is not a major  
16 stationary source as defined in Titles I and III of the federal  
17 1990 Clean Air Act Amendments; does not emit 50 tons or more  
18 per year of any regulated pollutant (as defined under the  
19 federal Clean Air Act); and emits less than 75 tons per year of  
20 all regulated pollutants.

21 (b) The Department may:

22 (1) Provide access to technical and compliance  
23 information for Illinois firms, including small and middle  
24 market companies, to facilitate local business compliance

1 with the federal, State, and local environmental  
2 regulations.

3 (2) Coordinate and enter into cooperative agreements  
4 with a State ombudsman office, which shall be established  
5 in accordance with the federal 1990 Clean Air Act  
6 Amendments to provide direct oversight to the program  
7 established under that Act.

8 (3) Enter into contracts, cooperative agreements, and  
9 financing agreements and establish and collect charges and  
10 fees necessary or incidental to the performance of duties  
11 and the execution of powers under this Section.

12 (4) Accept and expend, subject to appropriation,  
13 gifts, grants, awards, funds, contributions, charges,  
14 fees, and other financial or nonfinancial aid from  
15 federal, State, and local governmental agencies,  
16 businesses, educational agencies, not-for-profit  
17 organizations, and other entities, for the purposes of  
18 this Section.

19 (5) Establish, staff, and administer programs and  
20 services and adopt such rules and regulations necessary to  
21 carry out the intent of this Section and Section 507,  
22 "Small Business Stationary Source Technical and  
23 Environmental Compliance Assistance Program", of the  
24 federal 1990 Clean Air Act Amendments.

25 (c) The Department's environmental compliance programs and  
26 services for businesses may include, but need not be limited

1 to, the following:

2 (1) Communication and outreach services to or on  
3 behalf of individual companies, including collection and  
4 compilation of appropriate information on regulatory  
5 compliance issues and control technologies, and  
6 dissemination of that information through publications,  
7 direct mailings, electronic communications, conferences,  
8 workshops, one-on-one counseling, and other means of  
9 technical assistance.

10 (2) Provision of referrals and access to technical  
11 assistance, pollution prevention and facility audits, and  
12 otherwise serving as an information clearinghouse on  
13 pollution prevention through the coordination of the  
14 Illinois Sustainable Technology Center of the University  
15 of Illinois. In addition, environmental and regulatory  
16 compliance issues and techniques, which may include  
17 business rights and responsibilities, applicable  
18 permitting and compliance requirements, compliance methods  
19 and acceptable control technologies, release detection,  
20 and other applicable information may be provided.

21 (3) Coordination with and provision of administrative  
22 and logistical support to the State Compliance Advisory  
23 Panel.

24 ~~(d) There is hereby created a special fund in the State~~  
25 ~~Treasury to be known as the Small Business Environmental~~  
26 ~~Assistance Fund.~~ Monies received under subdivision (b) (4) of

1 this Section shall be deposited into the Clean Air Act Permit  
2 Fund.

3 ~~Monies in the Small Business Environmental Assistance Fund~~  
4 ~~may be used, subject to appropriation, only for the purposes~~  
5 ~~authorized by this Section. On July 1, 2025, or as soon~~  
6 ~~thereafter as practical, the State Comptroller shall direct~~  
7 ~~and the State Treasurer shall transfer the remaining balance~~  
8 ~~from the Small Business Environmental Assistance Fund into the~~  
9 ~~Clean Air Act Permit Fund. Upon completion of the transfer,~~  
10 ~~the Small Business Environmental Assistance Fund is dissolved,~~  
11 ~~and any future deposits due to that Fund and any outstanding~~  
12 ~~obligations or liabilities of that Fund shall pass to the~~  
13 ~~Clean Air Act Permit Fund.~~

14 (e) Subject to appropriation, the Department may use  
15 moneys from the Clean Air Act Permit Fund for the purposes  
16 authorized by this Section.

17 (Source: P.A. 103-588, eff. 6-5-24; 104-2, eff. 6-16-25.)

18 (20 ILCS 605/605-1075)

19 (Text of Section before amendment by P.A. 104-458)

20 Sec. 605-1075. Energy Transition Assistance Fund.

21 (a) The General Assembly hereby declares that management  
22 of several economic development programs requires a  
23 consolidated funding source to improve resource efficiency.  
24 The General Assembly specifically recognizes that properly  
25 serving communities and workers impacted by the energy

1 transition requires that the Department of Commerce and  
2 Economic Opportunity have access to the resources required for  
3 the execution of the programs for workforce and contractor  
4 development, just transition investments and community  
5 support, and the implementation and administration of energy  
6 and justice efforts by the State.

7 (b) The Department shall be responsible for the  
8 administration of the Energy Transition Assistance Fund and  
9 shall allocate funding on the basis of priorities established  
10 in this Section. Each year, the Department shall determine the  
11 available amount of resources in the Fund that can be  
12 allocated to the programs identified in this Section, and  
13 allocate the funding accordingly. The Department shall, to the  
14 extent practical, consider both the short-term and long-term  
15 costs of the programs and allocate funding so that the  
16 Department is able to cover both the short-term and long-term  
17 costs of these programs using projected revenue.

18 The available funding for each year shall be allocated  
19 from the Fund in the following order of priority:

20 (1) for costs related to the Clean Jobs Workforce  
21 Network Program, up to \$21,000,000 annually prior to June  
22 1, 2023 and \$24,333,333 annually thereafter;

23 (2) for costs related to the Clean Energy Contractor  
24 Incubator Program, up to \$21,000,000 annually;

25 (3) for costs related to the Clean Energy Primes  
26 Contractor Accelerator Program, up to \$9,000,000 annually;

1 (4) for costs related to the Barrier Reduction  
2 Program, up to \$21,000,000 annually;

3 (5) for costs related to the Jobs and Environmental  
4 Justice Grant Program, up to \$34,000,000 annually;

5 (6) for costs related to the Returning Residents Clean  
6 Jobs Training Program, up to \$6,000,000 annually;

7 (7) for costs related to Energy Transition Navigators,  
8 up to \$6,000,000 annually;

9 (8) for costs related to the Illinois Climate Works  
10 Preapprenticeship Program, up to \$10,000,000 annually;

11 (9) for costs related to Energy Transition Community  
12 Support Grants, up to \$40,000,000 annually;

13 (10) for costs related to the Displaced Energy Worker  
14 Dependent Scholarship, upon request by the Illinois  
15 Student Assistance Commission, up to \$1,100,000 annually;

16 (11) up to \$10,000,000 annually shall be transferred  
17 to the Public Utility ~~Utilities~~ Fund for use by the  
18 Illinois Commerce Commission for costs of administering  
19 the changes made to the Public Utilities Act by Public Act  
20 102-662 ~~this amendatory Act of the 102nd General Assembly~~;

21 (12) up to \$4,000,000 annually shall be transferred to  
22 the Illinois Power Agency Operations Fund for use by the  
23 Illinois Power Agency; and

24 (13) for costs related to the Clean Energy Jobs and  
25 Justice Fund, up to \$1,000,000 annually.

26 The Department is authorized to utilize up to 10% of the

1 Energy Transition Assistance Fund for administrative and  
2 operational expenses to implement the requirements of this  
3 Act.

4 (c) Within 30 days after the effective date of this  
5 amendatory Act of the 102nd General Assembly, each electric  
6 utility serving more than 500,000 customers in the State shall  
7 report to the Department its total kilowatt-hours of energy  
8 delivered during the 12 months ending on the immediately  
9 preceding May 31. By October 31, 2021 and each October 31  
10 thereafter, each electric utility serving more than 500,000  
11 customers in the State shall report to the Department its  
12 total kilowatt-hours of energy delivered during the 12 months  
13 ending on the immediately preceding May 31.

14 (d) The Department shall, within 60 days after the  
15 effective date of this amendatory Act of the 102nd General  
16 Assembly:

17 (1) determine the amount necessary, but not more than  
18 \$180,000,000, to meet the funding needs of the programs  
19 reliant upon the Energy Transition Assistance Fund as a  
20 revenue source for the period between the effective date  
21 of this amendatory Act of the 102nd General Assembly and  
22 December 31, 2021;

23 (2) determine, based on the kilowatt-hour deliveries  
24 for the 12 months ending May 31, 2021 reported by the  
25 electric utilities under subsection (c), the total energy  
26 transition assistance charge to be allocated to each

1 electric utility for the period between the effective date  
2 of this amendatory Act of the 102nd General Assembly and  
3 December 31, 2021; and

4 (3) report the total energy transition assistance  
5 charge applicable until December 31, 2021 to each electric  
6 utility serving more than 500,000 customers in the State  
7 and the Illinois Commerce Commission for purposes of  
8 filing the tariff pursuant to Section 16-108.30 of the  
9 Public Utilities Act.

10 (e) The Department shall by November 30, 2021, and each  
11 November 30 thereafter:

12 (1) determine the amount necessary, but not more than  
13 \$180,000,000, to meet the funding needs of the programs  
14 reliant upon the Energy Transition Assistance Fund as a  
15 revenue source for the immediately following calendar  
16 year;

17 (2) determine, based on the kilowatt-hour deliveries  
18 for the 12 months ending on the immediately preceding May  
19 31 reported to it by the electric utilities under  
20 subsection (c), the total energy transition assistance  
21 charge to be allocated to each electric utility for the  
22 immediately following calendar year; and

23 (3) report the energy transition assistance charge  
24 applicable for the immediately following calendar year to  
25 each electric utility serving more than 500,000 customers  
26 in the State and the Illinois Commerce Commission for

1 purposes of filing the tariff pursuant to Section  
2 16-108.30 of the Public Utilities Act.

3 (f) The energy transition assistance charge may not exceed  
4 \$180,000,000 annually. If, at the end of the calendar year,  
5 any surplus remains in the Energy Transition Assistance Fund,  
6 the Department may allocate the surplus from the fund in the  
7 following order of priority:

8 (1) for costs related to the development of the  
9 Stretch Energy Codes and other standards at the Capital  
10 Development Board, up to \$500,000 annually, at the request  
11 of the Board;

12 (2) up to \$7,000,000 annually shall be transferred to  
13 the Energy Efficiency Trust Fund and Clean Air Act Permit  
14 Fund for use by the Environmental Protection Agency for  
15 costs related to energy efficiency and weatherization, and  
16 costs of implementation, administration, and enforcement  
17 of the Clean Air Act; and

18 (3) for costs related to State fleet electrification  
19 at the Department of Central Management Services, up to  
20 \$10,000,000 annually, at the request of the Department.

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

22 (Text of Section after amendment by P.A. 104-458)  
23 Sec. 605-1075. Energy Transition Assistance Fund.

24 (a) The General Assembly hereby declares that management  
25 of several economic development programs requires a

1 consolidated funding source to improve resource efficiency.  
2 The General Assembly specifically recognizes that properly  
3 serving communities and workers impacted by the energy  
4 transition requires that the Department of Commerce and  
5 Economic Opportunity have access to the resources required for  
6 the execution of the programs for workforce and contractor  
7 development, just transition investments and community  
8 support, and the implementation and administration of energy  
9 and justice efforts by the State.

10 (b) The Department shall be responsible for the  
11 administration of the Energy Transition Assistance Fund and  
12 shall allocate funding on the basis of priorities established  
13 in this Section. Each year, the Department shall determine the  
14 available amount of resources in the Fund that can be  
15 allocated to the programs identified in this Section, and  
16 allocate the funding accordingly. The Department shall, to the  
17 extent practical, consider both the short-term and long-term  
18 costs of the programs and allocate funding so that the  
19 Department is able to cover both the short-term and long-term  
20 costs of these programs using projected revenue.

21 The available funding for each year shall be allocated  
22 from the Fund in the following order of priority:

23 (1) for costs related to the Clean Jobs Workforce  
24 Network Program, up to \$21,000,000 annually prior to June  
25 1, 2023; \$24,333,333 annually from June 1, 2023 to May 30,  
26 2026; and \$26,500,000 annually thereafter;

1 (2) for costs related to the Clean Energy Contractor  
2 Incubator Program, up to \$21,000,000 annually prior to  
3 June 1, 2026 and up to \$22,687,403 thereafter;

4 (3) for costs related to the Clean Energy Primes  
5 Contractor Accelerator Program, up to \$9,000,000 annually;

6 (4) for costs related to the Barrier Reduction  
7 Program, up to \$21,000,000 annually prior to June 1, 2026  
8 and up to \$22,143,079 annually thereafter;

9 (5) for costs related to the Jobs and Environmental  
10 Justice Grant Program, up to \$34,000,000 annually prior to  
11 June 1, 2026 and up to \$41,000,000 annually thereafter;

12 (6) for costs related to the Returning Residents Clean  
13 Jobs Training Program, up to \$6,000,000 annually;

14 (7) for costs related to Energy Transition Navigators,  
15 up to \$6,000,000 annually prior to June 1, 2026 and up to  
16 \$6,500,000 annually thereafter;

17 (8) for costs related to the Illinois Climate Works  
18 Preapprenticeship Program, up to \$10,000,000 annually;

19 (9) for costs related to Energy Transition Community  
20 Support Grants, up to \$40,000,000 annually;

21 (10) for costs related to the Displaced Energy Worker  
22 Dependent Scholarship, upon request by the Illinois  
23 Student Assistance Commission, up to \$1,100,000 annually;

24 (11) up to \$10,000,000 annually shall be transferred  
25 to the Public Utility ~~Utilities~~ Fund for use by the  
26 Illinois Commerce Commission for costs of administering

1 the changes made to the Public Utilities Act by Public Act  
2 102-662 ~~this amendatory Act of the 102nd General Assembly;~~

3 (12) up to \$4,000,000 annually shall be transferred to  
4 the Illinois Power Agency Operations Fund for use by the  
5 Illinois Power Agency; and

6 (13) for costs related to the Clean Energy Jobs and  
7 Justice Fund, up to \$1,000,000 annually.

8 The Department is authorized to utilize up to 10% of the  
9 Energy Transition Assistance Fund for administrative and  
10 operational expenses to implement the requirements of this  
11 Act.

12 (b-5) Beginning January 1, 2028, at the direction of the  
13 Department, the State Comptroller shall direct and the State  
14 Treasurer shall transfer up to \$84,800,000 annually into the  
15 Electric Vehicle and Charging Fund from the Energy Transition  
16 Assistance Fund for costs related to transportation  
17 electrification programs, as described in Section 36 of the  
18 Electric Vehicle Rebate Act. The Environmental Protection  
19 Agency may use up to 3% of the annual allocation under this  
20 subsection (b-5) for administrative and operational expenses.

21 (c) Within 30 days after September 15, 2021 (the effective  
22 date of Public Act 102-662) ~~this amendatory Act of the 102nd~~  
23 ~~General Assembly~~, each electric utility serving more than  
24 500,000 customers in the State shall report to the Department  
25 its total kilowatt-hours of energy delivered during the 12  
26 months ending on the immediately preceding May 31. By October

1 31, 2021 and each October 31 thereafter, each electric utility  
2 serving more than 500,000 customers in the State shall report  
3 to the Department its total kilowatt-hours of energy delivered  
4 during the 12 months ending on the immediately preceding May  
5 31.

6 (d) The Department shall, within 60 days after September  
7 15, 2021 (the effective date of Public Act 102-662) ~~this~~  
8 ~~amendatory Act of the 102nd General Assembly~~:

9 (1) determine the amount necessary, but not more than  
10 \$180,000,000, to meet the funding needs of the programs  
11 reliant upon the Energy Transition Assistance Fund as a  
12 revenue source for the period between September 15, 2021  
13 (the effective date of Public Act 102-662) ~~this amendatory~~  
14 ~~Act of the 102nd General Assembly~~ and December 31, 2021;

15 (2) determine, based on the kilowatt-hour deliveries  
16 for the 12 months ending May 31, 2021 reported by the  
17 electric utilities under subsection (c), the total energy  
18 transition assistance charge to be allocated to each  
19 electric utility for the period between September 15, 2021  
20 (the effective date of Public Act 102-662) ~~this amendatory~~  
21 ~~Act of the 102nd General Assembly~~ and December 31, 2021;  
22 and

23 (3) report the total energy transition assistance  
24 charge applicable until December 31, 2021 to each electric  
25 utility serving more than 500,000 customers in the State  
26 and the Illinois Commerce Commission for purposes of

1 filing the tariff pursuant to Section 16-108.30 of the  
2 Public Utilities Act.

3 (d-5) Notwithstanding subsection (d), the Department  
4 shall, within 60 days after June 1, 2026 (the effective date of  
5 Public Act 104-458) ~~this amendatory Act of the 104th General~~  
6 ~~Assembly~~, determine the amount necessary, but not more than  
7 \$192,000,000, to meet the funding needs of the programs  
8 reliant upon the Energy Transition Assistance Fund as a  
9 revenue source.

10 (e) The Department shall by November 30, 2021, and each  
11 November 30 thereafter:

12 (1) determine the amount necessary, but not more than  
13 \$180,000,000 before June 1, 2026 (the effective date of  
14 Public Act 104-458) ~~this amendatory Act of the 104th~~  
15 ~~General Assembly~~ and not more than \$192,000,000, plus the  
16 amount needed to fund the programs described in subsection  
17 (b-5), after June 1, 2026 (the effective date of Public  
18 Act 104-458) ~~this amendatory Act of the 104th General~~  
19 ~~Assembly~~, to meet the funding needs of the programs  
20 reliant upon the Energy Transition Assistance Fund as a  
21 revenue source for the immediately following calendar  
22 year;

23 (2) determine, based on the kilowatt-hour deliveries  
24 for the 12 months ending on the immediately preceding May  
25 31 reported to it by the electric utilities under  
26 subsection (c), the total energy transition assistance

1 charge to be allocated to each electric utility for the  
2 immediately following calendar year; and

3 (3) report the energy transition assistance charge  
4 applicable for the immediately following calendar year to  
5 each electric utility serving more than 500,000 customers  
6 in the State and the Illinois Commerce Commission for  
7 purposes of filing the tariff pursuant to Section  
8 16-108.30 of the Public Utilities Act.

9 (f) The energy transition assistance charge may not exceed  
10 \$192,000,000 plus the amount needed to fund the programs  
11 described in subsection (b-5) annually. If, at the end of the  
12 calendar year, any surplus remains in the Energy Transition  
13 Assistance Fund, the Department may allocate the surplus from  
14 the fund in the following order of priority:

15 (1) for costs related to the development of the  
16 Stretch Energy Codes and other standards at the Capital  
17 Development Board, up to \$500,000 annually, at the request  
18 of the Board;

19 (2) up to \$7,000,000 annually shall be transferred to  
20 the Energy Efficiency Trust Fund and Clean Air Act Permit  
21 Fund for use by the Environmental Protection Agency for  
22 costs related to energy efficiency and weatherization, and  
23 costs of implementation, administration, and enforcement  
24 of the Clean Air Act; and

25 (3) for costs related to State fleet electrification  
26 at the Department of Central Management Services, up to

1           \$10,000,000 annually, at the request of the Department.

2           (Source: P.A. 104-458, eff. 6-1-26.)

3           Section 5-25. The Energy Conservation and Coal Development  
4 Act is amended by changing Section 11 as follows:

5           (20 ILCS 1105/11) (from Ch. 96 1/2, par. 7411)

6           Sec. 11. Deposit of Illinois Industrial Coal Utilization  
7 moneys. The Department is authorized to accept any and all  
8 grants, repayments of interest and principal on Industrial  
9 Coal Utilization loans, matching funds, reimbursements,  
10 appropriations, income derived from investments, or other  
11 things of value from the federal or state governments or from  
12 any institution, person, partnership, joint venture, or  
13 corporation, public or private, received under the Illinois  
14 Industrial Coal Utilization Program for deposit into the  
15 General Revenue Fund in the State treasury. Any moneys  
16 collected as a result of foreclosures of loans or other  
17 financing agreements, or the violation of any of their terms,  
18 under this program shall also be deposited into the General  
19 Revenue Fund. ~~On or as soon as practicable after July 1, 1991,~~  
20 ~~the State Comptroller and the State Treasurer shall transfer~~  
21 ~~the balance of moneys in the Illinois Industrial Coal~~  
22 ~~Utilization Fund to the General Revenue Fund.~~

23           (Source: P.A. 87-14.)

1 (20 ILCS 3501/825-95 rep.)

2 (20 ILCS 3501/825-100 rep.)

3 Section 5-30. The Illinois Finance Authority Act is  
4 amended by repealing Sections 825-95 and 825-100.

5 Section 5-35. The Illinois Criminal Justice Information  
6 Act is amended by changing Section 9.3 as follows:

7 (20 ILCS 3930/9.3)

8 Sec. 9.3. ~~The Prescription Pill and Drug Disposal Fund.~~  
9 ~~The Prescription Pill and Drug Disposal Fund is created as a~~  
10 ~~special fund in the State treasury. Moneys in the Fund shall be~~  
11 ~~used for grants by the~~ Illinois Criminal Justice Information  
12 Authority may use the Criminal Justice Information Projects  
13 Fund for grants to local law enforcement agencies for the  
14 purpose of facilitating the collection, transportation, and  
15 incineration of pharmaceuticals from residential sources that  
16 are collected and transported by law enforcement agencies  
17 under Section 17.9A of the Environmental Protection Act; to  
18 municipalities or organizations that establish containers  
19 designated for the collection and disposal of unused  
20 controlled substances and conduct collection of unused  
21 controlled substances through mail-back programs; and for the  
22 publication or advertising of collection events or mail-back  
23 programs conducted by municipalities or organizations. Before  
24 awarding a grant under this Section ~~from this Fund but no later~~

1 ~~than July 1, 2016,~~ the Authority shall adopt rules that (i)  
2 specify the conditions under which grants will be awarded  
3 under this Section ~~from this Fund~~ and (ii) otherwise provide  
4 for the implementation and administration of the grant program  
5 created by this Section. ~~Interest attributable to moneys in~~  
6 ~~the Fund shall be paid into the Fund.~~

7 ~~On July 1, 2025, or as soon thereafter as practical, the~~  
8 ~~State Comptroller shall direct and the State Treasurer shall~~  
9 ~~transfer the remaining balance from the Prescription Pill and~~  
10 ~~Drug Disposal Fund into the Criminal Justice Information~~  
11 ~~Projects Fund. Upon completion of the transfer, the~~  
12 ~~Prescription Pill and Drug Disposal Fund is dissolved, and any~~  
13 ~~future deposits due to that Fund and any outstanding~~  
14 ~~obligations or liabilities of that Fund shall pass to the~~  
15 ~~Criminal Justice Information Projects Fund.~~

16 (Source: P.A. 104-2, eff. 6-16-25.)

17 Section 5-40. The Balanced Budget Note Act is amended by  
18 changing Section 5 as follows:

19 (25 ILCS 80/5) (from Ch. 63, par. 42.93-5)

20 Sec. 5. Supplemental appropriation bill defined. For  
21 purposes of this Act, "supplemental appropriation bill" means  
22 any appropriation bill that (a) is ~~(a)~~ introduced or amended  
23 (including any changes to legislation by means of the  
24 submission of a conference committee report) on or after July

1 of a fiscal year and (b) proposes (as introduced or as  
2 amended as the case may be) to authorize, increase, decrease,  
3 or reallocate any general funds appropriation for that same  
4 fiscal year. For the purposes of this definition, "general  
5 funds" has the meaning set forth in Section 50-40 of the State  
6 Budget Law of the Civil Administrative Code of Illinois. ~~The~~  
7 ~~general funds consist of the General Revenue Fund, the Common~~  
8 ~~School Fund, the General Revenue Common School Special Account~~  
9 ~~Fund, the Education Assistance Fund, the Fund for the~~  
10 ~~Advancement of Education, the Commitment to Human Services~~  
11 ~~Fund, and the Budget Stabilization Fund.~~

12 (Source: P.A. 100-587, eff. 6-4-18; revised 6-24-25.)

13 Section 5-45. The State Finance Act is amended by changing  
14 Sections 5.908 and 5.921 as follows:

15 (30 ILCS 105/5.908)

16 Sec. 5.908. The Guide Dogs of America Fund. This Section  
17 is repealed on January 1, 2027.

18 (Source: P.A. 101-256, eff. 1-1-20; 102-558, eff. 8-20-21.)

19 (30 ILCS 105/5.921)

20 Sec. 5.921. The Mechanics Training Fund. This Section is  
21 repealed on January 1, 2027.

22 (Source: P.A. 101-256, eff. 1-1-20; 102-558, eff. 8-20-21.)

1 (30 ILCS 105/5.693 rep.)

2 (30 ILCS 105/5.741 rep.)

3 (30 ILCS 105/5.817 rep.)

4 Section 5-50. The State Finance Act is amended by  
5 repealing Sections 5.693, 5.741, and 5.817.

6 (35 ILCS 5/201.5 rep.)

7 Section 5-55. The Illinois Income Tax Act is amended by  
8 repealing Section 201.5.

9 Section 5-60. The Illinois Pesticide Act is amended by  
10 changing Section 22.2 as follows:

11 (415 ILCS 60/22.2) (from Ch. 5, par. 822.2)

12 Sec. 22.2. (a) ~~There is hereby created a trust fund in the~~  
13 ~~State Treasury to be known as the Agrichemical Incident~~  
14 ~~Response Trust Fund. Any funds received by the Director of~~  
15 ~~Agriculture from the mandates of Section 13.1 shall be~~  
16 ~~deposited with the Treasurer as ex officio custodian and held~~  
17 ~~separate and apart from any public money of this State, with~~  
18 ~~accruing interest on the trust funds deposited into the trust~~  
19 ~~fund. Disbursement from the fund for purposes as set forth in~~  
20 ~~this Section shall be by voucher ordered by the Director and~~  
21 ~~paid by a warrant drawn by the State Comptroller and~~  
22 ~~countersigned by the State Treasurer. The Director shall order~~  
23 ~~disbursements from the Agrichemical Incident Response Trust~~

1 ~~Fund only for payment of the expenses authorized by this Act.~~  
2 ~~Monies in this trust fund shall not be subject to~~  
3 ~~appropriation by the General Assembly but shall be subject to~~  
4 ~~audit by the Auditor General. Should the program be~~  
5 ~~terminated, all unobligated funds in the trust fund shall be~~  
6 ~~transferred to a trust fund to be used for purposes as~~  
7 ~~originally intended or be transferred to the Pesticide Control~~  
8 ~~Fund. Interest earned on the Fund shall be deposited into the~~  
9 ~~Fund.~~ Monies in the Pesticide Control Fund may be used by the  
10 Department of Agriculture for the following purposes:

11 (1) for payment of costs of response action incurred  
12 by owners or operators of agrichemical facilities as  
13 provided in Section 22.3 of this Act;

14 (2) for the Department to take emergency action in  
15 response to a release of agricultural pesticides from an  
16 agrichemical facility that has created an imminent threat  
17 to public health or the environment;

18 (3) for the costs of administering its activities  
19 relative to the Fund as delineated in subsections (b) and  
20 (c) of this Section; and

21 (4) for the Department to:

22 (A) (blank); and

23 (B) administer the Agrichemical Facility Response  
24 Action Program.

25 The total annual expenditures from the Fund for these  
26 purposes under this paragraph (4) shall not be more than

1           \$120,000, and no expenditure from the Fund for these  
2           purposes shall be made when the Fund balance becomes less  
3           than \$750,000.

4           (b) The action undertaken shall be such as may be  
5           necessary or appropriate to protect human health or the  
6           environment.

7           (c) The Director of Agriculture is authorized to enter  
8           into contracts and agreements as may be necessary to carry out  
9           the Department's duties under this Section.

10          (d) Neither the State, the Director, nor any State  
11          employee shall be liable for any damages or injury arising out  
12          of or resulting from any action taken under this Section.

13          (e) (Blank).

14          (f) (Blank). ~~On July 1, 2025, or as soon thereafter as~~  
15 ~~practical, the State Comptroller shall direct and the State~~  
16 ~~Treasurer shall transfer the remaining balance from the~~  
17 ~~Agrichemical Incident Response Trust Fund into the Pesticide~~  
18 ~~Control Fund. Upon completion of the transfer, the~~  
19 ~~Agrichemical Incident Response Trust Fund is dissolved, and~~  
20 ~~any future deposits due to that Fund and any outstanding~~  
21 ~~obligations or liabilities of that Fund shall pass to the~~  
22 ~~Pesticide Control Fund.~~

23          (Source: P.A. 104-2, eff. 6-16-25.)

24           Section 5-65. The Illinois Low-Level Radioactive Waste  
25           Management Act is amended by changing Section 14 as follows:

1 (420 ILCS 20/14) (from Ch. 111 1/2, par. 241-14)

2 (Text of Section before amendment by P.A. 104-458)

3 Sec. 14. Waste management funds.

4 (a) There is hereby created in the State Treasury a  
5 special fund to be known as the Low-Level Radioactive Waste  
6 Facility Development and Operation Fund. All monies within the  
7 Low-Level Radioactive Waste Facility Development and Operation  
8 Fund shall be invested by the State Treasurer in accordance  
9 with established investment practices. Interest earned by such  
10 investment shall be returned to the Low-Level Radioactive  
11 Waste Facility Development and Operation Fund. The Agency  
12 shall deposit all receipts from the fees required under  
13 subsections (a) and (b) of Section 13 in the State Treasury to  
14 the credit of this Fund. Subject to appropriation, the Agency  
15 is authorized to expend all moneys in the Fund in amounts it  
16 deems necessary for:

17 (1) hiring personnel and any other operating and  
18 contingent expenses necessary for the proper  
19 administration of this Act;

20 (2) contracting with any firm for the purpose of  
21 carrying out the purposes of this Act;

22 (3) grants to the Central Midwest Interstate Low-Level  
23 Radioactive Waste Commission;

24 (4) hiring personnel, contracting with any person, and  
25 meeting any other expenses incurred by the Agency in

1 fulfilling its responsibilities under the Radioactive  
2 Waste Compact Enforcement Act;

3 (5) activities under Sections 10, 10.2 and 10.3;

4 (6) payment of fees in lieu of taxes to a local  
5 government having within its boundaries a regional  
6 disposal facility;

7 (7) payment of grants to counties or municipalities  
8 under Section 12.1; and

9 (8) fulfillment of obligations under a community  
10 agreement under Section 12.1.

11 In spending monies pursuant to such appropriations, the  
12 Agency shall to the extent practicable avoid duplicating  
13 expenditures made by any firm pursuant to a contract awarded  
14 under this Section.

15 (b) There is hereby created in the State Treasury a  
16 special fund to be known as the Low-Level Radioactive Waste  
17 Facility Closure, Post-Closure Care and Compensation Fund. All  
18 monies within the Low-Level Radioactive Waste Facility  
19 Closure, Post-Closure Care and Compensation Fund shall be  
20 invested by the State Treasurer in accordance with established  
21 investment practices. Interest earned by such investment shall  
22 be returned to the Low-Level Radioactive Waste Facility  
23 Closure, Post-Closure Care and Compensation Fund. All deposits  
24 into this Fund shall be held by the State Treasurer separate  
25 and apart from all public money or funds of this State. Subject  
26 to appropriation, the Agency is authorized to expend any

1 moneys in this Fund in amounts it deems necessary for:

2 (1) decommissioning and other procedures required for  
3 the proper closure of the regional disposal facility;

4 (2) monitoring, inspecting, and other procedures  
5 required for the proper closure, decommissioning, and  
6 post-closure care of the regional disposal facility;

7 (3) taking any remedial actions necessary to protect  
8 human health and the environment from releases or  
9 threatened releases of wastes from the regional disposal  
10 facility;

11 (4) the purchase of facility and third-party liability  
12 insurance necessary during the institutional control  
13 period of the regional disposal facility;

14 (5) mitigating the impacts of the suspension or  
15 interruption of the acceptance of waste for disposal;

16 (6) compensating any person suffering any damages or  
17 losses to a person or property caused by a release from the  
18 regional disposal facility as provided for in Section 15;  
19 and

20 (7) fulfillment of obligations under a community  
21 agreement under Section 12.1.

22 On or before March 1 of each year through March 1, 2025,  
23 the Agency shall deliver to the Governor, the President and  
24 Minority Leader of the Senate, the Speaker and Minority Leader  
25 of the House, and each of the generators that have contributed  
26 during the preceding State fiscal year to the Fund a financial

1 statement, certified and verified by the Director, which  
2 details all receipts and expenditures from the Fund during the  
3 preceding State fiscal year. The financial statements shall  
4 identify all sources of income to the Fund and all recipients  
5 of expenditures from the Fund, shall specify the amounts of  
6 all the income and expenditures, and shall indicate the  
7 amounts of all the income and expenditures, and shall indicate  
8 the purpose for all expenditures.

9 On July 1, 2025, or as soon thereafter as practical, the  
10 State Comptroller shall direct and the State Treasurer shall  
11 transfer the remaining balance from the Low-Level Radioactive  
12 Waste Facility Closure, Post-Closure Care and Compensation  
13 Fund into the Low-Level Radioactive Waste Facility Development  
14 and Operation Fund. Upon completion of the transfer, the  
15 Low-Level Radioactive Waste Facility Closure, Post-Closure  
16 Care and Compensation Fund is dissolved, and any future  
17 deposits due to that Fund and any outstanding obligations or  
18 liabilities of that Fund shall pass to the Low-Level  
19 Radioactive Waste Facility Development and Operation Fund.

20 (c) (Blank).

21 (d) The Agency may accept for any of its purposes and  
22 functions any donations, grants of money, equipment, supplies,  
23 materials, and services from any state or the United States,  
24 or from any institution, person, firm or corporation. Any  
25 donation or grant of money shall be deposited into the  
26 Low-Level Radioactive Waste Facility Development and Operation

1 Fund.

2 (Source: P.A. 104-2, eff. 6-16-25.)

3 (Text of Section after amendment by P.A. 104-458)

4 Sec. 14. Waste management funds.

5 (a) There is hereby created in the State Treasury a  
6 special fund to be known as the Low-Level Radioactive Waste  
7 Facility Operation Fund. All monies within the Low-Level  
8 Radioactive Waste Facility Operation Fund shall be invested by  
9 the State Treasurer in accordance with established investment  
10 practices. Interest earned by such investment shall be  
11 returned to the Low-Level Radioactive Waste Facility Operation  
12 Fund. The Agency shall deposit all receipts from the fees  
13 required under Section 13 in the State Treasury to the credit  
14 of this Fund. Subject to appropriation, the Agency is  
15 authorized to expend all moneys in the Fund in amounts it deems  
16 necessary for:

17 (1) hiring personnel and any other operating and  
18 contingent expenses necessary for the proper  
19 administration of this Act;

20 (2) contracting with any firm for the purpose of  
21 carrying out the purposes of this Act;

22 (3) grants to the Central Midwest Interstate Low-Level  
23 Radioactive Waste Commission;

24 (4) hiring personnel, contracting with any person, and  
25 meeting any other expenses incurred by the Agency in

1           fulfilling its responsibilities under the Radioactive  
2           Waste Compact Enforcement Act;

3           (5) activities under Sections 10, 10.2 and 10.3;

4           (6) payment of fees in lieu of taxes to a local  
5           government having within its boundaries a regional  
6           disposal facility;

7           (7) payment of grants to counties or municipalities  
8           under Section 12.1;

9           (8) fulfillment of obligations under a community  
10          agreement under Section 12.1;

11          (9) decommissioning and other procedures required for  
12          the proper closure of a regional disposal facility;

13          (10) monitoring, inspecting, and other procedures  
14          required for the proper closure, decommissioning, and  
15          post-closure care of a regional disposal facility;

16          (11) taking any remedial actions necessary to protect  
17          human health and the environment from releases or  
18          threatened releases of wastes from a regional disposal  
19          facility;

20          (12) the purchase of facility and third-party  
21          liability insurance necessary during the institutional  
22          control period of a regional disposal facility;

23          (13) mitigating the impacts of the suspension or  
24          interruption of the acceptance of waste for disposal; and

25          (14) compensating any person suffering any damages or  
26          losses to a person or property caused by a release from the

1 regional disposal facility as provided for in Section 15.

2 In spending monies pursuant to such appropriations, the  
3 Agency shall to the extent practicable avoid duplicating  
4 expenditures made by any firm pursuant to a contract awarded  
5 under this Section.

6 (b) (Blank). ~~There is hereby created in the State Treasury~~  
7 ~~a special fund to be known as the Low Level Radioactive Waste~~  
8 ~~Facility Closure, Post Closure Care and Compensation Fund. All~~  
9 ~~monies within the Low Level Radioactive Waste Facility~~  
10 ~~Closure, Post Closure Care and Compensation Fund shall be~~  
11 ~~invested by the State Treasurer in accordance with established~~  
12 ~~investment practices. Interest earned by such investment shall~~  
13 ~~be returned to the Low Level Radioactive Waste Facility~~  
14 ~~Closure, Post Closure Care and Compensation Fund. All deposits~~  
15 ~~into this Fund shall be held by the State Treasurer separate~~  
16 ~~and apart from all public money or funds of this State.~~

17 ~~On or before March 1 of each year through March 1, 2025,~~  
18 ~~the Agency shall deliver to the Governor, the President and~~  
19 ~~Minority Leader of the Senate, the Speaker and Minority Leader~~  
20 ~~of the House, and each of the generators that have contributed~~  
21 ~~during the preceding State fiscal year to the Fund a financial~~  
22 ~~statement, certified and verified by the Director, which~~  
23 ~~details all receipts and expenditures from the Fund during the~~  
24 ~~preceding State fiscal year. The financial statements shall~~  
25 ~~identify all sources of income to the Fund and all recipients~~  
26 ~~of expenditures from the Fund, shall specify the amounts of~~

1 ~~all the income and expenditures, and shall indicate the~~  
2 ~~amounts of all the income and expenditures, and shall indicate~~  
3 ~~the purpose for all expenditures.~~

4 ~~On July 1, 2025, or as soon thereafter as practical, the~~  
5 ~~State Comptroller shall direct and the State Treasurer shall~~  
6 ~~transfer the remaining balance from the Low Level Radioactive~~  
7 ~~Waste Facility Closure, Post Closure Care and Compensation~~  
8 ~~Fund into the Low Level Radioactive Waste Facility Operation~~  
9 ~~Fund. Upon completion of the transfer, the Low Level~~  
10 ~~Radioactive Waste Facility Closure, Post Closure Care and~~  
11 ~~Compensation Fund is dissolved, and any future deposits due to~~  
12 ~~that Fund and any outstanding obligations or liabilities of~~  
13 ~~that Fund shall pass to the Low Level Radioactive Waste~~  
14 ~~Facility Operation Fund.~~

15 (c) (Blank).

16 (d) The Agency may accept for any of its purposes and  
17 functions any donations, grants of money, equipment, supplies,  
18 materials, and services from any state or the United States,  
19 or from any institution, person, firm or corporation. Any  
20 donation or grant of money shall be deposited into the  
21 Low-Level Radioactive Waste Facility Operation Fund.

22 (Source: P.A. 104-2, eff. 6-16-25; 104-458, eff. 6-1-26.)

23 Section 5-70. The Habitat Endowment Act is amended by  
24 changing Section 15 as follows:

1 (520 ILCS 25/15)

2 Sec. 15. The Illinois Habitat Fund ~~and the Illinois~~  
3 ~~Habitat Endowment Trust Fund.~~

4 (a) There is established in the State treasury a special  
5 fund entitled the Illinois Habitat Fund. The moneys in this  
6 fund shall be used, subject to appropriation, exclusively by  
7 the Department for the preservation and maintenance of high  
8 quality habitat lands. The Illinois Habitat Fund shall be  
9 financed through deposits of fees from the sale of State  
10 Habitat Stamps and artwork as provided for in the Wildlife  
11 Code, and revenue derived from the sale of Sportsmen Series  
12 license plates. The Department may accept, from all sources,  
13 contributions, grants, gifts, bequests, legacies of money, and  
14 securities to be deposited into the Illinois Habitat Fund. All  
15 interest earned from moneys in the Illinois Habitat Fund shall  
16 be deposited into the Illinois Habitat Fund.

17 (b) (Blank). ~~The Illinois Habitat Endowment Trust Fund is~~  
18 ~~created as a trust fund in the State treasury. The Trust Fund~~  
19 ~~shall be financed by a combination of private donations and~~  
20 ~~transfers or deposits from the Park and Conservation Fund or~~  
21 ~~any other fund authorized by law. The Department may accept,~~  
22 ~~from all sources, contributions, grants, gifts, bequests,~~  
23 ~~legacies of money, and securities to be deposited into the~~  
24 ~~Trust Fund. All deposits shall become part of the Trust Fund~~  
25 ~~corpus. Moneys in the Trust Fund are not subject to~~  
26 ~~appropriation and shall be used solely to provide financing to~~

1 ~~the Illinois Habitat Fund. All gifts, grants, assets, funds,~~  
2 ~~or moneys received by the Department under this Act shall be~~  
3 ~~deposited and held by the State Treasurer as ex officio~~  
4 ~~eustodian thereof, separate and apart from all public moneys~~  
5 ~~or funds of this State in a trust fund established in~~  
6 ~~accordance with State law, and shall be administered by the~~  
7 ~~Director exclusively for the purposes set forth in this Act.~~  
8 ~~All moneys in the Trust Fund are to be invested and reinvested~~  
9 ~~by the State Treasurer. All interest accruing from these~~  
10 ~~investments shall be deposited into the Trust Fund.~~  
11 ~~Notwithstanding any other provision of law, in addition to any~~  
12 ~~other transfers that may be provided by law, on July 1, 2025,~~  
13 ~~or as soon thereafter as practical, the State Comptroller~~  
14 ~~shall direct and the State Treasurer shall transfer the~~  
15 ~~remaining balance from the Illinois Habitat Endowment Trust~~  
16 ~~Fund into the Illinois Habitat Fund. Upon completion of the~~  
17 ~~transfer, the Illinois Habitat Endowment Trust Fund is~~  
18 ~~dissolved, and any future deposits due to that Fund and any~~  
19 ~~outstanding obligations or liabilities of that Fund pass to~~  
20 ~~the Illinois Habitat Fund.~~

21 (Source: P.A. 104-2, eff. 6-16-25.)

22 Section 5-75. The Illinois Vehicle Code is amended by  
23 changing Sections 3-658, 3-699.14, and 11-501.01 as follows:

24 (625 ILCS 5/3-658)

1           Sec. 3-658. Professional Sports Teams license plates.

2           (a) The Secretary, upon receipt of an application made in  
3 the form prescribed by the Secretary, may issue special  
4 registration plates designated as Professional Sports Teams  
5 license plates. The special plates issued under this Section  
6 shall be affixed only to passenger vehicles of the first  
7 division, motorcycles, and motor vehicles of the second  
8 division weighing not more than 8,000 pounds. Plates issued  
9 under this Section shall expire according to the multi-year  
10 procedure established by Section 3-414.1 of this Code.

11           (b) The design and color of the plates is wholly within the  
12 discretion of the Secretary, except that the plates shall,  
13 subject to the permission of the applicable team owner,  
14 display the logo of the Chicago Bears, the Chicago Bulls, the  
15 Chicago Blackhawks, the Chicago Cubs, the Chicago White Sox,  
16 the Chicago Sky, the Chicago Red Stars, the Chicago Fire, or  
17 the St. Louis Cardinals, at the applicant's option. The  
18 Secretary may allow the plates to be issued as vanity or  
19 personalized plates under Section 3-405.1 of the Code. The  
20 Secretary shall prescribe stickers or decals as provided under  
21 Section 3-412 of this Code.

22           (c) An applicant for the special plate shall be charged a  
23 \$40 fee for original issuance in addition to the appropriate  
24 registration fee. ~~Of~~ ~~Until July 1, 2023, of this fee, \$25 shall~~  
25 ~~be deposited into the Professional Sports Teams Education Fund~~  
26 ~~and \$15 shall be deposited into the Secretary of State Special~~

1 ~~License Plate Fund, to be used by the Secretary to help defray~~  
2 ~~the administrative processing costs. Beginning July 1, 2023,~~  
3 ~~of this fee, \$25 shall be deposited into the Common School Fund~~  
4 ~~and \$15 shall be deposited into the Secretary of State Special~~  
5 ~~License Plate Fund, to be used by the Secretary to help defray~~  
6 ~~the administrative processing costs.~~

7 For each registration renewal period, a \$27 fee, in  
8 addition to the appropriate registration fee, shall be  
9 charged. Of ~~Until July 1, 2023, of this fee, \$25 shall be~~  
10 ~~deposited into the Professional Sports Teams Education Fund~~  
11 ~~and \$2 shall be deposited into the Secretary of State Special~~  
12 ~~License Plate Fund. Beginning July 1, 2023, of this fee, \$25~~  
13 ~~shall be deposited into the Common School Fund and \$2 shall be~~  
14 ~~deposited into the Secretary of State Special License Plate~~  
15 ~~Fund.~~

16 (d) (Blank). ~~The Professional Sports Teams Education Fund~~  
17 ~~is created as a special fund in the State treasury. Until July~~  
18 ~~1, 2023, the Comptroller shall order transferred and the~~  
19 ~~Treasurer shall transfer all moneys in the Professional Sports~~  
20 ~~Teams Education Fund to the Common School Fund every 6 months.~~

21 (e) (Blank). ~~On July 1, 2023, or as soon thereafter as~~  
22 ~~practical, the State Comptroller shall direct and the State~~  
23 ~~Treasurer shall transfer the remaining balance from the~~  
24 ~~Professional Sports Teams Education Fund into the Common~~  
25 ~~School Fund. Upon completion of the transfer, the Professional~~  
26 ~~Sports Teams Education Fund is dissolved, and any future~~

1 ~~deposits due to that Fund and any outstanding obligations or~~  
2 ~~liabilities of that Fund shall pass to the Common School Fund.~~

3 (Source: P.A. 102-1099, eff. 1-1-23; 103-8, eff. 6-7-23.)

4 (625 ILCS 5/3-699.14)

5 Sec. 3-699.14. Universal special license plates.

6 (a) In addition to any other special license plate, the  
7 Secretary, upon receipt of all applicable fees and  
8 applications made in the form prescribed by the Secretary, may  
9 issue Universal special license plates to residents of  
10 Illinois on behalf of organizations that have been authorized  
11 by the General Assembly to issue decals for Universal special  
12 license plates. Appropriate documentation, as determined by  
13 the Secretary, shall accompany each application. Authorized  
14 organizations shall be designated by amendment to this  
15 Section. When applying for a Universal special license plate  
16 the applicant shall inform the Secretary of the name of the  
17 authorized organization from which the applicant will obtain a  
18 decal to place on the plate. The Secretary shall make a record  
19 of that organization and that organization shall remain  
20 affiliated with that plate until the plate is surrendered,  
21 revoked, or otherwise canceled. The authorized organization  
22 may charge a fee to offset the cost of producing and  
23 distributing the decal, but that fee shall be retained by the  
24 authorized organization and shall be separate and distinct  
25 from any registration fees charged by the Secretary. No decal,

1 sticker, or other material may be affixed to a Universal  
2 special license plate other than a decal authorized by the  
3 General Assembly in this Section or a registration renewal  
4 sticker. The special plates issued under this Section shall be  
5 affixed only to passenger vehicles of the first division,  
6 including motorcycles and autocycles, or motor vehicles of the  
7 second division weighing not more than 8,000 pounds. Plates  
8 issued under this Section shall expire according to the  
9 multi-year procedure under Section 3-414.1 of this Code.

10 (b) The design, color, and format of the Universal special  
11 license plate shall be wholly within the discretion of the  
12 Secretary. Universal special license plates are not required  
13 to designate "Land of Lincoln", as prescribed in subsection  
14 (b) of Section 3-412 of this Code. The design shall allow for  
15 the application of a decal to the plate. Organizations  
16 authorized by the General Assembly to issue decals for  
17 Universal special license plates shall comply with rules  
18 adopted by the Secretary governing the requirements for and  
19 approval of Universal special license plate decals. The  
20 Secretary may, in his or her discretion, allow Universal  
21 special license plates to be issued as vanity or personalized  
22 plates in accordance with Section 3-405.1 of this Code. The  
23 Secretary of State must make a version of the special  
24 registration plates authorized under this Section in a form  
25 appropriate for motorcycles and autocycles.

26 (c) When authorizing a Universal special license plate,

1 the General Assembly shall set forth whether an additional fee  
2 is to be charged for the plate and, if a fee is to be charged,  
3 the amount of the fee and how the fee is to be distributed.  
4 When necessary, the authorizing language shall create a  
5 special fund in the State treasury into which fees may be  
6 deposited for an authorized Universal special license plate.  
7 Additional fees may only be charged if the fee is to be paid  
8 over to a State agency or to a charitable entity that is in  
9 compliance with the registration and reporting requirements of  
10 the Charitable Trust Act and the Solicitation for Charity Act.  
11 Any charitable entity receiving fees for the sale of Universal  
12 special license plates shall annually provide the Secretary of  
13 State a letter of compliance issued by the Attorney General  
14 verifying that the entity is in compliance with the Charitable  
15 Trust Act and the Solicitation for Charity Act.

16 (d) Upon original issuance and for each registration  
17 renewal period, in addition to the appropriate registration  
18 fee, if applicable, the Secretary shall collect any additional  
19 fees, if required, for issuance of Universal special license  
20 plates. The fees shall be collected on behalf of the  
21 organization designated by the applicant when applying for the  
22 plate. All fees collected shall be transferred to the State  
23 agency on whose behalf the fees were collected, or paid into  
24 the special fund designated in the law authorizing the  
25 organization to issue decals for Universal special license  
26 plates. All money in the designated fund shall be distributed

1 by the Secretary subject to appropriation by the General  
2 Assembly.

3 (e) The following organizations may issue decals for  
4 Universal special license plates with the original and renewal  
5 fees and fee distribution as follows:

6 (1) The Illinois Department of Natural Resources.

7 (A) Original issuance: \$25; with \$10 to the  
8 Roadside Monarch Habitat Fund and \$15 to the Secretary  
9 of State Special License Plate Fund.

10 (B) Renewal: \$25; with \$23 to the Roadside Monarch  
11 Habitat Fund and \$2 to the Secretary of State Special  
12 License Plate Fund.

13 (2) Illinois Veterans' Homes.

14 (A) Original issuance: \$26, which shall be  
15 deposited into the Illinois Veterans' Homes Fund.

16 (B) Renewal: \$26, which shall be deposited into  
17 the Illinois Veterans' Homes Fund.

18 (3) The Illinois Department of Human Services for  
19 volunteerism decals.

20 (A) Original issuance: \$25, which shall be  
21 deposited into the Secretary of State Special License  
22 Plate Fund.

23 (B) Renewal: \$25, which shall be deposited into  
24 the Secretary of State Special License Plate Fund.

25 (4) (Blank).

26 (5) (Blank).

1 (6) K9s for Veterans, NFP.

2 (A) Original issuance: \$25; with \$10 to the  
3 Post-Traumatic Stress Disorder Awareness Fund and \$15  
4 to the Secretary of State Special License Plate Fund.

5 (B) Renewal: \$25; with \$23 to the Post-Traumatic  
6 Stress Disorder Awareness Fund and \$2 to the Secretary  
7 of State Special License Plate Fund.

8 (7) (Blank). ~~The International Association of~~  
9 ~~Machinists and Aerospace Workers.~~

10 ~~(A) Original issuance: \$35; with \$20 to the Guide~~  
11 ~~Dogs of America Fund and \$15 to the Secretary of State~~  
12 ~~Special License Plate Fund.~~

13 ~~(B) Renewal: \$25; with \$23 going to the Guide Dogs~~  
14 ~~of America Fund and \$2 to the Secretary of State~~  
15 ~~Special License Plate Fund.~~

16 (8) (Blank). ~~Local Lodge 701 of the International~~  
17 ~~Association of Machinists and Aerospace Workers.~~

18 ~~(A) Original issuance: \$35; with \$10 to the Guide~~  
19 ~~Dogs of America Fund, \$10 to the Mechanics Training~~  
20 ~~Fund, and \$15 to the Secretary of State Special~~  
21 ~~License Plate Fund.~~

22 ~~(B) Renewal: \$30; with \$13 to the Guide Dogs of~~  
23 ~~America Fund, \$15 to the Mechanics Training Fund, and~~  
24 ~~\$2 to the Secretary of State Special License Plate~~  
25 ~~Fund.~~

26 (9) (Blank).

1 (10) (Blank).

2 (11) The Illinois Department of Human Services for  
3 pediatric cancer awareness decals.

4 (A) Original issuance: \$25; with \$10 to the  
5 Pediatric Cancer Awareness Fund and \$15 to the  
6 Secretary of State Special License Plate Fund.

7 (B) Renewal: \$25; with \$23 to the Pediatric Cancer  
8 Awareness Fund and \$2 to the Secretary of State  
9 Special License Plate Fund.

10 (12) The Department of Veterans Affairs for Fold of  
11 Honor decals.

12 (A) Original issuance: \$25; with \$10 to the Folds  
13 of Honor Foundation Fund and \$15 to the Secretary of  
14 State Special License Plate Fund.

15 (B) Renewal: \$25; with \$23 to the Folds of Honor  
16 Foundation Fund and \$2 to the Secretary of State  
17 Special License Plate Fund.

18 (13) The Illinois chapters of the Experimental  
19 Aircraft Association for aviation enthusiast decals.

20 (A) Original issuance: \$25; with \$10 to the  
21 Experimental Aircraft Association Fund and \$15 to the  
22 Secretary of State Special License Plate Fund.

23 (B) Renewal: \$25; with \$23 to the Experimental  
24 Aircraft Association Fund and \$2 to the Secretary of  
25 State Special License Plate Fund.

26 (14) The Illinois Department of Human Services for

1 Child Abuse Council of the Quad Cities decals.

2 (A) Original issuance: \$25; with \$10 to the Child  
3 Abuse Council of the Quad Cities Fund and \$15 to the  
4 Secretary of State Special License Plate Fund.

5 (B) Renewal: \$25; with \$23 to the Child Abuse  
6 Council of the Quad Cities Fund and \$2 to the Secretary  
7 of State Special License Plate Fund.

8 (15) The Illinois Department of Public Health for  
9 health care worker decals.

10 (A) Original issuance: \$25; with \$10 to the  
11 Illinois Health Care Workers Benefit Fund, and \$15 to  
12 the Secretary of State Special License Plate Fund.

13 (B) Renewal: \$25; with \$23 to the Illinois Health  
14 Care Workers Benefit Fund and \$2 to the Secretary of  
15 State Special License Plate Fund.

16 (16) The Department of Agriculture for Future Farmers  
17 of America decals.

18 (A) Original issuance: \$25; with \$10 to the Future  
19 Farmers of America Fund and \$15 to the Secretary of  
20 State Special License Plate Fund.

21 (B) Renewal: \$25; with \$23 to the Future Farmers  
22 of America Fund and \$2 to the Secretary of State  
23 Special License Plate Fund.

24 (17) The Illinois Department of Public Health for  
25 autism awareness decals that are designed with input from  
26 autism advocacy organizations.

1 (A) Original issuance: \$25; with \$10 to the Autism  
2 Awareness Fund and \$15 to the Secretary of State  
3 Special License Plate Fund.

4 (B) Renewal: \$25; with \$23 to the Autism Awareness  
5 Fund and \$2 to the Secretary of State Special License  
6 Plate Fund.

7 (18) The Department of Natural Resources for Lyme  
8 disease research decals.

9 (A) Original issuance: \$25; with \$10 to the Tick  
10 Research, Education, and Evaluation Fund and \$15 to  
11 the Secretary of State Special License Plate Fund.

12 (B) Renewal: \$25; with \$23 to the Tick Research,  
13 Education, and Evaluation Fund and \$2 to the Secretary  
14 of State Special License Plate Fund.

15 (19) The IBEW Thank a Line Worker decal.

16 (A) Original issuance: \$15, which shall be  
17 deposited into the Secretary of State Special License  
18 Plate Fund.

19 (B) Renewal: \$2, which shall be deposited into the  
20 Secretary of State Special License Plate Fund.

21 (20) An Illinois chapter of the Navy Club for Navy  
22 Club decals.

23 (A) Original issuance: \$5; which shall be  
24 deposited into the Navy Club Fund.

25 (B) Renewal: \$18; which shall be deposited into  
26 the Navy Club Fund.

1           (21) An Illinois chapter of the International  
2 Brotherhood of Electrical Workers for International  
3 Brotherhood of Electrical Workers decal.

4           (A) Original issuance: \$25; with \$10 to the  
5 International Brotherhood of Electrical Workers Fund  
6 and \$15 to the Secretary of State Special License  
7 Plate Fund.

8           (B) Renewal: \$25; with \$23 to the International  
9 Brotherhood of Electrical Workers Fund and \$2 to the  
10 Secretary of State Special License Plate Fund.

11          (22) The 100 Club of Illinois decal.

12           (A) Original issuance: \$45; with \$30 to the 100  
13 Club of Illinois Fund and \$15 to the Secretary of State  
14 Special License Plate Fund.

15           (B) Renewal: \$27; with \$25 to the 100 Club of  
16 Illinois Fund and \$2 to the Secretary of State Special  
17 License Plate Fund.

18          (23) The Illinois USTA/Midwest Youth Tennis Foundation  
19 decal.

20           (A) Original issuance: \$40; with \$25 to the  
21 Illinois USTA/Midwest Youth Tennis Foundation Fund and  
22 \$15 to the Secretary of State Special License Plate  
23 Fund.

24           (B) Renewal: \$40; with \$38 to the Illinois  
25 USTA/Midwest Youth Tennis Foundation Fund and \$2 to  
26 the Secretary of State Special License Plate Fund.

1 (24) The Sons of the American Legion decal.

2 (A) Original issuance: \$25; with \$10 to the Sons  
3 of the American Legion Fund and \$15 to the Secretary of  
4 State Special License Plate Fund.

5 (B) Renewal: \$25; with \$23 to the Sons of the  
6 American Legion Fund and \$2 to the Secretary of State  
7 Special License Plate Fund.

8 (f) The following funds are created as special funds in  
9 the State treasury:

10 (1) The Roadside Monarch Habitat Fund. All money in  
11 the Roadside Monarch Habitat Fund shall be paid as grants  
12 by the Illinois Department of Natural Resources to fund  
13 roadside monarch and other pollinator habitat development,  
14 enhancement, and restoration projects in this State.

15 (2) (Blank).

16 (3) (Blank).

17 (4) The Post-Traumatic Stress Disorder Awareness Fund.  
18 All money in the Post-Traumatic Stress Disorder Awareness  
19 Fund shall be paid as grants to K9s for Veterans, NFP for  
20 support, education, and awareness of veterans with  
21 post-traumatic stress disorder.

22 (5) (Blank). ~~The Guide Dogs of America Fund. All money~~  
23 ~~in the Guide Dogs of America Fund shall be paid as grants~~  
24 ~~to the International Guiding Eyes, Inc., doing business as~~  
25 ~~Guide Dogs of America.~~

26 (6) (Blank). ~~The Mechanics Training Fund. All money in~~

1 ~~the Mechanics Training Fund shall be paid as grants to the~~  
2 ~~Mechanics Local 701 Training Fund.~~

3 (7) (Blank).

4 (8) (Blank).

5 (9) The Pediatric Cancer Awareness Fund. All money in  
6 the Pediatric Cancer Awareness Fund shall be paid as  
7 grants to the Cancer Center at Illinois for pediatric  
8 cancer treatment and research.

9 (10) The Folds of Honor Foundation Fund. All money in  
10 the Folds of Honor Foundation Fund shall be paid as grants  
11 to the Folds of Honor Foundation to aid in providing  
12 educational scholarships to military families.

13 (11) The Experimental Aircraft Association Fund. All  
14 money in the Experimental Aircraft Association Fund shall  
15 be paid, subject to appropriation by the General Assembly  
16 and distribution by the Secretary, as grants to promote  
17 recreational aviation.

18 (12) The Child Abuse Council of the Quad Cities Fund.  
19 All money in the Child Abuse Council of the Quad Cities  
20 Fund shall be paid as grants to benefit the Child Abuse  
21 Council of the Quad Cities.

22 (13) The Illinois Health Care Workers Benefit Fund.  
23 All money in the Illinois Health Care Workers Benefit Fund  
24 shall be paid as grants to the Trinity Health Foundation  
25 for the benefit of health care workers, doctors, nurses,  
26 and others who work in the health care industry in this

1 State.

2 (14) The Future Farmers of America Fund. All money in  
3 the Future Farmers of America Fund shall be paid as grants  
4 to the Illinois Association of Future Farmers of America.

5 (15) The Tick Research, Education, and Evaluation  
6 Fund. All money in the Tick Research, Education, and  
7 Evaluation Fund shall be paid as grants to the Illinois  
8 Lyme Association.

9 (16) The Navy Club Fund. All money in the Navy Club  
10 Fund shall be paid as grants to any local chapter of the  
11 Navy Club that is located in this State.

12 (17) The International Brotherhood of Electrical  
13 Workers Fund. All money in the International Brotherhood  
14 of Electrical Workers Fund shall be paid as grants to any  
15 local chapter of the International Brotherhood of  
16 Electrical Workers that is located in this State.

17 (18) The 100 Club of Illinois Fund. All money in the  
18 100 Club of Illinois Fund shall be paid as grants to the  
19 100 Club of Illinois for the purpose of giving financial  
20 support to children and spouses of first responders killed  
21 in the line of duty and mental health resources for active  
22 duty first responders.

23 (19) The Illinois USTA/Midwest Youth Tennis Foundation  
24 Fund. All money in the Illinois USTA/Midwest Youth Tennis  
25 Foundation Fund shall be paid as grants to Illinois  
26 USTA/Midwest Youth Tennis Foundation to aid USTA/Midwest

1 districts in the State with exposing youth to the game of  
2 tennis.

3 (20) The Sons of the American Legion Fund. All money  
4 in the Sons of the American Legion Fund shall be paid as  
5 grants to the Illinois Detachment of the Sons of the  
6 American Legion.

7 (g) The following funds are dissolved on July 1, 2025:

8 (1) The Prostate Cancer Awareness Fund.

9 (2) The Horsemen's Council of Illinois Fund.

10 (3) The Theresa Tracy Trot-Illinois CancerCare  
11 Foundation Fund.

12 (4) The Developmental Disabilities Awareness Fund.

13 (h) The following funds are dissolved on July 1, 2026:

14 (1) The Guide Dogs of America Fund.

15 (2) The Mechanics Training Fund.

16 (Source: P.A. 103-112, eff. 1-1-24; 103-163, eff. 1-1-24;  
17 103-349, eff. 1-1-24; 103-605, eff. 7-1-24; 103-664, eff.  
18 1-1-25; 103-665, eff. 1-1-25; 103-855, eff. 1-1-25; 103-911,  
19 eff. 1-1-25; 103-933, eff. 1-1-25; 104-2, eff. 6-16-25;  
20 104-234, eff. 8-15-25; 104-417, eff. 8-15-25; 104-435, eff.  
21 11-21-25; revised 12-9-25.)

22 (625 ILCS 5/11-501.01)

23 Sec. 11-501.01. Additional administrative sanctions.

24 (a) After a finding of guilt and prior to any final  
25 sentencing or an order for supervision, for an offense based

1 upon an arrest for a violation of Section 11-501 or a similar  
2 provision of a local ordinance, individuals shall be required  
3 to undergo a professional evaluation to determine if an  
4 alcohol, drug, or intoxicating compound abuse problem exists  
5 and the extent of the problem, and undergo the imposition of  
6 treatment as appropriate. Programs conducting these  
7 evaluations shall be licensed by the Department of Human  
8 Services. The cost of any professional evaluation shall be  
9 paid for by the individual required to undergo the  
10 professional evaluation.

11 (b) Any person who is found guilty of or pleads guilty to  
12 violating Section 11-501, including any person receiving a  
13 disposition of court supervision for violating that Section,  
14 may be required by the Court to attend a victim impact panel  
15 offered by, or under contract with, a county State's  
16 Attorney's office, a probation and court services department,  
17 Mothers Against Drunk Driving, or the Alliance Against  
18 Intoxicated Motorists. All costs generated by the victim  
19 impact panel shall be paid from fees collected from the  
20 offender or as may be determined by the court.

21 (c) (Blank).

22 (d) The Secretary of State shall revoke the driving  
23 privileges of any person convicted under Section 11-501 or a  
24 similar provision of a local ordinance.

25 (e) The Secretary of State shall require the use of  
26 ignition interlock devices for a period not less than 5 years

1 on all vehicles owned by a person who has been convicted of a  
2 second or subsequent offense of Section 11-501 or a similar  
3 provision of a local ordinance. The person must pay to the  
4 Secretary of State DUI Administration Fund an amount not to  
5 exceed \$30 for each month that he or she uses the device. The  
6 Secretary shall establish by rule and regulation the  
7 procedures for certification and use of the interlock system,  
8 the amount of the fee, and the procedures, terms, and  
9 conditions relating to these fees. During the time period in  
10 which a person is required to install an ignition interlock  
11 device under this subsection (e), that person shall only  
12 operate vehicles in which ignition interlock devices have been  
13 installed, except as allowed by subdivision (c)(5) or (d)(5)  
14 of Section 6-205 of this Code.

15 (f) (Blank).

16 (g) (Blank). ~~The Secretary of State Police DUI Fund is~~  
17 ~~created as a special fund in the State treasury and, subject to~~  
18 ~~appropriation, shall be used for enforcement and prevention of~~  
19 ~~driving while under the influence of alcohol, other drug or~~  
20 ~~drugs, intoxicating compound or compounds or any combination~~  
21 ~~thereof, as defined by Section 11-501 of this Code, including,~~  
22 ~~but not limited to, the purchase of law enforcement equipment~~  
23 ~~and commodities to assist in the prevention of alcohol-related~~  
24 ~~criminal violence throughout the State; police officer~~  
25 ~~training and education in areas related to alcohol-related~~  
26 ~~crime, including, but not limited to, DUI training; and police~~

~~1 officer salaries, including, but not limited to, salaries for  
2 hire-back funding for safety checkpoints, saturation patrols,  
3 and liquor store sting operations. Notwithstanding any other  
4 provision of law, on July 1, 2025, or as soon thereafter as  
5 practical, the State Comptroller shall direct and the State  
6 Treasurer shall transfer the remaining balance from the  
7 Secretary of State Police DUI Fund into the Secretary of State  
8 Police Services Fund. Upon completion of the transfers, the  
9 Secretary of State Police DUI Fund is dissolved, and any  
10 future deposits due to that Fund and any outstanding  
11 obligations or liabilities of that Fund shall pass to the  
12 Secretary of State Police Services Fund.~~

13 (h) Whenever an individual is sentenced for an offense  
14 based upon an arrest for a violation of Section 11-501 or a  
15 similar provision of a local ordinance, and the professional  
16 evaluation recommends remedial or rehabilitative treatment or  
17 education, neither the treatment nor the education shall be  
18 the sole disposition and either or both may be imposed only in  
19 conjunction with another disposition. The court shall monitor  
20 compliance with any remedial education or treatment  
21 recommendations contained in the professional evaluation.  
22 Programs conducting alcohol or other drug evaluation or  
23 remedial education must be licensed by the Department of Human  
24 Services. If the individual is not a resident of Illinois,  
25 however, the court may accept an alcohol or other drug  
26 evaluation or remedial education program in the individual's

1 state of residence. Programs providing treatment must be  
2 licensed under existing applicable alcoholism and drug  
3 treatment licensure standards.

4 (i) (Blank).

5 (j) A person that is subject to a chemical test or tests of  
6 blood under subsection (a) of Section 11-501.1 or subdivision  
7 (c) (2) of Section 11-501.2 of this Code, whether or not that  
8 person consents to testing, shall be liable for the expense up  
9 to \$500 for blood withdrawal by a physician authorized to  
10 practice medicine, a licensed physician assistant, a licensed  
11 advanced practice registered nurse, a registered nurse, a  
12 trained phlebotomist, a licensed paramedic, or a qualified  
13 person other than a police officer approved by the Illinois  
14 State Police to withdraw blood, who responds, whether at a law  
15 enforcement facility or a health care facility, to a police  
16 department request for the drawing of blood based upon refusal  
17 of the person to submit to a lawfully requested breath test or  
18 probable cause exists to believe the test would disclose the  
19 ingestion, consumption, or use of drugs or intoxicating  
20 compounds if:

21 (1) the person is found guilty of violating Section  
22 11-501 of this Code or a similar provision of a local  
23 ordinance; or

24 (2) the person pleads guilty to or stipulates to facts  
25 supporting a violation of Section 11-503 of this Code or a  
26 similar provision of a local ordinance when the plea or

1 stipulation was the result of a plea agreement in which  
2 the person was originally charged with violating Section  
3 11-501 of this Code or a similar local ordinance.

4 (Source: P.A. 104-2, eff. 6-16-25.)

5 Section 5-80. The Public-Private Partnerships for  
6 Transportation Act is amended by changing Section 15 as  
7 follows:

8 (630 ILCS 5/15)

9 Sec. 15. Formation of public-private agreements; project  
10 planning.

11 (a) Each responsible public entity may exercise the powers  
12 granted by this Act to do some or all to design, develop,  
13 construct, finance, and operate any part of one or more  
14 transportation projects through public-private agreements with  
15 one or more private entities, except for transportation  
16 projects for the Illiana Expressway as defined in the Public  
17 Private Agreements for the Illiana Expressway Act. The net  
18 proceeds, if any, arising out of a transportation project or  
19 public-private agreement undertaken by the Department pursuant  
20 to this Act shall be deposited into the State Construction  
21 Account ~~Public-Private Partnerships for Transportation~~ Fund.  
22 The net proceeds arising out of a transportation project or  
23 public-private agreement undertaken by the Authority pursuant  
24 to this Act shall be deposited into the Illinois State Toll

1 Highway Authority Fund and shall be used only as authorized by  
2 Section 23 of the Toll Highway Act.

3 (b) The Authority may enter into a public-private  
4 partnership to design, develop, construct, finance, and  
5 operate new toll highways authorized by the Governor and the  
6 General Assembly pursuant to Section 14.1 of the Toll Highway  
7 Act, non-highway transportation projects on the toll highway  
8 system such as commuter rail or high-speed rail lines, and  
9 intelligent transportation infrastructure that will enhance  
10 the safety, efficiency, and environmental quality of the toll  
11 highway system. The Authority may operate or provide  
12 operational services such as toll collection on highways which  
13 are developed or financed, or both, through a public-private  
14 agreement entered into by another public entity, under an  
15 agreement with the public entity or contractor responsible for  
16 the transportation project.

17 (c) A contractor has:

18 (1) all powers allowed by law generally to a private  
19 entity having the same form of organization as the  
20 contractor; and

21 (2) the power to develop, finance, and operate the  
22 transportation facility and to impose user fees in  
23 connection with the use of the transportation facility,  
24 subject to the terms of the public-private agreement.

25 No tolls or user fees may be imposed by the contractor  
26 except as set forth in a public-private agreement.

1 (d) Prior to commencing the procurement process under an  
2 unsolicited proposal or the issuance of any request for  
3 qualifications or request for proposals with respect to any  
4 potential project undertaken by a responsible public entity  
5 pursuant to Section 19 or 20 of this Act, the commencement of a  
6 procurement process for that particular potential project  
7 shall be authorized by joint resolution of the General  
8 Assembly.

9 (e) (Blank).

10 (f) Any project undertaken under this Act shall be subject  
11 to all applicable planning requirements otherwise required by  
12 law, including land use planning, regional planning,  
13 transportation planning, and environmental compliance  
14 requirements.

15 (g) (Blank).

16 (h) The responsible public entity shall hold one or more  
17 public hearings before entering into negotiations with a  
18 proposer. These public hearings shall address any potential  
19 project that the responsible public entity submitted to the  
20 General Assembly for review under subsection (d). The  
21 responsible public entity shall publish a notice of the  
22 hearing or hearings at least 7 days before a hearing takes  
23 place, and shall include the following in the notice: (i) the  
24 date, time, and place of the hearing and the address of the  
25 responsible public entity; (ii) a brief description of the  
26 potential projects that the responsible public entity is

1 considering undertaking; and (iii) a statement that the public  
2 may comment on the potential projects.

3 (i) Each year, at least 30 days prior to the beginning of  
4 the transportation agency's fiscal year, the transportation  
5 agency shall submit a description of potential projects that  
6 the transportation agency is considering undertaking under  
7 this Act to each county, municipality, and metropolitan  
8 planning organization, with respect to each project located  
9 within its boundaries.

10 (j) A new transportation facility developed as a project  
11 under this Act must be consistent with the regional plan then  
12 in existence of a metropolitan planning organization in whose  
13 boundaries the project is located.

14 (Source: P.A. 103-570, eff. 1-1-24; 103-865, eff. 1-1-25.)

15 (630 ILCS 5/90 rep.)

16 Section 5-85. The Public-Private Partnerships for  
17 Transportation Act is amended by repealing Section 90.

18 Section 5-90. The Unified Code of Corrections is amended  
19 by changing Section 5-9-1.8 as follows:

20 (730 ILCS 5/5-9-1.8)

21 Sec. 5-9-1.8. Child sexual abuse material fines. Beginning  
22 July 1, 2025, 100% of the fines in excess of \$10,000 collected  
23 for violations of Section 11-20.1 of the Criminal Code of 1961

1 or the Criminal Code of 2012 shall be deposited into the DCFS  
2 Children's Services Fund. Moneys in the Fund resulting from  
3 the fines shall be for the use of the Department of Children  
4 and Family Services for grants to private entities giving  
5 treatment and counseling to victims of child sexual abuse.

6 ~~Notwithstanding any other provision of law to the contrary~~  
7 ~~and in addition to any other transfers that may be provided by~~  
8 ~~law, on July 1, 2025, or as soon thereafter as practical, the~~  
9 ~~State Comptroller shall direct and the State Treasurer shall~~  
10 ~~transfer the remaining balance from the Child Abuse Prevention~~  
11 ~~Fund into the DCFS Children's Services Fund. Upon completion~~  
12 ~~of the transfer, the Child Abuse Prevention Fund is dissolved,~~  
13 ~~and any future deposits due to that Fund and any outstanding~~  
14 ~~obligations or liabilities of that Fund pass to the DCFS~~  
15 ~~Children's Services Fund.~~

16 (Source: P.A. 104-2, eff. 6-16-25; 104-245, eff. 1-1-26;  
17 revised 11-21-25.)

18 Section 5-95. The Adoption Act is amended by changing  
19 Section 18.3a as follows:

20 (750 ILCS 50/18.3a) (from Ch. 40, par. 1522.3a)

21 Sec. 18.3a. Confidential intermediary.

22 (a) General purposes. Notwithstanding any other provision  
23 of this Act,

24 (1) any adopted or surrendered person 21 years of age

1 or over; or

2 (2) any adoptive parent or legal guardian of an  
3 adopted or surrendered person under the age of 21; or

4 (3) any birth parent of an adopted or surrendered  
5 person who is 21 years of age or over; or

6 (4) any adult child or adult grandchild of a deceased  
7 adopted or surrendered person; or

8 (5) any adoptive parent or surviving spouse of a  
9 deceased adopted or surrendered person; or

10 (6) any adult birth sibling of the adult adopted or  
11 surrendered person unless the birth parent has checked  
12 Option E on the Birth Parent Preference Form or has filed a  
13 Denial of Information Exchange with the Registry and is  
14 not deceased; or

15 (7) any adult adopted birth sibling of an adult  
16 adopted or surrendered person; or

17 (8) any adult birth sibling of the birth parent if the  
18 birth parent is deceased; or

19 (9) any birth grandparent

20 may petition the court in any county in the State of Illinois  
21 for appointment of a confidential intermediary as provided in  
22 this Section for the purpose of exchanging medical information  
23 with one or more mutually consenting biological relatives,  
24 obtaining identifying information about one or more mutually  
25 consenting biological relatives, or arranging contact with one  
26 or more mutually consenting biological relatives. The

1 petitioner shall be required to accompany his or her petition  
2 with proof of registration with the Illinois Adoption Registry  
3 and Medical Information Exchange.

4 (a-4) The adoptive parent or legal guardian of an adopted  
5 or surrendered person under the age of 21 may also petition the  
6 court for the appointment of a confidential intermediary for  
7 purposes of obtaining identifying information or arranging  
8 contact with a mutually consenting adoptive parent or legal  
9 guardian of a birth sibling of the petitioner's adopted or  
10 surrendered child under the age of 21.

11 (a-5) In addition, any former youth in care as defined in  
12 Section 4d of the Children and Family Services Act who was  
13 adopted or surrendered may petition the court in any county in  
14 the State for appointment of a confidential intermediary as  
15 provided in this Section for the purposes of obtaining  
16 identifying information or arranging contact with (i) siblings  
17 or birth relatives if the former youth in care is between the  
18 ages of 18 and 21 or (ii) former foster parents or foster  
19 siblings if the former youth in care is over the age of 18. A  
20 petitioner under this subsection is not required to register  
21 with the Illinois Adoption Registry and Medical Information  
22 Exchange.

23 (b) Petition. Upon petition, the court shall appoint a  
24 confidential intermediary. The petition shall indicate if the  
25 petitioner wants to do any one or more of the following as to  
26 the sought-after relative or relatives: exchange medical

1 information with the biological relative or relatives, obtain  
2 identifying information from the biological relative or  
3 relatives, or to arrange contact with the biological relative.

4 (c) Order. The order appointing the confidential  
5 intermediary shall allow that intermediary to conduct a search  
6 for the sought-after relative by accessing those records  
7 described in subsection (g) of this Section.

8 (d) Fees and expenses. The court shall not condition the  
9 appointment of the confidential intermediary on the payment of  
10 the intermediary's fees and expenses in advance of the  
11 commencement of the work of the confidential intermediary. No  
12 fee shall be charged to any petitioner.

13 (e) Eligibility of intermediary. The court may appoint as  
14 confidential intermediary any person certified by the  
15 Department of Children and Family Services as qualified to  
16 serve as a confidential intermediary. Certification shall be  
17 dependent upon the confidential intermediary completing a  
18 course of training including, but not limited to, applicable  
19 federal and State privacy laws.

20 (f) (Blank).

21 (g) Confidential intermediary access to information.  
22 Subject to the limitations of subsection (i) of this Section,  
23 the confidential intermediary shall have access to vital  
24 records maintained by the Department of Public Health and its  
25 local designees for the maintenance of vital records, or a  
26 comparable public entity that maintains vital records in

1 another state in accordance with that state's laws, and all  
2 records of the court or any adoption agency, public or  
3 private, as limited in this Section, which relate to the  
4 adoption or the identity and location of an adopted or  
5 surrendered person, of an adult child or surviving spouse of a  
6 deceased adopted or surrendered person, or of a birth parent,  
7 birth sibling, or the sibling of a deceased birth parent. The  
8 confidential intermediary shall not have access to any  
9 personal health information protected by the Standards for  
10 Privacy of Individually Identifiable Health Information  
11 adopted by the U.S. Department of Health and Human Services  
12 under the Health Insurance Portability and Accountability Act  
13 of 1996 unless the confidential intermediary has obtained  
14 written consent from the person whose information is being  
15 sought by an adult adopted or surrendered person or, if that  
16 person is a minor child, that person's parent or guardian.  
17 Confidential intermediaries shall be authorized to inspect  
18 confidential relinquishment and adoption records. The  
19 confidential intermediary shall not be authorized to access  
20 medical records, financial records, credit records, banking  
21 records, home studies, attorney file records, or other  
22 personal records. In cases where a birth parent is being  
23 sought, an adoption agency shall inform the confidential  
24 intermediary of any statement filed pursuant to Section 18.3,  
25 hereinafter referred to as "the 18.3 statement", indicating a  
26 desire of the surrendering birth parent to have identifying

1 information shared or to not have identifying information  
2 shared. Information provided to the confidential intermediary  
3 by an adoption agency shall be restricted to the full name,  
4 date of birth, place of birth, last known address, last known  
5 telephone number of the sought-after relative or, if  
6 applicable, of the children or siblings of the sought-after  
7 relative, and the 18.3 statement. If the petitioner is an  
8 adult adopted or surrendered person or the adoptive parent of  
9 a minor and if the petitioner has signed a written  
10 authorization to disclose personal medical information, an  
11 adoption agency disclosing information to a confidential  
12 intermediary shall disclose available medical information  
13 about the adopted or surrendered person from birth through  
14 adoption.

15 (h) Missing or lost original birth certificate; remedy.  
16 Disclosure of information by the confidential intermediary  
17 shall be consistent with the public policy and intent of laws  
18 granting original birth certificate access as expressed in  
19 Section 18.04 of this Act. The confidential intermediary shall  
20 comply with the following procedures in disclosing information  
21 to the petitioners:

22 (1) If the petitioner is an adult adopted or  
23 surrendered person, or the adult child, adult grandchild,  
24 or surviving spouse of a deceased adopted or surrendered  
25 person, the confidential intermediary shall disclose:

26 (A) identifying information about the birth parent

1 of the adopted person and about the adult adopted or  
2 surrendered person, which, in the ordinary course of  
3 business, would have been reflected on the original  
4 filed certificate of birth, as of the date of birth,  
5 only if:

6 (i) the adopted person was born before January  
7 1, 1946 and the petitioner has requested a  
8 non-certified copy of the adopted person's  
9 original birth certificate under Section 18.1 of  
10 this Act, and the Illinois Department of Public  
11 Health has issued a certification that the  
12 original birth certificate was not found, or the  
13 petitioner has presented the confidential  
14 intermediary with the non-certified copy of the  
15 original birth certificate which omits the name of  
16 the birth parent;

17 (ii) the adopted person was born after January  
18 1, 1946, and the petitioner has requested a  
19 non-certified copy of the adopted person's  
20 original birth certificate under Section 18.1 of  
21 this Act and the Illinois Department of Public  
22 Health has issued a certification that the  
23 original birth certificate was not found.

24 In providing information pursuant to this  
25 subdivision (h)(1)(A), the confidential intermediary  
26 shall expressly inform the petitioner in writing that

1 since the identifying information is not from an  
2 official original certificate of birth filed pursuant  
3 to the Vital Records Act, the confidential  
4 intermediary cannot attest to the complete accuracy of  
5 the information and the confidential intermediary  
6 shall not be liable if the information disclosed is  
7 not accurate. Only information from the court files  
8 shall be provided to the petitioner in this Section.  
9 If the identifying information concerning a birth  
10 father is sought by the petitioner, the confidential  
11 intermediary shall disclose only the identifying  
12 information of the birth father as defined in Section  
13 18.06 of this Act;

14 (B) the name of the child welfare agency which had  
15 legal custody of the surrendered person or  
16 responsibility for placing the surrendered person and  
17 any available contact information for such agency;

18 (C) the name of the state in which the surrender  
19 occurred or in which the adoption was finalized; and

20 (D) any information for which the sought-after  
21 relative has provided his or her consent to disclose  
22 under paragraphs (1) through (4) of subsection (i) of  
23 this Section.

24 (2) If the petitioner is an adult adopted or  
25 surrendered person, or the adoptive parent of an adult  
26 adopted or surrendered person under the age of 21, or the

1 adoptive parent of a deceased adopted or surrendered  
2 person, the confidential intermediary shall provide, in  
3 addition to the information listed in paragraph (1) of  
4 this subsection (h):

5 (A) any information which the adoption agency  
6 provides pursuant to subsection (i) of this Section  
7 pertaining to medical information about the adopted or  
8 surrendered person; and

9 (B) any non-identifying information, as defined in  
10 Section 18.4 of this Act, that is obtained during the  
11 search.

12 (3) If the petitioner is not defined in paragraph (1)  
13 or (2) of this subsection, the confidential intermediary  
14 shall provide to the petitioner:

15 (A) any information for which the sought-after  
16 relative has provided his or her consent under  
17 paragraphs (1) through (4) of subsection (i) of this  
18 Section;

19 (B) the name of the child welfare agency which had  
20 legal custody of the surrendered person or  
21 responsibility for placing the surrendered person and  
22 any available contact information for such agency; and

23 (C) the name of the state in which the surrender  
24 occurred or in which the adoption was finalized.

25 (h-5) Disclosure of information shall be made by the  
26 confidential intermediary at any time from the appointment of

1 the confidential intermediary and the court's issuance of an  
2 order of dismissal.

3 (i) Duties of confidential intermediary in conducting a  
4 search. In conducting a search under this Section, the  
5 confidential intermediary shall first determine whether there  
6 is a Denial of Information Exchange or a Birth Parent  
7 Preference Form with Option E selected or an 18.3 statement  
8 referenced in subsection (g) of this Section on file with the  
9 Illinois Adoption Registry. If there is a denial, the Birth  
10 Parent Preference Form on file with the Registry and the birth  
11 parent who completed the form selected Option E, or if there is  
12 an 18.3 statement indicating the birth parent's intent not to  
13 have identifying information shared and the birth parent did  
14 not later file an Information Exchange Authorization with the  
15 Registry, the confidential intermediary must discontinue the  
16 search unless 5 years or more have elapsed since the execution  
17 of the Denial of Information Exchange, Birth Parent Preference  
18 Form, or the 18.3 statement. If a birth parent was previously  
19 the subject of a search through the State confidential  
20 intermediary program, the confidential intermediary shall  
21 inform the petitioner of the need to discontinue the search  
22 until 10 years or more have elapsed since the initial search  
23 was closed. In cases where a birth parent has been the object  
24 of 2 searches through the State confidential intermediary  
25 program, no subsequent search for the birth parent shall be  
26 authorized absent a court order to the contrary.

1           In conducting a search under this Section, the  
2 confidential intermediary shall attempt to locate the relative  
3 or relatives from whom the petitioner has requested  
4 information. If the sought-after relative is deceased or  
5 cannot be located after a diligent search, the confidential  
6 intermediary may contact other adult relatives of the  
7 sought-after relative.

8           The confidential intermediary shall contact a sought-after  
9 relative on behalf of the petitioner in a manner that respects  
10 the sought-after relative's privacy and shall inform the  
11 sought-after relative of the petitioner's request for medical  
12 information, identifying information or contact as stated in  
13 the petition. Based upon the terms of the petitioner's  
14 request, the confidential intermediary shall contact a  
15 sought-after relative on behalf of the petitioner and inform  
16 the sought-after relative of the following options:

17           (1) The sought-after relative may totally reject one  
18 or all of the requests for medical information,  
19 identifying information or contact. The sought-after  
20 relative shall be informed that they can provide a medical  
21 questionnaire to be forwarded to the petitioner without  
22 releasing any identifying information. The confidential  
23 intermediary shall inform the petitioner of the  
24 sought-after relative's decision to reject the sharing of  
25 information or contact.

26           (2) The sought-after relative may consent to

1 completing a medical questionnaire only. In this case, the  
2 confidential intermediary shall provide the questionnaire  
3 and ask the sought-after relative to complete it. The  
4 confidential intermediary shall forward the completed  
5 questionnaire to the petitioner and inform the petitioner  
6 of the sought-after relative's desire to not provide any  
7 additional information.

8 (3) The sought-after relative may communicate with the  
9 petitioner without having his or her identity disclosed.  
10 In this case, the confidential intermediary shall arrange  
11 the desired communication in a manner that protects the  
12 identity of the sought-after relative. The confidential  
13 intermediary shall inform the petitioner of the  
14 sought-after relative's decision to communicate but not  
15 disclose his or her identity.

16 (4) The sought-after relative may consent to initiate  
17 contact with the petitioner. The confidential intermediary  
18 shall obtain written consents from both parties that they  
19 wish to disclose their identities to each other and to  
20 have contact with each other.

21 (j) Oath. The confidential intermediary shall sign an oath  
22 of confidentiality substantially as follows: "I, .....,  
23 being duly sworn, on oath depose and say: As a condition of  
24 appointment as a confidential intermediary, I affirm that:

25 (1) I will not disclose to the petitioner, directly or  
26 indirectly, any confidential information except in a

1 manner consistent with the law.

2 (2) I recognize that violation of this oath subjects  
3 me to civil liability and to a potential finding of  
4 contempt of court. ....

5 SUBSCRIBED AND SWORN to before me, a Notary Public, on (insert  
6 date)

7 ....."

8 (k) Sanctions.

9 (1) Any confidential intermediary who improperly  
10 discloses confidential information identifying a  
11 sought-after relative shall be liable to the sought-after  
12 relative for damages and may also be found in contempt of  
13 court.

14 (2) Any person who learns a sought-after relative's  
15 identity, directly or indirectly, through the use of  
16 procedures provided in this Section and who improperly  
17 discloses information identifying the sought-after  
18 relative shall be liable to the sought-after relative for  
19 actual damages plus minimum punitive damages of \$10,000.

20 (3) The Department shall fine any confidential  
21 intermediary who improperly discloses confidential  
22 information in violation of item (1) or (2) of this  
23 subsection (k) an amount up to \$2,000 per improper  
24 disclosure. This fine does not affect civil liability  
25 under item (2) of this subsection (k). The Department  
26 shall deposit all fines and penalties collected under this

1 Section into the Illinois Adoption Registry and Medical  
2 Information Exchange Fund.

3 (l) Death of person being sought. Notwithstanding any  
4 other provision of this Act, if the confidential intermediary  
5 discovers that the person being sought has died, he or she  
6 shall report this fact to the court, along with a copy of the  
7 death certificate. If the sought-after relative is a birth  
8 parent, the confidential intermediary shall also forward a  
9 copy of the birth parent's death certificate, if available, to  
10 the Registry for inclusion in the Registry file.

11 (m) Any confidential information obtained by the  
12 confidential intermediary during the course of his or her  
13 search shall be kept strictly confidential and shall be used  
14 for the purpose of arranging contact between the petitioner  
15 and the sought-after birth relative. At the time the case is  
16 closed, all identifying information shall be returned to the  
17 court for inclusion in the impounded adoption file.

18 (n) (Blank).

19 (o) Except as provided in subsection (k) of this Section,  
20 no liability shall accrue to the State, any State agency, any  
21 judge, any officer or employee of the court, any certified  
22 confidential intermediary, or any agency designated to oversee  
23 confidential intermediary services for acts, omissions, or  
24 efforts made in good faith within the scope of this Section.

25 (p) An adoption agency that has received a request from a  
26 confidential intermediary for the full name, date of birth,

1 last known address, or last known telephone number of a  
2 sought-after relative pursuant to subsection (g) of Section  
3 18.3a, or for medical information regarding a sought-after  
4 relative pursuant to subsection (h) of Section 18.3a, must  
5 satisfactorily comply with this court order within a period of  
6 45 days. The court shall order the adoption agency to  
7 reimburse the petitioner in an amount equal to all payments  
8 made by the petitioner to the confidential intermediary, and  
9 the adoption agency shall be subject to a civil monetary  
10 penalty of \$1,000 to be paid to the Department of Children and  
11 Family Services. Following the issuance of a court order  
12 finding that the adoption agency has not complied with Section  
13 18.3, the adoption agency shall be subject to a monetary  
14 penalty of \$500 per day for each subsequent day of  
15 non-compliance. Proceeds from such fines shall be utilized by  
16 the Department of Children and Family Services to subsidize  
17 the fees of petitioners as referenced in subsection (d) of  
18 this Section.

19 (q) (Blank).

20 Any reimbursements and fines, notwithstanding any  
21 reimbursement directly to the petitioner, paid under this  
22 subsection are in addition to other remedies a court may  
23 otherwise impose by law.

24 The Department of Children and Family Services shall  
25 submit reports to the Adoption Registry-Confidential  
26 Intermediary Advisory Council by July 1 and January 1 of each

1 year in order to report the penalties assessed and collected  
2 under this subsection, the amounts of related deposits into  
3 the DCFS Children's Services Fund, and any expenditures from  
4 such deposits.

5 (r) A confidential intermediary shall be permitted to  
6 access information from closed child welfare agencies whose  
7 records are housed in the State Central Storage consistent  
8 with paragraph (g) for all petitioners. If the petitioner is  
9 an adult adopted or surrendered person, the adoptive parent of  
10 an adult adopted person under the age of 21, or the adoptive  
11 parent of a deceased adopted or surrendered person, the  
12 confidential intermediary may request any non-identifying  
13 information, including any available medical information about  
14 the adopted or surrendered person from birth through adoption,  
15 any non-identifying information described in Section 18.4, and  
16 the Section 18.3 statement.

17 (Source: P.A. 104-69, eff. 1-1-26.)

18 Article 10.

19 Section 10-1. The State Employee Housing Act is amended by  
20 changing Section 5-15 as follows:

21 (5 ILCS 412/5-15)

22 Sec. 5-15. Rental housing. The Department of Corrections,  
23 the Department of Natural Resources, ~~the Department of~~

1 ~~Transportation~~, the University of Illinois, and the University  
2 of Illinois Foundation shall each analyze the need for  
3 providing low-rent housing to its employees and shall consider  
4 alternatives to State-owned housing. Rent charged for  
5 State-owned housing shall be evaluated every 3 years for  
6 adjustments, including that necessitated by changing economic  
7 conditions.

8 (Source: P.A. 100-695, eff. 8-3-18.)

9 Section 10-5. The Illinois Lottery Law is amended by  
10 changing Section 21.7 as follows:

11 (20 ILCS 1605/21.7)

12 Sec. 21.7. Scratch-out Multiple Sclerosis scratch-off  
13 game.

14 (a) The Department shall offer a special instant  
15 scratch-off game for the benefit of research pertaining to  
16 multiple sclerosis. The game shall commence on July 1, 2008 or  
17 as soon thereafter, in the discretion of the Director, as is  
18 reasonably practical. The operation of the game shall be  
19 governed by this Act and any rules adopted by the Department.

20 (b) The Multiple Sclerosis Research Fund is created as a  
21 special fund in the State treasury. The net revenue from the  
22 scratch-out multiple sclerosis scratch-off game created under  
23 this Section shall be deposited into the Fund for  
24 appropriation by the General Assembly to the Department of

1 Public Health for the purpose of making a grant or grants to an  
2 organization or organizations, including the National Multiple  
3 Sclerosis Society, to provide funding for organizations in  
4 Illinois that conduct research pertaining to the repair and  
5 prevention of damage caused by an acquired demyelinating  
6 disease of the central nervous system.

7 Moneys received for the purposes of this Section,  
8 including, without limitation, net revenue from the special  
9 instant scratch-off game and from gifts, grants, and awards  
10 from any public or private entity, must be deposited into the  
11 Fund. Any interest earned on moneys in the Fund must be  
12 deposited into the Fund.

13 For purposes of this Section, the term "research"  
14 includes, without limitation, expenditures to develop and  
15 advance the understanding, techniques, and modalities  
16 effective for maintaining function, mobility, and strength  
17 through preventive physical therapy or other treatments and to  
18 develop and advance the repair, and also the prevention, of  
19 myelin, neuron, and axon damage caused by an acquired  
20 demyelinating disease of the central nervous system and the  
21 restoration of function, including but not limited to, nervous  
22 system repair or neuroregeneration.

23 The grant funds may not be used for institutional,  
24 organizational, or community-based overhead costs, indirect  
25 costs, or levies.

26 As used in this subsection, "net revenue" means the total

1 amount for which tickets have been sold less the sum of the  
2 amount paid out in the prizes and to retailers, and direct and  
3 estimated administrative expenses of the Department solely  
4 related to the scratch-off game under this Section.

5 (c) During the time that tickets are sold for the  
6 scratch-out multiple sclerosis scratch-off game, the  
7 Department shall not unreasonably diminish the efforts devoted  
8 to marketing any other instant scratch-off lottery game.

9 (d) The Department may adopt any rules necessary to  
10 implement and administer the provisions of this Section.

11 (Source: P.A. 103-381, eff. 7-28-23.)

12 Section 10-10. The Military Code of Illinois is amended by  
13 changing Sections 26 and 40 as follows:

14 (20 ILCS 1805/26) (from Ch. 129, par. 220.26)

15 Sec. 26. On or before the 7th day of January each year ~~the~~  
16 ~~first day of November next preceding the regular session of~~  
17 ~~the General Assembly,~~ The Adjutant General shall make out a  
18 full and detailed report to the Governor and the General  
19 Assembly of all the transactions of his office, including  
20 receipts and expenditures of all appropriated funds. In  
21 preparing his account of the money paid out and expended, he  
22 shall group the expenditures made from each separate  
23 appropriation under the objects and purposes as classified and  
24 standardized in Section 13 of the State Finance Act ~~"An Act in~~

1 ~~Relation to State Finance", approved June 10, 1919, as~~  
2 ~~amended.~~ The Adjutant General shall also report upon such  
3 other matters at such times as shall be required by the  
4 Commander-in-Chief.

5 (Source: Laws 1957, p. 2141.)

6 (20 ILCS 1805/40) (from Ch. 129, par. 220.40)

7 Sec. 40. Except where otherwise specified herein, all  
8 officers now in active service or hereafter appointed, shall  
9 hold their respective commissions until they are vacated by  
10 resignation or retirement, or by acceptance of another  
11 commission in the State military service, or by sentence of a  
12 general courts-martial, approved finding of a board of  
13 officers under Section 42, Article VIII, or approved finding  
14 of a board of officers convened pursuant to federal  
15 regulations in which the board recommends withdrawal of  
16 federal recognition of the officer's commission, ~~or terminated~~  
17 ~~under Section 43, Article VIII hereof.~~ Federal recognition  
18 with commission in the National Guard of the United States is  
19 established as a requirement for holding commission in the  
20 active National Guard of Illinois; the commission of an  
21 officer in the National Guard of Illinois will be terminated  
22 upon failure to obtain or retain Federal recognition.

23 (Source: P.A. 99-557, eff. 1-1-17.)

24 (20 ILCS 1805/43 rep.)

1 (20 ILCS 1805/45 rep.)

2 Section 10-15. The Military Code of Illinois is amended by  
3 repealing Sections 43 and 45.

4 (20 ILCS 2310/2310-435 rep.)

5 Section 10-20. The Department of Public Health Powers and  
6 Duties Law of the Civil Administrative Code of Illinois is  
7 amended by repealing Section 2310-435.

8 Section 10-25. The Department of Veterans Affairs Act is  
9 amended by changing Section 2 as follows:

10 (20 ILCS 2805/2) (from Ch. 126 1/2, par. 67)

11 Sec. 2. Powers and duties. The Department shall have the  
12 following powers and duties:

13 To perform such acts at the request of any veteran, or his  
14 or her spouse, surviving spouse or dependents as shall be  
15 reasonably necessary or reasonably incident to obtaining or  
16 endeavoring to obtain for the requester any advantage, benefit  
17 or emolument accruing or due to such person under any law of  
18 the United States, the State of Illinois or any other state or  
19 governmental agency by reason of the service of such veteran,  
20 and in pursuance thereof shall:

21 (1) Contact veterans, their survivors and dependents  
22 and advise them of the benefits of state and federal laws  
23 and assist them in obtaining such benefits;

1           (2) Establish field offices and direct the activities  
2 of the personnel assigned to such offices;

3           (3) (Blank); ~~Create and maintain a volunteer field~~  
4 ~~force; the volunteer field force may include~~  
5 ~~representatives from the following without limitation:~~  
6 ~~educational institutions, labor organizations, veterans~~  
7 ~~organizations, employers, churches, and farm~~  
8 ~~organizations; the volunteer field force may not process~~  
9 ~~federal veterans assistance claims;~~

10           (4) Conduct informational and training services;

11           (5) Conduct educational programs through newspapers,  
12 periodicals, social media, television, and radio for the  
13 specific purpose of disseminating information affecting  
14 veterans and their dependents;

15           (6) Coordinate the services and activities of all  
16 state departments having services and resources affecting  
17 veterans and their dependents;

18           (7) Encourage and assist in the coordination of  
19 agencies within counties giving service to veterans and  
20 their dependents;

21           (8) Cooperate with veterans organizations and other  
22 governmental agencies;

23           (9) Make, alter, amend and promulgate reasonable rules  
24 and procedures for the administration of this Act;

25           (10) Make and publish annual reports to the Governor  
26 regarding the administration and general operation of the

1 Department;

2 (11) (Blank);

3 (12) (Blank); and

4 (13) Provide informational resources and education to  
5 veterans returning from deployment regarding service  
6 animals for individuals with disabilities, including, but  
7 not limited to, resources and education on service animals  
8 that guide people who are blind, pull a wheelchair, alert  
9 a person with hearing loss, protect a person having a  
10 seizure, assist a person with a traumatic brain injury,  
11 and calm a person with post-traumatic stress disorder  
12 during an anxiety attack or psychiatric episode.

13 The Department may accept and hold on behalf of the State,  
14 if for the public interest, a grant, gift, devise or bequest of  
15 money or property to the Department made for the general  
16 benefit of Illinois veterans, including the conduct of  
17 informational and training services by the Department and  
18 other authorized purposes of the Department. The Department  
19 shall cause each grant, gift, devise or bequest to be kept as a  
20 distinct fund and shall invest such funds in the manner  
21 provided by the Public Funds Investment Act, as now or  
22 hereafter amended, and shall make such reports as may be  
23 required by the Comptroller concerning what funds are so held  
24 and the manner in which such funds are invested. The  
25 Department may make grants from these funds for the general  
26 benefit of Illinois veterans. Grants from these funds, except

1 for the funds established under Sections 2.01a and 2.03, shall  
2 be subject to appropriation.

3 The Department has the power to make grants, from funds  
4 appropriated from the Illinois Military Family Relief Fund,  
5 for benefits authorized under the Survivors Compensation Act.

6 (Source: P.A. 99-314, eff. 8-7-15; 99-576, eff. 7-15-16;  
7 100-84, eff. 1-1-18.)

8 Section 10-30. The Illinois Procurement Code is amended by  
9 changing Section 25-35 as follows:

10 (30 ILCS 500/25-35)

11 Sec. 25-35. Purchase of coal and postage stamps.

12 (a) Delivery of necessary supplies. To avoid interruption  
13 or impediment of delivery of necessary supplies, commodities,  
14 and coal, State purchasing officers may approve a State  
15 agency's purchases of or contracts for supplies and  
16 commodities after April 30 of a fiscal year when delivery of  
17 the supplies and commodities is to be made after June 30 of  
18 that fiscal year and payment for which is to be made from  
19 appropriations for the next fiscal year.

20 (b) Postage. All postage stamps purchased from State funds  
21 by a General Assembly member or constitutional officer must be  
22 perforated for identification purposes. A General Assembly  
23 member may furnish the U.S. Post Office with a warrant so as to  
24 allow for the creation or continuation of a bulk rate mailing

1 fund in the name of the General Assembly member or may furnish  
2 a postage meter company or post office with a warrant so as to  
3 facilitate the purchase of a postage meter and its stamps. Any  
4 postage meter so purchased must also contain a stamp that  
5 shall state "Official State Mail".

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

7 Section 10-35. The School Code is amended by changing  
8 Section 2-3.30 as follows:

9 (105 ILCS 5/2-3.30) (from Ch. 122, par. 2-3.30)

10 Sec. 2-3.30. Census for special education. To require on  
11 or before December 22 of each year reports as to the census of  
12 all children 3 years of age through 21 years of age inclusive  
13 of the types described in definitions under the rules  
14 authorized in Section 14-1.02 who were receiving special  
15 education and related services on December 1 of the current  
16 school year.

17 To require an annual report, on or before December 22 of  
18 each year, from the Department of Juvenile Justice ~~Department~~  
19 ~~of Corrections~~ containing a census of all children 3 years of  
20 age through 21 years of age inclusive of the types described in  
21 Section 14-1.02 who were receiving special education services  
22 on December 1 of the current school year within State  
23 facilities. Such report shall be submitted pursuant to rules  
24 and regulations issued by the State Board of Education.

1 (Source: P.A. 95-793, eff. 1-1-09.)

2 Section 10-40. The Hospital Licensing Act is amended by  
3 changing Section 6.09 as follows:

4 (210 ILCS 85/6.09) (from Ch. 111 1/2, par. 147.09)

5 Sec. 6.09. (a) In order to facilitate the orderly  
6 transition of aged patients and patients with disabilities  
7 from hospitals to post-hospital care, whenever a patient who  
8 qualifies for the federal Medicare program is hospitalized,  
9 the patient shall be notified of discharge at least 24 hours  
10 prior to discharge from the hospital. With regard to pending  
11 discharges to a skilled nursing facility, the hospital must  
12 notify the case coordination unit, as defined in 89 Ill. Adm.  
13 Code 240.260, at least 24 hours prior to discharge. When the  
14 assessment is completed in the hospital, the case coordination  
15 unit shall provide a copy of the required assessment  
16 documentation directly to the nursing home to which the  
17 patient is being discharged prior to discharge. The Department  
18 on Aging shall provide notice of this requirement to case  
19 coordination units. When a case coordination unit is unable to  
20 complete an assessment in a hospital prior to the discharge of  
21 a patient, 60 years of age or older, to a nursing home, the  
22 case coordination unit shall notify the Department on Aging  
23 and ~~which shall notify~~ the Department of Healthcare and Family  
24 Services. The Department on Aging shall adopt rules to address

1 these instances to ensure that the patient is able to access  
2 nursing home care, the nursing home is not penalized for  
3 accepting the admission, and the patient's timely discharge  
4 from the hospital is not delayed, to the extent permitted  
5 under federal law or regulation. Nothing in this subsection  
6 shall preclude federal requirements for a pre-admission  
7 screening/mental health (PAS/MH) as required under Section  
8 2-201.5 of the Nursing Home Care Act or State or federal law or  
9 regulation. If home health services are ordered, the hospital  
10 must inform its designated case coordination unit, as defined  
11 in 89 Ill. Adm. Code 240.260, of the pending discharge and must  
12 provide the patient with the case coordination unit's  
13 telephone number and other contact information.

14 (b) Every hospital shall develop procedures for a  
15 physician with medical staff privileges at the hospital or any  
16 appropriate medical staff member to provide the discharge  
17 notice prescribed in subsection (a) of this Section. The  
18 procedures must include prohibitions against discharging or  
19 referring a patient to any of the following if unlicensed,  
20 uncertified, or unregistered: (i) a board and care facility,  
21 as defined in the Board and Care Home Act; (ii) an assisted  
22 living and shared housing establishment, as defined in the  
23 Assisted Living and Shared Housing Act; (iii) a facility  
24 licensed under the Nursing Home Care Act, the Specialized  
25 Mental Health Rehabilitation Act of 2013, the ID/DD Community  
26 Care Act, or the MC/DD Act; (iv) a supportive living facility,

1 as defined in Section 5-5.01a of the Illinois Public Aid Code;  
2 or (v) a free-standing hospice facility licensed under the  
3 Hospice Program Licensing Act if licensure, certification, or  
4 registration is required. The Department of Public Health  
5 shall annually provide hospitals with a list of licensed,  
6 certified, or registered board and care facilities, assisted  
7 living and shared housing establishments, nursing homes,  
8 supportive living facilities, facilities licensed under the  
9 ID/DD Community Care Act, the MC/DD Act, or the Specialized  
10 Mental Health Rehabilitation Act of 2013, and hospice  
11 facilities. Reliance upon this list by a hospital shall  
12 satisfy compliance with this requirement. The procedure may  
13 also include a waiver for any case in which a discharge notice  
14 is not feasible due to a short length of stay in the hospital  
15 by the patient, or for any case in which the patient  
16 voluntarily desires to leave the hospital before the  
17 expiration of the 24 hour period.

18 (c) At least 24 hours prior to discharge from the  
19 hospital, the patient shall receive written information on the  
20 patient's right to appeal the discharge pursuant to the  
21 federal Medicare program, including the steps to follow to  
22 appeal the discharge and the appropriate telephone number to  
23 call in case the patient intends to appeal the discharge.

24 (d) Before transfer of a patient to a long term care  
25 facility licensed under the Nursing Home Care Act where  
26 elderly persons reside, a hospital shall as soon as

1 practicable initiate a name-based criminal history background  
2 check by electronic submission to the Illinois State Police  
3 for all persons between the ages of 18 and 70 years; provided,  
4 however, that a hospital shall be required to initiate such a  
5 background check only with respect to patients who:

6 (1) are transferring to a long term care facility for  
7 the first time;

8 (2) have been in the hospital more than 5 days;

9 (3) are reasonably expected to remain at the long term  
10 care facility for more than 30 days;

11 (4) have a known history of serious mental illness or  
12 substance abuse; and

13 (5) are independently ambulatory or mobile for more  
14 than a temporary period of time.

15 A hospital may also request a criminal history background  
16 check for a patient who does not meet any of the criteria set  
17 forth in items (1) through (5).

18 A hospital shall notify a long term care facility if the  
19 hospital has initiated a criminal history background check on  
20 a patient being discharged to that facility. In all  
21 circumstances in which the hospital is required by this  
22 subsection to initiate the criminal history background check,  
23 the transfer to the long term care facility may proceed  
24 regardless of the availability of criminal history results.  
25 Upon receipt of the results, the hospital shall promptly  
26 forward the results to the appropriate long term care

1 facility. If the results of the background check are  
2 inconclusive, the hospital shall have no additional duty or  
3 obligation to seek additional information from, or about, the  
4 patient.

5 (Source: P.A. 102-538, eff. 8-20-21; 103-102, eff. 1-1-24.)

6 Section 10-45. The Prevention of Unnecessary  
7 Institutionalization Act is amended by changing Sections 10,  
8 15, 20, 25, and 30 as follows:

9 (310 ILCS 100/10)

10 Sec. 10. Purpose. The purpose of this Act is to authorize  
11 the Department of Human Services and the Department on Aging  
12 to each jointly establish programs ~~a program~~ to provide  
13 funding for necessary structural modifications and assistive  
14 technology devices to enable older persons and adults and  
15 children with disabilities to remain in or return to their  
16 homes or other dwellings of their choice within their  
17 community in order to allow them to live as independently as  
18 possible for as long as possible.

19 (Source: P.A. 92-122, eff. 7-20-01.)

20 (310 ILCS 100/15)

21 Sec. 15. Definitions. As used in this Act:

22 "Assistive technology ~~device~~" means an item, piece of  
23 equipment, or product system, whether acquired commercially,

1 modified, or customized, that is used to increase, maintain,  
2 or improve functional capabilities of individuals with  
3 disabilities and older persons.

4 "Home ~~Structural~~ modification" means any change in the  
5 physical structure of a home or a change to a dwelling that  
6 enhances its usability or accessibility or both for a resident  
7 who has a disability or is an older person.

8 (Source: P.A. 92-122, eff. 7-20-01.)

9 (310 ILCS 100/20)

10 Sec. 20. Program. Subject to appropriation for these  
11 purposes, the Department of Human Services and the Department  
12 on Aging may ~~shall jointly~~ establish programs that a  
13 ~~Prevention of Unnecessary Institutionalization Grant and Loan~~  
14 ~~Program. The Program shall~~ have 2 components: assistive  
15 technology and home modifications. The Departments in  
16 developing each program may enter into public-private  
17 partnerships and establish other grant programs. If there are  
18 programs and services that are provided under other state  
19 grants, private grants, federal grants or waivers, those  
20 services shall meet the intent of this program. The  
21 Departments may establish the programs as a pilot with the  
22 intent of expanding statewide with evidence-based outcomes and  
23 available funding. One component shall be administered by the  
24 ~~Department of Human Services and the other component shall be~~  
25 ~~administered by the Department on Aging. The Department of~~

1 ~~Human Services and the Department on Aging shall cooperate in~~  
2 ~~the overall administration of the Program.~~

3 (Source: P.A. 92-122, eff. 7-20-01.)

4 (310 ILCS 100/25)

5 Sec. 25. Eligibility. Persons age 60 or older ~~over~~ and  
6 adults and children with disabilities may ~~shall~~ be eligible  
7 ~~for grants or loans or both~~ under the programs ~~Program~~  
8 established under ~~by~~ this Act if they have one or more  
9 verifiable impairments that substantially limits one or more  
10 of life's major activities for which some modification of  
11 their dwelling or assistive technology devices, or both, are  
12 required which they are unable to afford because of limited  
13 resources. Preference shall be given to applicants who: (1)  
14 are at imminent risk of institutionalization or who are  
15 already in an institutional setting but are ready to return to  
16 the community and who would be able to live in the community if  
17 modifications are made or they have the needed assistive  
18 technology devices, (2) have inadequate resources or no  
19 current access to resources as a result of the geographic  
20 location of their dwelling, the lack of other available State  
21 or federal funds such as the Community Development Block Grant  
22 or rural housing assistance programs or income limitations  
23 such as the inability to qualify for a low-interest loan, or  
24 (3) have access to other resources, but those resources are  
25 insufficient to complete the necessary modifications or

1 acquire the needed assistive technology devices. Adults under  
2 60 years of age with disabilities and children with  
3 disabilities shall receive services under programs ~~the~~  
4 ~~component~~ of the Program administered by the Department of  
5 Human Services. An adult 60 years of age or older may elect to  
6 receive services under the component administered by the  
7 Department of Human Services if, at the time he or she reached  
8 age 60, he or she was already receiving Home Services under  
9 subsection (f) of Section 3 of the Rehabilitation of Persons  
10 with Disabilities Act or he or she was already receiving  
11 services under the component of the Program administered by  
12 the Department of Human Services. All other adults 60 years of  
13 age or older ~~receiving services under the Program~~ shall  
14 receive services under the programs ~~component~~ administered by  
15 the Department on Aging.

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

17 (310 ILCS 100/30)

18 Sec. 30. Rulemaking. The Department of Human Services and  
19 the Department on Aging may ~~shall jointly~~ adopt administrative  
20 rules governing each program ~~the Program~~ consistent with this  
21 Act.

22 (Source: P.A. 92-122, eff. 7-20-01.)

23 Section 10-50. The Adult Protective Services Act is  
24 amended by changing Sections 2 and 11 as follows:

1 (320 ILCS 20/2) (from Ch. 23, par. 6602)

2 Sec. 2. Definitions. As used in this Act, unless the  
3 context requires otherwise:

4 (a) "Abandonment" means the desertion or willful forsaking  
5 of an eligible adult by an individual responsible for the care  
6 and custody of that eligible adult under circumstances in  
7 which a reasonable person would continue to provide care and  
8 custody. Nothing in this Act shall be construed to mean that an  
9 eligible adult is a victim of abandonment because of health  
10 care services provided or not provided by licensed health care  
11 professionals.

12 (a-1) "Abuse" means causing any physical, mental or sexual  
13 injury to an eligible adult, including exploitation of such  
14 adult's financial resources, and abandonment or subjecting an  
15 eligible adult to an environment which creates a likelihood of  
16 harm to the eligible adult's health, physical and emotional  
17 well-being, or welfare.

18 Nothing in this Act shall be construed to mean that an  
19 eligible adult is a victim of abuse, abandonment, neglect, or  
20 self-neglect for the sole reason that he or she is being  
21 furnished with or relies upon treatment by spiritual means  
22 through prayer alone, in accordance with the tenets and  
23 practices of a recognized church or religious denomination.

24 Nothing in this Act shall be construed to mean that an  
25 eligible adult is a victim of abuse because of health care

1 services provided or not provided by licensed health care  
2 professionals.

3 Nothing in this Act shall be construed to mean that an  
4 eligible adult is a victim of abuse in cases of criminal  
5 activity by strangers, telemarketing scams, consumer fraud,  
6 internet fraud, home repair disputes, complaints against a  
7 homeowners' association, or complaints between landlords and  
8 tenants.

9 (a-5) "Abuser" means a person who is a family member,  
10 caregiver, or another person who has a continuing relationship  
11 with the eligible adult and abuses, abandons, neglects, or  
12 financially exploits an eligible adult.

13 (a-6) "Adult with disabilities" means a person aged 18  
14 through 59 who resides in a domestic living situation and  
15 whose disability as defined in subsection (c-5) impairs his or  
16 her ability to seek or obtain protection from abuse,  
17 abandonment, neglect, or exploitation.

18 (a-7) "Caregiver" means a person who either as a result of  
19 a family relationship, voluntarily, or in exchange for  
20 compensation has assumed responsibility for all or a portion  
21 of the care of an eligible adult who needs assistance with  
22 activities of daily living or instrumental activities of daily  
23 living.

24 (b) "Department" means the Department on Aging of the  
25 State of Illinois.

26 (c) "Director" means the Director of the Department.

1 (c-5) "Disability" means a physical or mental disability,  
2 including, but not limited to, a developmental disability, an  
3 intellectual disability, a mental illness as defined under the  
4 Mental Health and Developmental Disabilities Code, or dementia  
5 as defined under the Alzheimer's Disease Assistance Act.

6 (d) "Domestic living situation" means a residence where  
7 the eligible adult at the time of the report lives alone or  
8 with his or her family or a caregiver, or others, or other  
9 community-based unlicensed facility, but is not:

10 (1) A licensed facility as defined in Section 1-113 of  
11 the Nursing Home Care Act;

12 (1.5) A facility licensed under the ID/DD Community  
13 Care Act;

14 (1.6) A facility licensed under the MC/DD Act;

15 (1.7) A facility licensed under the Specialized Mental  
16 Health Rehabilitation Act of 2013;

17 (2) A "life care facility" as defined in the Life Care  
18 Facilities Act;

19 (3) A home, institution, or other place operated by  
20 the federal government or agency thereof or by the State  
21 of Illinois;

22 (4) A hospital, sanitarium, or other institution, the  
23 principal activity or business of which is the diagnosis,  
24 care, and treatment of human illness through the  
25 maintenance and operation of organized facilities  
26 therefor, which is required to be licensed under the

1 Hospital Licensing Act;

2 (5) A "community living facility" as defined in the  
3 Community Living Facilities Licensing Act;

4 (6) (Blank);

5 (7) A "community-integrated living arrangement" as  
6 defined in the Community-Integrated Living Arrangements  
7 Licensure and Certification Act or a "community  
8 residential alternative" as licensed under that Act;

9 (8) An assisted living or shared housing establishment  
10 as defined in the Assisted Living and Shared Housing Act;  
11 or

12 (9) A supportive living facility as described in  
13 Section 5-5.01a of the Illinois Public Aid Code.

14 (e) "Eligible adult" means either an adult with  
15 disabilities aged 18 through 59 or a person aged 60 or older  
16 who resides in a domestic living situation and is, or is  
17 alleged to be, abused, abandoned, neglected, or financially  
18 exploited by another individual or who neglects himself or  
19 herself. "Eligible adult" also includes an adult who resides  
20 in any of the facilities that are excluded from the definition  
21 of "domestic living situation" under paragraphs (1) through  
22 (9) of subsection (d), if either: (i) the alleged abuse,  
23 abandonment, or neglect occurs outside of the facility and not  
24 under facility supervision and the alleged abuser is a family  
25 member, caregiver, or another person who has a continuing  
26 relationship with the adult; or (ii) the alleged financial

1 exploitation is perpetrated by a family member, caregiver, or  
2 another person who has a continuing relationship with the  
3 adult, but who is not an employee of the facility where the  
4 adult resides.

5 (f) "Emergency" means a situation in which an eligible  
6 adult is living in conditions presenting a risk of death or  
7 physical, mental or sexual injury and the provider agency has  
8 reason to believe the eligible adult is unable to consent to  
9 services which would alleviate that risk.

10 (f-1) "Financial exploitation" means the use of an  
11 eligible adult's resources by another to the disadvantage of  
12 that adult or the profit or advantage of a person other than  
13 that adult.

14 (f-3) "Investment advisor" means any person required to  
15 register as an investment adviser or investment adviser  
16 representative under Section 8 of the Illinois Securities Law  
17 of 1953, which for purposes of this Act excludes any bank,  
18 trust company, savings bank, or credit union, or their  
19 respective employees.

20 (f-5) "Mandated reporter" means any of the following  
21 persons while engaged in carrying out their professional  
22 duties:

23 (1) a professional or professional's delegate while  
24 engaged in: (i) social services, (ii) law enforcement,  
25 (iii) education, (iv) the care of an eligible adult or  
26 eligible adults, or (v) any of the occupations required to

1 be licensed under the Behavior Analyst Licensing Act, the  
2 Clinical Psychologist Licensing Act, the Clinical Social  
3 Work and Social Work Practice Act, the Illinois Dental  
4 Practice Act, the Dietitian Nutritionist Practice Act, the  
5 Marriage and Family Therapy Licensing Act, the Medical  
6 Practice Act of 1987, the Naprapathic Practice Act, the  
7 Nurse Practice Act, the Nursing Home Administrators  
8 Licensing and Disciplinary Act, the Illinois Occupational  
9 Therapy Practice Act, the Illinois Optometric Practice Act  
10 of 1987, the Pharmacy Practice Act, the Illinois Physical  
11 Therapy Act, the Physician Assistant Practice Act of 1987,  
12 the Podiatric Medical Practice Act of 1987, the  
13 Respiratory Care Practice Act, the Professional Counselor  
14 and Clinical Professional Counselor Licensing and Practice  
15 Act, the Illinois Speech-Language Pathology and Audiology  
16 Practice Act, the Veterinary Medicine and Surgery Practice  
17 Act of 2004, and the Illinois Public Accounting Act;

18 (1.5) an employee of an entity providing developmental  
19 disabilities services or service coordination funded by  
20 the Department of Human Services;

21 (2) an employee of a vocational rehabilitation  
22 facility prescribed or supervised by the Department of  
23 Human Services;

24 (3) an administrator, employee, or person providing  
25 services in or through an unlicensed community based  
26 facility;

1           (4) any religious practitioner who provides treatment  
2 by prayer or spiritual means alone in accordance with the  
3 tenets and practices of a recognized church or religious  
4 denomination, except as to information received in any  
5 confession or sacred communication enjoined by the  
6 discipline of the religious denomination to be held  
7 confidential;

8           (5) field personnel of the Department of Healthcare  
9 and Family Services, Department of Public Health, and  
10 Department of Human Services, and any county or municipal  
11 health department;

12           (6) personnel of the Department of Human Services, the  
13 Guardianship and Advocacy Commission, the State Fire  
14 Marshal, local fire departments, the Department on Aging  
15 and its subsidiary Area Agencies on Aging and provider  
16 agencies, except the State Long Term Care Ombudsman and  
17 any of his or her representatives or volunteers where  
18 prohibited from making such a report pursuant to 45 CFR  
19 1324.11(e)(3) ~~(iv)~~;

20           (7) any employee of the State of Illinois not  
21 otherwise specified herein who is involved in providing  
22 services to eligible adults, including professionals  
23 providing medical or rehabilitation services and all other  
24 persons having direct contact with eligible adults;

25           (8) a person who performs the duties of a coroner or  
26 medical examiner;

1           (9) a person who performs the duties of a paramedic or  
2           an emergency medical technician; or

3           (10) a person who performs the duties of an investment  
4           advisor.

5           (g) "Neglect" means another individual's failure to  
6           provide an eligible adult with or willful withholding from an  
7           eligible adult the necessities of life including, but not  
8           limited to, food, clothing, shelter or health care. This  
9           subsection does not create any new affirmative duty to provide  
10          support to eligible adults. Nothing in this Act shall be  
11          construed to mean that an eligible adult is a victim of neglect  
12          because of health care services provided or not provided by  
13          licensed health care professionals.

14          (h) "Provider agency" means any public or nonprofit agency  
15          in a planning and service area that is selected by the  
16          Department or appointed by the regional administrative agency  
17          with prior approval by the Department on Aging to receive and  
18          assess reports of alleged or suspected abuse, abandonment,  
19          neglect, or financial exploitation. A provider agency is also  
20          referenced as a "designated agency" in this Act.

21          (i) "Regional administrative agency" means any public or  
22          nonprofit agency in a planning and service area that provides  
23          regional oversight and performs functions as set forth in  
24          subsection (b) of Section 3 of this Act. The Department shall  
25          designate an Area Agency on Aging as the regional  
26          administrative agency or, in the event the Area Agency on

1 Aging in that planning and service area is deemed by the  
2 Department to be unwilling or unable to provide those  
3 functions, the Department may serve as the regional  
4 administrative agency or designate another qualified entity to  
5 serve as the regional administrative agency; any such  
6 designation shall be subject to terms set forth by the  
7 Department.

8 (i-5) "Self-neglect" means a condition that is the result  
9 of an eligible adult's inability, due to physical or mental  
10 impairments, or both, or a diminished capacity, to perform  
11 essential self-care tasks that substantially threaten his or  
12 her own health, including: providing essential food, clothing,  
13 shelter, and health care; and obtaining goods and services  
14 necessary to maintain physical health, mental health,  
15 emotional well-being, and general safety. The term includes  
16 compulsive hoarding, which is characterized by the acquisition  
17 and retention of large quantities of items and materials that  
18 produce an extensively cluttered living space, which  
19 significantly impairs the performance of essential self-care  
20 tasks or otherwise substantially threatens life or safety.

21 (j) "Substantiated case" means a reported case of alleged  
22 or suspected abuse, abandonment, neglect, financial  
23 exploitation, or self-neglect in which a provider agency,  
24 after assessment, determines that there is reason to believe  
25 abuse, abandonment, neglect, or financial exploitation has  
26 occurred.

1 (k) "Verified" means a determination that there is "clear  
2 and convincing evidence" that the specific injury or harm  
3 alleged was the result of abuse, abandonment, neglect, or  
4 financial exploitation.

5 (Source: P.A. 102-244, eff. 1-1-22; 102-953, eff. 5-27-22;  
6 103-329, eff. 1-1-24; 103-626, eff. 1-1-25.)

7 (320 ILCS 20/11) (from Ch. 23, par. 6611)

8 Sec. 11. Annual Reports. The Department shall annually  
9 file with the Governor and the General Assembly, no later than  
10 January 1 ~~within 270 days after the end of each fiscal year~~, a  
11 report concerning its implementation of this Act during the  
12 prior ~~such~~ fiscal year, together with any recommendations for  
13 future implementation.

14 (Source: P.A. 90-628, eff. 1-1-99.)

15 (410 ILCS 201/Act rep.)

16 Section 10-55. The Autism Spectrum Disorders Reporting Act  
17 is repealed.

18 Section 10-60. The Illinois Solid Waste Management Act is  
19 amended by changing Sections 3 and 3.1 as follows:

20 (415 ILCS 20/3) (from Ch. 111 1/2, par. 7053)

21 Sec. 3. State agency materials recycling program.

22 (a) All State agencies and local governments shall

1 consider whether compost products can be used in the land  
2 maintenance activity project when soliciting and reviewing  
3 bids for land maintenance activity projects. If compost  
4 products can be used in the project, the State agency or local  
5 government must use compost products unless the compost  
6 products:

7 (1) are not available within a reasonable period of  
8 time;

9 (2) do not comply with existing purchasing standards;

10 or

11 (3) do not comply with federal or State health and  
12 safety standards.

13 Beginning January 1, 2024, the Department of  
14 Transportation shall report each year to the General Assembly:

15 (i) the volume of compost used in State highway  
16 construction projects;

17 (ii) the status of compost and compost-based products  
18 used in State highway construction projects; and

19 (iii) recommendations to maximize the use of compost  
20 as a recycled material in State highway construction  
21 projects.

22 State agencies and local governments are encouraged to  
23 give priority to purchasing compost products from companies  
24 that produce compost products locally, are certified by a  
25 nationally recognized organization, and produce compost  
26 products that are derived from municipal solid waste compost

1 programs.

2 (a-5) All State agencies responsible for the maintenance  
3 of public lands in the State shall review its procurement  
4 specifications and policies to determine (1) if incorporating  
5 compost materials will help reduce stormwater run-off and  
6 increase infiltration of moisture in land maintenance  
7 activities and (2) the current recycled content usage and  
8 potential for additional recycled content usage by the Agency  
9 in land maintenance activities and report to the General  
10 Assembly by December 15, 2015.

11 (b) The Department of Central Management Services, ~~in~~  
12 ~~coordination with the Agency,~~ shall implement waste reduction  
13 programs, including source separation and collection, for  
14 office wastepaper, corrugated containers, newsprint and mixed  
15 paper, in all State buildings as appropriate and feasible.  
16 Such waste reduction programs shall be designed to achieve  
17 waste reductions of at least 25% of all such waste by December  
18 31, 1995, and at least 50% of all such waste by December 31,  
19 2000. Any source separation and collection program shall  
20 include, at a minimum, procedures for collecting and storing  
21 recyclable materials, bins or containers for storing  
22 materials, and contractual or other arrangements with buyers  
23 of recyclable materials. If market conditions so warrant, the  
24 Department of Central Management Services, ~~in coordination~~  
25 ~~with the Agency,~~ may modify programs developed pursuant to  
26 this Section.

1           The Department of Commerce and Community Affairs (now  
2 Department of Commerce and Economic Opportunity) shall conduct  
3 waste categorization studies of all State facilities for  
4 calendar years 1991, 1995 and 2000. Such studies shall be  
5 designed to assist the Department of Central Management  
6 Services to achieve the waste reduction goals established in  
7 this subsection.

8           (c) Each State agency shall, ~~upon consultation with the~~  
9 ~~Agency,~~ periodically review its procurement procedures and  
10 specifications related to the purchase of products or  
11 supplies. Such procedures and specifications shall be modified  
12 as necessary to require the procuring agency to seek out  
13 products and supplies that contain recycled materials, and to  
14 ensure that purchased products or supplies are reusable,  
15 durable or made from recycled materials whenever economically  
16 and practically feasible. In choosing among products or  
17 supplies that contain recycled material, consideration shall  
18 be given to products and supplies with the highest recycled  
19 material content that is consistent with the effective and  
20 efficient use of the product or supply.

21           (d) Wherever economically and practically feasible, the  
22 Department of Central Management Services shall procure  
23 recycled paper and paper products as follows:

24           (1) Beginning July 1, 1989, at least 10% of the total  
25 dollar value of paper and paper products purchased by the  
26 Department of Central Management Services shall be

1 recycled paper and paper products.

2 (2) Beginning July 1, 1992, at least 25% of the total  
3 dollar value of paper and paper products purchased by the  
4 Department of Central Management Services shall be  
5 recycled paper and paper products.

6 (3) Beginning July 1, 1996, at least 40% of the total  
7 dollar value of paper and paper products purchased by the  
8 Department of Central Management Services shall be  
9 recycled paper and paper products.

10 (4) Beginning July 1, 2000, at least 50% of the total  
11 dollar value of paper and paper products purchased by the  
12 Department of Central Management Services shall be  
13 recycled paper and paper products.

14 (e) Paper and paper products purchased from private  
15 vendors pursuant to printing contracts are not considered  
16 paper products for the purposes of subsection (d). However,  
17 the Department of Central Management Services shall report to  
18 the General Assembly on an annual basis the total dollar value  
19 of printing contracts awarded to private sector vendors that  
20 included the use of recycled paper.

21 (f) (1) Wherever economically and practically feasible,  
22 the recycled paper and paper products referred to in  
23 subsection (d) shall contain postconsumer or recovered  
24 paper materials as specified by paper category in this  
25 subsection:

26 (i) Recycled high grade printing and writing paper

1 shall contain at least 50% recovered paper material.  
2 Such recovered paper material, until July 1, 1994,  
3 shall consist of at least 20% deinked stock or  
4 postconsumer material; and beginning July 1, 1994,  
5 shall consist of at least 25% deinked stock or  
6 postconsumer material; and beginning July 1, 1996,  
7 shall consist of at least 30% deinked stock or  
8 postconsumer material; and beginning July 1, 1998,  
9 shall consist of at least 40% deinked stock or  
10 postconsumer material; and beginning July 1, 2000,  
11 shall consist of at least 50% deinked stock or  
12 postconsumer material.

13 (ii) Recycled tissue products, until July 1, 1994,  
14 shall contain at least 25% postconsumer material; and  
15 beginning July 1, 1994, shall contain at least 30%  
16 postconsumer material; and beginning July 1, 1996,  
17 shall contain at least 35% postconsumer material; and  
18 beginning July 1, 1998, shall contain at least 40%  
19 postconsumer material; and beginning July 1, 2000,  
20 shall contain at least 45% postconsumer material.

21 (iii) Recycled newsprint, until July 1, 1994,  
22 shall contain at least 40% postconsumer material; and  
23 beginning July 1, 1994, shall contain at least 50%  
24 postconsumer material; and beginning July 1, 1996,  
25 shall contain at least 60% postconsumer material; and  
26 beginning July 1, 1998, shall contain at least 70%

1 postconsumer material; and beginning July 1, 2000,  
2 shall contain at least 80% postconsumer material.

3 (iv) Recycled unbleached packaging, until July 1,  
4 1994, shall contain at least 35% postconsumer  
5 material; and beginning July 1, 1994, shall contain at  
6 least 40% postconsumer material; and beginning July 1,  
7 1996, shall contain at least 45% postconsumer  
8 material; and beginning July 1, 1998, shall contain at  
9 least 50% postconsumer material; and beginning July 1,  
10 2000, shall contain at least 55% postconsumer  
11 material.

12 (v) Recycled paperboard, until July 1, 1994, shall  
13 contain at least 80% postconsumer material; and  
14 beginning July 1, 1994, shall contain at least 85%  
15 postconsumer material; and beginning July 1, 1996,  
16 shall contain at least 90% postconsumer material; and  
17 beginning July 1, 1998, shall contain at least 95%  
18 postconsumer material.

19 (2) For the purposes of this Section, "postconsumer  
20 material" includes:

21 (i) paper, paperboard, and fibrous wastes from  
22 retail stores, office buildings, homes, and so forth,  
23 after the waste has passed through its end usage as a  
24 consumer item, including used corrugated boxes, old  
25 newspapers, mixed waste paper, tabulating cards, and  
26 used cordage; and

1           (ii) all paper, paperboard, and fibrous wastes  
2           that are diverted or separated from the municipal  
3           solid waste stream.

4           (3) For the purposes of this Section, "recovered paper  
5           material" includes:

6           (i) postconsumer material;

7           (ii) dry paper and paperboard waste generated  
8           after completion of the papermaking process (that is,  
9           those manufacturing operations up to and including the  
10          cutting and trimming of the paper machine reel into  
11          smaller rolls or rough sheets), including envelope  
12          cuttings, bindery trimmings, and other paper and  
13          paperboard waste resulting from printing, cutting,  
14          forming, and other converting operations, or from bag,  
15          box and carton manufacturing, and butt rolls, mill  
16          wrappers, and rejected unused stock; and

17          (iii) finished paper and paperboard from obsolete  
18          inventories of paper and paperboard manufacturers,  
19          merchants, wholesalers, dealers, printers, converters,  
20          or others.

21          (g) The Department of Central Management Services may  
22          adopt regulations to carry out the provisions and purposes of  
23          this Section.

24          (h) Every State agency shall, in its procurement  
25          documents, specify that, whenever economically and practically  
26          feasible, a product to be procured must consist, wholly or in

1 part, of recycled materials, or be recyclable or reusable in  
2 whole or in part. When applicable, if state guidelines are not  
3 already prescribed, State agencies shall follow USEPA  
4 guidelines for federal procurement.

5 (i) All State agencies shall cooperate with the Department  
6 of Central Management Services in carrying out this Section.  
7 The Department of Central Management Services may enter into  
8 cooperative purchasing agreements with other governmental  
9 units in order to obtain volume discounts, or for other  
10 reasons in accordance with the Governmental Joint Purchasing  
11 Act, or in accordance with the Intergovernmental Cooperation  
12 Act if governmental units of other states or the federal  
13 government are involved.

14 (j) The Department of Central Management Services shall  
15 submit an annual report to the General Assembly concerning its  
16 implementation of the State's collection and recycled paper  
17 procurement programs. This report shall include a description  
18 of the actions that the Department of Central Management  
19 Services has taken in the previous fiscal year to implement  
20 this Section. This report shall be submitted on or before  
21 November 1 of each year.

22 (k) The Department of Central Management Services, in  
23 cooperation with all other appropriate departments and  
24 agencies of the State, shall institute whenever economically  
25 and practically feasible the use of re-refined motor oil in  
26 all State-owned motor vehicles and the use of remanufactured

1 and retread tires whenever such use is practical, beginning no  
2 later than July 1, 1992.

3 (l) (Blank).

4 (m) The Department of Central Management Services, in  
5 coordination with the Department of Commerce and Community  
6 Affairs (now Department of Commerce and Economic Opportunity),  
7 has implemented an aluminum can recycling program in all State  
8 buildings within 270 days of the effective date of this  
9 amendatory Act of 1997. The program provides for (1) the  
10 collection and storage of used aluminum cans in bins or other  
11 appropriate containers made reasonably available to occupants  
12 and visitors of State buildings and (2) the sale of used  
13 aluminum cans to buyers of recyclable materials.

14 Proceeds from the sale of used aluminum cans shall be  
15 deposited into I-CYCLE accounts maintained in the Facilities  
16 Management Revolving Fund and, subject to appropriation, shall  
17 be used by the Department of Central Management Services and  
18 any other State agency to offset the costs of implementing the  
19 aluminum can recycling program under this Section.

20 All State agencies having an aluminum can recycling  
21 program in place shall continue with their current plan. If a  
22 State agency has an existing recycling program in place,  
23 proceeds from the aluminum can recycling program may be  
24 retained and distributed pursuant to that program, otherwise  
25 all revenue resulting from these programs shall be forwarded  
26 to Central Management Services, I-CYCLE for placement into the

1 appropriate account within the Facilities Management Revolving  
2 Fund, minus any operating costs associated with the program.

3 (Source: P.A. 102-444, eff. 8-20-21; 103-570, eff. 1-1-24.)

4 (415 ILCS 20/3.1) (from Ch. 111 1/2, par. 7053.1)

5 Sec. 3.1. Institutions of higher learning.

6 (a) For purposes of this Section "State-supported  
7 institutions of higher learning" or "institutions" means the  
8 University of Illinois, Southern Illinois University, the  
9 colleges and universities under the jurisdiction of the Board  
10 of Governors of State Colleges and Universities, the colleges  
11 and universities under the jurisdiction of the Board of  
12 Regents of Regency Universities, and the public community  
13 colleges subject to the Public Community College Act.

14 (b) Each State-supported institution of higher learning  
15 shall develop a comprehensive waste reduction plan covering a  
16 period of 10 years which addresses the management of solid  
17 waste generated by academic, administrative, student housing  
18 and other institutional functions. The waste reduction plan  
19 shall be developed by January 1, 1995. The initial plan  
20 required under this Section shall be updated by the  
21 institution every 5 years, and any proposed amendments to the  
22 plan shall be submitted for review in accordance with  
23 subsection (f).

24 (c) Each waste reduction plan shall address, at a minimum,  
25 the following topics: existing waste generation by volume,

1 waste composition, existing waste reduction and recycling  
2 activities, waste collection and disposal costs, future waste  
3 management methods, and specific goals to reduce the amount of  
4 waste generated that is subject to landfill disposal.

5 (d) Each waste reduction plan shall provide for recycling  
6 of marketable materials currently present in the institution's  
7 waste stream, including but not limited to landscape waste,  
8 corrugated cardboard, computer paper, and white office paper,  
9 and shall provide for the investigation of potential markets  
10 for other recyclable materials present in the institution's  
11 waste stream. The recycling provisions of the waste reduction  
12 plan shall be designed to achieve, by January 1, 2000, at least  
13 a 40% reduction (referenced to a base year of 1987) in the  
14 amount of solid waste that is generated by the institution and  
15 identified in the waste reduction plan as being subject to  
16 landfill disposal.

17 (e) Each waste reduction plan shall evaluate the  
18 institution's procurement policies and practices to eliminate  
19 procedures which discriminate against items with recycled  
20 content, and to identify products or items which are procured  
21 by the institution on a frequent or repetitive basis for which  
22 products with recycled content may be substituted. Each waste  
23 reduction plan shall prescribe that it will be the policy of  
24 the institution to purchase products with recycled content  
25 whenever such products have met specifications and standards  
26 of equivalent products which do not contain recycled content.

1 (f) (Blank). ~~Each waste reduction plan developed in~~  
2 ~~accordance with this Section shall be submitted to the Agency~~  
3 ~~for review and approval. The Agency's review shall be~~  
4 ~~conducted in cooperation with the Board of Higher Education~~  
5 ~~and the Illinois Community College Board.~~

6 (g) The Agency shall provide technical assistance~~7~~  
7 ~~technical materials, workshops~~ and other information necessary  
8 to assist in the development and implementation of the waste  
9 reduction plans. The Agency shall develop guidelines and  
10 funding criteria for providing grant assistance to  
11 institutions for the implementation of ~~approved~~ waste  
12 reduction plans.

13 (Source: P.A. 102-444, eff. 8-20-21.)

14 (415 ILCS 110/Act rep.)

15 Section 10-65. The Recycled Newsprint Use Act is repealed.

16 (415 ILCS 145/Act rep.)

17 Section 10-70. The Illinois Cool Cities Act is repealed.

18 Section 10-75. The Illinois Chemical Safety Act is amended  
19 by changing Section 9 as follows:

20 (430 ILCS 45/9) (from Ch. 111 1/2, par. 959)

21 Sec. 9. Informational and Technical Assistance Program.

22 (a) The IEMA-OHS ~~IEMA~~ and the Agency shall develop an

1 informational and technical assistance program relating to the  
2 implementation of this Act.

3 (b) Upon request by a business, the Agency may provide  
4 technical assistance relating to emergency preparedness. The  
5 assistance may include provision of relevant guidance  
6 materials, identification of potential hazards associated with  
7 releases of chemical substances, and information regarding  
8 currently available emergency response procedures, practices,  
9 equipment, and supplies.

10 (c) The IEMA-OHS shall, to the extent allowed by law, make  
11 the following publicly available as soon as practicable on its  
12 website ~~On or before February 1 of each year, the IEMA shall~~  
13 ~~publish a report summarizing by county for the preceding~~  
14 ~~calendar year:~~

15 (1) The status of notifications provided by businesses  
16 under Section 4.

17 (2) Information on significant releases.

18 (3) Information on enforcement actions taken under  
19 Section 11.

20 (4) The status of emergency preparedness planning and  
21 activities by communities in which businesses that are  
22 subject to the provisions of this Act are located.

23 (d) (Blank). ~~The IEMA shall provide copies of the annual~~  
24 ~~report to the appropriate local units of government. These~~  
25 ~~local governments and agencies shall maintain a copy of each~~  
26 ~~annual report, which shall be available for inspection by the~~

1 ~~public.~~

2 (Source: P.A. 86-548; 87-168.)

3       Section 95. No acceleration or delay. Where this Act makes  
4 changes in a statute that is represented in this Act by text  
5 that is not yet or no longer in effect (for example, a Section  
6 represented by multiple versions), the use of that text does  
7 not accelerate or delay the taking effect of (i) the changes  
8 made by this Act or (ii) provisions derived from any other  
9 Public Act.

1 INDEX  
2 Statutes amended in order of appearance

3 10 ILCS 5/1A-50  
4 15 ILCS 20/50-5  
5 15 ILCS 20/50-40  
6 20 ILCS 505/5a from Ch. 23, par. 5005a  
7 20 ILCS 605/605-515 was 20 ILCS 605/46.13a  
8 20 ILCS 605/605-1075  
9 20 ILCS 1105/11 from Ch. 96 1/2, par. 7411  
10 20 ILCS 3501/825-95 rep.  
11 20 ILCS 3501/825-100 rep.  
12 20 ILCS 3930/9.3  
13 25 ILCS 80/5 from Ch. 63, par. 42.93-5  
14 30 ILCS 105/5.908  
15 30 ILCS 105/5.921  
16 30 ILCS 105/5.693 rep.  
17 30 ILCS 105/5.741 rep.  
18 30 ILCS 105/5.817 rep.  
19 35 ILCS 5/201.5 rep.  
20 415 ILCS 60/22.2 from Ch. 5, par. 822.2  
21 420 ILCS 20/14 from Ch. 111 1/2, par. 241-14  
22 520 ILCS 25/15  
23 625 ILCS 5/3-658  
24 625 ILCS 5/3-699.14  
25 625 ILCS 5/11-501.01

1 630 ILCS 5/15  
2 630 ILCS 5/90 rep.  
3 730 ILCS 5/5-9-1.8  
4 750 ILCS 50/18.3a from Ch. 40, par. 1522.3a  
5 5 ILCS 412/5-15  
6 20 ILCS 1605/21.7  
7 20 ILCS 1805/26 from Ch. 129, par. 220.26  
8 20 ILCS 1805/40 from Ch. 129, par. 220.40  
9 20 ILCS 1805/43 rep.  
10 20 ILCS 1805/45 rep.  
11 20 ILCS 2310/2310-435 rep.  
12 20 ILCS 2805/2 from Ch. 126 1/2, par. 67  
13 30 ILCS 500/25-35  
14 105 ILCS 5/2-3.30 from Ch. 122, par. 2-3.30  
15 210 ILCS 85/6.09 from Ch. 111 1/2, par. 147.09  
16 310 ILCS 100/10  
17 310 ILCS 100/15  
18 310 ILCS 100/20  
19 310 ILCS 100/25  
20 310 ILCS 100/30  
21 320 ILCS 20/2 from Ch. 23, par. 6602  
22 320 ILCS 20/11 from Ch. 23, par. 6611  
23 410 ILCS 201/Act rep.  
24 415 ILCS 20/3 from Ch. 111 1/2, par. 7053  
25 415 ILCS 20/3.1 from Ch. 111 1/2, par. 7053.1  
26 415 ILCS 110/Act rep.

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1 415 ILCS 145/Act rep.

2 430 ILCS 45/9 from Ch. 111 1/2, par. 959