



Rep. Jay Hoffman

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10400SB0807ham001

LRB104 07206 SPS 38381 a

1 AMENDMENT TO SENATE BILL 807

2 AMENDMENT NO. _____. Amend Senate Bill 807 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Unemployment Insurance Act is amended by
5 changing Sections 401, 403, 700, 1505, 1506.6, and 2800 as
6 follows:

7 (820 ILCS 405/401) (from Ch. 48, par. 401)

8 Sec. 401. Weekly Benefit Amount - Dependents' Allowances.

9 (I) A. With respect to any week beginning in a benefit year
10 beginning prior to January 4, 2004, an individual's weekly
11 benefit amount shall be an amount equal to the weekly benefit
12 amount as defined in the provisions of this Act as amended and
13 in effect on November 18, 2011.

14 B. 1. With respect to any benefit year beginning on or
15 after January 4, 2004 and before January 6, 2008, an
16 individual's weekly benefit amount shall be 48% of the

1 individual's prior average weekly wage, rounded (if not
2 already a multiple of one dollar) to the next higher dollar;
3 provided, however, that the weekly benefit amount cannot
4 exceed the maximum weekly benefit amount and cannot be less
5 than \$51. Except as otherwise provided in this Section, with
6 respect to any benefit year beginning on or after January 6,
7 2008, an individual's weekly benefit amount shall be 47% of
8 the individual's prior average weekly wage, rounded (if not
9 already a multiple of one dollar) to the next higher dollar;
10 provided, however, that the weekly benefit amount cannot
11 exceed the maximum weekly benefit amount and cannot be less
12 than \$51. With respect to any benefit year beginning on or
13 after January 1, 2029 ~~2027~~ and before January 1, 2030 ~~2028~~, an
14 individual's weekly benefit amount shall be 40.8% ~~40.6%~~ of the
15 individual's prior average weekly wage, rounded (if not
16 already a multiple of one dollar) to the next higher dollar;
17 provided, however, that the weekly benefit amount cannot
18 exceed the maximum weekly benefit amount and cannot be less
19 than \$51.

20 2. For the purposes of this subsection:

21 An individual's "prior average weekly wage" means the
22 total wages for insured work paid to that individual during
23 the 2 calendar quarters of the individual's base period in
24 which such total wages were highest, divided by 26. If the
25 quotient is not already a multiple of one dollar, it shall be
26 rounded to the nearest dollar; however if the quotient is

1 equally near 2 multiples of one dollar, it shall be rounded to
2 the higher multiple of one dollar.

3 "Determination date" means June 1 and December 1 of each
4 calendar year except that, for the purposes of this Act only,
5 there shall be no June 1 determination date in any year.

6 "Determination period" means, with respect to each June 1
7 determination date, the 12 consecutive calendar months ending
8 on the immediately preceding December 31 and, with respect to
9 each December 1 determination date, the 12 consecutive
10 calendar months ending on the immediately preceding June 30.

11 "Benefit period" means the 12 consecutive calendar month
12 period beginning on the first day of the first calendar month
13 immediately following a determination date, except that, with
14 respect to any calendar year in which there is a June 1
15 determination date, "benefit period" shall mean the 6
16 consecutive calendar month period beginning on the first day
17 of the first calendar month immediately following the
18 preceding December 1 determination date and the 6 consecutive
19 calendar month period beginning on the first day of the first
20 calendar month immediately following the June 1 determination
21 date.

22 "Gross wages" means all the wages paid to individuals
23 during the determination period immediately preceding a
24 determination date for insured work, and reported to the
25 Director by employers prior to the first day of the third
26 calendar month preceding that date.

1 "Covered employment" for any calendar month means the
2 total number of individuals, as determined by the Director,
3 engaged in insured work at mid-month.

4 "Average monthly covered employment" means one-twelfth of
5 the sum of the covered employment for the 12 months of a
6 determination period.

7 "Statewide average annual wage" means the quotient,
8 obtained by dividing gross wages by average monthly covered
9 employment for the same determination period, rounded (if not
10 already a multiple of one cent) to the nearest cent.

11 "Statewide average weekly wage" means the quotient,
12 obtained by dividing the statewide average annual wage by 52,
13 rounded (if not already a multiple of one cent) to the nearest
14 cent. Notwithstanding any provision of this Section to the
15 contrary, the statewide average weekly wage for any benefit
16 period prior to calendar year 2012 shall be as determined by
17 the provisions of this Act as amended and in effect on November
18 18, 2011. Notwithstanding any provisions of this Section to
19 the contrary, the statewide average weekly wage for the
20 benefit period of calendar year 2012 shall be \$856.55 and for
21 each calendar year thereafter, the statewide average weekly
22 wage shall be the statewide average weekly wage, as determined
23 in accordance with this sentence, for the immediately
24 preceding benefit period plus (or minus) an amount equal to
25 the percentage change in the statewide average weekly wage, as
26 computed in accordance with the first sentence of this

1 paragraph, between the 2 immediately preceding benefit
2 periods, multiplied by the statewide average weekly wage, as
3 determined in accordance with this sentence, for the
4 immediately preceding benefit period. However, for purposes of
5 the Workers' Compensation Act, the statewide average weekly
6 wage will be computed using June 1 and December 1
7 determination dates of each calendar year and such
8 determination shall not be subject to the limitation of the
9 statewide average weekly wage as computed in accordance with
10 the preceding sentence of this paragraph.

11 With respect to any week beginning in a benefit year
12 beginning prior to January 4, 2004, "maximum weekly benefit
13 amount" with respect to each week beginning within a benefit
14 period shall be as defined in the provisions of this Act as
15 amended and in effect on November 18, 2011.

16 With respect to any benefit year beginning on or after
17 January 4, 2004 and before January 6, 2008, "maximum weekly
18 benefit amount" with respect to each week beginning within a
19 benefit period means 48% of the statewide average weekly wage,
20 rounded (if not already a multiple of one dollar) to the next
21 higher dollar.

22 Except as otherwise provided in this Section, with respect
23 to any benefit year beginning on or after January 6, 2008,
24 "maximum weekly benefit amount" with respect to each week
25 beginning within a benefit period means 47% of the statewide
26 average weekly wage, rounded (if not already a multiple of one

1 dollar) to the next higher dollar.

2 With respect to any benefit year beginning on or after
3 January 1, 2029 ~~2027~~ and before January 1, 2030 ~~2028~~, "maximum
4 weekly benefit amount" with respect to each week beginning
5 within a benefit period means 40.8% ~~40.6%~~ of the statewide
6 average weekly wage, rounded (if not already a multiple of one
7 dollar) to the next higher dollar.

8 C. With respect to any week beginning in a benefit year
9 beginning prior to January 4, 2004, an individual's
10 eligibility for a dependent allowance with respect to a
11 nonworking spouse or one or more dependent children shall be
12 as defined by the provisions of this Act as amended and in
13 effect on November 18, 2011.

14 With respect to any benefit year beginning on or after
15 January 4, 2004 and before January 6, 2008, an individual to
16 whom benefits are payable with respect to any week shall, in
17 addition to those benefits, be paid, with respect to such
18 week, as follows: in the case of an individual with a
19 nonworking spouse, 9% of the individual's prior average weekly
20 wage, rounded (if not already a multiple of one dollar) to the
21 next higher dollar, provided, that the total amount payable to
22 the individual with respect to a week shall not exceed 57% of
23 the statewide average weekly wage, rounded (if not already a
24 multiple of one dollar) to the next higher dollar; and in the
25 case of an individual with a dependent child or dependent
26 children, 17.2% of the individual's prior average weekly wage,

1 rounded (if not already a multiple of one dollar) to the next
2 higher dollar, provided that the total amount payable to the
3 individual with respect to a week shall not exceed 65.2% of the
4 statewide average weekly wage, rounded (if not already a
5 multiple of one dollar) to the next higher dollar.

6 With respect to any benefit year beginning on or after
7 January 6, 2008 and before January 1, 2010, an individual to
8 whom benefits are payable with respect to any week shall, in
9 addition to those benefits, be paid, with respect to such
10 week, as follows: in the case of an individual with a
11 nonworking spouse, 9% of the individual's prior average weekly
12 wage, rounded (if not already a multiple of one dollar) to the
13 next higher dollar, provided, that the total amount payable to
14 the individual with respect to a week shall not exceed 56% of
15 the statewide average weekly wage, rounded (if not already a
16 multiple of one dollar) to the next higher dollar; and in the
17 case of an individual with a dependent child or dependent
18 children, 18.2% of the individual's prior average weekly wage,
19 rounded (if not already a multiple of one dollar) to the next
20 higher dollar, provided that the total amount payable to the
21 individual with respect to a week shall not exceed 65.2% of the
22 statewide average weekly wage, rounded (if not already a
23 multiple of one dollar) to the next higher dollar.

24 The additional amount paid pursuant to this subsection in
25 the case of an individual with a dependent child or dependent
26 children shall be referred to as the "dependent child

1 allowance", and the percentage rate by which an individual's
2 prior average weekly wage is multiplied pursuant to this
3 subsection to calculate the dependent child allowance shall be
4 referred to as the "dependent child allowance rate".

5 Except as otherwise provided in this Section, with respect
6 to any benefit year beginning on or after January 1, 2010, an
7 individual to whom benefits are payable with respect to any
8 week shall, in addition to those benefits, be paid, with
9 respect to such week, as follows: in the case of an individual
10 with a nonworking spouse, the greater of (i) 9% of the
11 individual's prior average weekly wage, rounded (if not
12 already a multiple of one dollar) to the next higher dollar, or
13 (ii) \$15, provided that the total amount payable to the
14 individual with respect to a week shall not exceed 56% of the
15 statewide average weekly wage, rounded (if not already a
16 multiple of one dollar) to the next higher dollar; and in the
17 case of an individual with a dependent child or dependent
18 children, the greater of (i) the product of the dependent
19 child allowance rate multiplied by the individual's prior
20 average weekly wage, rounded (if not already a multiple of one
21 dollar) to the next higher dollar, or (ii) the lesser of \$50 or
22 50% of the individual's weekly benefit amount, rounded (if not
23 already a multiple of one dollar) to the next higher dollar,
24 provided that the total amount payable to the individual with
25 respect to a week shall not exceed the product of the statewide
26 average weekly wage multiplied by the sum of 47% plus the

1 dependent child allowance rate, rounded (if not already a
2 multiple of one dollar) to the next higher dollar.

3 With respect to any benefit year beginning on or after
4 January 1, 2029 ~~2027~~ and before January 1, 2030 ~~2028~~, an
5 individual to whom benefits are payable with respect to any
6 week shall, in addition to those benefits, be paid, with
7 respect to such week, as follows: in the case of an individual
8 with a nonworking spouse, the greater of (i) 9% of the
9 individual's prior average weekly wage, rounded (if not
10 already a multiple of one dollar) to the next higher dollar, or
11 (ii) \$15, provided that the total amount payable to the
12 individual with respect to a week shall not exceed 49.8% ~~49.6%~~
13 of the statewide average weekly wage, rounded (if not already
14 a multiple of one dollar) to the next higher dollar; and in the
15 case of an individual with a dependent child or dependent
16 children, the greater of (i) the product of the dependent
17 child allowance rate multiplied by the individual's prior
18 average weekly wage, rounded (if not already a multiple of one
19 dollar) to the next higher dollar, or (ii) the lesser of \$50 or
20 50% of the individual's weekly benefit amount, rounded (if not
21 already a multiple of one dollar) to the next higher dollar,
22 provided that the total amount payable to the individual with
23 respect to a week shall not exceed the product of the statewide
24 average weekly wage multiplied by the sum of 40.8% ~~40.6%~~ plus
25 the dependent child allowance rate, rounded (if not already a
26 multiple of one dollar) to the next higher dollar.

1 With respect to each benefit year beginning after calendar
2 year 2012, the dependent child allowance rate shall be the sum
3 of the allowance adjustment applicable pursuant to Section
4 1400.1 to the calendar year in which the benefit year begins,
5 plus the dependent child allowance rate with respect to each
6 benefit year beginning in the immediately preceding calendar
7 year, except as otherwise provided in this subsection. The
8 dependent child allowance rate with respect to each benefit
9 year beginning in calendar year 2010 shall be 17.9%. The
10 dependent child allowance rate with respect to each benefit
11 year beginning in calendar year 2011 shall be 17.4%. The
12 dependent child allowance rate with respect to each benefit
13 year beginning in calendar year 2012 shall be 17.0% and, with
14 respect to each benefit year beginning after calendar year
15 2012, shall not be less than 17.0% or greater than 17.9%.

16 For the purposes of this subsection:

17 "Dependent" means a child or a nonworking spouse.

18 "Child" means a natural child, stepchild, or adopted child
19 of an individual claiming benefits under this Act or a child
20 who is in the custody of any such individual by court order,
21 for whom the individual is supplying and, for at least 90
22 consecutive days (or for the duration of the parental
23 relationship if it has existed for less than 90 days)
24 immediately preceding any week with respect to which the
25 individual has filed a claim, has supplied more than one-half
26 the cost of support, or has supplied at least 1/4 of the cost

1 of support if the individual and the other parent, together,
2 are supplying and, during the aforesaid period, have supplied
3 more than one-half the cost of support, and are, and were
4 during the aforesaid period, members of the same household;
5 and who, on the first day of such week (a) is under 18 years of
6 age, or (b) is, and has been during the immediately preceding
7 90 days, unable to work because of illness or other
8 disability: provided, that no person who has been determined
9 to be a child of an individual who has been allowed benefits
10 with respect to a week in the individual's benefit year shall
11 be deemed to be a child of the other parent, and no other
12 person shall be determined to be a child of such other parent,
13 during the remainder of that benefit year.

14 "Nonworking spouse" means the lawful husband or wife of an
15 individual claiming benefits under this Act, for whom more
16 than one-half the cost of support has been supplied by the
17 individual for at least 90 consecutive days (or for the
18 duration of the marital relationship if it has existed for
19 less than 90 days) immediately preceding any week with respect
20 to which the individual has filed a claim, but only if the
21 nonworking spouse is currently ineligible to receive benefits
22 under this Act by reason of the provisions of Section 500E.

23 An individual who was obligated by law to provide for the
24 support of a child or of a nonworking spouse for the aforesaid
25 period of 90 consecutive days, but was prevented by illness or
26 injury from doing so, shall be deemed to have provided more

1 than one-half the cost of supporting the child or nonworking
2 spouse for that period.

3 (II) (Blank).

4 (Source: P.A. 102-671, eff. 11-30-21; 102-700, eff. 4-19-22;
5 102-1105, eff. 1-1-23; 103-1059, eff. 12-20-24.)

6 (820 ILCS 405/403) (from Ch. 48, par. 403)

7 Sec. 403. Maximum total amount of benefits.

8 (I) A. With respect to any benefit year beginning prior to
9 September 30, 1979, any otherwise eligible individual shall be
10 entitled, during such benefit year, to a maximum total amount
11 of benefits as shall be determined in the manner set forth in
12 this Act as amended and in effect on November 9, 1977.

13 B. With respect to any benefit year beginning on or after
14 September 30, 1979, except as otherwise provided in this
15 Section, any otherwise eligible individual shall be entitled,
16 during such benefit year, to a maximum total amount of
17 benefits equal to 26 times the individual's weekly benefit
18 amount plus dependents' allowances, or to the total wages for
19 insured work paid to such individual during the individual's
20 base period, whichever amount is smaller. With respect to any
21 benefit year beginning in calendar year 2012, any otherwise
22 eligible individual shall be entitled, during such benefit
23 year, to a maximum total amount of benefits equal to 25 times
24 the individual's weekly benefit amount plus dependents'
25 allowances, or to the total wages for insured work paid to such

1 individual during the individual's base period, whichever
2 amount is smaller. With respect to any benefit year beginning
3 on or after January 1, 2029 ~~2027~~ and before January 1, 2030
4 ~~2028~~, any otherwise eligible individual shall be entitled,
5 during such benefit year, to a maximum total amount of
6 benefits equal to 24 ~~23~~ times the individual's weekly benefit
7 amount plus dependents' allowances, or to the total wages for
8 insured work paid to such individual during the individual's
9 base period, whichever amount is smaller.

10 (II) (Blank).

11 (Source: P.A. 102-671, eff. 11-30-21; 102-700, eff. 4-19-22;
12 102-1105, eff. 1-1-23; 103-1059, eff. 12-20-24.)

13 (820 ILCS 405/700) (from Ch. 48, par. 450)

14 Sec. 700. Filing claims for benefits.

15 A. Claims for benefits shall be made in accordance with
16 such regulations as the Director may prescribe. Each employer
17 shall post and maintain printed statements concerning such
18 regulations or such other matters as the Director may by
19 regulation prescribe in places readily accessible to
20 individuals in such employer's service. Each employer shall
21 supply to such individuals copies of such printed statements
22 or materials relating to claims for benefits as the Director
23 may by regulation prescribe. Such printed statements shall be
24 supplied by the Director to each employer without cost to the
25 employer.

1 B. 1. When an employer employing 75 or more employees in
2 this State at any point in time during the calendar year
3 immediately preceding the calendar year in which a layoff or
4 separation occurs resulting in the separation of 50 or more
5 employees at a single site of employment, excluding part-time
6 employees as defined in subsection (e) of Section 5 of the
7 Illinois Worker Adjustment and Retraining Notification Act,
8 conducts such a layoff or separation, the employer shall
9 submit the name of each separated employee, each separated
10 employee's social security number, the beginning date of each
11 employee's separation, and, if applicable, the return to work
12 date for each such employee, to the Department in the secure
13 manner prescribed by the Department. Submissions required by
14 this subsection shall be sent to the Department as soon as
15 practicable prior to the beginning of any such separation.

16 2. Submission of the information by an employer in
17 accordance with this subsection shall not be construed as a
18 determination of eligibility for unemployment insurance
19 benefits, and shall have no effect on an individual or
20 employing unit's rights or responsibilities as set forth in
21 this Act unless specifically stated. The Department may adopt
22 rules necessary to implement and administer this subsection.
23 The Department is authorized to enter into an appropriate
24 agreement with the Department of Commerce and Economic
25 Opportunity to provide information submitted under this
26 subsection to assist in the coordination of layoff response

1 activities.

2 3. In no event shall this subsection apply to any employer
3 with respect to employees working in the construction industry
4 who are covered by a bona fide collective bargaining agreement
5 with a labor organization.

6 4. For the purposes of this subsection:

7 "Construction industry" means any constructing, altering,
8 reconstructing, repairing, rehabilitating, refinishing,
9 refurbishing, remodeling, remediating, renovating, custom
10 fabricating, maintenance, landscaping, improving, wrecking,
11 painting, decorating, demolishing, and adding to or
12 subtracting from any building, structure, highway, roadway,
13 street, bridge, alley, sewer, ditch, sewage disposal plant,
14 water works, parking facility, railroad, excavation, or other
15 structure, project, development, or real property, or
16 improvement, or to any part thereof, including moving
17 construction-related materials on the job site to or from the
18 job site, snow plowing, snow removal, and refuse collection,
19 whether or not the performance of the work involves the
20 addition to, or fabrication into, any structure, project,
21 development, or real property, or improvement, of any material
22 or article of merchandise.

23 "Single site of employment" has the meaning set forth in
24 56 Ill. Adm. Code 230.120.

25 (Source: Laws 1951, p. 32.)

1 (820 ILCS 405/1505) (from Ch. 48, par. 575)

2 Sec. 1505. Adjustment of state experience factor.

3 (I) A. For calendar years prior to 1988, the state
4 experience factor shall be adjusted in accordance with the
5 provisions of this Act as amended and in effect on November 18,
6 2011.

7 B. (Blank).

8 C. For calendar year 1988 and each calendar year
9 thereafter, for which the state experience factor is being
10 determined.

11 1. For every \$50,000,000 (or fraction thereof) by
12 which the adjusted trust fund balance falls below the
13 target balance set forth in this subsection, the state
14 experience factor for the succeeding year shall be
15 increased one percent absolute.

16 For every \$50,000,000 (or fraction thereof) by which
17 the adjusted trust fund balance exceeds the target balance
18 set forth in this subsection, the state experience factor
19 for the succeeding year shall be decreased by one percent
20 absolute.

21 The target balance in each calendar year prior to 2003
22 is \$750,000,000. The target balance in calendar year 2003
23 is \$920,000,000. The target balance in calendar year 2004
24 is \$960,000,000. The target balance in calendar year 2005
25 and each calendar year through 2022 is \$1,000,000,000. The
26 target balance in calendar year 2023 and each calendar

1 year thereafter is \$1,750,000,000.

2 2. For the purposes of this subsection:

3 "Net trust fund balance" is the amount standing to the
4 credit of this State's account in the unemployment trust
5 fund as of June 30 of the calendar year immediately
6 preceding the year for which a state experience factor is
7 being determined.

8 "Adjusted trust fund balance" is the net trust fund
9 balance minus the sum of the benefit reserves for fund
10 building for July 1, 1987 through June 30 of the year prior
11 to the year for which the state experience factor is being
12 determined. The adjusted trust fund balance shall not be
13 less than zero. If the preceding calculation results in a
14 number which is less than zero, the amount by which it is
15 less than zero shall reduce the sum of the benefit
16 reserves for fund building for subsequent years.

17 For the purpose of determining the state experience
18 factor for 1989 and for each calendar year thereafter, the
19 following "benefit reserves for fund building" shall apply
20 for each state experience factor calculation in which that
21 12 month period is applicable:

22 a. For the 12 month period ending on June 30, 1988,
23 the "benefit reserve for fund building" shall be
24 8/104th of the total benefits paid from January 1,
25 1988 through June 30, 1988.

26 b. For the 12 month period ending on June 30, 1989,

1 the "benefit reserve for fund building" shall be the
2 sum of:

3 i. 8/104ths of the total benefits paid from
4 July 1, 1988 through December 31, 1988, plus

5 ii. 4/108ths of the total benefits paid from
6 January 1, 1989 through June 30, 1989.

7 c. For the 12 month period ending on June 30, 1990,
8 the "benefit reserve for fund building" shall be
9 4/108ths of the total benefits paid from July 1, 1989
10 through December 31, 1989.

11 d. For 1992 and for each calendar year thereafter,
12 the "benefit reserve for fund building" for the 12
13 month period ending on June 30, 1991 and for each
14 subsequent 12 month period shall be zero.

15 3. Notwithstanding the preceding provisions of this
16 subsection, for calendar years 1988 through 2003, the
17 state experience factor shall not be increased or
18 decreased by more than 15 percent absolute.

19 D. Notwithstanding the provisions of subsection C, the
20 adjusted state experience factor:

21 1. Shall be 111 percent for calendar year 1988;

22 2. Shall not be less than 75 percent nor greater than
23 135 percent for calendar years 1989 through 2003; and
24 shall not be less than 75% nor greater than 150% for
25 calendar year 2004 and each calendar year thereafter, not
26 counting any increase pursuant to subsection D-1, D-2, or

1 D-3;

2 3. Shall not be decreased by more than 5 percent
3 absolute for any calendar year, beginning in calendar year
4 1989 and through calendar year 1992, by more than 6%
5 absolute for calendar years 1993 through 1995, by more
6 than 10% absolute for calendar years 1999 through 2003 and
7 by more than 12% absolute for calendar year 2004 and each
8 calendar year thereafter, from the adjusted state
9 experience factor of the calendar year preceding the
10 calendar year for which the adjusted state experience
11 factor is being determined;

12 4. Shall not be increased by more than 15% absolute
13 for calendar year 1993, by more than 14% absolute for
14 calendar years 1994 and 1995, by more than 10% absolute
15 for calendar years 1999 through 2003 and by more than 16%
16 absolute for calendar year 2004 and each calendar year
17 thereafter, from the adjusted state experience factor for
18 the calendar year preceding the calendar year for which
19 the adjusted state experience factor is being determined;

20 5. Shall be 100% for calendar years 1996, 1997, and
21 1998.

22 D-1. The adjusted state experience factor for each of
23 calendar years 2013 through 2015 shall be increased by 5%
24 absolute above the adjusted state experience factor as
25 calculated without regard to this subsection. The adjusted
26 state experience factor for each of calendar years 2016

1 through 2018 shall be increased by 6% absolute above the
2 adjusted state experience factor as calculated without regard
3 to this subsection. The increase in the adjusted state
4 experience factor for calendar year 2018 pursuant to this
5 subsection shall not be counted for purposes of applying
6 paragraph 3 or 4 of subsection D to the calculation of the
7 adjusted state experience factor for calendar year 2019.

8 D-2. (Blank).

9 D-3. The adjusted state experience factor for calendar
10 year 2029 ~~2027~~ shall be increased by 20% absolute above the
11 adjusted state experience factor as calculated without regard
12 to this subsection. The increase in the adjusted state
13 experience factor for calendar year 2029 ~~2027~~ pursuant to this
14 subsection shall not be counted for purposes of applying
15 paragraph 3 or 4 of subsection D to the calculation of the
16 adjusted state experience factor for calendar year 2030 ~~2028~~.

17 D-4. The adjusted state experience factor for calendar
18 years beginning in 2024 shall be increased by 3% absolute
19 above the adjusted state experience factor as calculated
20 without regard to this subsection or subsection D-3. The
21 increase in the state experience factor provided for in this
22 subsection shall not be counted for purposes of applying
23 paragraph 3 or 4 of subsection D to the calculation of the
24 adjusted state experience factor for the following calendar
25 year. This subsection shall cease to be operative beginning
26 January 1 of the calendar year following the calendar year in

1 which the total amount of the transfers of funds provided for
2 in subsection B of Part (I) of Section 2101.1 equals the total
3 amount of the appropriation.

4 E. The amount standing to the credit of this State's
5 account in the unemployment trust fund as of June 30 shall be
6 deemed to include as part thereof (a) any amount receivable on
7 that date from any Federal governmental agency, or as a
8 payment in lieu of contributions under the provisions of
9 Sections 1403 and 1405 B and paragraph 2 of Section 302C, in
10 reimbursement of benefits paid to individuals, and (b) amounts
11 credited by the Secretary of the Treasury of the United States
12 to this State's account in the unemployment trust fund
13 pursuant to Section 903 of the Federal Social Security Act, as
14 amended, including any such amounts which have been
15 appropriated by the General Assembly in accordance with the
16 provisions of Section 2100 B for expenses of administration,
17 except any amounts which have been obligated on or before that
18 date pursuant to such appropriation.

19 (II) (Blank).

20 (Source: P.A. 102-671, eff. 11-30-21; 102-700, eff. 4-19-22;
21 102-1105, eff. 1-1-23; 103-1059, eff. 12-20-24.)

22 (820 ILCS 405/1506.6)

23 Sec. 1506.6. Surcharge; specified period.

24 (I) For each employer whose contribution rate for calendar
25 year 2029 ~~2027~~ is determined pursuant to Section 1500 or

1 1506.1, in addition to the contribution rate established
2 pursuant to Section 1506.3, an additional surcharge of 0.350%
3 shall be added to the contribution rate. The surcharge
4 established by this Section shall be due at the same time as
5 other contributions with respect to the quarter are due, as
6 provided in Section 1400. Payments attributable to the
7 surcharge established pursuant to this Section shall be
8 contributions and deposited into the clearing account.

9 (II) (Blank).

10 (Source: P.A. 102-671, eff. 11-30-21; 102-700, eff. 4-19-22;
11 102-1105, eff. 1-1-23; 103-1059, eff. 12-20-24.)

12 (820 ILCS 405/2800) (from Ch. 48, par. 780)

13 Sec. 2800. Violations and penalties.

14 A. It shall be unlawful for any person or employing unit
15 to--

16 1. Make a false statement or representation or fail to
17 disclose a material fact:

18 a. To obtain, or increase, or prevent, or reduce
19 any benefit or payment under the provisions of this
20 Act, or under the unemployment compensation law of any
21 State or the Federal Government, either for himself or
22 for any other person; or

23 b. To avoid or reduce any contribution or other
24 payment required from an employing unit under this
25 Act.

1 2. Fail to pay a contribution due under the provisions
2 of this Act.

3 3. Fail to furnish any report, audit, or information
4 duly required by the Director under this Act.

5 4. Refuse to allow the Director or his duly authorized
6 representative to inspect or copy the pay roll or other
7 records or documents relative to the enforcement of this
8 Act or required by this Act.

9 5. Make any deduction from the wages of any individual
10 in its employ because of its liability for the payment of
11 contributions required by this Act.

12 6. Knowingly fail to furnish to any individual in its
13 employ any notice, report, or information duly required
14 under the provisions of this Act or the rules or
15 regulations of the Director.

16 7. Attempt to induce any individual, directly or
17 indirectly (by promise of re-employment or by threat not
18 to employ or not to re-employ or by any other means), to
19 refrain from claiming or accepting benefits or to waive
20 any other rights under this Act; or to maintain a rehiring
21 policy which discriminates against former individuals in
22 its employ by reason of their having claimed benefits.

23 8. Pay contributions upon wages for services not
24 rendered for such employing unit if the purpose of such
25 payment is either to reduce the amount of contributions
26 due or to become due from any employing unit or to affect

1 the benefit rights of any individual.

2 9. Solicit, or aid or abet the solicitation of,
3 information from any individual concerning his place of
4 employment, residence, assets or earnings, by any means
5 which are intended to mislead such individual to believe
6 that the person or employing unit seeking such information
7 is the Department or one of its Divisions or branches, or a
8 representative thereof.

9 B. Except as provided in subsection C, any ~~Any~~ employing
10 unit or person who willfully violates any provision of this
11 Section or any other provision of this Act or any rule or
12 regulation promulgated thereunder, or does any act prohibited
13 by this Act, or who fails, neglects, or refuses to perform any
14 duty required by any provision of this Act or rule or
15 regulation of the Director, within the time prescribed by the
16 Director, for which no penalty has been specifically provided,
17 or who fails, neglects, or refuses to obey any lawful order
18 given or made by the Director, shall be guilty of a Class B
19 misdemeanor, and each such act, failure, neglect, or refusal
20 shall constitute a separate and distinct offense. An employing
21 unit's or person's willful filing of a fraudulent quarterly
22 wage report shall constitute a Class 4 felony if the amount of
23 contributions owed with respect to the quarter is less than
24 \$300 and a Class 3 felony if the amount of contributions owed
25 with respect to the quarter is \$300 or more. An employing
26 unit's or person's willful failure to honor a subpoena issued

1 by the Department shall constitute a Class 4 felony. If a
2 person or employing unit described in this Section is a
3 corporation, the president, the secretary, and the treasurer,
4 and any other officer exercising corresponding functions,
5 shall each be subject to the aforesaid penalties for the
6 violation of any provisions of this Section of which he or they
7 had or, in the exercise of his or their duties, ought to have
8 had knowledge, not including the provisions regarding the
9 filing of a fraudulent quarterly wage report or the willful
10 failure to honor a subpoena.

11 C. An employer that willfully fails to comply with the
12 requirements of subsection B of Section 700 may be subject to a
13 civil penalty of not more than \$750 for each day of the
14 employer's violation after the separations begin to occur, as
15 determined by the Department.

16 (Source: P.A. 98-107, eff. 7-23-13.)

17 Section 99. Effective date. This Act takes effect January
18 1, 2027."