



Sen. Kimberly A. Lightford

Filed: 10/25/2021

10200HB0594sam002

LRB102 10655 AWJ 30157 a

1 AMENDMENT TO HOUSE BILL 594

2 AMENDMENT NO. _____. Amend House Bill 594 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. "An Act concerning education", approved July
5 30, 2021, Public Act 102-209, is amended by adding Section 99
6 as follows:

7 (P.A. 102-209, Sec. 99 new)

8 Sec. 99. Effective date. This Act takes effect upon
9 becoming law.

10 Section 10. "An Act concerning education", approved August
11 27, 2021, Public Act 102-635, is amended by adding Section 99
12 as follows:

13 (P.A. 102-635, Sec. 99 new)

14 Sec. 99. Effective date. This Act takes effect upon

1 becoming law.

2 Section 15. The Regulatory Sunset Act is amended by
3 changing Sections 4.32 and 4.37 as follows:

4 (5 ILCS 80/4.32)

5 Sec. 4.32. Acts repealed on January 1, 2022. The following
6 Acts are repealed on January 1, 2022:

7 The Boxing and Full-contact Martial Arts Act.

8 The Cemetery Oversight Act.

9 The Collateral Recovery Act.

10 The Community Association Manager Licensing and
11 Disciplinary Act.

12 The Crematory Regulation Act.

13 The Detection of Deception Examiners Act.

14 The Home Inspector License Act.

15 ~~The Illinois Health Information Exchange and Technology~~
16 ~~Act.~~

17 The Medical Practice Act of 1987.

18 The Registered Interior Designers Act.

19 The Massage Licensing Act.

20 The Petroleum Equipment Contractors Licensing Act.

21 The Radiation Protection Act of 1990.

22 The Real Estate Appraiser Licensing Act of 2002.

23 The Water Well and Pump Installation Contractor's License
24 Act.

1 (Source: P.A. 100-920, eff. 8-17-18; 101-316, eff. 8-9-19;
2 101-614, eff. 12-20-19; 101-639, eff. 6-12-20.)

3 (5 ILCS 80/4.37)

4 Sec. 4.37. Acts and Articles repealed on January 1, 2027.

5 The following are repealed on January 1, 2027:

6 The Clinical Psychologist Licensing Act.

7 The Illinois Optometric Practice Act of 1987.

8 Articles II, III, IV, V, VI, VIIA, VIIB, VIIC, XVII, XXXI,
9 XXXI 1/4, and XXXI 3/4 of the Illinois Insurance Code.

10 The Boiler and Pressure Vessel Repairer Regulation Act.

11 The Marriage and Family Therapy Licensing Act.

12 The Illinois Health Information Exchange and Technology
13 Act.

14 (Source: P.A. 99-572, eff. 7-15-16; 99-909, eff. 12-16-16;
15 99-910, eff. 12-16-16; 99-911, eff. 12-16-16; 100-201, eff.
16 8-18-17; 100-372, eff. 8-25-17.)

17 Section 20. The Illinois Emergency Management Agency Act
18 is amended by changing Section 23 as follows:

19 (20 ILCS 3305/23)

20 (Section scheduled to be repealed on January 1, 2032)

21 Sec. 23. Access and Functional Needs Advisory Committee.

22 (a) In this Section, "Advisory Committee" means the Access
23 and Functional Needs Advisory Committee.

1 (b) The Access and Functional Needs Advisory Committee is
2 created.

3 (c) The Advisory Committee shall:

4 (1) Coordinate meetings occurring, at a minimum, 3 ~~6~~
5 times each year, in addition to emergency meetings called
6 by the chairperson of the Advisory Committee.

7 (2) Research and provide recommendations for
8 identifying and effectively responding to the needs of
9 persons with access and functional needs before, during,
10 and after a disaster using an intersectional lens for
11 equity.

12 (3) Provide recommendations to the Illinois Emergency
13 Management Agency regarding how to ensure that persons
14 with a disability are included in disaster strategies and
15 emergency management plans, including updates and
16 implementation of disaster strategies and emergency
17 management plans.

18 (4) Review and provide recommendations for the
19 Illinois Emergency Management Agency, and all relevant
20 State agencies that are involved in drafting and
21 implementing the Illinois Emergency Operation Plan, to
22 integrate access and functional needs into State and local
23 emergency plans.

24 (d) The Advisory Committee shall be composed of the
25 Director of the Illinois Emergency Management Agency or his or
26 her designee, the Attorney General or his or her designee, the

1 Secretary of Human Services or his or her designee, the
2 Director on Aging or his or her designee, and the Director of
3 Public Health or his or her designee, together with the
4 following members appointed by the Governor on or before
5 January 1, 2022:

6 (1) Two members, either from a municipal or
7 county-level emergency agency or a local emergency
8 management coordinator.

9 (2) Nine members from the community of persons with a
10 disability who represent persons with different types of
11 disabilities, including, but not limited to, individuals
12 with mobility and physical disabilities, hearing and
13 visual disabilities, deafness or who are hard of hearing,
14 blindness or who have low vision, mental health
15 disabilities, and intellectual or developmental
16 disabilities. Members appointed under this paragraph shall
17 reflect a diversity of age, gender, race, and ethnic
18 background.

19 (3) Four members who represent first responders from
20 different geographical regions around the State.

21 (e) Of those members appointed by the Governor, the
22 initial appointments of 6 members shall be for terms of 2 years
23 and the initial appointments of 5 members shall be for terms of
24 4 years. Thereafter, members shall be appointed for terms of 4
25 years. A member shall serve until his or her successor is
26 appointed and qualified. If a vacancy occurs in the Advisory

1 Committee membership, the vacancy shall be filled in the same
2 manner as the original appointment for the remainder of the
3 unexpired term.

4 (f) After all the members are appointed, and annually
5 thereafter, they shall elect a chairperson from among the
6 members appointed under paragraph (2) of subsection (d).

7 (g) The initial meeting of the Advisory Committee shall be
8 convened by the Director of the Illinois Emergency Management
9 Agency no later than February 1, 2022.

10 (h) Advisory Committee members shall serve without
11 compensation.

12 (i) The Illinois Emergency Management Agency shall provide
13 administrative support to the Advisory Committee.

14 (j) The Advisory Committee shall prepare and deliver a
15 report to the General Assembly, the Governor's Office, and the
16 Illinois Emergency Management Agency by July 1, 2022, and
17 annually thereafter. The report shall include the following:

18 (1) Identification of core emergency management
19 services that need to be updated or changed to ensure the
20 needs of persons with a disability are met, and shall
21 include disaster strategies in State and local emergency
22 plans.

23 (2) Any proposed changes in State policies, laws,
24 rules, or regulations necessary to fulfill the purposes of
25 this Act.

26 (3) Recommendations on improving the accessibility and

1 effectiveness of disaster and emergency communication.

2 (4) Recommendations on comprehensive training for
3 first responders and other frontline workers when working
4 with persons with a disability during emergency situations
5 or disasters, as defined in Section 4 of the Illinois
6 Emergency Management Agency Act.

7 (5) Any additional recommendations regarding emergency
8 management and persons with a disability that the Advisory
9 Committee deems necessary.

10 (k) The annual report prepared and delivered under
11 subsection (j) shall be annually considered by the Illinois
12 Emergency Management Agency when developing new State and
13 local emergency plans or updating existing State and local
14 emergency plans.

15 (l) The Advisory Committee is dissolved and this Section
16 is repealed on January 1, 2032.

17 (Source: P.A. 102-361, eff. 8-13-21.)

18 Section 25. The Illinois Power Agency Act is amended by
19 changing Section 1-130 as follows:

20 (20 ILCS 3855/1-130)

21 (Section scheduled to be repealed on January 1, 2022)

22 Sec. 1-130. Home rule preemption.

23 (a) The authorization to impose any new taxes or fees
24 specifically related to the generation of electricity by, the

1 capacity to generate electricity by, or the emissions into the
2 atmosphere by electric generating facilities after the
3 effective date of this Act is an exclusive power and function
4 of the State. A home rule unit may not levy any new taxes or
5 fees specifically related to the generation of electricity by,
6 the capacity to generate electricity by, or the emissions into
7 the atmosphere by electric generating facilities after the
8 effective date of this Act. This Section is a denial and
9 limitation on home rule powers and functions under subsection
10 (g) of Section 6 of Article VII of the Illinois Constitution.

11 (b) This Section is repealed on January 1, 2023 ~~2022~~.

12 (Source: P.A. 100-1157, eff. 12-19-18; 101-639, eff. 6-12-20.)

13 Section 30. The Illinois Future of Work Act is amended by
14 changing Section 15 as follows:

15 (20 ILCS 4103/15)

16 (Section scheduled to be repealed on January 1, 2024)

17 Sec. 15. Membership; meetings.

18 (a) The members of the Illinois Future of Work Task Force
19 shall include and represent the diversity of the people of
20 Illinois, and shall be composed of the following:

21 (1) four members, including one representative of the
22 business community and one representative of the labor
23 community, appointed by the Senate President, one of whom
24 shall serve as co-chair;

1 (2) four members, including one representative of the
2 business community and one representative of the labor
3 community, appointed by the Minority Leader of the Senate,
4 one of whom shall serve as co-chair;

5 (3) four members, including one representative of the
6 business community and one representative of the labor
7 community, appointed by the Speaker of the House of
8 Representatives, one of whom shall serve as co-chair;

9 (4) four members, including one representative of the
10 business community and one representative of the labor
11 community, appointed by the Minority Leader ~~of the Speaker~~
12 of the House of Representatives, one of whom shall serve
13 as co-chair;

14 (5) four members, one from each of the following: the
15 business community, the labor community, the environmental
16 community, and the education community that advocate for
17 job growth, appointed by the Governor;

18 (6) three members appointed by the Governor whose
19 professional expertise is at the juncture of work and
20 workers' rights;

21 (7) the Director of Labor or his or her designee;

22 (8) the Director of Commerce and Economic Opportunity
23 or his or her designee;

24 (9) the Director of Employment Security or his or her
25 designee;

26 (10) the Superintendent of the State Board of

1 Education or his or her designee;

2 (11) the Executive Director of the Illinois Community
3 College Board or his or her designee; ~~and~~

4 (12) the Executive Director of the Board of Higher
5 Education or his or her designee; ~~-~~

6 (13) a representative of a labor organization
7 recognized under the National Labor Relations Act
8 representing auto workers, appointed by the Governor;

9 (14) a representative from the University of Illinois
10 School of Employment and Labor Relations, appointed by the
11 Governor; and

12 (15) a representative of a professional teachers'
13 organization located in a city having a population
14 exceeding 500,000, appointed by the Governor.

15 (16) three members of the business community appointed
16 jointly by the Minority Leader of the Senate and Minority
17 Leader of the House.

18 (b) Appointments for the Illinois Future of Work Task
19 Force must be finalized by December 31 ~~August 31~~, 2021. The
20 Illinois Future of Work Task Force shall hold one meeting per
21 month for a total of 7 meetings, and the first meeting must be
22 held within 30 days after appointments are finalized.

23 (c) Members of the Illinois Future of Work Task Force
24 shall serve without compensation.

25 (d) The Department of Commerce and Economic Opportunity
26 shall provide administrative support to the Task Force.

1 (Source: P.A. 102-407, eff. 8-19-21; revised 8-25-21.)

2 Section 35. The Local Journalism Task Force Act is amended
3 by changing Section 10 as follows:

4 (20 ILCS 4108/10)

5 (Section scheduled to be repealed on January 1, 2024)

6 Sec. 10. Membership. The Task Force shall include ~~consist~~
7 ~~of~~ the following ~~13~~ members: one member of the House of
8 Representatives appointed by the Speaker of the House of
9 Representatives; one member of the House of Representatives
10 appointed by the Minority Leader of the House of
11 Representatives; one member of the Senate appointed by the
12 President of the Senate; one member of the Senate appointed by
13 the Minority Leader of the Senate; and one member appointed by
14 the Governor. → The Task Force shall also include the following
15 members appointed by the Governor: one representative of the
16 Chicago News Guild; one representative of the Chicago Chapter
17 of the National Association of Broadcast Employees and
18 Technicians; one representative of the Medill School of
19 Journalism, Media, Integrated Marketing Communications at
20 Northwestern University; one representative of the Public
21 Affairs Reporting Program at the University of Illinois at
22 Springfield; one representative of the School of Journalism at
23 Southern Illinois University Carbondale; one representative of
24 the Illinois Press Association; one representative of the

1 Illinois Broadcasters Association; one representative of the
2 Illinois Legislative Correspondents Association; one
3 representative of the Illinois Public Broadcasting Council;
4 one representative of the Illinois News Broadcasters
5 Association; one representative of the University of Illinois
6 at Urbana-Champaign; and one representative of the Illinois
7 Municipal League. Appointments shall be made no later than 30
8 days following the effective date of this Act.

9 (Source: P.A. 102-569, eff. 1-1-22.)

10 Section 40. The Kidney Disease Prevention and Education
11 Task Force Act is amended by changing Sections 10-10 and 10-15
12 as follows:

13 (20 ILCS 5160/10-10)

14 (Section scheduled to be repealed on June 1, 2022)

15 Sec. 10-10. Kidney Disease Prevention and Education Task
16 Force.

17 (a) There is hereby established the Kidney Disease
18 Prevention and Education Task Force to work directly with
19 educational institutions to create health education programs
20 to increase awareness of and to examine chronic kidney
21 disease, transplantations, living and deceased kidney
22 donation, and the existing disparity in the rates of those
23 afflicted between Caucasians and minorities.

24 (b) The Task Force shall develop a sustainable plan to

1 raise awareness about early detection, promote health equity,
2 and reduce the burden of kidney disease throughout the State,
3 which shall include an ongoing campaign that includes health
4 education workshops and seminars, relevant research, and
5 preventive screenings and that promotes social media campaigns
6 and TV and radio commercials.

7 (c) Membership of the Task Force shall be as follows:

8 (1) one member of the Senate, appointed by the Senate
9 President, who shall serve as Co-Chair;

10 (2) one member of the House of Representatives,
11 appointed by the Speaker of the House, who shall serve as
12 Co-Chair;

13 (3) one member of the House of Representatives,
14 appointed by the Minority Leader of the House;

15 (4) one member of the Senate, appointed by the Senate
16 Minority Leader;

17 (5) one member representing the Department of Public
18 Health, appointed by the Governor;

19 (6) one member representing the Department of
20 Healthcare and Family Services, appointed by the Governor;

21 (7) one member representing a medical center in a
22 county with a population of more than 3 million residents,
23 appointed by the Co-Chairs;

24 (8) one member representing a physician's association
25 in a county with a population of more than 3 million
26 residents, appointed by the Co-Chairs;

1 (9) one member representing a not-for-profit organ
2 procurement organization, appointed by the Co-Chairs;

3 (10) one member representing a national nonprofit
4 research kidney organization in the State of Illinois,
5 appointed by the Co-Chairs; ~~and~~

6 (11) the Secretary of State or his or her designee;~~;~~

7 (12) one member who is a dialysis patient, appointed
8 by the Co-Chairs;

9 (13) one member who is a chronic kidney disease
10 patient, appointed by the Co-Chairs;

11 (14) one member who is a kidney transplant recipient,
12 appointed by the Co-Chairs;

13 (15) one member who is a representative of a program
14 working to break down barriers to transplant care in the
15 African American community through access to education,
16 resources, and transplant care, appointed by the
17 Co-Chairs; and

18 (16) one member who is a representative of a
19 nationwide, non-profit organization with membership for
20 dialysis and pre-dialysis patients and their families,
21 appointed by the Co-Chairs.

22 (d) Members of the Task Force shall serve without
23 compensation.

24 (e) The Department of Public Health shall provide
25 administrative support to the Task Force.

26 (f) The Task Force shall submit its final report to the

1 General Assembly on or before December 31, 2023 ~~December 31,~~
2 ~~2021~~ and, upon the filing of its final report, is dissolved.
3 (Source: P.A. 101-649, eff. 7-7-20.)

4 (20 ILCS 5160/10-15)

5 (Section scheduled to be repealed on June 1, 2022)

6 Sec. 10-15. Repeal. This Act is repealed on June 1, 2024
7 ~~June 1, 2022~~.

8 (Source: P.A. 101-649, eff. 7-7-20.)

9 Section 45. The Illinois Procurement Code is amended by
10 changing Sections 1-15.93, 30-30, and 45-57 as follows:

11 (30 ILCS 500/1-15.93)

12 (Section scheduled to be repealed on January 1, 2022)

13 Sec. 1-15.93. Single prime. "Single prime" means the
14 design-bid-build procurement delivery method for a building
15 construction project in which the Capital Development Board is
16 the construction agency procuring 2 or more subdivisions of
17 work enumerated in paragraphs (1) through (5) of subsection
18 (a) of Section 30-30 of this Code under a single contract. This
19 Section is repealed on January 1, 2024 ~~2022~~.

20 (Source: P.A. 101-369, eff. 12-15-19; 101-645, eff. 6-26-20.)

21 (30 ILCS 500/30-30)

22 Sec. 30-30. Design-bid-build construction.

1 (a) The provisions of this subsection are operative
2 through December 31, 2023 ~~2021~~.

3 For building construction contracts in excess of \$250,000,
4 separate specifications may be prepared for all equipment,
5 labor, and materials in connection with the following 5
6 subdivisions of the work to be performed:

7 (1) plumbing;

8 (2) heating, piping, refrigeration, and automatic
9 temperature control systems, including the testing and
10 balancing of those systems;

11 (3) ventilating and distribution systems for
12 conditioned air, including the testing and balancing of
13 those systems;

14 (4) electric wiring; and

15 (5) general contract work.

16 The specifications may be so drawn as to permit separate
17 and independent bidding upon each of the 5 subdivisions of
18 work. All contracts awarded for any part thereof may award the
19 5 subdivisions of work separately to responsible and reliable
20 persons, firms, or corporations engaged in these classes of
21 work. The contracts, at the discretion of the construction
22 agency, may be assigned to the successful bidder on the
23 general contract work or to the successful bidder on the
24 subdivision of work designated by the construction agency
25 before the bidding as the prime subdivision of work, provided
26 that all payments will be made directly to the contractors for

1 the 5 subdivisions of work upon compliance with the conditions
2 of the contract.

3 Beginning on the effective date of this amendatory Act of
4 the 101st General Assembly and through December 31, 2023 ~~2020~~,
5 for single prime projects: (i) the bid of the successful low
6 bidder shall identify the name of the subcontractor, if any,
7 and the bid proposal costs for each of the 5 subdivisions of
8 work set forth in this Section; (ii) the contract entered into
9 with the successful bidder shall provide that no identified
10 subcontractor may be terminated without the written consent of
11 the Capital Development Board; (iii) the contract shall comply
12 with the disadvantaged business practices of the Business
13 Enterprise for Minorities, Women, and Persons with
14 Disabilities Act and the equal employment practices of Section
15 2-105 of the Illinois Human Rights Act; and (iv) the Capital
16 Development Board shall submit an annual report to the General
17 Assembly and Governor on the bidding, award, and performance
18 of all single prime projects.

19 For building construction projects with a total
20 construction cost valued at \$5,000,000 or less, the Capital
21 Development Board shall not use the single prime procurement
22 delivery method for more than 50% of the total number of
23 projects bid for each fiscal year. Any project with a total
24 construction cost valued greater than \$5,000,000 may be bid
25 using single prime at the discretion of the Executive Director
26 of the Capital Development Board.

1 (b) The provisions of this subsection are operative on and
2 after January 1, 2024 ~~2022~~. For building construction
3 contracts in excess of \$250,000, separate specifications shall
4 be prepared for all equipment, labor, and materials in
5 connection with the following 5 subdivisions of the work to be
6 performed:

7 (1) plumbing;

8 (2) heating, piping, refrigeration, and automatic
9 temperature control systems, including the testing and
10 balancing of those systems;

11 (3) ventilating and distribution systems for
12 conditioned air, including the testing and balancing of
13 those systems;

14 (4) electric wiring; and

15 (5) general contract work.

16 The specifications must be so drawn as to permit separate
17 and independent bidding upon each of the 5 subdivisions of
18 work. All contracts awarded for any part thereof shall award
19 the 5 subdivisions of work separately to responsible and
20 reliable persons, firms, or corporations engaged in these
21 classes of work. The contracts, at the discretion of the
22 construction agency, may be assigned to the successful bidder
23 on the general contract work or to the successful bidder on the
24 subdivision of work designated by the construction agency
25 before the bidding as the prime subdivision of work, provided
26 that all payments will be made directly to the contractors for

1 the 5 subdivisions of work upon compliance with the conditions
2 of the contract.

3 (Source: P.A. 100-391, eff. 8-25-17; 101-369, eff. 12-15-19;
4 101-645, eff. 6-26-20.)

5 (30 ILCS 500/45-57)

6 Sec. 45-57. Veterans.

7 (a) Set-aside goal. It is the goal of the State to promote
8 and encourage the continued economic development of small
9 businesses owned and controlled by qualified veterans and that
10 qualified service-disabled veteran-owned small businesses
11 (referred to as SDVOSB) and veteran-owned small businesses
12 (referred to as VOSB) participate in the State's procurement
13 process as both prime contractors and subcontractors. Not less
14 than 3% of the total dollar amount of State contracts, as
15 defined by the Commission on Equity and Inclusion ~~Director of~~
16 ~~Central Management Services~~, shall be established as a goal to
17 be awarded to SDVOSB and VOSB. That portion of a contract under
18 which the contractor subcontracts with a SDVOSB or VOSB may be
19 counted toward the goal of this subsection. The Commission on
20 Equity and Inclusion ~~Department of Central Management Services~~
21 shall adopt rules to implement compliance with this subsection
22 by all State agencies.

23 (b) Fiscal year reports. By each November 1, each chief
24 procurement officer shall report to the Commission on Equity
25 and Inclusion ~~Department of Central Management Services~~ on all

1 of the following for the immediately preceding fiscal year,
2 and by each March 1 the Commission on Equity and Inclusion
3 ~~Department of Central Management Services~~ shall compile and
4 report that information to the General Assembly:

5 (1) The total number of VOSB, and the number of
6 SDVOSB, who submitted bids for contracts under this Code.

7 (2) The total number of VOSB, and the number of
8 SDVOSB, who entered into contracts with the State under
9 this Code and the total value of those contracts.

10 (b-5) The Commission on Equity and Inclusion ~~Department of~~
11 ~~Central Management Services~~ shall submit an annual report to
12 the Governor and the General Assembly that shall include the
13 following:

14 (1) a year-by-year comparison of the number of
15 certifications the State has issued to veteran-owned small
16 businesses and service-disabled veteran-owned small
17 businesses;

18 (2) the obstacles, if any, the Commission on Equity
19 and Inclusion ~~Department of Central Management Services~~
20 faces when certifying veteran-owned businesses and
21 possible rules or changes to rules to address those
22 issues;

23 (3) a year-by-year comparison of awarded contracts to
24 certified veteran-owned small businesses and
25 service-disabled veteran-owned small businesses; and

26 (4) any other information that the Commission on

1 Equity and Inclusion ~~Department of Central Management~~
2 ~~Services~~ deems necessary to assist veteran-owned small
3 businesses and service-disabled veteran-owned small
4 businesses to become certified with the State.

5 The Commission on Equity and Inclusion ~~Department of~~
6 ~~Central Management Services~~ shall conduct a minimum of 2
7 outreach events per year to ensure that veteran-owned small
8 businesses and service-disabled veteran-owned small businesses
9 know about the procurement opportunities and certification
10 requirements with the State. The Commission on Equity and
11 Inclusion ~~Department of Central Management Services~~ may
12 receive appropriations for outreach.

13 (c) Yearly review and recommendations. Each year, each
14 chief procurement officer shall review the progress of all
15 State agencies under its jurisdiction in meeting the goal
16 described in subsection (a), with input from statewide
17 veterans' service organizations and from the business
18 community, including businesses owned by qualified veterans,
19 and shall make recommendations to be included in the
20 Commission on Equity and Inclusion's ~~Department of Central~~
21 ~~Management Services'~~ report to the General Assembly regarding
22 continuation, increases, or decreases of the percentage goal.
23 The recommendations shall be based upon the number of
24 businesses that are owned by qualified veterans and on the
25 continued need to encourage and promote businesses owned by
26 qualified veterans.

1 (d) Governor's recommendations. To assist the State in
2 reaching the goal described in subsection (a), the Governor
3 shall recommend to the General Assembly changes in programs to
4 assist businesses owned by qualified veterans.

5 (e) Definitions. As used in this Section:

6 "Armed forces of the United States" means the United
7 States Army, Navy, Air Force, Marine Corps, Coast Guard, or
8 service in active duty as defined under 38 U.S.C. Section 101.
9 Service in the Merchant Marine that constitutes active duty
10 under Section 401 of federal Public Act 95-202 shall also be
11 considered service in the armed forces for purposes of this
12 Section.

13 "Certification" means a determination made by the Illinois
14 Department of Veterans' Affairs and the Commission on Equity
15 and Inclusion ~~Department of Central Management Services~~ that a
16 business entity is a qualified service-disabled veteran-owned
17 small business or a qualified veteran-owned small business for
18 whatever purpose. A SDVOSB or VOSB owned and controlled by
19 women, minorities, or persons with disabilities, as those
20 terms are defined in Section 2 of the Business Enterprise for
21 Minorities, Women, and Persons with Disabilities Act, may also
22 select and designate whether that business is to be certified
23 as a "women-owned business", "minority-owned business", or
24 "business owned by a person with a disability", as defined in
25 Section 2 of the Business Enterprise for Minorities, Women,
26 and Persons with Disabilities Act.

1 "Control" means the exclusive, ultimate, majority, or sole
2 control of the business, including but not limited to capital
3 investment and all other financial matters, property,
4 acquisitions, contract negotiations, legal matters,
5 officer-director-employee selection and comprehensive hiring,
6 operation responsibilities, cost-control matters, income and
7 dividend matters, financial transactions, and rights of other
8 shareholders or joint partners. Control shall be real,
9 substantial, and continuing, not pro forma. Control shall
10 include the power to direct or cause the direction of the
11 management and policies of the business and to make the
12 day-to-day as well as major decisions in matters of policy,
13 management, and operations. Control shall be exemplified by
14 possessing the requisite knowledge and expertise to run the
15 particular business, and control shall not include simple
16 majority or absentee ownership.

17 "Qualified service-disabled veteran" means a veteran who
18 has been found to have 10% or more service-connected
19 disability by the United States Department of Veterans Affairs
20 or the United States Department of Defense.

21 "Qualified service-disabled veteran-owned small business"
22 or "SDVOSB" means a small business (i) that is at least 51%
23 owned by one or more qualified service-disabled veterans
24 living in Illinois or, in the case of a corporation, at least
25 51% of the stock of which is owned by one or more qualified
26 service-disabled veterans living in Illinois; (ii) that has

1 its home office in Illinois; and (iii) for which items (i) and
2 (ii) are factually verified annually by the Commission on
3 Equity and Inclusion ~~Department of Central Management~~
4 ~~Services~~.

5 "Qualified veteran-owned small business" or "VOSB" means a
6 small business (i) that is at least 51% owned by one or more
7 qualified veterans living in Illinois or, in the case of a
8 corporation, at least 51% of the stock of which is owned by one
9 or more qualified veterans living in Illinois; (ii) that has
10 its home office in Illinois; and (iii) for which items (i) and
11 (ii) are factually verified annually by the Commission on
12 Equity and Inclusion ~~Department of Central Management~~
13 ~~Services~~.

14 "Service-connected disability" means a disability incurred
15 in the line of duty in the active military, naval, or air
16 service as described in 38 U.S.C. 101(16).

17 "Small business" means a business that has annual gross
18 sales of less than \$75,000,000 as evidenced by the federal
19 income tax return of the business. A firm with gross sales in
20 excess of this cap may apply to the Commission on Equity and
21 Inclusion ~~Department of Central Management Services~~ for
22 certification for a particular contract if the firm can
23 demonstrate that the contract would have significant impact on
24 SDVOSB or VOSB as suppliers or subcontractors or in employment
25 of veterans or service-disabled veterans.

26 "State agency" has the meaning provided in Section

1 1-15.100 of this Code.

2 "Time of hostilities with a foreign country" means any
3 period of time in the past, present, or future during which a
4 declaration of war by the United States Congress has been or is
5 in effect or during which an emergency condition has been or is
6 in effect that is recognized by the issuance of a Presidential
7 proclamation or a Presidential executive order and in which
8 the armed forces expeditionary medal or other campaign service
9 medals are awarded according to Presidential executive order.

10 "Veteran" means a person who (i) has been a member of the
11 armed forces of the United States or, while a citizen of the
12 United States, was a member of the armed forces of allies of
13 the United States in time of hostilities with a foreign
14 country and (ii) has served under one or more of the following
15 conditions: (a) the veteran served a total of at least 6
16 months; (b) the veteran served for the duration of hostilities
17 regardless of the length of the engagement; (c) the veteran
18 was discharged on the basis of hardship; or (d) the veteran was
19 released from active duty because of a service connected
20 disability and was discharged under honorable conditions.

21 (f) Certification program. The Illinois Department of
22 Veterans' Affairs and the Commission on Equity and Inclusion
23 ~~Department of Central Management Services~~ shall work together
24 to devise a certification procedure to assure that businesses
25 taking advantage of this Section are legitimately classified
26 as qualified service-disabled veteran-owned small businesses

1 or qualified veteran-owned small businesses.

2 The Commission on Equity and Inclusion ~~Department of~~
3 ~~Central Management Services~~ shall:

4 (1) compile and maintain a comprehensive list of
5 certified veteran-owned small businesses and
6 service-disabled veteran-owned small businesses;

7 (2) assist veteran-owned small businesses and
8 service-disabled veteran-owned small businesses in
9 complying with the procedures for bidding on State
10 contracts;

11 (3) provide training for State agencies regarding the
12 goal setting process and compliance with veteran-owned
13 small business and service-disabled veteran-owned small
14 business goals; and

15 (4) implement and maintain an electronic portal on the
16 Commission on Equity and Inclusion's ~~Department's~~ website
17 for the purpose of completing and submitting veteran-owned
18 small business and service-disabled veteran-owned small
19 business certificates.

20 The Commission on Equity and Inclusion ~~Department of~~
21 ~~Central Management Services~~, in consultation with the
22 Department of Veterans' Affairs, may develop programs and
23 agreements to encourage cities, counties, towns, townships,
24 and other certifying entities to adopt uniform certification
25 procedures and certification recognition programs.

26 (f-5) A business shall be certified by the Commission on

1 ~~Equity and Inclusion Department of Central Management Services~~
2 as a service-disabled veteran-owned small business or a
3 veteran-owned small business for purposes of this Section if
4 the Commission on Equity and Inclusion ~~Department of Central~~
5 ~~Management Services~~ determines that the business has been
6 certified as a service-disabled veteran-owned small business
7 or a veteran-owned small business by the Vets First
8 Verification Program of the United States Department of
9 Veterans Affairs, and the business has provided to the
10 Commission on Equity and Inclusion ~~Department of Central~~
11 ~~Management Services~~ the following:

12 (1) documentation showing certification as a
13 service-disabled veteran-owned small business or a
14 veteran-owned small business by the Vets First
15 Verification Program of the United States Department of
16 Veterans Affairs;

17 (2) proof that the business has its home office in
18 Illinois; and

19 (3) proof that the qualified veterans or qualified
20 service-disabled veterans live in the State of Illinois.

21 The policies of the Commission on Equity and Inclusion
22 ~~Department of Central Management Services~~ regarding
23 recognition of the Vets First Verification Program of the
24 United States Department of Veterans Affairs shall be reviewed
25 annually by the Commission on Equity and Inclusion ~~Department~~
26 ~~of Central Management Services~~, and recognition of

1 service-disabled veteran-owned small businesses and
2 veteran-owned small businesses certified by the Vets First
3 Verification Program of the United States Department of
4 Veterans Affairs may be discontinued by the Commission on
5 Equity and Inclusion ~~Department of Central Management Services~~
6 by rule upon a finding that the certification standards of the
7 Vets First Verification Program of the United States
8 Department of Veterans Affairs do not meet the certification
9 requirements established by the Commission on Equity and
10 Inclusion ~~Department of Central Management Services~~.

11 (g) Penalties.

12 (1) Administrative penalties. The chief procurement
13 officers appointed pursuant to Section 10-20 shall suspend
14 any person who commits a violation of Section 17-10.3 or
15 subsection (d) of Section 33E-6 of the Criminal Code of
16 2012 relating to this Section from bidding on, or
17 participating as a contractor, subcontractor, or supplier
18 in, any State contract or project for a period of not less
19 than 3 years, and, if the person is certified as a
20 service-disabled veteran-owned small business or a
21 veteran-owned small business, then the Commission on
22 Equity and Inclusion ~~Department~~ shall revoke the
23 business's certification for a period of not less than 3
24 years. An additional or subsequent violation shall extend
25 the periods of suspension and revocation for a period of
26 not less than 5 years. The suspension and revocation shall

1 apply to the principals of the business and any subsequent
2 business formed or financed by, or affiliated with, those
3 principals.

4 (2) Reports of violations. Each State agency shall
5 report any alleged violation of Section 17-10.3 or
6 subsection (d) of Section 33E-6 of the Criminal Code of
7 2012 relating to this Section to the chief procurement
8 officers appointed pursuant to Section 10-20. The chief
9 procurement officers appointed pursuant to Section 10-20
10 shall subsequently report all such alleged violations to
11 the Attorney General, who shall determine whether to bring
12 a civil action against any person for the violation.

13 (3) List of suspended persons. The chief procurement
14 officers appointed pursuant to Section 10-20 shall monitor
15 the status of all reported violations of Section 17-10.3
16 or subsection (d) of Section 33E-6 of the Criminal Code of
17 1961 or the Criminal Code of 2012 relating to this Section
18 and shall maintain and make available to all State
19 agencies a central listing of all persons that committed
20 violations resulting in suspension.

21 (4) Use of suspended persons. During the period of a
22 person's suspension under paragraph (1) of this
23 subsection, a State agency shall not enter into any
24 contract with that person or with any contractor using the
25 services of that person as a subcontractor.

26 (5) Duty to check list. Each State agency shall check

1 the central listing provided by the chief procurement
2 officers appointed pursuant to Section 10-20 under
3 paragraph (3) of this subsection to verify that a person
4 being awarded a contract by that State agency, or to be
5 used as a subcontractor or supplier on a contract being
6 awarded by that State agency, is not under suspension
7 pursuant to paragraph (1) of this subsection.

8 (h) On and after the effective date of this amendatory Act
9 of the 102nd General Assembly, all powers, duties, rights, and
10 responsibilities of the Department of Central Management
11 Services with respect to the requirements of this Section are
12 transferred to the Commission on Equity and Inclusion.

13 All books, records, papers, documents, property (real and
14 personal), contracts, causes of action, and pending business
15 pertaining to the powers, duties, rights, and responsibilities
16 transferred by this amendatory Act from the Department of
17 Central Management Services to the Commission on Equity and
18 Inclusion, including, but not limited to, material in
19 electronic or magnetic format and necessary computer hardware
20 and software, shall be transferred to the Commission on Equity
21 and Inclusion.

22 The powers, duties, rights, and responsibilities
23 transferred from the Department of Central Management Services
24 by this amendatory Act shall be vested in and shall be
25 exercised by the Commission on Equity and Inclusion.

26 Whenever reports or notices are now required to be made or

1 given or papers or documents furnished or served by any person
2 to or upon the Department of Central Management Services in
3 connection with any of the powers, duties, rights, and
4 responsibilities transferred by this amendatory Act, the same
5 shall be made, given, furnished, or served in the same manner
6 to or upon the Commission on Equity and Inclusion.

7 This amendatory Act of the 102nd General Assembly does not
8 affect any act done, ratified, or canceled or any right
9 occurring or established or any action or proceeding had or
10 commenced in an administrative, civil, or criminal cause by
11 the Department of Central Management Services before this
12 amendatory Act takes effect; such actions or proceedings may
13 be prosecuted and continued by the Commission on Equity and
14 Inclusion.

15 Any rules of the Department of Central Management Services
16 that relate to its powers, duties, rights, and
17 responsibilities under this Section and are in full force on
18 the effective date of this amendatory Act of the 102nd General
19 Assembly shall become the rules of the Commission on Equity
20 and Inclusion. This amendatory Act does not affect the
21 legality of any such rules in the Illinois Administrative
22 Code. Any proposed rules filed with the Secretary of State by
23 the Department of Central Management Services that are pending
24 in the rulemaking process on the effective date of this
25 amendatory Act and pertain to the powers, duties, rights, and
26 responsibilities transferred, shall be deemed to have been

1 filed by the Commission on Equity and Inclusion. As soon as
2 practicable hereafter, the Commission on Equity and Inclusion
3 shall revise and clarify the rules transferred to it under
4 this amendatory Act to reflect the reorganization of powers,
5 duties, rights, and responsibilities affected by this
6 amendatory Act, using the procedures for recodification of
7 rules available under the Illinois Administrative Procedure
8 Act, except that existing title, part, and section numbering
9 for the affected rules may be retained. The Commission on
10 Equity and Inclusion may propose and adopt under the Illinois
11 Administrative Procedure Act such other rules of the
12 Department of Central Management Services that will now be
13 administered by the Commission on Equity and Inclusion.

14 (Source: P.A. 102-166, eff. 7-26-21.)

15 Section 50. The Commission on Equity and Inclusion Act is
16 amended by changing Section 40-10 as follows:

17 (30 ILCS 574/40-10)

18 (This Section may contain text from a Public Act with a
19 delayed effective date)

20 Sec. 40-10. Powers and duties. In addition to the other
21 powers and duties which may be prescribed in this Act or
22 elsewhere, the Commission shall have the following powers and
23 duties:

24 (1) The Commission shall have a role in all State and

1 university procurement by facilitating and streamlining
2 communications between the Business Enterprise Council for
3 Minorities, Women, and Persons with Disabilities, the
4 purchasing entities, the Chief Procurement Officers, and
5 others.

6 (2) The Commission may create a scoring evaluation for
7 State agency directors, public university presidents and
8 chancellors, and public community college presidents. The
9 scoring shall be based on the following 3 principles: (i)
10 increasing capacity; (ii) growing revenue; and (iii)
11 enhancing credentials. These principles should be the
12 foundation of the agency compliance plan required under
13 Section 6 of the Business Enterprise for Minorities,
14 Women, and Persons with Disabilities Act.

15 (3) The Commission shall exercise the authority and
16 duties provided to it under Section 5-7 of the Illinois
17 Procurement Code.

18 (4) The Commission, working with State agencies, shall
19 provide support for diversity in State hiring.

20 (5) The Commission shall oversee the implementation of
21 diversity training of the State workforce.

22 (6) Each January, and as otherwise frequently as may
23 be deemed necessary and appropriate by the Commission, the
24 Commission shall propose and submit to the Governor and
25 the General Assembly legislative changes to increase
26 inclusion and diversity in State government.

1 (7) The Commission shall have oversight over the
2 following entities:

3 (A) the Illinois African-American Family
4 Commission;

5 (B) the Illinois Latino Family Commission;

6 (C) the Asian American Family Commission;

7 (D) the Illinois Muslim American Advisory Council;

8 (E) the Illinois African-American Fair Contracting
9 Commission created under Executive Order 2018-07; and

10 (F) the Business Enterprise Council for
11 Minorities, Women, and Persons with Disabilities.

12 (8) The Commission shall adopt any rules necessary for
13 the implementation and administration of the requirements
14 of this Act.

15 (9) The Commission shall exercise the authority and
16 duties provided to it under Section 45-57 of the Illinois
17 Procurement Code.

18 (Source: P.A. 101-657, eff. 1-1-22; 102-29, eff. 6-25-21.)

19 Section 55. The Counties Code is amended by changing
20 Sections 3-5010.8, 4-11001.5, 5-41065, and 5-43043 as follows:

21 (55 ILCS 5/3-5010.8)

22 (Section scheduled to be repealed on January 1, 2022)

23 Sec. 3-5010.8. Mechanics lien demand and referral pilot
24 program.

1 (a) Legislative findings. The General Assembly finds that
2 expired mechanics liens on residential property, which cloud
3 title to property, are a rapidly growing problem throughout
4 the State. In order to address the increase in expired
5 mechanics liens and, more specifically, those that have not
6 been released by the lienholder, a recorder may establish a
7 process to demand and refer mechanics liens that have been
8 recorded but not litigated or released in accordance with the
9 Mechanics Lien Act to an administrative law judge for
10 resolution or demand that the lienholder commence suit or
11 forfeit the lien.

12 (b) Definitions. As used in this Section:

13 "Demand to Commence Suit" means the written demand
14 specified in Section 34 of the Mechanics Lien Act.

15 "Mechanics lien" and "lien" are used interchangeably in
16 this Section.

17 "Notice of Expired Mechanics Lien" means the notice a
18 recorder gives to a property owner under subsection (d)
19 informing the property owner of an expired lien.

20 "Notice of Referral" means the document referring a
21 mechanics lien to a county's code hearing unit.

22 "Recording" and "filing" are used interchangeably in this
23 Section.

24 "Referral" or "refer" means a recorder's referral of a
25 mechanics lien to a county's code hearing unit to obtain a
26 determination as to whether a recorded mechanics lien is

1 valid.

2 "Residential property" means real property improved with
3 not less than one nor more than 4 residential dwelling units; a
4 residential condominium unit, including, but not limited to,
5 the common elements allocated to the exclusive use of the
6 condominium unit that form an integral part of the condominium
7 unit and any parking unit or units specified by the
8 declaration to be allocated to a specific residential
9 condominium unit; or a single tract of agriculture real estate
10 consisting of 40 acres or less that is improved with a
11 single-family residence. If a declaration of condominium
12 ownership provides for individually owned and transferable
13 parking units, "residential property" does not include the
14 parking unit of a specified residential condominium unit
15 unless the parking unit is included in the legal description
16 of the property against which the mechanics lien is recorded.

17 (c) Establishment of a mechanics lien demand and referral
18 process. After a public hearing, a recorder in a county with a
19 code hearing unit may adopt rules establishing a mechanics
20 lien demand and referral process for residential property. A
21 recorder shall provide public notice 90 days before the public
22 hearing. The notice shall include a statement of the
23 recorder's intent to create a mechanics lien demand and
24 referral process and shall be published in a newspaper of
25 general circulation in the county and, if feasible, be posted
26 on the recorder's website and at the recorder's office or

1 offices.

2 (d) Notice of Expired Lien. If a recorder determines,
3 after review by legal staff or counsel, that a mechanics lien
4 recorded in the grantor's index or the grantee's index is an
5 expired lien, the recorder shall serve a Notice of Expired
6 Lien by certified mail to the last known address of the owner.
7 The owner or legal representative of the owner of the
8 residential property shall confirm in writing his or her
9 belief that the lien is not involved in pending litigation
10 and, if there is no pending litigation, as verified and
11 confirmed by county court records, the owner may request that
12 the recorder proceed with a referral or serve a Demand to
13 Commence Suit.

14 For the purposes of this Section, a recorder shall
15 determine if a lien is an expired lien. A lien is expired if a
16 suit to enforce the lien has not been commenced or a
17 counterclaim has not been filed by the lienholder within 2
18 years after the completion date of the contract as specified
19 in the recorded mechanics lien. The 2-year period shall be
20 increased to the extent that an automatic stay under Section
21 362(a) of the United States Bankruptcy Code stays a suit or
22 counterclaim to foreclose the lien. If a work completion date
23 is not specified in the recorded lien, then the work
24 completion date is the date of recording of the mechanics
25 lien.

26 (e) Demand to Commence Suit. Upon receipt of an owner's

1 confirmation that the lien is not involved in pending
2 litigation and a request for the recorder to serve a Demand to
3 Commence Suit, the recorder shall serve a Demand to Commence
4 Suit on the lienholder of the expired lien as provided in
5 Section 34 of the Mechanics Lien Act. A recorder may request
6 that the Secretary of State assist in providing registered
7 agent information or obtain information from the Secretary of
8 State's registered business database when the recorder seeks
9 to serve a Demand to Commence suit on the lienholder. Upon
10 request, the Secretary of State, or his or her designee, shall
11 provide the last known address or registered agent information
12 for a lienholder who is incorporated or doing business in the
13 State. The recorder must record a copy of the Demand to
14 Commence suit in the grantor's index or the grantee's index
15 identifying the mechanics lien and include the corresponding
16 document number and the date of demand. The recorder may, at
17 his or her discretion, notify the Secretary of State regarding
18 a Demand to Commence suit determined to involve a company,
19 corporation, or business registered with that office.

20 When the lienholder commences a suit or files an answer
21 within 30 days or the lienholder records a release of lien with
22 the county recorder as required by subsection (a) of Section
23 34 of the Mechanics Lien Act, then the demand and referral
24 process is completed for the recorder for that property. If
25 service under this Section is responded to consistent with
26 Section 34 of the Mechanics Lien Act, the recorder may not

1 proceed under subsection (f). If no response is received
2 consistent with Section 34 of the Mechanics Lien Act, the
3 recorder may proceed under subsection (f).

4 (f) Referral. Upon receipt of an owner's confirmation that
5 the lien is not involved in pending litigation and a request
6 for the recorder to proceed with a referral, the recorder
7 shall: (i) file the Notice of Referral with the county's code
8 hearing unit; (ii) identify and notify the lienholder by
9 telephone, if available, of the referral and send a copy of the
10 Notice of Referral by certified mail to the lienholder using
11 information included in the recorded mechanics lien or the
12 last known address or registered agent received from the
13 Secretary of State or obtained from the Secretary of State's
14 registered business database; (iii) send a copy of the Notice
15 of Referral by mail to the physical address of the property
16 owner associated with the lien; and (iv) record a copy of the
17 Notice of Referral in the grantor's index or the grantee's
18 index identifying the mechanics lien and include the
19 corresponding document number. The Notice of Referral shall
20 clearly identify the person, persons, or entity believed to be
21 the owner, assignee, successor, or beneficiary of the lien.
22 The recorder may, at his or her discretion, notify the
23 Secretary of State regarding a referral determined to involve
24 a company, corporation, or business registered with that
25 office.

26 No earlier than 30 business days after the date the

1 lienholder is required to respond to a Demand to Commence Suit
2 under Section 34 of the Mechanics Lien Act, the code hearing
3 unit shall schedule a hearing to occur at least 30 days after
4 sending notice of the date of hearing. Notice of the hearing
5 shall be provided by the county recorder, by and through his or
6 her representative, to the filer, or the party represented by
7 the filer, of the expired lien, the legal representative of
8 the recorder of deeds who referred the case, and the last owner
9 of record, as identified in the Notice of Referral.

10 If the recorder shows by clear and convincing evidence
11 that the lien in question is an expired lien, the
12 administrative law judge shall rule the lien is forfeited
13 under Section 34.5 of the Mechanics Lien Act and that the lien
14 no longer affects the chain of title of the property in any
15 way. The judgment shall be forwarded to all parties identified
16 in this subsection. Upon receiving judgment of a forfeited
17 lien, the recorder shall, within 5 business days, record a
18 copy of the judgment in the grantor's index or the grantee's
19 index.

20 If the administrative law judge finds the lien is not
21 expired, the recorder shall, no later than 5 business days
22 after receiving notice of the decision of the administrative
23 law judge, record a copy of the judgment in the grantor's index
24 or the grantee's index.

25 A decision by an administrative law judge is reviewable
26 under the Administrative Review Law, and nothing in this

1 Section precludes a property owner or lienholder from
2 proceeding with a civil action to resolve questions concerning
3 a mechanics lien.

4 A lienholder or property owner may remove the action from
5 the code hearing unit to the circuit court as provided in
6 subsection (i).

7 (g) Final administrative decision. The recorder's decision
8 to refer a mechanics lien or serve a Demand to Commence Suit is
9 a final administrative decision that is subject to review
10 under the Administrative Review Law by the circuit court of
11 the county where the real property is located. The standard of
12 review by the circuit court shall be consistent with the
13 Administrative Review Law.

14 (h) Liability. A recorder and his or her employees or
15 agents are not subject to personal liability by reason of any
16 error or omission in the performance of any duty under this
17 Section, except in the case of willful or wanton conduct. The
18 recorder and his or her employees or agents are not liable for
19 the decision to refer a lien or serve a Demand to Commence
20 Suit, or failure to refer or serve a Demand to Commence Suit,
21 of a lien under this Section.

22 (i) Private actions; use of demand and referral process.
23 Nothing in this Section precludes a private right of action by
24 any party with an interest in the property affected by the
25 mechanics lien or a decision by the code hearing unit. Nothing
26 in this Section requires a person or entity who may have a

1 mechanics lien recorded against his or her property to use the
2 mechanics lien demand and referral process created by this
3 Section.

4 A lienholder or property owner may remove a matter in the
5 referral process to the circuit court at any time prior to the
6 final decision of the administrative law judge by delivering a
7 certified notice of the suit filed in the circuit court to the
8 administrative law judge. Upon receipt of the certified
9 notice, the administrative law judge shall dismiss the matter
10 without prejudice. If the matter is dismissed due to removal,
11 then the demand and referral process is completed for the
12 recorder for that property. If the circuit court dismisses the
13 removed matter without deciding on whether the lien is expired
14 and without prejudice, the recorder may reinstitute the demand
15 and referral process under subsection (d).

16 (j) Repeal. This Section is repealed on January 1, 2024
17 ~~2022~~.

18 (Source: P.A. 100-1061, eff. 1-1-19; 101-296, eff. 8-9-19.)

19 (55 ILCS 5/4-11001.5)

20 (Section scheduled to be repealed on January 1, 2022)

21 Sec. 4-11001.5. Lake County Children's Advocacy Center
22 Pilot Program.

23 (a) The Lake County Children's Advocacy Center Pilot
24 Program is established. Under the Pilot Program, any grand
25 juror or petit juror in Lake County may elect to have his or

1 her juror fees earned under Section 4-11001 of this Code to be
2 donated to the Lake County Children's Advocacy Center, a
3 division of the Lake County State's Attorney's office.

4 (b) On or before January 1, 2017, the Lake County board
5 shall adopt, by ordinance or resolution, rules and policies
6 governing and effectuating the ability of jurors to donate
7 their juror fees to the Lake County Children's Advocacy Center
8 beginning January 1, 2017 and ending December 31, 2018. At a
9 minimum, the rules and policies must provide:

10 (1) for a form that a juror may fill out to elect to
11 donate his or her juror fees. The form must contain a
12 statement, in at least 14-point bold type, that donation
13 of juror fees is optional;

14 (2) that all monies donated by jurors shall be
15 transferred by the county to the Lake County Children's
16 Advocacy Center at the same time a juror is paid under
17 Section 4-11001 of this Code who did not elect to donate
18 his or her juror fees; and

19 (3) that all juror fees donated under this Section
20 shall be used exclusively for the operation of Lake County
21 Children's Advocacy Center.

22 The Lake County board shall adopt an ordinance or
23 resolution reestablishing the rules and policies previously
24 adopted under this subsection allowing a juror to donate his
25 or her juror fees to the Lake County Children's Advocacy
26 Center through December 31, 2021.

1 (c) The following information shall be reported to the
2 General Assembly and the Governor by the Lake County board
3 after each calendar year of the Pilot Program on or before
4 March 31, 2018, March 31, 2019, July 1, 2020, and July 1, 2021:

5 (1) the number of grand and petit jurors who earned
6 fees under Section 4-11001 of this Code during the
7 previous calendar year;

8 (2) the number of grand and petit jurors who donated
9 fees under this Section during the previous calendar year;

10 (3) the amount of donated fees under this Section
11 during the previous calendar year;

12 (4) how the monies donated in the previous calendar
13 year were used by the Lake County Children's Advocacy
14 Center; and

15 (5) how much cost there was incurred by Lake County
16 and the Lake County State's Attorney's office in the
17 previous calendar year in implementing the Pilot Program.

18 (d) This Section is repealed on January 1, 2024 ~~2022~~.

19 (Source: P.A. 100-201, eff. 8-18-17; 101-612, eff. 12-20-19.)

20 (55 ILCS 5/5-41065)

21 (Section scheduled to be repealed on January 1, 2022)

22 Sec. 5-41065. Mechanics lien demand and referral
23 adjudication.

24 (a) Notwithstanding any other provision in this Division,
25 a county's code hearing unit must adjudicate an expired

1 mechanics lien referred to the unit under Section 3-5010.8.

2 (b) If a county does not have an administrative law judge
3 in its code hearing unit who is familiar with the areas of law
4 relating to mechanics liens, one may be appointed no later
5 than 3 months after the effective date of this amendatory Act
6 of the 100th General Assembly to adjudicate all referrals
7 concerning mechanics liens under Section 3-5010.8.

8 (c) If an administrative law judge familiar with the areas
9 of law relating to mechanics liens has not been appointed as
10 provided subsection (b) when a mechanics lien is referred
11 under Section 3-5010.8 to the code hearing unit, the case
12 shall be removed to the proper circuit court with
13 jurisdiction.

14 (d) This Section is repealed on January 1, 2024 ~~2022~~.

15 (Source: P.A. 100-1061, eff. 1-1-19.)

16 (55 ILCS 5/5-43043)

17 (Section scheduled to be repealed on January 1, 2022)

18 Sec. 5-43043. Mechanics lien demand and referral
19 adjudication.

20 (a) Notwithstanding any other provision in this Division,
21 a county's code hearing unit must adjudicate an expired
22 mechanics lien referred to the unit under Section 3-5010.8.

23 (b) If a county does not have an administrative law judge
24 in its code hearing unit who is familiar with the areas of law
25 relating to mechanics liens, one may be appointed no later

1 than 3 months after the effective date of this amendatory Act
2 of the 100th General Assembly to adjudicate all referrals
3 concerning mechanics liens under Section 3-5010.8.

4 (c) If an administrative law judge familiar with the areas
5 of law relating to mechanics liens has not been appointed as
6 provided subsection (b) when a mechanics lien is referred
7 under Section 3-5010.8 to the code hearing unit, the case
8 shall be removed to the proper circuit court with
9 jurisdiction.

10 (d) This Section is repealed on January 1, 2024 ~~2022~~.

11 (Source: P.A. 100-1061, eff. 1-1-19.)

12 Section 60. The School Code is amended by changing
13 Sections 2-3.187, 17-2A, and 22-90 as follows:

14 (105 ILCS 5/2-3.187)

15 (Text of Section before amendment by P.A. 102-209)

16 (Section scheduled to be repealed on January 1, 2023)

17 Sec. 2-3.187. Inclusive American History Commission.

18 (a) The Inclusive American History Commission is created
19 to provide assistance to the State Board of Education in
20 revising its social science learning standards under
21 subsection (a-5) of Section 2-3.25, including social science
22 learning standards for students enrolled in pre-kindergarten.

23 (b) The State Board of Education shall convene the
24 Inclusive American History Commission to do all of the

1 following:

2 (1) Review available resources for use in school
3 districts that reflect the racial and ethnic diversity of
4 this State and country. The resources identified by the
5 Commission may be posted on the State Board of Education's
6 Internet website.

7 (2) Provide guidance for each learning standard
8 developed for educators on how to ensure that instruction
9 and content are not biased to value specific cultures,
10 time periods, and experiences over other cultures, time
11 periods, and experiences.

12 (3) Develop guidance, tools, and support for
13 professional learning on how to locate and utilize
14 resources for non-dominant cultural narratives and sources
15 of historical information.

16 (c) The Commission shall consist of all of the following
17 members:

18 (1) One Representative appointed by the Speaker of the
19 House of Representatives.

20 (2) One Representative appointed by the Minority
21 Leader of the House of Representatives.

22 (3) One Senator appointed by the President of the
23 Senate.

24 (4) One Senator appointed by the Minority Leader of
25 the Senate.

26 (5) Two members who are history scholars appointed by

1 the State Superintendent of Education.

2 (6) Eight members who are teachers at schools in this
3 State recommended by professional teachers' organizations
4 and appointed by the State Superintendent of Education.

5 (7) One representative of the State Board of Education
6 appointed by the State Superintendent of Education who
7 shall serve as chairperson.

8 (8) One member who represents a statewide organization
9 that represents south suburban school districts appointed
10 by the State Superintendent of Education.

11 (9) One member who represents a west suburban school
12 district appointed by the State Superintendent of
13 Education.

14 (10) One member who represents a school district
15 organized under Article 34 appointed by the State
16 Superintendent of Education.

17 (11) One member who represents a statewide
18 organization that represents school librarians appointed
19 by the State Superintendent of Education.

20 (12) One member who represents a statewide
21 organization that represents principals appointed by the
22 State Superintendent of Education.

23 (13) One member who represents a statewide
24 organization that represents superintendents appointed by
25 the State Superintendent of Education.

26 (14) One member who represents a statewide

1 organization that represents school boards appointed by
2 the State Superintendent of Education.

3 Members appointed to the Commission must reflect the
4 racial, ethnic, and geographic diversity of this State.

5 (d) Members of the Commission shall serve without
6 compensation but may be reimbursed for reasonable expenses
7 from funds appropriated to the State Board of Education for
8 that purpose, including travel, subject to the rules of the
9 appropriate travel control board.

10 (e) The State Board of Education shall provide
11 administrative and other support to the Commission.

12 (f) The Commission must submit a report about its work to
13 the State Board of Education, the Governor, and the General
14 Assembly on or before February 28, 2022 ~~December 31, 2021~~. The
15 Commission is dissolved upon the submission of its report.

16 (g) This Section is repealed on January 1, 2023.

17 (Source: P.A. 101-654, eff. 3-8-21.)

18 (Text of Section after amendment by P.A. 102-209)

19 (Section scheduled to be repealed on January 1, 2023)

20 Sec. 2-3.187. Inclusive American History Commission.

21 (a) The Inclusive American History Commission is created
22 to provide assistance to the State Board of Education in
23 revising its social science learning standards under
24 subsection (a-5) of Section 2-3.25, including social science
25 learning standards for students enrolled in pre-kindergarten.

1 (b) The State Board of Education shall convene the
2 Inclusive American History Commission to do all of the
3 following:

4 (1) Review available resources for use in school
5 districts that reflect the racial and ethnic diversity of
6 this State and country. The resources identified by the
7 Commission may be posted on the State Board of Education's
8 Internet website.

9 (2) Provide guidance for each learning standard
10 developed for educators on how to ensure that instruction
11 and content are not biased to value specific cultures,
12 time periods, and experiences over other cultures, time
13 periods, and experiences.

14 (3) Develop guidance, tools, and support for
15 professional learning on how to locate and utilize
16 resources for non-dominant cultural narratives and sources
17 of historical information.

18 (c) The Commission shall consist of all of the following
19 members:

20 (1) One Representative appointed by the Speaker of the
21 House of Representatives.

22 (2) One Representative appointed by the Minority
23 Leader of the House of Representatives.

24 (3) One Senator appointed by the President of the
25 Senate.

26 (4) One Senator appointed by the Minority Leader of

1 the Senate.

2 (5) Two members who are history scholars appointed by
3 the State Superintendent of Education.

4 (6) Eight members who are teachers at schools in this
5 State recommended by professional teachers' organizations
6 and appointed by the State Superintendent of Education.

7 (7) One representative of the State Board of Education
8 appointed by the State Superintendent of Education who
9 shall serve as chairperson.

10 (8) One member who represents an organization that
11 represents south suburban school districts appointed by
12 the State Superintendent of Education.

13 (9) One member who represents a west suburban school
14 district appointed by the State Superintendent of
15 Education.

16 (10) One member who represents a school district
17 organized under Article 34 appointed by the State
18 Superintendent of Education.

19 (11) One member who represents a statewide
20 organization that represents school librarians appointed
21 by the State Superintendent of Education.

22 (12) One member who represents a statewide
23 organization that represents principals appointed by the
24 State Superintendent of Education.

25 (13) One member who represents a statewide
26 organization that represents superintendents appointed by

1 the State Superintendent of Education.

2 (14) One member who represents a statewide
3 organization that represents school boards appointed by
4 the State Superintendent of Education.

5 Members appointed to the Commission must reflect the
6 racial, ethnic, and geographic diversity of this State.

7 (d) Members of the Commission shall serve without
8 compensation but may be reimbursed for reasonable expenses
9 from funds appropriated to the State Board of Education for
10 that purpose, including travel, subject to the rules of the
11 appropriate travel control board.

12 (e) The State Board of Education shall provide
13 administrative and other support to the Commission.

14 (f) The Commission must submit a report about its work to
15 the State Board of Education, the Governor, and the General
16 Assembly on or before February 28, 2022 ~~December 31, 2021~~. The
17 Commission is dissolved upon the submission of its report.

18 (g) This Section is repealed on January 1, 2023.

19 (Source: P.A. 101-654, eff. 3-8-21; 102-209, eff. 1-1-22.)

20 (105 ILCS 5/17-2A) (from Ch. 122, par. 17-2A)

21 Sec. 17-2A. Interfund transfers.

22 (a) The school board of any district having a population
23 of less than 500,000 inhabitants may, by proper resolution
24 following a public hearing set by the school board or the
25 president of the school board (that is preceded (i) by at least

1 one published notice over the name of the clerk or secretary of
2 the board, occurring at least 7 days and not more than 30 days
3 prior to the hearing, in a newspaper of general circulation
4 within the school district and (ii) by posted notice over the
5 name of the clerk or secretary of the board, at least 48 hours
6 before the hearing, at the principal office of the school
7 board or at the building where the hearing is to be held if a
8 principal office does not exist, with both notices setting
9 forth the time, date, place, and subject matter of the
10 hearing), transfer money from (1) the Educational Fund to the
11 Operations and Maintenance Fund or the Transportation Fund,
12 (2) the Operations and Maintenance Fund to the Educational
13 Fund or the Transportation Fund, (3) the Transportation Fund
14 to the Educational Fund or the Operations and Maintenance
15 Fund, or (4) the Tort Immunity Fund to the Operations and
16 Maintenance Fund of said district, provided that, except
17 during the period from July 1, 2003 through June 30, 2024 ~~2021~~,
18 such transfer is made solely for the purpose of meeting
19 one-time, non-recurring expenses. Except during the period
20 from July 1, 2003 through June 30, 2024 ~~2021~~ and except as
21 otherwise provided in subsection (b) of this Section, any
22 other permanent interfund transfers authorized by any
23 provision or judicial interpretation of this Code for which
24 the transferee fund is not precisely and specifically set
25 forth in the provision of this Code authorizing such transfer
26 shall be made to the fund of the school district most in need

1 of the funds being transferred, as determined by resolution of
2 the school board.

3 (b) (Blank).

4 (c) Notwithstanding subsection (a) of this Section or any
5 other provision of this Code to the contrary, the school board
6 of any school district (i) that is subject to the Property Tax
7 Extension Limitation Law, (ii) that is an elementary district
8 servicing students in grades K through 8, (iii) whose
9 territory is in one county, (iv) that is eligible for Section
10 7002 Federal Impact Aid, and (v) that has no more than \$81,000
11 in funds remaining from refinancing bonds that were refinanced
12 a minimum of 5 years prior to January 20, 2017 (the effective
13 date of Public Act 99-926) may make a one-time transfer of the
14 funds remaining from the refinancing bonds to the Operations
15 and Maintenance Fund of the district by proper resolution
16 following a public hearing set by the school board or the
17 president of the school board, with notice as provided in
18 subsection (a) of this Section, so long as the district meets
19 the qualifications set forth in this subsection (c) on January
20 20, 2017 (the effective date of Public Act 99-926).

21 (d) Notwithstanding subsection (a) of this Section or any
22 other provision of this Code to the contrary, the school board
23 of any school district (i) that is subject to the Property Tax
24 Extension Limitation Law, (ii) that is a community unit school
25 district servicing students in grades K through 12, (iii)
26 whose territory is in one county, (iv) that owns property

1 designated by the United States as a Superfund site pursuant
2 to the federal Comprehensive Environmental Response,
3 Compensation and Liability Act of 1980 (42 U.S.C. 9601 et
4 seq.), and (v) that has an excess accumulation of funds in its
5 bond fund, including funds accumulated prior to July 1, 2000,
6 may make a one-time transfer of those excess funds accumulated
7 prior to July 1, 2000 to the Operations and Maintenance Fund of
8 the district by proper resolution following a public hearing
9 set by the school board or the president of the school board,
10 with notice as provided in subsection (a) of this Section, so
11 long as the district meets the qualifications set forth in
12 this subsection (d) on August 4, 2017 (the effective date of
13 Public Act 100-32).

14 (Source: P.A. 100-32, eff. 8-4-17; 100-465, eff. 8-31-17;
15 100-863, eff. 8-14-18; 101-643, eff. 6-18-20.)

16 (105 ILCS 5/22-90)

17 (Section scheduled to be repealed on February 1, 2023)

18 Sec. 22-90. Whole Child Task Force.

19 (a) The General Assembly makes all of the following
20 findings:

21 (1) The COVID-19 pandemic has exposed systemic
22 inequities in American society. Students, educators, and
23 families throughout this State have been deeply affected
24 by the pandemic, and the impact of the pandemic will be
25 felt for years to come. The negative consequences of the

1 pandemic have impacted students and communities
2 differently along the lines of race, income, language, and
3 special needs. However, students in this State faced
4 significant unmet physical health, mental health, and
5 social and emotional needs even prior to the pandemic.

6 (2) The path to recovery requires a commitment from
7 adults in this State to address our students cultural,
8 physical, emotional, and mental health needs and to
9 provide them with stronger and increased systemic support
10 and intervention.

11 (3) It is well documented that trauma and toxic stress
12 diminish a child's ability to thrive. Forms of childhood
13 trauma and toxic stress include adverse childhood
14 experiences, systemic racism, poverty, food and housing
15 insecurity, and gender-based violence. The COVID-19
16 pandemic has exacerbated these issues and brought them
17 into focus.

18 (4) It is estimated that, overall, approximately 40%
19 of children in this State have experienced at least one
20 adverse childhood experience and approximately 10% have
21 experienced 3 or more adverse childhood experiences.
22 However, the number of adverse childhood experiences is
23 higher for Black and Hispanic children who are growing up
24 in poverty. The COVID-19 pandemic has amplified the number
25 of students who have experienced childhood trauma. Also,
26 the COVID-19 pandemic has highlighted preexisting

1 inequities in school disciplinary practices that
2 disproportionately impact Black and Brown students.
3 Research shows, for example, that girls of color are
4 disproportionately impacted by trauma, adversity, and
5 abuse, and instead of receiving the care and
6 trauma-informed support they may need, many Black girls in
7 particular face disproportionately harsh disciplinary
8 measures.

9 (5) The cumulative effects of trauma and toxic stress
10 adversely impact the physical health of students, as well
11 as their ability to learn, form relationships, and
12 self-regulate. If left unaddressed, these effects increase
13 a student's risk for depression, alcoholism, anxiety,
14 asthma, smoking, and suicide, all of which are risks that
15 disproportionately affect Black youth and may lead to a
16 host of medical diseases as an adult. Access to infant and
17 early childhood mental health services is critical to
18 ensure the social and emotional well-being of this State's
19 youngest children, particularly those children who have
20 experienced trauma.

21 (6) Although this State enacted measures through
22 Public Act 100-105 to address the high rate of early care
23 and preschool expulsions of infants, toddlers, and
24 preschoolers and the disproportionately higher rate of
25 expulsion for Black and Hispanic children, a recent study
26 found a wide variation in the awareness, understanding,

1 and compliance with the law by providers of early
2 childhood care. Further work is needed to implement the
3 law, which includes providing training to early childhood
4 care providers to increase their understanding of the law,
5 increasing the availability and access to infant and early
6 childhood mental health services, and building aligned
7 data collection systems to better understand expulsion
8 rates and to allow for accurate reporting as required by
9 the law.

10 (7) Many educators and schools in this State have
11 embraced and implemented evidenced-based restorative
12 justice and trauma-responsive and culturally relevant
13 practices and interventions. However, the use of these
14 interventions on students is often isolated or is
15 implemented occasionally and only if the school has the
16 appropriate leadership, resources, and partners available
17 to engage seriously in this work. It would be malpractice
18 to deny our students access to these practices and
19 interventions, especially in the aftermath of a
20 once-in-a-century pandemic.

21 (b) The Whole Child Task Force is created for the purpose
22 of establishing an equitable, inclusive, safe, and supportive
23 environment in all schools for every student in this State.
24 The task force shall have all of the following goals, which
25 means key steps have to be taken to ensure that every child in
26 every school in this State has access to teachers, social

1 workers, school leaders, support personnel, and others who
2 have been trained in evidenced-based interventions and
3 restorative practices:

4 (1) To create a common definition of a
5 trauma-responsive school, a trauma-responsive district,
6 and a trauma-responsive community.

7 (2) To outline the training and resources required to
8 create and sustain a system of support for
9 trauma-responsive schools, districts, and communities and
10 to identify this State's role in that work, including
11 recommendations concerning options for redirecting
12 resources from school resource officers to classroom-based
13 support.

14 (3) To identify or develop a process to conduct an
15 analysis of the organizations that provide training in
16 restorative practices, implicit bias, anti-racism, and
17 trauma-responsive systems, mental health services, and
18 social and emotional services to schools.

19 (4) To provide recommendations concerning the key data
20 to be collected and reported to ensure that this State has
21 a full and accurate understanding of the progress toward
22 ensuring that all schools, including programs and
23 providers of care to pre-kindergarten children, employ
24 restorative, anti-racist, and trauma-responsive
25 strategies and practices. The data collected must include
26 information relating to the availability of trauma

1 responsive support structures in schools as well as
2 disciplinary practices employed on students in person or
3 through other means, including during remote or blended
4 learning. It should also include information on the use
5 of, and funding for, school resource officers and other
6 similar police personnel in school programs.

7 (5) To recommend an implementation timeline, including
8 the key roles, responsibilities, and resources to advance
9 this State toward a system in which every school,
10 district, and community is progressing toward becoming
11 trauma-responsive.

12 (6) To seek input and feedback from stakeholders,
13 including parents, students, and educators, who reflect
14 the diversity of this State.

15 (c) Members of the Whole Child Task Force shall be
16 appointed by the State Superintendent of Education. Members of
17 this task force must represent the diversity of this State and
18 possess the expertise needed to perform the work required to
19 meet the goals of the task force set forth under subsection
20 (a). Members of the task force shall include all of the
21 following:

22 (1) One member of a statewide professional teachers'
23 organization.

24 (2) One member of another statewide professional
25 teachers' organization.

26 (3) One member who represents a school district

1 serving a community with a population of 500,000 or more.

2 (4) One member of a statewide organization
3 representing social workers.

4 (5) One member of an organization that has specific
5 expertise in trauma-responsive school practices and
6 experience in supporting schools in developing
7 trauma-responsive and restorative practices.

8 (6) One member of another organization that has
9 specific expertise in trauma-responsive school practices
10 and experience in supporting schools in developing
11 trauma-responsive and restorative practices.

12 (7) One member of a statewide organization that
13 represents school administrators.

14 (8) One member of a statewide policy organization that
15 works to build a healthy public education system that
16 prepares all students for a successful college, career,
17 and civic life.

18 (9) One member of a statewide organization that brings
19 teachers together to identify and address issues critical
20 to student success.

21 (10) One member of the General Assembly recommended by
22 the President of the Senate.

23 (11) One member of the General Assembly recommended by
24 the Speaker of the House of Representatives.

25 (12) One member of the General Assembly recommended by
26 the Minority Leader of the Senate.

1 (13) One member of the General Assembly recommended by
2 the Minority Leader of the House of Representatives.

3 (14) One member of a civil rights organization that
4 works actively on issues regarding student support.

5 (15) One administrator from a school district that has
6 actively worked to develop a system of student support
7 that uses a trauma-informed lens.

8 (16) One educator from a school district that has
9 actively worked to develop a system of student support
10 that uses a trauma-informed lens.

11 (17) One member of a youth-led organization.

12 (18) One member of an organization that has
13 demonstrated expertise in restorative practices.

14 (19) One member of a coalition of mental health and
15 school practitioners who assist schools in developing and
16 implementing trauma-informed and restorative strategies
17 and systems.

18 (20) One member of an organization whose mission is to
19 promote the safety, health, and economic success of
20 children, youth, and families in this State.

21 (21) One member who works or has worked as a
22 restorative justice coach or disciplinarian.

23 (22) One member who works or has worked as a social
24 worker.

25 (23) One member of the State Board of Education.

26 (24) One member who represents a statewide principals'

1 organization.

2 (25) One member who represents a statewide
3 organization of school boards.

4 (26) One member who has expertise in pre-kindergarten
5 education.

6 (27) One member who represents a school social worker
7 association.

8 (28) One member who represents an organization that
9 represents school districts in both the south suburbs and
10 collar counties.

11 (29) One member who is a licensed clinical
12 psychologist who (A) has a doctor of philosophy in the
13 field of clinical psychology and has an appointment at an
14 independent free-standing children's hospital located in
15 Chicago, (B) serves as associate professor at a medical
16 school located in Chicago, and (C) serves as the clinical
17 director of a coalition of voluntary collaboration of
18 organizations that are committed to applying a trauma lens
19 to their efforts on behalf of families and children in the
20 State.

21 (30) One member who represents a west suburban school
22 district.

23 (d) The Whole Child Task Force shall meet at the call of
24 the State Superintendent of Education or his or her designee,
25 who shall serve as as the chairperson. The State Board of
26 Education shall provide administrative and other support to

1 the task force. Members of the task force shall serve without
2 compensation.

3 (e) The Whole Child Task Force shall submit a report of its
4 findings and recommendations to the General Assembly, the
5 Illinois Legislative Black Caucus, the State Board of
6 Education, and the Governor on or before March 15, 2022
7 ~~February 1, 2022~~. Upon submitting its report, the task force
8 is dissolved.

9 (f) This Section is repealed on February 1, 2023.

10 (Source: P.A. 101-654, eff. 3-8-21.)

11 Section 65. The University of Illinois Hospital Act is
12 amended by changing Section 8d as follows:

13 (110 ILCS 330/8d)

14 (Section scheduled to be repealed on December 31, 2021)

15 Sec. 8d. N95 masks. Pursuant to and in accordance with
16 applicable local, State, and federal policies, guidance and
17 recommendations of public health and infection control
18 authorities, and taking into consideration the limitations on
19 access to N95 masks caused by disruptions in local, State,
20 national, and international supply chains, the University of
21 Illinois Hospital shall provide N95 masks to physicians
22 licensed under the Medical Practice Act of 1987, registered
23 nurses and advanced practice registered nurses licensed under
24 the Nurse Licensing Act, and any other employees or

1 contractual workers who provide direct patient care and who,
2 pursuant to such policies, guidance, and recommendations, are
3 recommended to have such a mask to safely provide such direct
4 patient care within a hospital setting. Nothing in this
5 Section shall be construed to impose any new duty or
6 obligation on the University of Illinois Hospital or employee
7 that is greater than that imposed under State and federal laws
8 in effect on the effective date of this amendatory Act of the
9 102nd General Assembly.

10 This Section is repealed on July 1, 2022 ~~December 31,~~
11 ~~2021~~.

12 (Source: P.A. 102-4, eff. 4-27-21.)

13 Section 70. The Intergenerational Poverty Act is amended
14 by changing Sections 95-502 and 95-503 as follows:

15 (305 ILCS 70/95-502)

16 Sec. 95-502. Strategic plan to address poverty and
17 economic insecurity.

18 (a) Plan required. No later than March 31, 2022 ~~November~~
19 ~~30, 2021~~, the Commission shall develop and adopt a strategic
20 plan to address poverty and economic insecurity in this State.

21 (b) Goals. The goals of the strategic plan shall be to:

22 (1) Ensure that State programs and services targeting
23 poverty and economic insecurity reflect the goal of
24 helping individuals and families rise above poverty and

1 achieve long-term economic stability rather than simply
2 providing relief from deprivation.

3 (2) Eliminate disparate rates of poverty, deep
4 poverty, child poverty, and intergenerational poverty
5 based on race, ethnicity, gender, age, sexual orientation
6 or identity, English language proficiency, ability, and
7 geographic location in a rural, urban, or suburban area.

8 (3) Reduce deep poverty in this State by 50% by 2026.

9 (4) Eliminate child poverty in this State by 2031.

10 (5) Eliminate all poverty in this State by 2036.

11 (c) Plan development. In developing the strategic plan,
12 the Commission shall:

13 (1) Collaborate with the workgroup, including sharing
14 data and information identified under paragraphs (1) and
15 (3) of subsection (a) of Section 95-303 and analyses of
16 that data and information.

17 (2) Review each program and service provided by the
18 State that targets poverty and economic insecurity for
19 purposes of:

20 (i) determining which programs and services are
21 the most effective and of the highest importance in
22 reducing poverty and economic insecurity in this
23 State; and

24 (ii) providing an analysis of unmet needs, if any,
25 among individuals, children, and families in deep
26 poverty and intergenerational poverty for each program

1 and service identified under subparagraph (i).

2 (3) Study the feasibility of using public or private
3 partnerships and social impact bonds, to improve
4 innovation and cost-effectiveness in the development of
5 programs and delivery of services that advance the goals
6 of the strategic plan.

7 (4) Hold at least 6 public hearings in different
8 geographic regions of this State, including areas that
9 have disparate rates of poverty and that have historically
10 experienced economic insecurity, to collect information,
11 take testimony, and solicit input and feedback from
12 interested parties, including members of the public who
13 have personal experiences with State programs and services
14 targeting economic insecurity, poverty, deep poverty,
15 child poverty, and intergenerational poverty and make the
16 information publicly available.

17 (5) To request and receive from a State agency or
18 local governmental agency information relating to poverty
19 in this State, including all of the following:

20 (i) Reports.

21 (ii) Audits.

22 (iii) Data.

23 (iv) Projections.

24 (v) Statistics.

25 (d) Subject areas. The strategic plan shall address all of
26 the following:

- 1 (1) Access to safe and affordable housing.
- 2 (2) Access to adequate food and nutrition.
- 3 (3) Access to affordable and quality health care.
- 4 (4) Equal access to quality education and training.
- 5 (5) Equal access to affordable, quality post-secondary
- 6 education options.
- 7 (6) Dependable and affordable transportation.
- 8 (7) Access to quality and affordable child care.
- 9 (8) Opportunities to engage in meaningful and
- 10 sustainable work that pays a living wage and barriers to
- 11 those opportunities experienced by low-income individuals
- 12 in poverty.
- 13 (9) Equal access to justice through a fair system of
- 14 criminal justice that does not, in effect, criminalize
- 15 poverty.
- 16 (10) The availability of adequate income supports.
- 17 (11) Retirement security.
- 18 (e) Plan content. The strategic plan shall, at a minimum,
- 19 contain policy and fiscal recommendations relating to all of
- 20 the following:
- 21 (1) Developing fact-based measures to evaluate the
- 22 long-term effectiveness of existing and proposed programs
- 23 and services targeting poverty and economic insecurity.
- 24 (2) Increasing enrollment in programs and services
- 25 targeting poverty and economic insecurity by reducing the
- 26 complexity and difficulty of enrollment in order to

1 maximize program effectiveness and increase positive
2 outcomes.

3 (3) Increasing the reach of programs and services
4 targeting poverty and economic insecurity by ensuring that
5 State agencies have adequate resources to maximize the
6 public awareness of the programs and services, especially
7 in historically disenfranchised communities.

8 (4) Reducing the negative impacts of asset limits for
9 eligibility on the effectiveness of State programs
10 targeting poverty and economic insecurity by ensuring that
11 eligibility limits do not:

12 (i) create gaps in necessary service and benefit
13 delivery or restrict access to benefits as individuals
14 and families attempt to transition off assistance
15 programs; or

16 (ii) prevent beneficiaries from improving
17 long-term outcomes and achieving long-term economic
18 independence from the program.

19 (5) Improving the ability of community-based
20 organizations to participate in the development and
21 implementation of State programs designed to address
22 economic insecurity and poverty.

23 (6) Improving the ability of individuals living in
24 poverty, low-income individuals, and unemployed
25 individuals to access critical job training and skills
26 upgrade programs and find quality jobs that help children

1 and families become economically secure and rise above
2 poverty.

3 (7) Improving communication and collaboration between
4 State agencies and local governments on programs targeting
5 poverty and economic insecurity.

6 (8) Creating efficiencies in the administration and
7 coordination of programs and services targeting poverty
8 and economic insecurity.

9 (9) Connecting low-income children, disconnected
10 youth, and families of those children and youth to
11 education, job training, and jobs in the communities in
12 which those children and youth live.

13 (10) Ensuring that the State's services and benefits
14 programs, emergency programs, discretionary economic
15 programs, and other policies are sufficiently funded to
16 enable the State to mount effective responses to economic
17 downturns and increases in economic insecurity and poverty
18 rates.

19 (11) Creating one or more State poverty measures.

20 (12) Developing and implementing programs and policies
21 that use the two-generation approach.

22 (13) Using public or private partnerships and social
23 impact bonds to improve innovation and cost-effectiveness
24 in the development of programs and delivery of services
25 that advance the goals of the strategic plan.

26 (14) Identifying best practices for collecting data

1 relevant to all of the following:

2 (i) Reducing economic insecurity and poverty.

3 (ii) Reducing the racial, ethnic, age, gender,
4 sexual orientation, and sexual identity-based
5 disparities in the rates of economic insecurity and
6 poverty.

7 (iii) Adequately measuring the effectiveness,
8 efficiency, and impact of programs on the outcomes for
9 individuals, families, and communities who receive
10 benefits and services.

11 (iv) Streamlining enrollment and eligibility for
12 programs.

13 (v) Improving long-term outcomes for individuals
14 who are enrolled in service and benefit programs.

15 (vi) Reducing reliance on public programs.

16 (vii) Improving connections to work.

17 (viii) Improving economic security.

18 (ix) Improving retirement security.

19 (x) Improving the State's understanding of the
20 impact of extreme weather and natural disasters on
21 economically vulnerable communities and improving
22 those communities' resilience to and recovery from
23 extreme weather and natural disasters.

24 (xi) Improving access to living-wage employment.

25 (xii) Improving access to employment-based
26 benefits.

1 (f) Other information. In addition to the plan content
2 required under subsection (e), the strategic plan shall
3 contain all of the following:

4 (1) A suggested timeline for the stages of
5 implementation of the recommendations in the plan.

6 (2) Short-term, intermediate-term, and long-term
7 benchmarks to measure the State's progress toward meeting
8 the goals of the strategic plan.

9 (3) A summary of the review and analysis conducted by
10 the Commission under paragraph (1) of subsection (c).

11 (g) Impact of recommendations. For each recommendation in
12 the plan, the Commission shall identify in measurable terms
13 the actual or potential impact the recommendation will have on
14 poverty and economic insecurity in this State.

15 (Source: P.A. 101-636, eff. 6-10-20; 102-558, eff. 8-20-21.)

16 (305 ILCS 70/95-503)

17 Sec. 95-503. Commission reports.

18 (a) Interim report. No later than June 30, 2021, the
19 Commission shall issue an interim report on the Commission's
20 activities to the Governor and the General Assembly.

21 (b) Report on strategic plan. Upon the Commission's
22 adoption of the strategic plan, but no later than March 31,
23 2022 ~~November 30, 2021~~, the Commission shall issue a report
24 containing a summary of the Commission's activities and the
25 contents of the strategic plan. The Commission shall submit

1 the report to the Governor and each member of the General
2 Assembly.

3 (c) Annual reports. Beginning March 31, 2022 ~~November 30,~~
4 ~~2022~~, and each year thereafter, the Commission shall issue a
5 report on the status of the implementation of the Commission's
6 strategic plan. The report may contain any other
7 recommendations of the Commission to address poverty and
8 economic insecurity in this State.

9 (Source: P.A. 101-636, eff. 6-10-20.)

10 Section 75. The Rare Disease Commission Act is amended by
11 changing Sections 15 and 90 as follows:

12 (410 ILCS 445/15)

13 (Section scheduled to be repealed on January 1, 2023)

14 Sec. 15. Study; recommendations. The Commission shall make
15 recommendations to the General Assembly, in the form of an
16 annual report through 2026 ~~2023~~, regarding:

17 (1) the use of prescription drugs and innovative
18 therapies for children and adults with rare diseases, and
19 specific subpopulations of children or adults with rare
20 diseases, as appropriate, together with recommendations on
21 the ways in which this information should be used in
22 specific State programs that (A) provide assistance or
23 health care coverage to individuals with rare diseases or
24 broader populations that include individuals with rare

1 diseases, or (B) have responsibilities associated with
2 promoting the quality of care for individuals with rare
3 diseases or broader populations that include individuals
4 with rare diseases;

5 (2) legislation that could improve the care and
6 treatment of adults or children with rare diseases;

7 (3) in coordination with the Genetic and Metabolic
8 Diseases Advisory Committee, the screening of newborn
9 children for the presence of genetic disorders; and

10 (4) any other issues the Commission considers
11 appropriate.

12 The Commission shall submit its annual report to the
13 General Assembly no later than December 31 of each year.

14 (Source: P.A. 101-606, eff. 12-13-19.)

15 (410 ILCS 445/90)

16 (Section scheduled to be repealed on January 1, 2023)

17 Sec. 90. Repeal. This Act is repealed on January 1, 2027
18 ~~2023~~.

19 (Source: P.A. 101-606, eff. 12-13-19.)

20 Section 80. The Farmer Equity Act is amended by changing
21 Section 25 as follows:

22 (505 ILCS 72/25)

23 Sec. 25. Disparity study; report.

1 (a) The Department shall conduct a study and use the data
2 collected to determine economic and other disparities
3 associated with farm ownership and farm operations in this
4 State. The study shall focus primarily on identifying and
5 comparing economic, land ownership, education, and other
6 related differences between African American farmers and white
7 farmers, but may include data collected in regards to farmers
8 from other socially disadvantaged groups. The study shall
9 collect, compare, and analyze data relating to disparities or
10 differences in farm operations for the following areas:

11 (1) Farm ownership and the size or acreage of the
12 farmland owned compared to the number of farmers who are
13 farm tenants.

14 (2) The distribution of farm-related generated income
15 and wealth.

16 (3) The accessibility and availability to grants,
17 loans, commodity subsidies, and other financial
18 assistance.

19 (4) Access to technical assistance programs and
20 mechanization.

21 (5) Participation in continuing education, outreach,
22 or other agriculturally related services or programs.

23 (6) Interest in farming by young or beginning farmers.

24 (b) The Department shall submit a report of study to the
25 Governor and General Assembly on or before December 31, 2022
26 ~~January 1, 2022~~. The report shall be made available on the

1 Department's Internet website.

2 (c) This Section is repealed on January 1, 2024.

3 (Source: P.A. 101-658, eff. 3-23-21.)

4 Section 85. The Mechanics Lien Act is amended by changing
5 Section 34.5 as follows:

6 (770 ILCS 60/34.5)

7 (Section scheduled to be repealed on January 1, 2022)

8 Sec. 34.5. Mechanics lien administrative adjudication.

9 (a) Notwithstanding any other provision in this Act, a
10 county's code hearing unit may adjudicate the validity of a
11 mechanics lien under Section 3-5010.8 of the Counties Code. If
12 the recorder shows by clear and convincing evidence that the
13 lien being adjudicated is an expired lien, the administrative
14 law judge shall rule the lien is forfeited under this Act and
15 that the lien no longer affects the chain of title of the
16 property in any way.

17 (b) This Section is repealed on January 1, 2024 ~~2022~~.

18 (Source: P.A. 100-1061, eff. 1-1-19.)

19 Section 90. The Unemployment Insurance Act is amended by
20 changing Sections 401, 403, 1502.4, 1505, and 1506.6 as
21 follows:

22 (820 ILCS 405/401) (from Ch. 48, par. 401)

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

2 A. With respect to any week beginning in a benefit year
3 beginning prior to January 4, 2004, an individual's weekly
4 benefit amount shall be an amount equal to the weekly benefit
5 amount as defined in the provisions of this Act as amended and
6 in effect on November 18, 2011.

7 B. 1. With respect to any benefit year beginning on or
8 after January 4, 2004 and before January 6, 2008, an
9 individual's weekly benefit amount shall be 48% of his or her
10 prior average weekly wage, rounded (if not already a multiple
11 of one dollar) to the next higher dollar; provided, however,
12 that the weekly benefit amount cannot exceed the maximum
13 weekly benefit amount and cannot be less than \$51. Except as
14 otherwise provided in this Section, with respect to any
15 benefit year beginning on or after January 6, 2008, an
16 individual's weekly benefit amount shall be 47% of his or her
17 prior average weekly wage, rounded (if not already a multiple
18 of one dollar) to the next higher dollar; provided, however,
19 that the weekly benefit amount cannot exceed the maximum
20 weekly benefit amount and cannot be less than \$51. With
21 respect to any benefit year beginning on or after July 3, 2022
22 ~~in calendar year 2022~~, an individual's weekly benefit amount
23 shall be 42.4% of his or her prior average weekly wage, rounded
24 (if not already a multiple of one dollar) to the next higher
25 dollar; provided, however, that the weekly benefit amount
26 cannot exceed the maximum weekly benefit amount and cannot be

1 less than \$51.

2 2. For the purposes of this subsection:

3 An individual's "prior average weekly wage" means the
4 total wages for insured work paid to that individual during
5 the 2 calendar quarters of his base period in which such total
6 wages were highest, divided by 26. If the quotient is not
7 already a multiple of one dollar, it shall be rounded to the
8 nearest dollar; however if the quotient is equally near 2
9 multiples of one dollar, it shall be rounded to the higher
10 multiple of one dollar.

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

14 "Determination period" means, with respect to each June 1
15 determination date, the 12 consecutive calendar months ending
16 on the immediately preceding December 31 and, with respect to
17 each December 1 determination date, the 12 consecutive
18 calendar months ending on the immediately preceding June 30.

19 "Benefit period" means the 12 consecutive calendar month
20 period beginning on the first day of the first calendar month
21 immediately following a determination date, except that, with
22 respect to any calendar year in which there is a June 1
23 determination date, "benefit period" shall mean the 6
24 consecutive calendar month period beginning on the first day
25 of the first calendar month immediately following the
26 preceding December 1 determination date and the 6 consecutive

1 calendar month period beginning on the first day of the first
2 calendar month immediately following the June 1 determination
3 date.

4 "Gross wages" means all the wages paid to individuals
5 during the determination period immediately preceding a
6 determination date for insured work, and reported to the
7 Director by employers prior to the first day of the third
8 calendar month preceding that date.

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

12 "Average monthly covered employment" means one-twelfth of
13 the sum of the covered employment for the 12 months of a
14 determination period.

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

19 "Statewide average weekly wage" means the quotient,
20 obtained by dividing the statewide average annual wage by 52,
21 rounded (if not already a multiple of one cent) to the nearest
22 cent. Notwithstanding any provision of this Section to the
23 contrary, the statewide average weekly wage for any benefit
24 period prior to calendar year 2012 shall be as determined by
25 the provisions of this Act as amended and in effect on November
26 18, 2011. Notwithstanding any provisions of this Section to

1 the contrary, the statewide average weekly wage for the
2 benefit period of calendar year 2012 shall be \$856.55 and for
3 each calendar year thereafter, the statewide average weekly
4 wage shall be the statewide average weekly wage, as determined
5 in accordance with this sentence, for the immediately
6 preceding benefit period plus (or minus) an amount equal to
7 the percentage change in the statewide average weekly wage, as
8 computed in accordance with the first sentence of this
9 paragraph, between the 2 immediately preceding benefit
10 periods, multiplied by the statewide average weekly wage, as
11 determined in accordance with this sentence, for the
12 immediately preceding benefit period. However, for purposes of
13 the Workers' Compensation Act, the statewide average weekly
14 wage will be computed using June 1 and December 1
15 determination dates of each calendar year and such
16 determination shall not be subject to the limitation of the
17 statewide average weekly wage as computed in accordance with
18 the preceding sentence of this paragraph.

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

24 With respect to any benefit year beginning on or after
25 January 4, 2004 and before January 6, 2008, "maximum weekly
26 benefit amount" with respect to each week beginning within a

1 benefit period means 48% of the statewide average weekly wage,
2 rounded (if not already a multiple of one dollar) to the next
3 higher dollar.

4 Except as otherwise provided in this Section, with respect
5 to any benefit year beginning on or after January 6, 2008,
6 "maximum weekly benefit amount" with respect to each week
7 beginning within a benefit period means 47% of the statewide
8 average weekly wage, rounded (if not already a multiple of one
9 dollar) to the next higher dollar.

10 With respect to any benefit year beginning on or after
11 July 3, 2022 ~~in calendar year 2022~~, "maximum weekly benefit
12 amount" with respect to each week beginning within a benefit
13 period means 42.4% of the statewide average weekly wage,
14 rounded (if not already a multiple of one dollar) to the next
15 higher dollar.

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

22 With respect to any benefit year beginning on or after
23 January 4, 2004 and before January 6, 2008, an individual to
24 whom benefits are payable with respect to any week shall, in
25 addition to those benefits, be paid, with respect to such
26 week, as follows: in the case of an individual with a

1 nonworking spouse, 9% of his or her prior average weekly wage,
2 rounded (if not already a multiple of one dollar) to the next
3 higher dollar, provided, that the total amount payable to the
4 individual with respect to a week shall not exceed 57% of the
5 statewide average weekly wage, rounded (if not already a
6 multiple of one dollar) to the next higher dollar; and in the
7 case of an individual with a dependent child or dependent
8 children, 17.2% of his or her prior average weekly wage,
9 rounded (if not already a multiple of one dollar) to the next
10 higher dollar, provided that the total amount payable to the
11 individual with respect to a week shall not exceed 65.2% of the
12 statewide average weekly wage, rounded (if not already a
13 multiple of one dollar) to the next higher dollar.

14 With respect to any benefit year beginning on or after
15 January 6, 2008 and before January 1, 2010, 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 his or her prior average weekly wage,
20 rounded (if not already a multiple of one dollar) to the next
21 higher dollar, provided, that the total amount payable to the
22 individual with respect to a week shall not exceed 56% of the
23 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, 18.2% of his or her 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 The additional amount paid pursuant to this subsection in
7 the case of an individual with a dependent child or dependent
8 children shall be referred to as the "dependent child
9 allowance", and the percentage rate by which an individual's
10 prior average weekly wage is multiplied pursuant to this
11 subsection to calculate the dependent child allowance shall be
12 referred to as the "dependent child allowance rate".

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

1 his or her prior average weekly wage, rounded (if not already a
2 multiple of one dollar) to the next higher dollar, or (ii) the
3 lesser of \$50 or 50% of his or her weekly benefit amount,
4 rounded (if not already a multiple of one dollar) to the next
5 higher dollar, provided that the total amount payable to the
6 individual with respect to a week shall not exceed the product
7 of the statewide average weekly wage multiplied by the sum of
8 47% plus the dependent child allowance rate, rounded (if not
9 already a multiple of one dollar) to the next higher dollar.

10 With respect to any benefit year beginning on or after
11 July 3, 2022 ~~in calendar year 2022~~, an individual to whom
12 benefits are payable with respect to any week shall, in
13 addition to those benefits, be paid, with respect to such
14 week, as follows: in the case of an individual with a
15 nonworking spouse, the greater of (i) 9% of his or her prior
16 average weekly wage, rounded (if not already a multiple of one
17 dollar) to the next higher dollar, or (ii) \$15, provided that
18 the total amount payable to the individual with respect to a
19 week shall not exceed 51.4% of the statewide average weekly
20 wage, rounded (if not already a multiple of one dollar) to the
21 next higher dollar; and in the case of an individual with a
22 dependent child or dependent children, the greater of (i) the
23 product of the dependent child allowance rate multiplied by
24 his or her prior average weekly wage, rounded (if not already a
25 multiple of one dollar) to the next higher dollar, or (ii) the
26 lesser of \$50 or 50% of his or her weekly benefit amount,

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 the product
4 of the statewide average weekly wage multiplied by the sum of
5 42.4% plus the dependent child allowance rate, rounded (if not
6 already a multiple of one dollar) to the next higher dollar.

7 With respect to each benefit year beginning after calendar
8 year 2012, the dependent child allowance rate shall be the sum
9 of the allowance adjustment applicable pursuant to Section
10 1400.1 to the calendar year in which the benefit year begins,
11 plus the dependent child allowance rate with respect to each
12 benefit year beginning in the immediately preceding calendar
13 year, except as otherwise provided in this subsection. The
14 dependent child allowance rate with respect to each benefit
15 year beginning in calendar year 2010 shall be 17.9%. The
16 dependent child allowance rate with respect to each benefit
17 year beginning in calendar year 2011 shall be 17.4%. The
18 dependent child allowance rate with respect to each benefit
19 year beginning in calendar year 2012 shall be 17.0% and, with
20 respect to each benefit year beginning after calendar year
21 2012, shall not be less than 17.0% or greater than 17.9%.

22 For the purposes of this subsection:

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

24 "Child" means a natural child, stepchild, or adopted child
25 of an individual claiming benefits under this Act or a child
26 who is in the custody of any such individual by court order,

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

20 "Nonworking spouse" means the lawful husband or wife of an
21 individual claiming benefits under this Act, for whom more
22 than one-half the cost of support has been supplied by the
23 individual for at least 90 consecutive days (or for the
24 duration of the marital relationship if it has existed for
25 less than 90 days) immediately preceding any week with respect
26 to which the individual has filed a claim, but only if the

1 nonworking spouse is currently ineligible to receive benefits
2 under this Act by reason of the provisions of Section 500E.

3 An individual who was obligated by law to provide for the
4 support of a child or of a nonworking spouse for the aforesaid
5 period of 90 consecutive days, but was prevented by illness or
6 injury from doing so, shall be deemed to have provided more
7 than one-half the cost of supporting the child or nonworking
8 spouse for that period.

9 (Source: P.A. 100-568, eff. 12-15-17; 101-423, eff. 1-1-20;
10 101-633, eff. 6-5-20.)

11 (820 ILCS 405/403) (from Ch. 48, par. 403)

12 Sec. 403. Maximum total amount of benefits.

13 A. With respect to any benefit year beginning prior to
14 September 30, 1979, any otherwise eligible individual shall be
15 entitled, during such benefit year, to a maximum total amount
16 of benefits as shall be determined in the manner set forth in
17 this Act as amended and in effect on November 9, 1977.

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

1 benefit year beginning in calendar year 2012, any otherwise
2 eligible individual shall be entitled, during such benefit
3 year, to a maximum total amount of benefits equal to 25 times
4 his or her weekly benefit amount plus dependents' allowances,
5 or to the total wages for insured work paid to such individual
6 during the individual's base period, whichever amount is
7 smaller. With respect to any benefit year beginning on or
8 after July 3, 2022 ~~in calendar year 2022~~, any otherwise
9 eligible individual shall be entitled, during such benefit
10 year, to a maximum total amount of benefits equal to 24 times
11 his or her weekly benefit amount plus dependents' allowances,
12 or to the total wages for insured work paid to such individual
13 during the individual's base period, whichever amount is
14 smaller.

15 (Source: P.A. 100-568, eff. 12-15-17; 101-423, eff. 1-1-20.)

16 (820 ILCS 405/1502.4)

17 Sec. 1502.4. Benefit charges; COVID-19.

18 A. With respect to any benefits paid for a week of
19 unemployment that begins on or after March 15, 2020, and
20 before December 31, 2020, and is directly or indirectly
21 attributable to COVID-19, notwithstanding any other provisions
22 to the contrary an employer that is subject to the payment of
23 contributions shall not be chargeable for any benefit charges.

24 B. With respect to any regular benefits paid for a week of
25 unemployment that begins on or after March 15, 2020, and

1 before December 31, 2020, and is directly or indirectly
2 attributable to COVID-19, notwithstanding any other provisions
3 to the contrary except subsection E, a nonprofit organization
4 that is subject to making payments in lieu of contributions
5 shall be chargeable for 50% of the benefits paid.

6 C. With respect to any benefits paid for a week of
7 unemployment that begins on or after March 15, 2020, and
8 before December 31, 2020, and is directly or indirectly
9 attributable to COVID-19, notwithstanding any other provisions
10 to the contrary except subsection E, the State and any local
11 government that is subject to making payments in lieu of
12 contributions shall be chargeable for 50% of the benefits
13 paid, irrespective of whether the State or local government
14 paid the individual who received the benefits wages for
15 insured work during the individual's base period.

16 D. Subsections A, B, and C shall only apply to the extent
17 that the employer can show that the individual's unemployment
18 for the week was directly or indirectly attributable to
19 COVID-19.

20 E. No employer shall be chargeable for the week of
21 benefits paid to an individual under the provisions of
22 subsection D-5 of Section 500 ~~500D-1~~.

23 (Source: P.A. 101-633, eff. 6-5-20.)

24 (820 ILCS 405/1505) (from Ch. 48, par. 575)

25 Sec. 1505. Adjustment of state experience factor. The

1 state experience factor shall be adjusted in accordance with
2 the following provisions:

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

6 B. (Blank).

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

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

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

20 The target balance in each calendar year prior to 2003
21 is \$750,000,000. The target balance in calendar year 2003
22 is \$920,000,000. The target balance in calendar year 2004
23 is \$960,000,000. The target balance in calendar year 2005
24 and each calendar year thereafter is \$1,000,000,000.

25 2. For the purposes of this subsection:

26 "Net trust fund balance" is the amount standing to the

1 credit of this State's account in the unemployment trust
2 fund as of June 30 of the calendar year immediately
3 preceding the year for which a state experience factor is
4 being determined.

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

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

19 a. For the 12 month period ending on June 30, 1988,
20 the "benefit reserve for fund building" shall be
21 8/104th of the total benefits paid from January 1,
22 1988 through June 30, 1988.

23 b. For the 12 month period ending on June 30, 1989,
24 the "benefit reserve for fund building" shall be the
25 sum of:

26 i. 8/104ths of the total benefits paid from

1 July 1, 1988 through December 31, 1988, plus

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

4 c. For the 12 month period ending on June 30, 1990,
5 the "benefit reserve for fund building" shall be
6 4/108ths of the total benefits paid from July 1, 1989
7 through December 31, 1989.

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

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

16 D. Notwithstanding the provisions of subsection C, the
17 adjusted state experience factor:

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

19 2. Shall not be less than 75 percent nor greater than
20 135 percent for calendar years 1989 through 2003; and
21 shall not be less than 75% nor greater than 150% for
22 calendar year 2004 and each calendar year thereafter, not
23 counting any increase pursuant to subsection D-1, D-2, or
24 D-3;

25 3. Shall not be decreased by more than 5 percent
26 absolute for any calendar year, beginning in calendar year

1 1989 and through calendar year 1992, by more than 6%
2 absolute for calendar years 1993 through 1995, by more
3 than 10% absolute for calendar years 1999 through 2003 and
4 by more than 12% absolute for calendar year 2004 and each
5 calendar year thereafter, from the adjusted state
6 experience factor of the calendar year preceding the
7 calendar year for which the adjusted state experience
8 factor is being determined;

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

17 5. Shall be 100% for calendar years 1996, 1997, and
18 1998.

19 D-1. The adjusted state experience factor for each of
20 calendar years 2013 through 2015 shall be increased by 5%
21 absolute above the adjusted state experience factor as
22 calculated without regard to this subsection. The adjusted
23 state experience factor for each of calendar years 2016
24 through 2018 shall be increased by 6% absolute above the
25 adjusted state experience factor as calculated without regard
26 to this subsection. The increase in the adjusted state

1 experience factor for calendar year 2018 pursuant to this
2 subsection shall not be counted for purposes of applying
3 paragraph 3 or 4 of subsection D to the calculation of the
4 adjusted state experience factor for calendar year 2019.

5 D-2. (Blank).

6 D-3. The adjusted state experience factor for the portion
7 of calendar year 2022 beginning July 3, 2022 shall be
8 increased by 16% absolute above the adjusted state experience
9 factor as calculated without regard to this subsection. The
10 increase in the adjusted state experience factor for the
11 portion of calendar year 2022 beginning July 3, 2022 pursuant
12 to this subsection shall not be counted for purposes of
13 applying paragraph 3 or 4 of subsection D to the calculation of
14 the adjusted state experience factor for calendar year 2023.

15 E. The amount standing to the credit of this State's
16 account in the unemployment trust fund as of June 30 shall be
17 deemed to include as part thereof (a) any amount receivable on
18 that date from any Federal governmental agency, or as a
19 payment in lieu of contributions under the provisions of
20 Sections 1403 and 1405 B and paragraph 2 of Section 302C, in
21 reimbursement of benefits paid to individuals, and (b) amounts
22 credited by the Secretary of the Treasury of the United States
23 to this State's account in the unemployment trust fund
24 pursuant to Section 903 of the Federal Social Security Act, as
25 amended, including any such amounts which have been
26 appropriated by the General Assembly in accordance with the

1 provisions of Section 2100 B for expenses of administration,
2 except any amounts which have been obligated on or before that
3 date pursuant to such appropriation.

4 (Source: P.A. 100-568, eff. 12-15-17; 101-423, eff. 1-1-20;
5 101-633, eff. 6-5-20.)

6 (820 ILCS 405/1506.6)

7 Sec. 1506.6. Surcharge; specified period. For each
8 employer whose contribution rate for calendar year 2022 is
9 determined pursuant to Section 1500 or 1506.1, in addition to
10 the contribution rate established pursuant to Section 1506.3,
11 for the portion of calendar year 2022 beginning July 3, 2022,
12 an additional surcharge of 0.325% shall be added to the
13 contribution rate. The surcharge established by this Section
14 shall be due at the same time as other contributions with
15 respect to the quarter are due, as provided in Section 1400.
16 Payments attributable to the surcharge established pursuant to
17 this Section shall be contributions and deposited into the
18 clearing account.

19 (Source: P.A. 100-568, eff. 12-15-17; 101-423, eff. 1-1-20;
20 101-633, eff. 6-5-20.)

21 Section 995. No acceleration or delay. Where this Act
22 makes changes in a statute that is represented in this Act by
23 text that is not yet or no longer in effect (for example, a
24 Section represented by multiple versions), the use of that

1 text does not accelerate or delay the taking effect of (i) the
2 changes made by this Act or (ii) provisions derived from any
3 other Public Act.

4 Section 999. Effective date. This Act takes effect upon
5 becoming law.".