

1 AN ACT concerning State government.

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

4 Section 10. The Civil Administrative Code of Illinois is
5 amended by changing Section 5-200 as follows:

6 (20 ILCS 5/5-200) (was 20 ILCS 5/7.11)

7 Sec. 5-200. Director of Aging. The Director of Aging shall
8 be a senior citizen, as that term is defined in the Illinois
9 Act on the Aging, who has sufficient experience in providing
10 services to the aging or shall be an individual who has actual
11 experience in providing services to senior citizens.

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

13 Section 25. The Illinois Act on the Aging is amended by
14 changing Section 7.01 as follows:

15 (20 ILCS 105/7.01) (from Ch. 23, par. 6107.01)

16 Sec. 7.01. The Council shall consist of 31 voting members,
17 including: two Senators appointed by the President of the
18 Senate; two Senators appointed by the Senate Minority Leader;
19 two Representatives appointed by the Speaker of the House of
20 Representatives; two Representatives appointed by the House
21 Minority Leader; and twenty three citizen members, at least

1 sixteen of whom shall be senior citizens or have actual
2 experience in providing services to senior citizens. Of the
3 citizen members, at least 7 shall represent underrepresented
4 communities as follows:

5 (1) one member who is a lesbian, gay, bisexual, or
6 queer individual;

7 (2) one member who is a transgender or
8 gender-expansive individual;

9 (3) one member who is a person living with HIV;

10 (4) one member who is an African-American or Black
11 individual;

12 (5) one member who is a Hispanic or Latino individual;

13 (6) one member who is an Asian-American or Pacific
14 Islander individual; and

15 (7) one member who is an ethnically diverse
16 individual.

17 (Source: P.A. 102-885, eff. 5-16-22.)

18 Section 30. The Department of Central Management Services
19 Law of the Civil Administrative Code of Illinois is amended by
20 changing Section 405-413 as follows:

21 (20 ILCS 405/405-413)

22 Sec. 405-413. Geographic consolidation of State employment
23 positions.

24 (a) Notwithstanding any other law to the contrary, it is

1 ~~recognized that the Director of Central Management Services,~~
2 ~~working in consultation with the Director of any affected~~
3 ~~State agency, shall direct the relocation to Sangamon County~~
4 is the preferred location of all State employment positions
5 under the Personnel Code that are not required by their nature
6 or function to be located in a specific geographic area.

7 (b) (Blank). ~~Notwithstanding any other law to the~~
8 ~~contrary, the Director of Central Management Services, working~~
9 ~~in consultation with the Director of any affected State~~
10 ~~agency, shall direct all new State employment positions which~~
11 ~~may be created under the Personnel Code, and which are not~~
12 ~~required by their nature or function to be located in a~~
13 ~~specific geographic area, to be located in Sangamon County.~~

14 (c) The Director shall determine a geographic location for
15 each State employment position taking into consideration a
16 variety of factors, including, but not limited to, and, if it
17 ~~is other than Sangamon County, the reason for it to be in that~~
18 ~~geographic location. In determining whether to locate or~~
19 ~~relocate a State employment position to Sangamon County, the~~
20 ~~Director shall consult the Director of any affected State~~
21 ~~agency as to whether~~ the nature or function of a position,
22 whether the position is well-suited for telework or a similar
23 arrangement, where a diverse and equitable applicant pool
24 exists, the preference for State employment positions to be
25 located in Sangamon County, and other similar factors that
26 should determine the geographic location of a State employment

1 ~~position. requires it to be located in a specific geographic~~
2 ~~area of the State. If no such geographic necessity exists,~~
3 ~~that position shall be located or relocated to Sangamon~~
4 ~~County.~~

5 (d) The rights of employees and the State and its agencies
6 under the Personnel Code and applicable collective bargaining
7 agreements with respect to the relocation of current State
8 employee position holders shall not be affected by the
9 provisions of this Section. ~~The provisions of this Section~~
10 ~~regarding location or relocation of a position to Sangamon~~
11 ~~County shall apply only to State employment positions that~~
12 ~~become vacant or are created on or after the effective date of~~
13 ~~this amendatory Act of the 100th General Assembly.~~

14 (e) The provisions of this Section do not apply to: (1) any
15 office of the legislative or judicial branch; (2) Statewide
16 offices under the jurisdiction of any executive branch
17 constitutional officer other than the Governor; or (3) persons
18 employed directly by the Office of the Governor. This Section
19 does apply to departments and agencies of State government
20 under the jurisdiction of the Governor other than persons
21 employed directly by the Office of the Governor.

22 (Source: P.A. 100-742, eff. 8-9-18.)

23 Section 45. The Department of Public Health Powers and
24 Duties Law of the Civil Administrative Code of Illinois is
25 amended by changing Section 2310-347 as follows:

1 (20 ILCS 2310/2310-347)

2 Sec. 2310-347. The Carolyn Adams Ticket For The Cure
3 Board.

4 (a) The Carolyn Adams Ticket For The Cure Board is created
5 as an advisory board within the Department. Until 30 days
6 after the effective date of this amendatory Act of the 97th
7 General Assembly, the Board may consist of 10 members as
8 follows: 2 members appointed by the President of the Senate; 2
9 members appointed by the Minority Leader of the Senate; 2
10 members appointed by the Speaker of the House of
11 Representatives; 2 members appointed by the Minority Leader of
12 the House of Representatives; and 2 members appointed by the
13 Governor with the advice and consent of the Senate, one of whom
14 shall be designated as chair of the Board at the time of
15 appointment.

16 (a-5) Notwithstanding any provision of this Article to the
17 contrary, the term of office of each current Board member ends
18 30 days after the effective date of this amendatory Act of the
19 97th General Assembly or when his or her successor is
20 appointed and qualified, whichever occurs sooner. No later
21 than 30 days after the effective date of this amendatory Act of
22 the 97th General Assembly, the Board shall consist of 10 newly
23 appointed members. Four of the Board members shall be members
24 of the General Assembly and appointed as follows: one member
25 appointed by the President of the Senate; one member appointed

1 by the Minority Leader of the Senate; one member appointed by
2 the Speaker of the House of Representatives; and one member
3 appointed by the Minority Leader of the House of
4 Representatives.

5 Six of the Board members shall be appointed by the
6 Director of the Department of Public Health, who shall
7 designate one of these appointed members as chair of the Board
8 at the time of his or her appointment. These 6 members
9 appointed by the Director shall reflect the population with
10 regard to ethnic, racial, and geographical composition and
11 shall include the following individuals: one breast cancer
12 survivor; one physician specializing in breast cancer or
13 related medical issues; one breast cancer researcher; one
14 representative from a breast cancer organization; one
15 individual who operates a patient navigation program at a
16 major hospital or health system; and one breast cancer
17 professional that may include, but not be limited to, a
18 genetics counselor, a social worker, a dietitian, an occupational
19 therapist, or a nurse.

20 A Board member whose term has expired may continue to
21 serve until a successor is appointed. ~~A Board member who is not~~
22 ~~a member of the General Assembly may serve 2 consecutive~~
23 ~~3-year terms and shall not be reappointed for 3 years after the~~
24 ~~completion of those consecutive terms.~~

25 (b) Board members shall serve without compensation but may
26 be reimbursed for their reasonable travel expenses incurred in

1 performing their duties from funds available for that purpose.
2 The Department shall provide staff and administrative support
3 services to the Board.

4 (c) The Board may advise:

5 (i) the Department of Revenue in designing and
6 promoting the Carolyn Adams Ticket For The Cure special
7 instant scratch-off lottery game;

8 (ii) the Department in reviewing grant applications;
9 and

10 (iii) the Director on the final award of grants from
11 amounts appropriated from the Carolyn Adams Ticket For The
12 Cure Grant Fund, to public or private entities in Illinois
13 that reflect the population with regard to ethnic, racial,
14 and geographic ~~geographical~~ composition for the purpose of
15 funding breast cancer research and supportive services for
16 breast cancer survivors and those impacted by breast
17 cancer and breast cancer education. In awarding grants,
18 the Department shall consider criteria that includes, but
19 is not limited to, projects and initiatives that address
20 disparities in incidence and mortality rates of breast
21 cancer, based on data from the Illinois Cancer Registry,
22 and populations facing barriers to care in accordance with
23 Section 21.5 of the Illinois Lottery Law.

24 (c-5) The Department shall submit a report to the Governor
25 and the General Assembly by December 31 of each year. The
26 report shall provide a summary of the Carolyn Adams Ticket for

1 the Cure lottery ticket sales, grants awarded, and the
2 accomplishments of the grantees.

3 (d) The Board is discontinued on June 30, 2027.

4 (Source: P.A. 99-917, eff. 12-30-16.)

5 Section 55. The Illinois Criminal Justice Information Act
6 is amended by changing Section 4 as follows:

7 (20 ILCS 3930/4) (from Ch. 38, par. 210-4)

8 Sec. 4. Illinois Criminal Justice Information Authority;
9 creation, membership, and meetings. There is created an
10 Illinois Criminal Justice Information Authority consisting of
11 25 members. The membership of the Authority shall consist of:

12 (1) the Illinois Attorney General, or the Illinois
13 Attorney General's his or her designee;

14 (2) the Director of Corrections or the Director's
15 designee;

16 (3) the Director of the Illinois State Police or the
17 Director's designee;

18 (4) the Director of Public Health or the Director's
19 designee;

20 (5) the Director of Children and Family Services or
21 the Director's designee;

22 (6) the Sheriff of Cook County or the Sheriff's
23 designee;

24 (7) the State's Attorney of Cook County or the State's

1 Attorney's designee;

2 (8) the clerk of the circuit court of Cook County or
3 the clerk's designee;

4 (9) the President of the Cook County Board of
5 Commissioners or the President's designee;

6 (10) the Superintendent of the Chicago Police
7 Department or the Superintendent's designee;

8 (11) the Director of the Office of the State's
9 Attorneys Appellate Prosecutor or the Director's
10 designee;

11 (12) the Executive Director of the Illinois Law
12 Enforcement Training Standards Board or the Executive
13 Director's designee;

14 (13) the State Appellate Defender or the State
15 Appellate Defender's designee;

16 (14) the Public Defender of Cook County or the Public
17 Defender's designee; and

18 (15) the following additional members, each of whom
19 shall be appointed by the Governor:

20 (A) a circuit court clerk;

21 (B) a sheriff;

22 (C) a State's Attorney of a county other than
23 Cook;

24 (D) a Public Defender of a county other than
25 Cook;

26 (E) a chief of police; and

1 (F) 6 members of the general public.

2 Members appointed on and after the effective date of this
3 amendatory Act of the 98th General Assembly shall be confirmed
4 by the Senate.

5 The Governor from time to time shall designate a Chairman
6 of the Authority from the membership. All members of the
7 Authority appointed by the Governor shall serve at the
8 pleasure of the Governor for a term not to exceed 4 years. The
9 initial appointed members of the Authority shall serve from
10 January, 1983 until the third Monday in January, 1987 or until
11 their successors are appointed.

12 The Authority shall meet at least quarterly, and all
13 meetings of the Authority shall be called by the Chairman.

14 (Source: P.A. 102-538, eff. 8-20-21.)

15 Section 60. The Blue-Ribbon Commission on Transportation
16 Infrastructure and Policy Act is amended by changing Sections
17 10, 15, 25, and 30 as follows:

18 (20 ILCS 4116/10)

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

20 Sec. 10. Commission created.

21 (a) The Blue-Ribbon Commission on Transportation
22 Infrastructure Funding and Policy is created within the
23 Department of Transportation consisting of members appointed
24 as follows:

1 (1) Four members of the House of Representatives, with
2 2 to be appointed by the Speaker of the House of
3 Representatives and 2 to be appointed by the Minority
4 Leader of the House of Representatives.

5 (2) Four members of the Senate, with 2 to be appointed
6 by the President of the Senate and 2 to be appointed by the
7 Minority Leader of the Senate.

8 (3) Eight members appointed by the Governor with the
9 advice and consent of the Senate.

10 (4) The chair of the Commission to be appointed by the
11 Governor from among his 8 appointments.

12 (b) Members shall have expertise, knowledge, or experience
13 in transportation infrastructure development, construction,
14 workforce, or policy. Members shall also represent a diverse
15 set of sectors, including the labor, engineering,
16 construction, transit, active transportation, rail, air, or
17 other sectors, and shall include participants of the
18 Disadvantaged Business Enterprise Program. No more than 2
19 appointees shall be members of the same sector.

20 (c) Members shall represent geographically diverse regions
21 of the State.

22 (d) Members shall be appointed by January 31, 2023 ~~May 31,~~
23 ~~2022~~.

24 (Source: P.A. 102-988, eff. 5-27-22.)

25 (20 ILCS 4116/15)

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

2 Sec. 15. Meetings. The Commission shall hold its first
3 meeting by February 15, 2023 ~~within 2 months from the~~
4 ~~effective date of this Act.~~ The Commission may conduct
5 meetings at such places and at such times as it may deem
6 necessary or convenient to enable it to exercise fully and
7 effectively its powers, perform its duties, and accomplish its
8 objectives and purposes.

9 (Source: P.A. 102-988, eff. 5-27-22.)

10 (20 ILCS 4116/25)

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

12 Sec. 25. Report. The Commission shall direct the Illinois
13 Department of Transportation to enter into a contract with a
14 third party to assist the Commission in producing a document
15 that evaluates the topics under this Act and outline formal
16 recommendations that can be acted upon by the General
17 Assembly. The Commission shall report a summary of its
18 activities and produce a final report of the data, findings,
19 and recommendations to the General Assembly by September 15,
20 2023 ~~January 31, 2023~~. The final report shall include
21 specific, actionable recommendations for legislation and
22 organizational adjustments. The final report may include
23 recommendations for pilot programs to test alternatives. The
24 final report and recommendations shall also include any
25 minority and individual views of task force members.

1 (Source: P.A. 102-988, eff. 5-27-22.)

2 (20 ILCS 4116/30)

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

4 Sec. 30. Repeal. This Commission is dissolved, and this
5 Act is repealed, on September 30, 2023 ~~February 1, 2023~~.

6 (Source: P.A. 102-988, eff. 5-27-22.)

7 Section 65. The Renewable Energy Component Recycling Task
8 Force Act is amended by changing Section 10 as follows:

9 (20 ILCS 4118/10)

10 (Section scheduled to be repealed on December 31, 2025)

11 Sec. 10. The Renewable Energy Component Recycling Task
12 Force.

13 (a) The Renewable Energy Component Recycling Task Force,
14 hereinafter referred to as the REC Recycling Task Force, is
15 hereby established.

16 (b) The REC Recycling Task Force shall consist of the
17 following members:

18 (1) The Director of the Environmental Protection
19 Agency or his or her designee;

20 (2) The Chair of the Illinois Commerce Commission or
21 his or her designee;

22 (3) The Director of the Illinois Power Agency or his
23 or her designee;

1 (4) Four members appointed by the Governor, including
2 one representing a solid waste disposal organization, one
3 representing a renewable energy organization, and one
4 representing an environmental advocacy organization;

5 (5) Two members appointed by the President of the
6 Senate, ~~one representing a solid waste disposal~~
7 ~~organization and one representing a renewable energy~~
8 ~~organization;~~

9 (6) Two members appointed by the Minority Leader of
10 the Senate, ~~one representing a solid waste disposal~~
11 ~~organization and one representing a renewable energy~~
12 ~~organization;~~

13 (7) Two members appointed by the Speaker of the House
14 of Representatives, ~~one representing a solid waste~~
15 ~~disposal organization and one representing a renewable~~
16 ~~energy organization;~~ and

17 (8) Two members appointed by the Minority Leader of
18 the House of Representatives, ~~one representing a solid~~
19 ~~waste disposal organization and one representing a~~
20 ~~renewable energy organization.~~

21 (c) The REC Recycling Task Force shall meet at the call of
22 the Chair at least quarterly to fulfill its duties under this
23 Act. At the first meeting of the REC Recycling Task Force, the
24 Task Force shall elect from among its members a Chair and such
25 other officers as it may choose.

26 (d) The Environmental Protection Agency shall coordinate

1 meetings for and provide other logistical assistance to the
2 REC Recycling Task Force. The Agency may, upon request by the
3 Task Force, arrange to have outside experts provide research
4 assistance, technical support, and assistance in the
5 preparation of reports for the REC Recycling Task Force.
6 Notwithstanding any law to the contrary, the Environmental
7 Protection Agency may use moneys from the Solid Waste
8 Management Fund to fulfill its obligations under this Section,
9 including any obligation it may have to arrange to have
10 outside experts provide support and assistance to the Task
11 Force pursuant to this subsection.

12 (e) Members of the REC Recycling Task Force shall serve
13 without compensation, but the Task Force may, within the
14 limits of any funds appropriated or otherwise made available
15 to it, reimburse its members for actual and necessary expenses
16 incurred in the discharge of their Task Force duties.

17 (Source: P.A. 102-1025, eff. 5-27-22.)

18 Section 70. The Illinois Indian American Advisory Council
19 Act is amended by changing Section 1, 5, 10, 15, 20, and 25 as
20 follows:

21 (20 ILCS 4120/1)

22 Sec. 1. Short title. This Act may be cited as the Illinois
23 South Asian ~~Indian~~ American Advisory Council Act.

24 (Source: P.A. 102-1058, eff. 1-1-23.)

1 (20 ILCS 4120/5)

2 Sec. 5. Definitions. As used in this Act:

3 "South Asian" ~~"Indian"~~ means a person descended from any
4 of the countries of the South Asian subcontinent ~~that are not~~
5 ~~primarily Muslim in character, including India, Bhutan, Nepal,~~
6 ~~and Sri Lanka.~~

7 "Council" means the Illinois South Asian ~~Indian~~ American
8 Advisory Council created by this Act.

9 (Source: P.A. 102-1058, eff. 1-1-23.)

10 (20 ILCS 4120/10)

11 Sec. 10. Illinois South Asian ~~Indian~~ American Advisory
12 Council. There is hereby created the Illinois South Asian
13 ~~Indian~~ American Advisory Council. The purpose of the Council
14 is to advise the Governor and the General Assembly on policy
15 issues impacting South Asian ~~Indian~~ Americans and immigrants;
16 to advance the role and civic participation of South Asian
17 ~~Indian~~ Americans in this State; to enhance trade and
18 cooperation between South Asian ~~Indian-majority~~ countries and
19 this State; and, in cooperation with State agencies, boards,
20 and commissions, to build relationships with and disseminate
21 information to South Asian ~~Indian~~ American and immigrant
22 communities across this State.

23 (Source: P.A. 102-1058, eff. 1-1-23.)

1 (20 ILCS 4120/15)

2 Sec. 15. Council members.

3 (a) The Council shall consist of 21 voting members. The
4 Governor shall appoint one voting member, who shall act as the
5 chairperson of the Council and serve as the representative of
6 the Office of the Governor. The Governor, the President of the
7 Senate, the Speaker of the House of Representatives, the
8 Minority Leader of the Senate, and the Minority Leader of the
9 House of Representatives shall each appoint 4 members of the
10 public to the Council, who shall also serve as voting members.

11 (b) Appointing authorities shall ensure, to the maximum
12 extent practicable, that the Council is diverse with respect
13 to race, ethnicity, age, gender, faith, sexual orientation,
14 language, country of origin, and geography.

15 (c) Appointments to the Council shall be persons of
16 recognized ability and experience in one or more of the
17 following areas: higher education, business, international
18 trade, law, social services, human services, immigration,
19 refugee services, community development, or health care.

20 (d) Appointed members of the Council shall serve 2-year
21 terms. A member shall serve until his or her successor shall be
22 appointed. Members of the Council shall not be entitled to
23 compensation for their services as members.

24 (e) The following officials shall serve as ex officio,
25 nonvoting members of the Council: the Deputy Director of the
26 Office of Trade and Investment within the Department of

1 Commerce and Economic Opportunity, or his or her designee, and
2 the Chief of the Bureau of Refugee and Immigrant Services
3 within the Department of Human Services, or his or her
4 designee.

5 The following State agencies shall also each appoint a
6 liaison to serve as an ex officio, nonvoting member ~~members~~ of
7 the Council: the Department of Commerce and Economic
8 Opportunity, the Department of Financial and Professional
9 Regulation, the Department of Human Services, the Department
10 on Aging, the Department of Children and Family Services, the
11 Department of Healthcare and Family Services, the Department
12 of Public Health, the Department of Central Management
13 Services, the Illinois State Board of Education, the Illinois
14 Board of Higher Education, and the Illinois Community College
15 Board.

16 (f) The Council may establish committees that address
17 certain issues, including, but not limited to, communications,
18 economic development, and legislative affairs.

19 (g) (Blank). ~~The Office of the Governor shall provide~~
20 ~~administrative and technical support to the Council, including~~
21 ~~a staff member to serve as ethics officer.~~

22 (Source: P.A. 102-1058, eff. 1-1-23; revised 12-16-22.)

23 (20 ILCS 4120/20)

24 Sec. 20. Meetings. The Council shall meet at least once
25 per ~~each~~ calendar quarter. In addition, the Council may hold

1 up to 2 public hearings annually to assist in the development
2 of policy recommendations to the Governor and the General
3 Assembly. All meetings of the Council shall be conducted in
4 accordance with the Open Meetings Act. Eleven members of the
5 Council shall constitute a quorum.

6 (Source: P.A. 102-1058, eff. 1-1-23; revised 12-16-22.)

7 (20 ILCS 4120/25)

8 Sec. 25. Reports.

9 (a) The Council shall issue semi-annual reports on its
10 policy recommendations to the Governor and the General
11 Assembly by June 30th and December 31st of each year.

12 (b) The reports on policy recommendations shall focus on,
13 but are not limited to, the following: (i) policy issues
14 impacting South Asian ~~Indian~~-Americans and immigrants; (ii)
15 advancement of the role and civic participation of South Asian
16 ~~Indian~~ Americans in this State; (iii) enhancement of trade and
17 cooperation between South Asian ~~Indian majority~~ countries and
18 this State; and (iv) building relationships with and
19 disseminating information to, in cooperation with State
20 agencies, boards, and commissions, South Asian ~~Indian~~ American
21 and immigrant communities across this State.

22 (Source: P.A. 102-1058, eff. 1-1-23.)

23 Section 75. The Hydrogen Economy Act is amended by
24 changing Section 95 as follows:

1 (20 ILCS 4122/95)

2 (Section scheduled to be repealed on June 1, 2023)

3 Sec. 95. Repealer. This Act is repealed on June 1, 2026
4 ~~2023~~.

5 (Source: P.A. 102-1086, eff. 6-10-22.)

6 Section 80. The Human Trafficking Task Force Act is
7 amended by changing Section 5 as follows:

8 (20 ILCS 5086/5)

9 (Section scheduled to be repealed on July 1, 2024)

10 Sec. 5. Human Trafficking Task Force created.

11 (a) There is created the Human Trafficking Task Force to
12 address the growing problem of human trafficking across this
13 State. The Human Trafficking Task Force shall consist of the
14 following persons:

15 (1) five ~~three~~ members of the House of
16 Representatives, appointed by the Speaker of the House of
17 Representatives;

18 (2) five ~~three~~ members of the House of
19 Representatives, appointed by the Minority Leader of the
20 House of Representatives;

21 (3) five ~~three~~ members of the Senate, appointed by the
22 President of the Senate;

23 (4) five ~~three~~ members of the Senate, appointed by the

1 Minority Leader of the Senate;

2 (5) one representative of the Cook County Human
3 Trafficking Task Force, appointed by the Governor; and

4 (6) one representative of the Central Illinois Human
5 Trafficking Task Force, appointed by the Governor.

6 (b) The Task Force shall include the following ex officio
7 members:

8 (1) the Director of the Illinois State Police, or his
9 or her designee;

10 (2) the Director of the Department of Children and
11 Family Services, or his or her designee;

12 (3) the Secretary of the Department of Human Services,
13 or his or her designee; and

14 (4) the Director of the Department of Healthcare and
15 Family Services, or his or her designee.

16 (c) Members of the Human Trafficking Task Force shall
17 serve without compensation.

18 (Source: P.A. 102-323, eff. 8-6-21.)

19 Section 85. The Illinois Muslim American Advisory Council
20 Act is amended by changing Section 20 as follows:

21 (20 ILCS 5110/20)

22 Sec. 20. Council members.

23 (a) The Council shall consist of 21 members. The Governor
24 shall appoint one member to be the representative of the

1 Office of the Governor. The Governor, the President of the
2 Senate, the Speaker of the House of Representatives, the
3 Minority Leader of the Senate, and the Minority Leader of the
4 House of Representatives shall also each appoint 4 public
5 members to the Council. The Governor shall select the
6 chairperson of the Council from among the members.

7 (b) Appointing authorities shall ensure, to the maximum
8 extent practicable, that the Council is diverse with respect
9 to race, ethnicity, age, gender, and geography.

10 (c) Appointments to the Council shall be persons of
11 recognized ability and experience in one or more of the
12 following areas: higher education, business, international
13 trade, law, social services, human services, immigration,
14 refugee services, community development, or healthcare.

15 (d) Members of the Council shall serve 2-year terms. A
16 member shall serve until his or her successor shall be
17 appointed. Members of the Council shall not be entitled to
18 compensation for their services as members.

19 (e) The following officials shall serve as ex officio
20 ~~ex-officio~~ members: the Deputy Director of the Office of Trade
21 and Investment within the Department of Commerce and Economic
22 Opportunity, or his or her designee, and the Chief of the
23 Bureau of Refugee and Immigrant Services within the Department
24 of Human Services, or his or her designee. In addition, the
25 Department on Aging, the Department of Children and Family
26 Services, the Department of Healthcare and Family Services,

1 the Department of Public Health, the Department of Central
2 Management Services, the Board of Education, the Board of
3 Higher Education, and the Community College Board shall each
4 appoint a liaison to serve as an ex officio ~~ex-officio~~ member
5 of the Council.

6 (f) The Council may establish committees that address
7 certain issues, including, but not limited to, communications,
8 economic development, and legislative affairs.

9 (g) (Blank). ~~The Office of the Governor shall provide~~
10 ~~administrative and technical support to the Council, including~~
11 ~~a staff member to serve as ethics officer.~~

12 (Source: P.A. 100-459, eff. 8-25-17.)

13 Section 90. The Metropolitan Pier and Exposition Authority
14 Act is amended by changing Section 14 as follows:

15 (70 ILCS 210/14) (from Ch. 85, par. 1234)

16 Sec. 14. Board; compensation. The governing and
17 administrative body of the Authority shall be a board known as
18 the Metropolitan Pier and Exposition Board. On the effective
19 date of this amendatory Act of the 96th General Assembly, the
20 Trustee shall assume the duties and powers of the Board for a
21 period of 18 months or until the Board is fully constituted,
22 whichever is later. Any action requiring Board approval shall
23 be deemed approved by the Board if the Trustee approves the
24 action in accordance with Section 14.5. Beginning the first

1 Monday of the month occurring 18 months after the effective
2 date of this amendatory Act of the 96th General Assembly and
3 until the effective date of this amendatory Act of the 102nd
4 General Assembly, the Board shall consist of 9 members. On and
5 after the effective date of this amendatory Act of the 102nd
6 General Assembly, the Board shall consist of 11 members. The
7 Governor shall appoint 5 ~~4~~ members to the Board, subject to the
8 advice and consent of the Senate. The Mayor shall appoint 5 ~~4~~
9 members to the Board. At least one member of the Board shall
10 represent the interests of labor, and at least one member of
11 the Board shall represent the interests of the convention
12 industry. A majority of the members appointed by the Governor
13 and Mayor shall appoint a ninth member to serve as the
14 chairperson until the chairperson's term expires on or after
15 the effective date of this amendatory Act of the 102nd General
16 Assembly, at which time, a majority of the members appointed
17 by the Governor and Mayor shall appoint an eleventh member to
18 serve as the chairperson. The Board shall be fully constituted
19 when a quorum has been appointed. The members of the board
20 shall be individuals of generally recognized ability and
21 integrity. No member of the Board may be (i) an officer or
22 employee of, or a member of a board, commission or authority
23 of, the State, any unit of local government or any school
24 district or (ii) a person who served on the Board prior to the
25 effective date of this amendatory Act of the 96th General
26 Assembly.

1 Of the initial members appointed by the Governor, one
2 shall serve for a term expiring June 1, 2013, one shall serve
3 for a term expiring June 1, 2014, one shall serve for a term
4 expiring June 1, 2015, and one shall serve for a term expiring
5 June 1, 2016, as determined by the Governor. Of the initial
6 members appointed by the Mayor, one shall serve for a term
7 expiring June 1, 2013, one shall serve for a term expiring June
8 1, 2014, one shall serve for a term expiring June 1, 2015, and
9 one shall serve for a term expiring June 1, 2016, as determined
10 by the Mayor. The initial chairperson appointed by the Board
11 shall serve a term for a term expiring June 1, 2015. Additional
12 members of the Board appointed pursuant to this amendatory Act
13 of the 102nd General Assembly shall serve for a term expiring
14 on June 1, 2026. Successors shall be appointed to 4-year
15 terms.

16 Members of the Board shall serve without compensation, but
17 shall be reimbursed for actual expenses incurred by them in
18 the performance of their duties. All members of the Board and
19 employees of the Authority are subject to the Illinois
20 Governmental Ethics Act, in accordance with its terms.

21 (Source: P.A. 102-699, eff. 4-19-22.)

22 Section 95. The Alexander-Cairo Port District Act is
23 amended by changing Sections 95, 100, and 115 as follows:

24 (70 ILCS 1801/95)

1 Sec. 95. Board members. The governing and administrative
2 body of the Port District shall be a Board consisting of 9 ~~7~~
3 members, to be known as the Alexander-Cairo Port District
4 Board. All members of the Board shall be residents of the
5 District, except the member with wetlands mitigation
6 experience and the member with economic development experience
7 do not need to be residents of the District. The members of the
8 Board shall serve without compensation but shall be reimbursed
9 for actual expenses incurred by them in the performance of
10 their duties. However, any member of the Board who is
11 appointed to the office of secretary or treasurer may receive
12 compensation for his or her services as such officer. No
13 member of the Board or employee of the District shall have any
14 private financial interest, profit, or benefit in any
15 contract, work, or business of the District nor in the sale or
16 lease of any property to or from the District.

17 (Source: P.A. 96-1015, eff. 7-8-10.)

18 (70 ILCS 1801/100)

19 Sec. 100. Board appointments; terms. The Governor shall
20 appoint 6 ~~4~~ members of the Board, including one member with
21 wetlands mitigation experience and one member with economic
22 development experience. The member with wetlands mitigation
23 experience and the member with economic development experience
24 do not need to be residents of the District. The ~~the~~ Mayor of
25 the City of Cairo shall appoint one member of the Board, and

1 the chairperson of the Alexander County Board, with the advice
2 and consent of the Alexander County Board, shall appoint 2
3 members of the Board. All initial appointments shall be made
4 within 60 days after this Act takes effect. Of the 4 members
5 initially appointed by the Governor, 2 shall be appointed for
6 initial terms expiring June 1, 2012 and 2 shall be appointed
7 for initial terms expiring June 1, 2013. The term of the member
8 initially appointed by the Mayor shall expire June 1, 2013. Of
9 the 2 members appointed by the Alexander County Board
10 Chairperson, one shall be appointed for an initial term
11 expiring June 1, 2012, and one shall be appointed for an
12 initial term expiring June 1, 2013. Additional members of the
13 Board appointed pursuant to this amendatory Act of the 102nd
14 General Assembly shall serve for a term expiring on June 1,
15 2025. At the expiration of the term of any member, his or her
16 successor shall be appointed by the Governor, Mayor, or
17 Alexander County Board Chairperson in like manner and with
18 like regard to the place of residence of the appointee, as in
19 the case of appointments for the initial terms.

20 After the expiration of initial terms, each successor
21 shall hold office for the term of 3 years beginning the first
22 day of June of the year in which the term of office commences.
23 In the case of a vacancy during the term of office of any
24 member appointed by the Governor, the Governor shall make an
25 appointment for the remainder of the term vacant and until a
26 successor is appointed and qualified. In the case of a vacancy

1 during the term of office of any member appointed by the Mayor,
2 the Mayor shall make an appointment for the remainder of the
3 term vacant and until a successor is appointed and qualified.
4 In the case of a vacancy during the term of office of any
5 member appointed by the Alexander County Board Chairperson,
6 the Alexander County Board Chairperson shall make an
7 appointment for the remainder of the term vacant and until a
8 successor is appointed and qualified. The Governor, Mayor, and
9 Alexander County Board Chairperson shall certify their
10 respective appointments to the Secretary of State. Within 30
11 days after certification of his or her appointment, and before
12 entering upon the duties of his or her office, each member of
13 the Board shall take and subscribe the constitutional oath of
14 office and file it in the office of the Secretary of State.

15 (Source: P.A. 96-1015, eff. 7-8-10.)

16 (70 ILCS 1801/115)

17 Sec. 115. Meetings. Regular meetings of the Board shall be
18 held at least once in each calendar month, the time and place
19 of the meetings to be fixed by the Board. Five ~~Four~~ members of
20 the Board shall constitute a quorum for the transaction of
21 business. All action of the Board shall be by ordinance or
22 resolution and the affirmative vote of at least 5 ~~4~~ members
23 shall be necessary for the adoption of any ordinance or
24 resolution. All such ordinances and resolutions before taking
25 effect shall be approved by the chairperson of the Board, and

1 if he or she approves, the chairperson shall sign the same, and
2 if the chairperson does not approve, the chairperson shall
3 return to the Board with his or her objections in writing at
4 the next regular meeting of the Board occurring after the
5 passage. But in the case the chairperson fails to return any
6 ordinance or resolution with his or her objections within the
7 prescribed time, the chairperson shall be deemed to have
8 approved the ordinance, and it shall take effect accordingly.
9 Upon the return of any ordinance or resolution by the
10 chairperson with his or her objections, the vote shall be
11 reconsidered by the Board, and if, upon reconsideration of the
12 ordinance or resolution, it is passed by the affirmative vote
13 of at least 5 members, it shall go into effect notwithstanding
14 the veto of the chairperson. All ordinances, resolutions, and
15 proceedings of the District and all documents and records in
16 its possession shall be public records, and open to public
17 inspection, except for documents and records that are kept or
18 prepared by the Board for use in negotiations, legal actions,
19 or proceedings to which the District is a party.

20 (Source: P.A. 96-1015, eff. 7-8-10.)

21 Section 100. The Illinois Gambling Act is amended by
22 changing Section 5 as follows:

23 (230 ILCS 10/5) (from Ch. 120, par. 2405)

24 Sec. 5. Gaming Board.

1 (a) (1) There is hereby established the Illinois Gaming
2 Board, which shall have the powers and duties specified in
3 this Act, and all other powers necessary and proper to fully
4 and effectively execute this Act for the purpose of
5 administering, regulating, and enforcing the system of
6 riverboat and casino gambling established by this Act and
7 gaming pursuant to an organization gaming license issued under
8 this Act. Its jurisdiction shall extend under this Act to
9 every person, association, corporation, partnership and trust
10 involved in riverboat and casino gambling operations and
11 gaming pursuant to an organization gaming license issued under
12 this Act in the State of Illinois.

13 (2) The Board shall consist of 5 members to be appointed by
14 the Governor with the advice and consent of the Senate, one of
15 whom shall be designated by the Governor to be chairperson.
16 Each member shall have a reasonable knowledge of the practice,
17 procedure and principles of gambling operations. Each member
18 shall either be a resident of Illinois or shall certify that he
19 or she will become a resident of Illinois before taking
20 office.

21 On and after the effective date of this amendatory Act of
22 the 101st General Assembly, new appointees to the Board must
23 include the following:

24 (A) One member who has received, at a minimum, a
25 bachelor's degree from an accredited school and at least
26 10 years of verifiable experience in the fields of

1 investigation and law enforcement.

2 (B) One member ~~who is a certified public accountant~~
3 with experience in auditing and with knowledge of complex
4 corporate structures and transactions.

5 (C) One member who has 5 years' experience as a
6 principal, senior officer, or director of a company or
7 business with either material responsibility for the daily
8 operations and management of the overall company or
9 business or material responsibility for the policy making
10 of the company or business.

11 (D) One member who is an attorney licensed to practice
12 law in Illinois for at least 5 years.

13 Notwithstanding any provision of this subsection (a), the
14 requirements of subparagraphs (A) through (D) of this
15 paragraph (2) shall not apply to any person reappointed
16 pursuant to paragraph (3).

17 No more than 3 members of the Board may be from the same
18 political party. No Board member shall, within a period of one
19 year immediately preceding nomination, have been employed or
20 received compensation or fees for services from a person or
21 entity, or its parent or affiliate, that has engaged in
22 business with the Board, a licensee, or a licensee under the
23 Illinois Horse Racing Act of 1975. Board members must publicly
24 disclose all prior affiliations with gaming interests,
25 including any compensation, fees, bonuses, salaries, and other
26 reimbursement received from a person or entity, or its parent

1 or affiliate, that has engaged in business with the Board, a
2 licensee, or a licensee under the Illinois Horse Racing Act of
3 1975. This disclosure must be made within 30 days after
4 nomination but prior to confirmation by the Senate and must be
5 made available to the members of the Senate.

6 (3) The terms of office of the Board members shall be 3
7 years, except that the terms of office of the initial Board
8 members appointed pursuant to this Act will commence from the
9 effective date of this Act and run as follows: one for a term
10 ending July 1, 1991, 2 for a term ending July 1, 1992, and 2
11 for a term ending July 1, 1993. Upon the expiration of the
12 foregoing terms, the successors of such members shall serve a
13 term for 3 years and until their successors are appointed and
14 qualified for like terms. Vacancies in the Board shall be
15 filled for the unexpired term in like manner as original
16 appointments. Each member of the Board shall be eligible for
17 reappointment at the discretion of the Governor with the
18 advice and consent of the Senate.

19 (4) Each member of the Board shall receive \$300 for each
20 day the Board meets and for each day the member conducts any
21 hearing pursuant to this Act. Each member of the Board shall
22 also be reimbursed for all actual and necessary expenses and
23 disbursements incurred in the execution of official duties.

24 (5) No person shall be appointed a member of the Board or
25 continue to be a member of the Board who is, or whose spouse,
26 child or parent is, a member of the board of directors of, or a

1 person financially interested in, any gambling operation
2 subject to the jurisdiction of this Board, or any race track,
3 race meeting, racing association or the operations thereof
4 subject to the jurisdiction of the Illinois Racing Board. No
5 Board member shall hold any other public office. No person
6 shall be a member of the Board who is not of good moral
7 character or who has been convicted of, or is under indictment
8 for, a felony under the laws of Illinois or any other state, or
9 the United States.

10 (5.5) No member of the Board shall engage in any political
11 activity. For the purposes of this Section, "political" means
12 any activity in support of or in connection with any campaign
13 for federal, State, or local elective office or any political
14 organization, but does not include activities (i) relating to
15 the support or opposition of any executive, legislative, or
16 administrative action (as those terms are defined in Section 2
17 of the Lobbyist Registration Act), (ii) relating to collective
18 bargaining, or (iii) that are otherwise in furtherance of the
19 person's official State duties or governmental and public
20 service functions.

21 (6) Any member of the Board may be removed by the Governor
22 for neglect of duty, misfeasance, malfeasance, or nonfeasance
23 in office or for engaging in any political activity.

24 (7) Before entering upon the discharge of the duties of
25 his office, each member of the Board shall take an oath that he
26 will faithfully execute the duties of his office according to

1 the laws of the State and the rules and regulations adopted
2 therewith and shall give bond to the State of Illinois,
3 approved by the Governor, in the sum of \$25,000. Every such
4 bond, when duly executed and approved, shall be recorded in
5 the office of the Secretary of State. Whenever the Governor
6 determines that the bond of any member of the Board has become
7 or is likely to become invalid or insufficient, he shall
8 require such member forthwith to renew his bond, which is to be
9 approved by the Governor. Any member of the Board who fails to
10 take oath and give bond within 30 days from the date of his
11 appointment, or who fails to renew his bond within 30 days
12 after it is demanded by the Governor, shall be guilty of
13 neglect of duty and may be removed by the Governor. The cost of
14 any bond given by any member of the Board under this Section
15 shall be taken to be a part of the necessary expenses of the
16 Board.

17 (7.5) For the examination of all mechanical,
18 electromechanical, or electronic table games, slot machines,
19 slot accounting systems, sports wagering systems, and other
20 electronic gaming equipment, and the field inspection of such
21 systems, games, and machines, for compliance with this Act,
22 the Board shall utilize the services of independent outside
23 testing laboratories that have been accredited in accordance
24 with ISO/IEC 17025 by an accreditation body that is a
25 signatory to the International Laboratory Accreditation
26 Cooperation Mutual Recognition Agreement signifying they are

1 qualified to perform such examinations. Notwithstanding any
2 law to the contrary, the Board shall consider the licensing of
3 independent outside testing laboratory applicants in
4 accordance with procedures established by the Board by rule.
5 The Board shall not withhold its approval of an independent
6 outside testing laboratory license applicant that has been
7 accredited as required under this paragraph (7.5) and is
8 licensed in gaming jurisdictions comparable to Illinois. Upon
9 the finalization of required rules, the Board shall license
10 independent testing laboratories and accept the test reports
11 of any licensed testing laboratory of the system's, game's, or
12 machine manufacturer's choice, notwithstanding the existence
13 of contracts between the Board and any independent testing
14 laboratory.

15 (8) The Board shall employ such personnel as may be
16 necessary to carry out its functions and shall determine the
17 salaries of all personnel, except those personnel whose
18 salaries are determined under the terms of a collective
19 bargaining agreement. No person shall be employed to serve the
20 Board who is, or whose spouse, parent or child is, an official
21 of, or has a financial interest in or financial relation with,
22 any operator engaged in gambling operations within this State
23 or any organization engaged in conducting horse racing within
24 this State. For the one year immediately preceding employment,
25 an employee shall not have been employed or received
26 compensation or fees for services from a person or entity, or

1 its parent or affiliate, that has engaged in business with the
2 Board, a licensee, or a licensee under the Illinois Horse
3 Racing Act of 1975. Any employee violating these prohibitions
4 shall be subject to termination of employment.

5 (9) An Administrator shall perform any and all duties that
6 the Board shall assign him. The salary of the Administrator
7 shall be determined by the Board and, in addition, he shall be
8 reimbursed for all actual and necessary expenses incurred by
9 him in discharge of his official duties. The Administrator
10 shall keep records of all proceedings of the Board and shall
11 preserve all records, books, documents and other papers
12 belonging to the Board or entrusted to its care. The
13 Administrator shall devote his full time to the duties of the
14 office and shall not hold any other office or employment.

15 (b) The Board shall have general responsibility for the
16 implementation of this Act. Its duties include, without
17 limitation, the following:

18 (1) To decide promptly and in reasonable order all
19 license applications. Any party aggrieved by an action of
20 the Board denying, suspending, revoking, restricting or
21 refusing to renew a license may request a hearing before
22 the Board. A request for a hearing must be made to the
23 Board in writing within 5 days after service of notice of
24 the action of the Board. Notice of the action of the Board
25 shall be served either by personal delivery or by
26 certified mail, postage prepaid, to the aggrieved party.

1 Notice served by certified mail shall be deemed complete
2 on the business day following the date of such mailing.
3 The Board shall conduct any such hearings promptly and in
4 reasonable order;

5 (2) To conduct all hearings pertaining to civil
6 violations of this Act or rules and regulations
7 promulgated hereunder;

8 (3) To promulgate such rules and regulations as in its
9 judgment may be necessary to protect or enhance the
10 credibility and integrity of gambling operations
11 authorized by this Act and the regulatory process
12 hereunder;

13 (4) To provide for the establishment and collection of
14 all license and registration fees and taxes imposed by
15 this Act and the rules and regulations issued pursuant
16 hereto. All such fees and taxes shall be deposited into
17 the State Gaming Fund;

18 (5) To provide for the levy and collection of
19 penalties and fines for the violation of provisions of
20 this Act and the rules and regulations promulgated
21 hereunder. All such fines and penalties shall be deposited
22 into the Education Assistance Fund, created by Public Act
23 86-0018, of the State of Illinois;

24 (6) To be present through its inspectors and agents
25 any time gambling operations are conducted on any
26 riverboat, in any casino, or at any organization gaming

1 facility for the purpose of certifying the revenue
2 thereof, receiving complaints from the public, and
3 conducting such other investigations into the conduct of
4 the gambling games and the maintenance of the equipment as
5 from time to time the Board may deem necessary and proper;

6 (7) To review and rule upon any complaint by a
7 licensee regarding any investigative procedures of the
8 State which are unnecessarily disruptive of gambling
9 operations. The need to inspect and investigate shall be
10 presumed at all times. The disruption of a licensee's
11 operations shall be proved by clear and convincing
12 evidence, and establish that: (A) the procedures had no
13 reasonable law enforcement purposes, and (B) the
14 procedures were so disruptive as to unreasonably inhibit
15 gambling operations;

16 (8) To hold at least one meeting each quarter of the
17 fiscal year. In addition, special meetings may be called
18 by the Chairman or any 2 Board members upon 72 hours
19 written notice to each member. All Board meetings shall be
20 subject to the Open Meetings Act. Three members of the
21 Board shall constitute a quorum, and 3 votes shall be
22 required for any final determination by the Board. The
23 Board shall keep a complete and accurate record of all its
24 meetings. A majority of the members of the Board shall
25 constitute a quorum for the transaction of any business,
26 for the performance of any duty, or for the exercise of any

1 power which this Act requires the Board members to
2 transact, perform or exercise en banc, except that, upon
3 order of the Board, one of the Board members or an
4 administrative law judge designated by the Board may
5 conduct any hearing provided for under this Act or by
6 Board rule and may recommend findings and decisions to the
7 Board. The Board member or administrative law judge
8 conducting such hearing shall have all powers and rights
9 granted to the Board in this Act. The record made at the
10 time of the hearing shall be reviewed by the Board, or a
11 majority thereof, and the findings and decision of the
12 majority of the Board shall constitute the order of the
13 Board in such case;

14 (9) To maintain records which are separate and
15 distinct from the records of any other State board or
16 commission. Such records shall be available for public
17 inspection and shall accurately reflect all Board
18 proceedings;

19 (10) To file a written annual report with the Governor
20 on or before July 1 each year and such additional reports
21 as the Governor may request. The annual report shall
22 include a statement of receipts and disbursements by the
23 Board, actions taken by the Board, and any additional
24 information and recommendations which the Board may deem
25 valuable or which the Governor may request;

26 (11) (Blank);

1 (12) (Blank);

2 (13) To assume responsibility for administration and
3 enforcement of the Video Gaming Act;

4 (13.1) To assume responsibility for the administration
5 and enforcement of operations at organization gaming
6 facilities pursuant to this Act and the Illinois Horse
7 Racing Act of 1975;

8 (13.2) To assume responsibility for the administration
9 and enforcement of the Sports Wagering Act; and

10 (14) To adopt, by rule, a code of conduct governing
11 Board members and employees that ensure, to the maximum
12 extent possible, that persons subject to this Code avoid
13 situations, relationships, or associations that may
14 represent or lead to a conflict of interest.

15 Internal controls and changes submitted by licensees must
16 be reviewed and either approved or denied with cause within 90
17 days after receipt of submission is deemed final by the
18 Illinois Gaming Board. In the event an internal control
19 submission or change does not meet the standards set by the
20 Board, staff of the Board must provide technical assistance to
21 the licensee to rectify such deficiencies within 90 days after
22 the initial submission and the revised submission must be
23 reviewed and approved or denied with cause within 90 days
24 after the date the revised submission is deemed final by the
25 Board. For the purposes of this paragraph, "with cause" means
26 that the approval of the submission would jeopardize the

1 integrity of gaming. In the event the Board staff has not acted
2 within the timeframe, the submission shall be deemed approved.

3 (c) The Board shall have jurisdiction over and shall
4 supervise all gambling operations governed by this Act. The
5 Board shall have all powers necessary and proper to fully and
6 effectively execute the provisions of this Act, including, but
7 not limited to, the following:

8 (1) To investigate applicants and determine the
9 eligibility of applicants for licenses and to select among
10 competing applicants the applicants which best serve the
11 interests of the citizens of Illinois.

12 (2) To have jurisdiction and supervision over all
13 riverboat gambling operations authorized under this Act
14 and all persons in places where gambling operations are
15 conducted.

16 (3) To promulgate rules and regulations for the
17 purpose of administering the provisions of this Act and to
18 prescribe rules, regulations and conditions under which
19 all gambling operations subject to this Act shall be
20 conducted. Such rules and regulations are to provide for
21 the prevention of practices detrimental to the public
22 interest and for the best interests of riverboat gambling,
23 including rules and regulations regarding the inspection
24 of organization gaming facilities, casinos, and
25 riverboats, and the review of any permits or licenses
26 necessary to operate a riverboat, casino, or organization

1 gaming facility under any laws or regulations applicable
2 to riverboats, casinos, or organization gaming facilities
3 and to impose penalties for violations thereof.

4 (4) To enter the office, riverboats, casinos,
5 organization gaming facilities, and other facilities, or
6 other places of business of a licensee, where evidence of
7 the compliance or noncompliance with the provisions of
8 this Act is likely to be found.

9 (5) To investigate alleged violations of this Act or
10 the rules of the Board and to take appropriate
11 disciplinary action against a licensee or a holder of an
12 occupational license for a violation, or institute
13 appropriate legal action for enforcement, or both.

14 (6) To adopt standards for the licensing of all
15 persons and entities under this Act, as well as for
16 electronic or mechanical gambling games, and to establish
17 fees for such licenses.

18 (7) To adopt appropriate standards for all
19 organization gaming facilities, riverboats, casinos, and
20 other facilities authorized under this Act.

21 (8) To require that the records, including financial
22 or other statements of any licensee under this Act, shall
23 be kept in such manner as prescribed by the Board and that
24 any such licensee involved in the ownership or management
25 of gambling operations submit to the Board an annual
26 balance sheet and profit and loss statement, list of the

1 stockholders or other persons having a 1% or greater
2 beneficial interest in the gambling activities of each
3 licensee, and any other information the Board deems
4 necessary in order to effectively administer this Act and
5 all rules, regulations, orders and final decisions
6 promulgated under this Act.

7 (9) To conduct hearings, issue subpoenas for the
8 attendance of witnesses and subpoenas duces tecum for the
9 production of books, records and other pertinent documents
10 in accordance with the Illinois Administrative Procedure
11 Act, and to administer oaths and affirmations to the
12 witnesses, when, in the judgment of the Board, it is
13 necessary to administer or enforce this Act or the Board
14 rules.

15 (10) To prescribe a form to be used by any licensee
16 involved in the ownership or management of gambling
17 operations as an application for employment for their
18 employees.

19 (11) To revoke or suspend licenses, as the Board may
20 see fit and in compliance with applicable laws of the
21 State regarding administrative procedures, and to review
22 applications for the renewal of licenses. The Board may
23 suspend an owners license or an organization gaming
24 license without notice or hearing upon a determination
25 that the safety or health of patrons or employees is
26 jeopardized by continuing a gambling operation conducted

1 under that license. The suspension may remain in effect
2 until the Board determines that the cause for suspension
3 has been abated. The Board may revoke an owners license or
4 organization gaming license upon a determination that the
5 licensee has not made satisfactory progress toward abating
6 the hazard.

7 (12) To eject or exclude or authorize the ejection or
8 exclusion of, any person from gambling facilities where
9 that person is in violation of this Act, rules and
10 regulations thereunder, or final orders of the Board, or
11 where such person's conduct or reputation is such that his
12 or her presence within the gambling facilities may, in the
13 opinion of the Board, call into question the honesty and
14 integrity of the gambling operations or interfere with the
15 orderly conduct thereof; provided that the propriety of
16 such ejection or exclusion is subject to subsequent
17 hearing by the Board.

18 (13) To require all licensees of gambling operations
19 to utilize a cashless wagering system whereby all players'
20 money is converted to tokens, electronic cards, or chips
21 which shall be used only for wagering in the gambling
22 establishment.

23 (14) (Blank).

24 (15) To suspend, revoke or restrict licenses, to
25 require the removal of a licensee or an employee of a
26 licensee for a violation of this Act or a Board rule or for

1 engaging in a fraudulent practice, and to impose civil
2 penalties of up to \$5,000 against individuals and up to
3 \$10,000 or an amount equal to the daily gross receipts,
4 whichever is larger, against licensees for each violation
5 of any provision of the Act, any rules adopted by the
6 Board, any order of the Board or any other action which, in
7 the Board's discretion, is a detriment or impediment to
8 gambling operations.

9 (16) To hire employees to gather information, conduct
10 investigations and carry out any other tasks contemplated
11 under this Act.

12 (17) To establish minimum levels of insurance to be
13 maintained by licensees.

14 (18) To authorize a licensee to sell or serve
15 alcoholic liquors, wine or beer as defined in the Liquor
16 Control Act of 1934 on board a riverboat or in a casino and
17 to have exclusive authority to establish the hours for
18 sale and consumption of alcoholic liquor on board a
19 riverboat or in a casino, notwithstanding any provision of
20 the Liquor Control Act of 1934 or any local ordinance, and
21 regardless of whether the riverboat makes excursions. The
22 establishment of the hours for sale and consumption of
23 alcoholic liquor on board a riverboat or in a casino is an
24 exclusive power and function of the State. A home rule
25 unit may not establish the hours for sale and consumption
26 of alcoholic liquor on board a riverboat or in a casino.

1 This subdivision (18) is a denial and limitation of home
2 rule powers and functions under subsection (h) of Section
3 6 of Article VII of the Illinois Constitution.

4 (19) After consultation with the U.S. Army Corps of
5 Engineers, to establish binding emergency orders upon the
6 concurrence of a majority of the members of the Board
7 regarding the navigability of water, relative to
8 excursions, in the event of extreme weather conditions,
9 acts of God or other extreme circumstances.

10 (20) To delegate the execution of any of its powers
11 under this Act for the purpose of administering and
12 enforcing this Act and the rules adopted by the Board.

13 (20.5) To approve any contract entered into on its
14 behalf.

15 (20.6) To appoint investigators to conduct
16 investigations, searches, seizures, arrests, and other
17 duties imposed under this Act, as deemed necessary by the
18 Board. These investigators have and may exercise all of
19 the rights and powers of peace officers, provided that
20 these powers shall be limited to offenses or violations
21 occurring or committed in a casino, in an organization
22 gaming facility, or on a riverboat or dock, as defined in
23 subsections (d) and (f) of Section 4, or as otherwise
24 provided by this Act or any other law.

25 (20.7) To contract with the Illinois State Police for
26 the use of trained and qualified State police officers and

1 with the Department of Revenue for the use of trained and
2 qualified Department of Revenue investigators to conduct
3 investigations, searches, seizures, arrests, and other
4 duties imposed under this Act and to exercise all of the
5 rights and powers of peace officers, provided that the
6 powers of Department of Revenue investigators under this
7 subdivision (20.7) shall be limited to offenses or
8 violations occurring or committed in a casino, in an
9 organization gaming facility, or on a riverboat or dock,
10 as defined in subsections (d) and (f) of Section 4, or as
11 otherwise provided by this Act or any other law. In the
12 event the Illinois State Police or the Department of
13 Revenue is unable to fill contracted police or
14 investigative positions, the Board may appoint
15 investigators to fill those positions pursuant to
16 subdivision (20.6).

17 (21) To adopt rules concerning the conduct of gaming
18 pursuant to an organization gaming license issued under
19 this Act.

20 (22) To have the same jurisdiction and supervision
21 over casinos and organization gaming facilities as the
22 Board has over riverboats, including, but not limited to,
23 the power to (i) investigate, review, and approve
24 contracts as that power is applied to riverboats, (ii)
25 adopt rules for administering the provisions of this Act,
26 (iii) adopt standards for the licensing of all persons

1 involved with a casino or organization gaming facility,
2 (iv) investigate alleged violations of this Act by any
3 person involved with a casino or organization gaming
4 facility, and (v) require that records, including
5 financial or other statements of any casino or
6 organization gaming facility, shall be kept in such manner
7 as prescribed by the Board.

8 (23) To take any other action as may be reasonable or
9 appropriate to enforce this Act and the rules adopted by
10 the Board.

11 (d) The Board may seek and shall receive the cooperation
12 of the Illinois State Police in conducting background
13 investigations of applicants and in fulfilling its
14 responsibilities under this Section. Costs incurred by the
15 Illinois State Police as a result of such cooperation shall be
16 paid by the Board in conformance with the requirements of
17 Section 2605-400 of the Illinois State Police Law.

18 (e) The Board must authorize to each investigator and to
19 any other employee of the Board exercising the powers of a
20 peace officer a distinct badge that, on its face, (i) clearly
21 states that the badge is authorized by the Board and (ii)
22 contains a unique identifying number. No other badge shall be
23 authorized by the Board.

24 (Source: P.A. 101-31, eff. 6-28-19; 102-538, eff. 8-20-21.)

25 Section 105. The Environmental Justice Act is amended by

1 changing Section 10 as follows:

2 (415 ILCS 155/10)

3 Sec. 10. Commission on Environmental Justice.

4 (a) The Commission on Environmental Justice is established
5 and consists of the following 24 voting members:

6 (1) 2 members of the Senate, one appointed by the
7 President of the Senate and the other by the Minority
8 Leader of the Senate, each to serve at the pleasure of the
9 appointing officer;

10 (2) 2 members of the House of Representatives, one
11 appointed by the Speaker of the House of Representatives
12 and the other by the Minority Leader of the House of
13 Representatives, each to serve at the pleasure of the
14 appointing officer;

15 (3) the following ex officio members: the Director of
16 Commerce and Economic Opportunity or his or her designee,
17 the Director of the Environmental Protection Agency or his
18 or her designee, the Director of Natural Resources or his
19 or her designee, the Director of Public Health or his or
20 her designee, the Secretary of Transportation or his or
21 her designee, and a representative of the housing office
22 of the Department of Human Services appointed by the
23 Secretary of Human Services; and

24 (4) 14 members appointed by the Governor who represent
25 the following interests:

1 (i) at least 4 members of affected communities
2 concerned with environmental justice;

3 (ii) at least 2 members of business organizations
4 including one member representing a statewide
5 organization representing manufacturers and one member
6 representing an organization representing the energy
7 sector;

8 (iii) environmental organizations;

9 (iv) experts on environmental health and
10 environmental justice;

11 (v) units of local government;

12 (vi) members of the general public who have an
13 interest or expertise in environmental justice; and

14 (vii) at least 2 members of labor organizations
15 including one member from a statewide labor federation
16 representing more than one international union and one
17 member from an organization representing workers in
18 the energy sector.

19 (b) Of the initial members of the Commission appointed
20 by the Governor, 5 shall serve for a 2-year term and 5
21 shall serve for a 1-year term, as designated by the
22 Governor at the time of appointment. The ~~Thereafter, the~~
23 members appointed by the Governor for terms beginning
24 before the effective date of this amendatory Act of the
25 102nd General Assembly shall serve 2-year terms. Members
26 appointed by the Governor for terms beginning on or after

1 the effective date of this amendatory Act of the 102nd
2 General Assembly shall serve 4-year terms. Vacancies shall
3 be filled in the same manner as appointments. Members of
4 the Commission appointed by the Governor may not receive
5 compensation for their service on the Commission and are
6 not entitled to reimbursement for expenses.

7 (c) The Governor shall designate a Chairperson from among
8 the Commission's members. The Commission shall meet at the
9 call of the Chairperson, but no later than 90 days after the
10 effective date of this Act and at least quarterly thereafter.

11 (d) The Commission shall:

12 (1) advise State entities on environmental justice and
13 related community issues;

14 (2) review and analyze the impact of current State
15 laws and policies on the issue of environmental justice
16 and sustainable communities;

17 (3) assess the adequacy of State and local laws to
18 address the issue of environmental justice and sustainable
19 communities;

20 (4) develop criteria to assess whether communities in
21 the State may be experiencing environmental justice
22 issues; and

23 (5) recommend options to the Governor for addressing
24 issues, concerns, or problems related to environmental
25 justice that surface after reviewing State laws and
26 policies, including prioritizing areas of the State that

1 need immediate attention.

2 (e) On or before October 1, 2011 and each October 1
3 thereafter, the Commission shall report its findings and
4 recommendations to the Governor and General Assembly.

5 (f) The Environmental Protection Agency shall provide
6 administrative and other support to the Commission.

7 (Source: P.A. 99-541, eff. 1-1-17.)

8 Section 110. The Firearm Owners Identification Card Act is
9 amended by changing Section 10 as follows:

10 (430 ILCS 65/10) (from Ch. 38, par. 83-10)

11 Sec. 10. Appeals; hearing; relief from firearm
12 prohibitions.

13 (a) Whenever an application for a Firearm Owner's
14 Identification Card is denied or whenever such a Card is
15 revoked or seized as provided for in Section 8 of this Act, the
16 aggrieved party may (1) file a record challenge with the
17 Director regarding the record upon which the decision to deny
18 or revoke the Firearm Owner's Identification Card was based
19 under subsection (a-5); or (2) appeal to the Director of the
20 Illinois State Police through December 31, 2022, or beginning
21 January 1, 2023, the Firearm Owner's Identification Card
22 Review Board for a hearing seeking relief from such denial or
23 revocation unless the denial or revocation was based upon a
24 forcible felony, stalking, aggravated stalking, domestic

1 battery, any violation of the Illinois Controlled Substances
2 Act, the Methamphetamine Control and Community Protection Act,
3 or the Cannabis Control Act that is classified as a Class 2 or
4 greater felony, any felony violation of Article 24 of the
5 Criminal Code of 1961 or the Criminal Code of 2012, or any
6 adjudication as a delinquent minor for the commission of an
7 offense that if committed by an adult would be a felony, in
8 which case the aggrieved party may petition the circuit court
9 in writing in the county of his or her residence for a hearing
10 seeking relief from such denial or revocation.

11 (a-5) There is created a Firearm Owner's Identification
12 Card Review Board to consider any appeal under subsection (a)
13 beginning January 1, 2023, other than an appeal directed to
14 the circuit court and except when the applicant is challenging
15 the record upon which the decision to deny or revoke was based
16 as provided in subsection (a-10).

17 (0.05) In furtherance of the policy of this Act that
18 the Board shall exercise its powers and duties in an
19 independent manner, subject to the provisions of this Act
20 but free from the direction, control, or influence of any
21 other agency or department of State government. All
22 expenses and liabilities incurred by the Board in the
23 performance of its responsibilities hereunder shall be
24 paid from funds which shall be appropriated to the Board
25 by the General Assembly for the ordinary and contingent
26 expenses of the Board.

1 (1) The Board shall consist of 7 members appointed by
2 the Governor, with the advice and consent of the Senate,
3 with 3 members residing within the First Judicial District
4 and one member residing within each of the 4 remaining
5 Judicial Districts. No more than 4 members shall be
6 members of the same political party. The Governor shall
7 designate one member as the chairperson. The members shall
8 have actual experience in law, education, social work,
9 behavioral sciences, law enforcement, or community affairs
10 or in a combination of those areas. ~~The Board shall~~
11 ~~consist of:~~

12 ~~(A) one member with at least 5 years of service as~~
13 ~~a federal or State judge;~~

14 ~~(B) one member with at least 5 years of experience~~
15 ~~serving as an attorney with the United States~~
16 ~~Department of Justice, or as a State's Attorney or~~
17 ~~Assistant State's Attorney;~~

18 ~~(C) one member with at least 5 years of experience~~
19 ~~serving as a State or federal public defender or~~
20 ~~assistant public defender;~~

21 ~~(D) three members with at least 5 years of~~
22 ~~experience as a federal, State, or local law~~
23 ~~enforcement agent or as an employee with investigative~~
24 ~~experience or duties related to criminal justice under~~
25 ~~the United States Department of Justice, Drug~~
26 ~~Enforcement Administration, Department of Homeland~~

1 ~~Security, Federal Bureau of Investigation, or a State~~
2 ~~or local law enforcement agency; and~~

3 ~~(E) one member with at least 5 years of experience~~
4 ~~as a licensed physician or clinical psychologist with~~
5 ~~expertise in the diagnosis and treatment of mental~~
6 ~~illness.~~

7 (2) The terms of the members initially appointed after
8 January 1, 2022 (the effective date of Public Act 102-237)
9 shall be as follows: one of the initial members shall be
10 appointed for a term of one year, 3 shall be appointed for
11 terms of 2 years, and 3 shall be appointed for terms of 4
12 years. Thereafter, members shall hold office for 4 years,
13 with terms expiring on the second Monday in January
14 immediately following the expiration of their terms and
15 every 4 years thereafter. Members may be reappointed.
16 Vacancies in the office of member shall be filled in the
17 same manner as the original appointment, for the remainder
18 of the unexpired term. The Governor may remove a member
19 for incompetence, neglect of duty, malfeasance, or
20 inability to serve. Members shall receive compensation in
21 an amount equal to the compensation of members of the
22 Executive Ethics Commission and may be reimbursed, from
23 funds appropriated for such a purpose, for reasonable
24 expenses actually incurred in the performance of their
25 Board duties. The Illinois State Police shall designate an
26 employee to serve as Executive Director of the Board and

1 provide logistical and administrative assistance to the
2 Board.

3 (3) The Board shall meet at least quarterly each year
4 and at the call of the chairperson as often as necessary to
5 consider appeals of decisions made with respect to
6 applications for a Firearm Owner's Identification Card
7 under this Act. If necessary to ensure the participation
8 of a member, the Board shall allow a member to participate
9 in a Board meeting by electronic communication. Any member
10 participating electronically shall be deemed present for
11 purposes of establishing a quorum and voting.

12 (4) The Board shall adopt rules for the review of
13 appeals and the conduct of hearings. The Board shall
14 maintain a record of its decisions and all materials
15 considered in making its decisions. All Board decisions
16 and voting records shall be kept confidential and all
17 materials considered by the Board shall be exempt from
18 inspection except upon order of a court.

19 (5) In considering an appeal, the Board shall review
20 the materials received concerning the denial or revocation
21 by the Illinois State Police. By a vote of at least 4
22 members, the Board may request additional information from
23 the Illinois State Police or the applicant or the
24 testimony of the Illinois State Police or the applicant.
25 The Board may require that the applicant submit electronic
26 fingerprints to the Illinois State Police for an updated

1 background check if the Board determines it lacks
2 sufficient information to determine eligibility. The Board
3 may consider information submitted by the Illinois State
4 Police, a law enforcement agency, or the applicant. The
5 Board shall review each denial or revocation and determine
6 by a majority of members whether an applicant should be
7 granted relief under subsection (c).

8 (6) The Board shall by order issue summary decisions.
9 The Board shall issue a decision within 45 days of
10 receiving all completed appeal documents from the Illinois
11 State Police and the applicant. However, the Board need
12 not issue a decision within 45 days if:

13 (A) the Board requests information from the
14 applicant, including, but not limited to, electronic
15 fingerprints to be submitted to the Illinois State
16 Police, in accordance with paragraph (5) of this
17 subsection, in which case the Board shall make a
18 decision within 30 days of receipt of the required
19 information from the applicant;

20 (B) the applicant agrees, in writing, to allow the
21 Board additional time to consider an appeal; or

22 (C) the Board notifies the applicant and the
23 Illinois State Police that the Board needs an
24 additional 30 days to issue a decision. The Board may
25 only issue 2 extensions under this subparagraph (C).
26 The Board's notification to the applicant and the

1 Illinois State Police shall include an explanation for
2 the extension.

3 (7) If the Board determines that the applicant is
4 eligible for relief under subsection (c), the Board shall
5 notify the applicant and the Illinois State Police that
6 relief has been granted and the Illinois State Police
7 shall issue the Card.

8 (8) Meetings of the Board shall not be subject to the
9 Open Meetings Act and records of the Board shall not be
10 subject to the Freedom of Information Act.

11 (9) The Board shall report monthly to the Governor and
12 the General Assembly on the number of appeals received and
13 provide details of the circumstances in which the Board
14 has determined to deny Firearm Owner's Identification
15 Cards under this subsection (a-5). The report shall not
16 contain any identifying information about the applicants.

17 (a-10) Whenever an applicant or cardholder is not seeking
18 relief from a firearms prohibition under subsection (c) but
19 rather does not believe the applicant is appropriately denied
20 or revoked and is challenging the record upon which the
21 decision to deny or revoke the Firearm Owner's Identification
22 Card was based, or whenever the Illinois State Police fails to
23 act on an application within 30 days of its receipt, the
24 applicant shall file such challenge with the Director. The
25 Director shall render a decision within 60 business days of
26 receipt of all information supporting the challenge. The

1 Illinois State Police shall adopt rules for the review of a
2 record challenge.

3 (b) At least 30 days before any hearing in the circuit
4 court, the petitioner shall serve the relevant State's
5 Attorney with a copy of the petition. The State's Attorney may
6 object to the petition and present evidence. At the hearing,
7 the court shall determine whether substantial justice has been
8 done. Should the court determine that substantial justice has
9 not been done, the court shall issue an order directing the
10 Illinois State Police to issue a Card. However, the court
11 shall not issue the order if the petitioner is otherwise
12 prohibited from obtaining, possessing, or using a firearm
13 under federal law.

14 (c) Any person prohibited from possessing a firearm under
15 Sections 24-1.1 or 24-3.1 of the Criminal Code of 2012 or
16 acquiring a Firearm Owner's Identification Card under Section
17 8 of this Act may apply to the Firearm Owner's Identification
18 Card Review Board or petition the circuit court in the county
19 where the petitioner resides, whichever is applicable in
20 accordance with subsection (a) of this Section, requesting
21 relief from such prohibition and the Board or court may grant
22 such relief if it is established by the applicant to the
23 court's or the Board's satisfaction that:

24 (0.05) when in the circuit court, the State's Attorney
25 has been served with a written copy of the petition at
26 least 30 days before any such hearing in the circuit court

1 and at the hearing the State's Attorney was afforded an
2 opportunity to present evidence and object to the
3 petition;

4 (1) the applicant has not been convicted of a forcible
5 felony under the laws of this State or any other
6 jurisdiction within 20 years of the applicant's
7 application for a Firearm Owner's Identification Card, or
8 at least 20 years have passed since the end of any period
9 of imprisonment imposed in relation to that conviction;

10 (2) the circumstances regarding a criminal conviction,
11 where applicable, the applicant's criminal history and his
12 reputation are such that the applicant will not be likely
13 to act in a manner dangerous to public safety;

14 (3) granting relief would not be contrary to the
15 public interest; and

16 (4) granting relief would not be contrary to federal
17 law.

18 (c-5) (1) An active law enforcement officer employed by a
19 unit of government or a Department of Corrections employee
20 authorized to possess firearms who is denied, revoked, or has
21 his or her Firearm Owner's Identification Card seized under
22 subsection (e) of Section 8 of this Act may apply to the
23 Firearm Owner's Identification Card Review Board requesting
24 relief if the officer or employee did not act in a manner
25 threatening to the officer or employee, another person, or the
26 public as determined by the treating clinical psychologist or

1 physician, and as a result of his or her work is referred by
2 the employer for or voluntarily seeks mental health evaluation
3 or treatment by a licensed clinical psychologist,
4 psychiatrist, or qualified examiner, and:

5 (A) the officer or employee has not received treatment
6 involuntarily at a mental health facility, regardless of
7 the length of admission; or has not been voluntarily
8 admitted to a mental health facility for more than 30 days
9 and not for more than one incident within the past 5 years;
10 and

11 (B) the officer or employee has not left the mental
12 institution against medical advice.

13 (2) The Firearm Owner's Identification Card Review Board
14 shall grant expedited relief to active law enforcement
15 officers and employees described in paragraph (1) of this
16 subsection (c-5) upon a determination by the Board that the
17 officer's or employee's possession of a firearm does not
18 present a threat to themselves, others, or public safety. The
19 Board shall act on the request for relief within 30 business
20 days of receipt of:

21 (A) a notarized statement from the officer or employee
22 in the form prescribed by the Board detailing the
23 circumstances that led to the hospitalization;

24 (B) all documentation regarding the admission,
25 evaluation, treatment and discharge from the treating
26 licensed clinical psychologist or psychiatrist of the

1 officer;

2 (C) a psychological fitness for duty evaluation of the
3 person completed after the time of discharge; and

4 (D) written confirmation in the form prescribed by the
5 Board from the treating licensed clinical psychologist or
6 psychiatrist that the provisions set forth in paragraph
7 (1) of this subsection (c-5) have been met, the person
8 successfully completed treatment, and their professional
9 opinion regarding the person's ability to possess
10 firearms.

11 (3) Officers and employees eligible for the expedited
12 relief in paragraph (2) of this subsection (c-5) have the
13 burden of proof on eligibility and must provide all
14 information required. The Board may not consider granting
15 expedited relief until the proof and information is received.

16 (4) "Clinical psychologist", "psychiatrist", and
17 "qualified examiner" shall have the same meaning as provided
18 in Chapter I of the Mental Health and Developmental
19 Disabilities Code.

20 (c-10) (1) An applicant, who is denied, revoked, or has
21 his or her Firearm Owner's Identification Card seized under
22 subsection (e) of Section 8 of this Act based upon a
23 determination of a developmental disability or an intellectual
24 disability may apply to the Firearm Owner's Identification
25 Card Review Board requesting relief.

26 (2) The Board shall act on the request for relief within 60

1 business days of receipt of written certification, in the form
2 prescribed by the Board, from a physician or clinical
3 psychologist, or qualified examiner, that the aggrieved
4 party's developmental disability or intellectual disability
5 condition is determined by a physician, clinical psychologist,
6 or qualified to be mild. If a fact-finding conference is
7 scheduled to obtain additional information concerning the
8 circumstances of the denial or revocation, the 60 business
9 days the Director has to act shall be tolled until the
10 completion of the fact-finding conference.

11 (3) The Board may grant relief if the aggrieved party's
12 developmental disability or intellectual disability is mild as
13 determined by a physician, clinical psychologist, or qualified
14 examiner and it is established by the applicant to the Board's
15 satisfaction that:

16 (A) granting relief would not be contrary to the
17 public interest; and

18 (B) granting relief would not be contrary to federal
19 law.

20 (4) The Board may not grant relief if the condition is
21 determined by a physician, clinical psychologist, or qualified
22 examiner to be moderate, severe, or profound.

23 (5) The changes made to this Section by Public Act 99-29
24 apply to requests for relief pending on or before July 10, 2015
25 (the effective date of Public Act 99-29), except that the
26 60-day period for the Director to act on requests pending

1 before the effective date shall begin on July 10, 2015 (the
2 effective date of Public Act 99-29). All appeals as provided
3 in subsection (a-5) pending on January 1, 2023 shall be
4 considered by the Board.

5 (d) When a minor is adjudicated delinquent for an offense
6 which if committed by an adult would be a felony, the court
7 shall notify the Illinois State Police.

8 (e) The court shall review the denial of an application or
9 the revocation of a Firearm Owner's Identification Card of a
10 person who has been adjudicated delinquent for an offense that
11 if committed by an adult would be a felony if an application
12 for relief has been filed at least 10 years after the
13 adjudication of delinquency and the court determines that the
14 applicant should be granted relief from disability to obtain a
15 Firearm Owner's Identification Card. If the court grants
16 relief, the court shall notify the Illinois State Police that
17 the disability has been removed and that the applicant is
18 eligible to obtain a Firearm Owner's Identification Card.

19 (f) Any person who is subject to the disabilities of 18
20 U.S.C. 922(d)(4) and 922(g)(4) of the federal Gun Control Act
21 of 1968 because of an adjudication or commitment that occurred
22 under the laws of this State or who was determined to be
23 subject to the provisions of subsections (e), (f), or (g) of
24 Section 8 of this Act may apply to the Illinois State Police
25 requesting relief from that prohibition. The Board shall grant
26 the relief if it is established by a preponderance of the

1 evidence that the person will not be likely to act in a manner
2 dangerous to public safety and that granting relief would not
3 be contrary to the public interest. In making this
4 determination, the Board shall receive evidence concerning (i)
5 the circumstances regarding the firearms disabilities from
6 which relief is sought; (ii) the petitioner's mental health
7 and criminal history records, if any; (iii) the petitioner's
8 reputation, developed at a minimum through character witness
9 statements, testimony, or other character evidence; and (iv)
10 changes in the petitioner's condition or circumstances since
11 the disqualifying events relevant to the relief sought. If
12 relief is granted under this subsection or by order of a court
13 under this Section, the Director shall as soon as practicable
14 but in no case later than 15 business days, update, correct,
15 modify, or remove the person's record in any database that the
16 Illinois State Police makes available to the National Instant
17 Criminal Background Check System and notify the United States
18 Attorney General that the basis for the record being made
19 available no longer applies. The Illinois State Police shall
20 adopt rules for the administration of this Section.

21 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;
22 102-645, eff. 1-1-22; 102-813, eff. 5-13-22.)

23 Section 115. The Firearm Concealed Carry Act is amended by
24 changing Section 20 as follows:

1 (430 ILCS 66/20)

2 Sec. 20. Concealed Carry Licensing Review Board.

3 (a) There is hereby created within the Illinois State
4 Police a Concealed Carry Licensing Review Board to consider
5 any objection to an applicant's eligibility to obtain a
6 license under this Act submitted by a law enforcement agency
7 or the Illinois State Police under Section 15 of this Act. The
8 Board shall consist of 7 commissioners to be appointed by the
9 Governor, with the advice and consent of the Senate, with 3
10 commissioners residing within the First Judicial District and
11 one commissioner residing within each of the 4 remaining
12 Judicial Districts. No more than 4 commissioners shall be
13 members of the same political party. The Governor shall
14 designate one commissioner as the Chairperson. The members
15 shall have actual experience in law, education, social work,
16 behavioral sciences, law enforcement, or community affairs or
17 in a combination of those areas. ~~The Board shall consist of:~~

18 ~~(1) one commissioner with at least 5 years of service~~
19 ~~as a federal judge;~~

20 ~~(2) 2 commissioners with at least 5 years of~~
21 ~~experience serving as an attorney with the United States~~
22 ~~Department of Justice;~~

23 ~~(3) 3 commissioners with at least 5 years of~~
24 ~~experience as a federal agent or employee with~~
25 ~~investigative experience or duties related to criminal~~
26 ~~justice under the United States Department of Justice,~~

1 ~~Drug Enforcement Administration, Department of Homeland~~
2 ~~Security, or Federal Bureau of Investigation; and~~

3 ~~(4) one member with at least 5 years of experience as a~~
4 ~~licensed physician or clinical psychologist with expertise~~
5 ~~in the diagnosis and treatment of mental illness.~~

6 (b) The initial terms of the commissioners shall end on
7 January 12, 2015. Notwithstanding any provision in this
8 Section to the contrary, the term of office of each
9 commissioner of the Concealed Carry Licensing Review Board is
10 abolished on January 1, 2022 (the effective date of Public Act
11 102-237). The terms of the commissioners appointed on or after
12 January 1, 2022 (the effective date of Public Act 102-237)
13 shall be as follows: one of the initial members shall be
14 appointed for a term of one year, 3 shall be appointed for
15 terms of 2 years, and 3 shall be appointed for terms of 4
16 years. Thereafter, the commissioners shall hold office for 4
17 years, with terms expiring on the second Monday in January of
18 the fourth year. Commissioners may be reappointed. Vacancies
19 in the office of commissioner shall be filled in the same
20 manner as the original appointment, for the remainder of the
21 unexpired term. The Governor may remove a commissioner for
22 incompetence, neglect of duty, malfeasance, or inability to
23 serve. Commissioners shall receive compensation in an amount
24 equal to the compensation of members of the Executive Ethics
25 Commission and may be reimbursed for reasonable expenses
26 actually incurred in the performance of their Board duties,

1 from funds appropriated for that purpose.

2 (c) The Board shall meet at the call of the chairperson as
3 often as necessary to consider objections to applications for
4 a license under this Act. If necessary to ensure the
5 participation of a commissioner, the Board shall allow a
6 commissioner to participate in a Board meeting by electronic
7 communication. Any commissioner participating electronically
8 shall be deemed present for purposes of establishing a quorum
9 and voting.

10 (d) The Board shall adopt rules for the review of
11 objections and the conduct of hearings. The Board shall
12 maintain a record of its decisions and all materials
13 considered in making its decisions. All Board decisions and
14 voting records shall be kept confidential and all materials
15 considered by the Board shall be exempt from inspection except
16 upon order of a court.

17 (e) In considering an objection of a law enforcement
18 agency or the Illinois State Police, the Board shall review
19 the materials received with the objection from the law
20 enforcement agency or the Illinois State Police. By a vote of
21 at least 4 commissioners, the Board may request additional
22 information from the law enforcement agency, Illinois State
23 Police, or the applicant, or the testimony of the law
24 enforcement agency, Illinois State Police, or the applicant.
25 The Board may require that the applicant submit electronic
26 fingerprints to the Illinois State Police for an updated

1 background check where the Board determines it lacks
2 sufficient information to determine eligibility. The Board may
3 only consider information submitted by the Illinois State
4 Police, a law enforcement agency, or the applicant. The Board
5 shall review each objection and determine by a majority of
6 commissioners whether an applicant is eligible for a license.

7 (f) The Board shall issue a decision within 30 days of
8 receipt of the objection from the Illinois State Police.
9 However, the Board need not issue a decision within 30 days if:

10 (1) the Board requests information from the applicant,
11 including but not limited to electronic fingerprints to be
12 submitted to the Illinois State Police, in accordance with
13 subsection (e) of this Section, in which case the Board
14 shall make a decision within 30 days of receipt of the
15 required information from the applicant;

16 (2) the applicant agrees, in writing, to allow the
17 Board additional time to consider an objection; or

18 (3) the Board notifies the applicant and the Illinois
19 State Police that the Board needs an additional 30 days to
20 issue a decision.

21 (g) If the Board determines by a preponderance of the
22 evidence that the applicant poses a danger to himself or
23 herself or others, or is a threat to public safety, then the
24 Board shall affirm the objection of the law enforcement agency
25 or the Illinois State Police and shall notify the Illinois
26 State Police that the applicant is ineligible for a license.

1 If the Board does not determine by a preponderance of the
2 evidence that the applicant poses a danger to himself or
3 herself or others, or is a threat to public safety, then the
4 Board shall notify the Illinois State Police that the
5 applicant is eligible for a license.

6 (h) Meetings of the Board shall not be subject to the Open
7 Meetings Act and records of the Board shall not be subject to
8 the Freedom of Information Act.

9 (i) The Board shall report monthly to the Governor and the
10 General Assembly on the number of objections received and
11 provide details of the circumstances in which the Board has
12 determined to deny licensure based on law enforcement or
13 Illinois State Police objections under Section 15 of this Act.
14 The report shall not contain any identifying information about
15 the applicants.

16 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;
17 102-813, eff. 5-13-22.)

18 (615 ILCS 60/Act rep.)

19 Section 120. The Des Plaines and Illinois Rivers Act is
20 repealed.

21 Section 125. The Illinois Human Rights Act is amended by
22 changing Section 8-101 as follows:

23 (775 ILCS 5/8-101) (from Ch. 68, par. 8-101)

1 Sec. 8-101. Illinois Human Rights Commission.

2 (A) Creation; appointments. The Human Rights Commission is
3 created to consist of 7 members appointed by the Governor with
4 the advice and consent of the Senate. No more than 4 members
5 shall be of the same political party. The Governor shall
6 designate one member as chairperson. All appointments shall be
7 in writing and filed with the Secretary of State as a public
8 record.

9 (B) Terms. Of the members first appointed, 4 shall be
10 appointed for a term to expire on the third Monday of January,
11 2021, and 3 (including the Chairperson) shall be appointed for
12 a term to expire on the third Monday of January, 2023.

13 Notwithstanding any provision of this Section to the
14 contrary, the term of office of each member of the Illinois
15 Human Rights Commission is abolished on January 19, 2019.
16 Incumbent members holding a position on the Commission that
17 was created by Public Act 84-115 and whose terms, if not for
18 this amendatory Act of the 100th General Assembly, would have
19 expired January 18, 2021 shall continue to exercise all of the
20 powers and be subject to all of the duties of members of the
21 Commission until June 30, 2019 or until their respective
22 successors are appointed and qualified, whichever is earlier.

23 Thereafter, each member shall serve for a term of 4 years
24 and until his or her successor is appointed and qualified;
25 except that any member chosen to fill a vacancy occurring
26 otherwise than by expiration of a term shall be appointed only

1 for the unexpired term of the member whom he or she shall
2 succeed and until his or her successor is appointed and
3 qualified.

4 (C) Vacancies.

5 (1) In the case of vacancies on the Commission during
6 a recess of the Senate, the Governor shall make a
7 temporary appointment until the next meeting of the Senate
8 when he or she shall appoint a person to fill the vacancy.
9 Any person so nominated and confirmed by the Senate shall
10 hold office for the remainder of the term and until his or
11 her successor is appointed and qualified.

12 (2) If the Senate is not in session at the time this
13 Act takes effect, the Governor shall make temporary
14 appointments to the Commission as in the case of
15 vacancies.

16 (3) Vacancies in the Commission shall not impair the
17 right of the remaining members to exercise all the powers
18 of the Commission. Except when authorized by this Act to
19 proceed through a 3 member panel, a majority of the
20 members of the Commission then in office shall constitute
21 a quorum.

22 (D) Compensation. On and after January 19, 2019, the
23 Chairperson of the Commission shall be compensated at the rate
24 of \$125,000 per year, or as set by the Compensation Review
25 Board, whichever is greater, during his or her service as
26 Chairperson, and each other member shall be compensated at the

1 rate of \$119,000 per year, or as set by the Compensation Review
2 Board, whichever is greater. In addition, all members of the
3 Commission shall be reimbursed for expenses actually and
4 necessarily incurred by them in the performance of their
5 duties.

6 (E) Notwithstanding the general supervisory authority of
7 the Chairperson, each commissioner, unless appointed to the
8 special temporary panel created under subsection (H), has the
9 authority to hire and supervise a staff attorney. The staff
10 attorney shall report directly to the individual commissioner.

11 (F) A formal training program for newly appointed
12 commissioners shall be implemented. The training program shall
13 include the following:

14 (1) substantive and procedural aspects of the office
15 of commissioner;

16 (2) current issues in employment and housing
17 discrimination and public accommodation law and practice;

18 (3) orientation to each operational unit of the Human
19 Rights Commission;

20 (4) observation of experienced hearing officers and
21 commissioners conducting hearings of cases, combined with
22 the opportunity to discuss evidence presented and rulings
23 made;

24 (5) the use of hypothetical cases requiring the newly
25 appointed commissioner to issue judgments as a means of
26 evaluating knowledge and writing ability;

1 (6) writing skills; and

2 (7) professional and ethical standards.

3 A formal and ongoing professional development program
4 including, but not limited to, the above-noted areas shall be
5 implemented to keep commissioners informed of recent
6 developments and issues and to assist them in maintaining and
7 enhancing their professional competence. Each commissioner
8 shall complete 20 hours of training in the above-noted areas
9 during every 2 years the commissioner remains in office.

10 (G) Commissioners must meet one of the following
11 qualifications:

12 (1) licensed to practice law in the State of Illinois;

13 (2) at least 3 years of experience as a hearing
14 officer at the Human Rights Commission; or

15 (3) at least 4 years of professional experience
16 working for or dealing with individuals or corporations
17 affected by this Act or similar laws in other
18 jurisdictions, including, but not limited to, experience
19 with a civil rights advocacy group, a fair housing group,
20 a community organization, a trade association, a union, a
21 law firm, a legal aid organization, an employer's human
22 resources department, an employment discrimination
23 consulting firm, a community affairs organization, or a
24 municipal human relations agency.

25 The Governor's appointment message, filed with the
26 Secretary of State and transmitted to the Senate, shall state

1 specifically how the experience of a nominee for commissioner
2 meets the requirement set forth in this subsection. The
3 Chairperson must have public or private sector management and
4 budget experience, as determined by the Governor.

5 Each commissioner shall devote full time to his or her
6 duties and any commissioner who is an attorney shall not
7 engage in the practice of law, nor shall any commissioner hold
8 any other office or position of profit under the United States
9 or this State or any municipal corporation or political
10 subdivision of this State, nor engage in any other business,
11 employment, or vocation.

12 (H) Notwithstanding any other provision of this Act, the
13 Governor shall appoint, by and with the consent of the Senate,
14 a special temporary panel of commissioners comprised of 3
15 members. The members shall hold office until the Commission,
16 in consultation with the Governor, determines that the
17 caseload of requests for review has been reduced sufficiently
18 to allow cases to proceed in a timely manner, or for a term of
19 18 months from the date of appointment by the Governor,
20 whichever is earlier. Each of the 3 members shall have only
21 such rights and powers of a commissioner necessary to dispose
22 of the cases assigned to the special panel. Each of the 3
23 members appointed to the special panel shall receive the same
24 salary as other commissioners for the duration of the panel.
25 The panel shall have the authority to hire and supervise a
26 staff attorney who shall report to the panel of commissioners.

1 (Source: P.A. 100-1066, eff. 8-24-18; 101-530, eff. 1-1-20.)

2 Section 999. Effective date. This Act takes effect upon
3 becoming law.