



Sen. Suzy Glowiak Hilton

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LRB103 05107 AWJ 65229 a

1 AMENDMENT TO HOUSE BILL 1358

2 AMENDMENT NO. _____. Amend House Bill 1358 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Regulatory Sunset Act is amended by
5 changing Section 4.35 as follows:

6 (5 ILCS 80/4.35)

7 Sec. 4.35. Acts ~~Act~~ repealed on January 1, 2025. The
8 following Acts are ~~Act is~~ repealed on January 1, 2025:

9 The Genetic Counselor Licensing Act.

10 The Illinois Certified Shorthand Reporters Act of 1984.

11 (Source: P.A. 98-813, eff. 1-1-15.)

12 (5 ILCS 80/4.34 rep.)

13 Section 10. The Regulatory Sunset Act is amended by
14 repealing Section 4.34.

1 Section 15. The Illinois Administrative Procedure Act is
2 amended by changing and renumbering Section 5-45.35, as added
3 by Public Act 102-1115, as follows:

4 (5 ILCS 100/5-45.44)

5 (Section scheduled to be repealed on January 9, 2024)

6 Sec. 5-45.44 ~~5-45.35~~. Emergency rulemaking; Hate Crimes
7 and Bias Incident Prevention and Response Fund and Local
8 Chambers of Commerce Recovery Grants. To provide for the
9 expeditious and timely implementation of Public Act 102-1115
10 ~~this amendatory Act of the 102nd General Assembly~~, emergency
11 rules implementing Section 6z-138 of the State Finance Act may
12 be adopted in accordance with Section 5-45 by the Department
13 of Human Rights and emergency rules implementing Section
14 605-1105 of the Department of Commerce and Economic
15 Opportunity Law of the Civil Administrative Code of Illinois
16 may be adopted in accordance with Section 5-45 by the
17 Department of Commerce and Economic Opportunity. The adoption
18 of emergency rules authorized by Section 5-45 and this Section
19 is deemed to be necessary for the public interest, safety, and
20 welfare.

21 This Section is repealed on March 31, 2024 ~~one year after~~
22 ~~the effective date of this amendatory Act of the 102nd General~~
23 ~~Assembly~~.

24 (Source: P.A. 102-1115, eff. 1-9-23; revised 9-27-23.)

1 Section 20. The Election Code is amended by changing
2 Section 1-23 as follows:

3 (10 ILCS 5/1-23)

4 (Section scheduled to be repealed on June 1, 2024)

5 Sec. 1-23. Ranked-Choice and Voting Systems Task Force.

6 (a) The Ranked-Choice and Voting Systems Task Force is
7 created. The purpose of the Task Force is to review voting
8 systems and the methods of voting, including ranked-choice
9 voting, that could be authorized by law. The Task Force shall
10 have the following duties:

11 (1) Engage election officials, interested groups, and
12 members of the public for the purpose of assessing the
13 adoption and implementation of ranked-choice voting in
14 presidential primary elections beginning in 2028.

15 (2) Review standards used to certify or approve the
16 use of a voting system, including the standards adopted by
17 the U.S. Election Assistance Commission and the State
18 Board of Elections.

19 (3) Advise whether the voting system used by Illinois
20 election authorities would be able to accommodate
21 alternative methods of voting, including, but not limited
22 to, ranked-choice voting.

23 (4) Make recommendations or suggestions for changes to
24 the Election Code or administrative rules for
25 certification of voting systems in Illinois to accommodate

1 alternative methods of voting, including ranked-choice
2 voting.

3 (b) On or before June 30, 2025 ~~March 1, 2024~~, the Task
4 Force shall publish a final report of its findings and
5 recommendations. The report shall, at a minimum, detail
6 findings and recommendations related to the duties of the Task
7 Force and the following:

8 (1) the process used in Illinois to certify voting
9 systems, including which systems can conduct ranked-choice
10 voting; and

11 (2) information about the voting system used by
12 election authorities, including which election authorities
13 rely on legacy hardware and software for voting and which
14 counties and election authorities rely on equipment for
15 voting that has not exceeded its usable life span but
16 require a software upgrade to accommodate ranked-choice
17 voting. In this paragraph, "legacy hardware and software"
18 means equipment that has exceeded its usable life span.

19 (c) The Task Force shall consist of the following members:

20 (1) 4 members, appointed by the Senate President,
21 including 2 members of the Senate and 2 members of the
22 public;

23 (2) 4 members, appointed by the Speaker of the House
24 of Representatives, including 2 members of the House of
25 Representatives and 2 members of the public;

26 (3) 4 members, appointed by the Minority Leader of the

1 Senate, including 2 members of the Senate and 2 members of
2 the public;

3 (4) 4 members, appointed by the Minority Leader of the
4 House of Representatives, including 2 members of the House
5 of Representatives and 2 members of the public;

6 (5) 4 members, appointed by the Governor, including at
7 least 2 members with knowledge and experience
8 administering elections.

9 (d) Appointments to the Task Force shall be made within 30
10 days after the effective date of this amendatory Act of the
11 103rd General Assembly. Members shall serve without
12 compensation.

13 (e) The Task Force shall meet at the call of a co-chair at
14 least quarterly to fulfill its duties. At the first meeting of
15 the Task Force, the Task Force shall elect one co-chair from
16 the members appointed by the Senate President and one co-chair
17 from the members appointed by the Speaker of the House of
18 Representatives.

19 (f) The State Board of Elections shall provide
20 administrative support for the Task Force.

21 (g) This Section is repealed, and the Task Force is
22 dissolved, on July 1, 2025 ~~June 1, 2024~~.

23 (Source: P.A. 103-467, eff. 8-4-23.)

24 Section 25. The Department of Commerce and Economic
25 Opportunity Law of the Civil Administrative Code of Illinois

1 is amended by changing Section 605-1080 as follows:

2 (20 ILCS 605/605-1080)

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

4 Sec. 605-1080. Personal care products industry supplier
5 disparity study.

6 (a) The Department shall compile and publish a disparity
7 study by December 31, 2022 that: (1) evaluates whether there
8 exists intentional discrimination at the supplier or
9 distribution level for retailers of beauty products,
10 cosmetics, hair care supplies, and personal care products in
11 the State of Illinois; and (2) if so, evaluates the impact of
12 such discrimination on the State and includes recommendations
13 for reducing or eliminating any barriers to entry to those
14 wishing to establish businesses at the retail level involving
15 such products. The Department shall forward a copy of its
16 findings and recommendations to the General Assembly and
17 Governor.

18 (b) The Department may compile, collect, or otherwise
19 gather data necessary for the administration of this Section
20 and to carry out the Department's duty relating to the
21 recommendation of policy changes. The Department shall compile
22 all of the data into a single report, submit the report to the
23 Governor and the General Assembly, and publish the report on
24 its website.

25 (c) This Section is repealed on January 1, 2026 ~~2024~~.

1 (Source: P.A. 101-658, eff. 3-23-21; 102-813, eff. 5-13-22.)

2 Section 30. The Electric Vehicle Act is amended by
3 changing Section 60 as follows:

4 (20 ILCS 627/60)

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

6 Sec. 60. Study on loss of infrastructure funds and
7 replacement options. The Illinois Department of Transportation
8 shall conduct a study to be delivered to the members of the
9 Illinois General Assembly and made available to the public no
10 later than September 30, 2022. The study shall consider how
11 the proliferation of electric vehicles will adversely affect
12 resources needed for transportation infrastructure and take
13 into consideration any relevant federal actions. The study
14 shall identify the potential revenue loss and offer multiple
15 options for replacing those lost revenues. The Illinois
16 Department of Transportation shall collaborate with
17 organizations representing businesses involved in designing
18 and building transportation infrastructure, organized labor,
19 the general business community, and users of the system. In
20 addition, the Illinois Department of Transportation may
21 collaborate with other state agencies, including but not
22 limited to the Illinois Secretary of State and the Illinois
23 Department of Revenue.

24 This Section is repealed on January 1, 2025 ~~2024~~.

1 (Source: P.A. 102-662, eff. 9-15-21; 102-673, eff. 11-30-21.)

2 Section 35. The Department of Transportation Law of the
3 Civil Administrative Code of Illinois is amended by changing
4 Section 2705-620 as follows:

5 (20 ILCS 2705/2705-620)

6 (Section scheduled to be repealed on December 31, 2023)

7 Sec. 2705-620. Bond Reform in the Construction Industry
8 Task Force.

9 (a) There is created the Bond Reform in the Construction
10 Industry Task Force consisting of the following members:

11 (1) the Governor, or his or her designee;

12 (2) the State Treasurer, or his or her designee;

13 (3) the Director of Insurance, or his or her designee;

14 (4) 2 members appointed by the Speaker of the House of
15 Representatives;

16 (5) 2 members appointed by the Minority Leader of the
17 House of Representatives;

18 (6) 2 members appointed by the President of the
19 Senate;

20 (7) 2 members appointed by the Minority Leader of the
21 Senate; and

22 (8) 7 members representing the construction industry
23 appointed by the Governor.

24 The Department of Transportation shall provide

1 administrative support to the Task Force.

2 (b) The Task Force shall study innovative ways to reduce
3 the cost of insurance in the private and public construction
4 industry while protecting owners from risk of nonperformance.
5 The Task Force shall consider options that include, but are
6 not limited to, owner-financed insurance instead of
7 contractor-financed insurance and alternative ways to manage
8 risk other than bonds or other insurance products.

9 (c) The Task Force shall report its findings and
10 recommendations to the General Assembly no later than July 1,
11 2024 ~~March 1, 2023~~.

12 (d) This Section is repealed December 31, 2024 ~~2023~~.
13 (Source: P.A. 102-1065, eff. 6-10-22.)

14 Section 40. The Illinois Power Agency Act is amended by
15 changing Section 1-130 as follows:

16 (20 ILCS 3855/1-130)

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

18 Sec. 1-130. Home rule preemption.

19 (a) The authorization to impose any new taxes or fees
20 specifically related to the generation of electricity by, the
21 capacity to generate electricity by, or the emissions into the
22 atmosphere by electric generating facilities after the
23 effective date of this Act is an exclusive power and function
24 of the State. A home rule unit may not levy any new taxes or

1 fees specifically related to the generation of electricity by,
2 the capacity to generate electricity by, or the emissions into
3 the atmosphere by electric generating facilities after the
4 effective date of this Act. This Section is a denial and
5 limitation on home rule powers and functions under subsection
6 (g) of Section 6 of Article VII of the Illinois Constitution.

7 (b) This Section is repealed on January 1, 2025 ~~2024~~.

8 (Source: P.A. 101-639, eff. 6-12-20; 102-671, eff. 11-30-21;
9 102-1109, eff. 12-21-22.)

10 Section 45. The Crime Reduction Task Force Act is amended
11 by changing Sections 1-15 and 1-20 as follows:

12 (20 ILCS 3926/1-15)

13 (Section scheduled to be repealed on March 1, 2024)

14 Sec. 1-15. Meetings; report.

15 (a) The Task Force shall meet at least 4 times with the
16 first meeting occurring within 60 days after the effective
17 date of this Act.

18 (b) The Task Force shall review available research and
19 best practices and take expert and witness testimony.

20 (c) The Task Force shall produce and submit a report
21 detailing the Task Force's findings, recommendations, and
22 needed resources to the General Assembly and the Governor on
23 or before June 30, 2024 ~~March 1, 2023~~.

24 (Source: P.A. 102-756, eff. 5-10-22.)

1 (20 ILCS 3926/1-20)

2 (Section scheduled to be repealed on March 1, 2024)

3 Sec. 1-20. Repeal. This Act is repealed on January 1, 2025
4 ~~March 1, 2024~~.

5 (Source: P.A. 102-756, eff. 5-10-22.)

6 Section 50. The Racial Disproportionality in Child Welfare
7 Task Force Act is amended by changing Section 30 as follows:

8 (20 ILCS 4105/30)

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

10 Sec. 30. Repeal. The Task Force is dissolved, and this Act
11 is repealed on, June 30, 2024 ~~January 1, 2024~~.

12 (Source: P.A. 102-506, eff. 8-20-21.)

13 Section 55. The Blue-Ribbon Commission on Transportation
14 Infrastructure Funding and Policy Act is amended by changing
15 Sections 25 and 30 as follows:

16 (20 ILCS 4116/25)

17 (Section scheduled to be repealed on February 1, 2024)

18 Sec. 25. Report. The Commission shall direct the Illinois
19 Department of Transportation to enter into a contract with a
20 third party to assist the Commission in producing a document
21 that evaluates the topics under this Act and outline formal

1 recommendations that can be acted upon by the General
2 Assembly. The Commission shall report a summary of its
3 activities and produce a final report of the data, findings,
4 and recommendations to the General Assembly by July 1, 2025
5 ~~January 1, 2024~~. The final report shall include specific,
6 actionable recommendations for legislation and organizational
7 adjustments. The final report may include recommendations for
8 pilot programs to test alternatives. The final report and
9 recommendations shall also include any minority and individual
10 views of task force members.

11 (Source: P.A. 102-988, eff. 5-27-22; 102-1129, eff. 2-10-23;
12 reenacted by P.A. 103-461, eff. 8-4-23.)

13 (20 ILCS 4116/30)

14 (Section scheduled to be repealed on February 1, 2024)

15 Sec. 30. Repeal. This Commission is dissolved, and this
16 Act is repealed, on August 1, 2025 ~~February 1, 2024~~.

17 (Source: P.A. 102-988, eff. 5-27-22; 102-1129, eff. 2-10-23;
18 reenacted by P.A. 103-461, eff. 8-4-23.)

19 Section 60. The Comprehensive Licensing Information to
20 Minimize Barriers Task Force Act is amended by changing
21 Section 20 as follows:

22 (20 ILCS 4121/20)

23 (Section scheduled to be repealed on December 1, 2024)

1 Sec. 20. Report.

2 (a) The Task Force shall conduct an analysis of
3 occupational licensing, including, but not limited to,
4 processes, procedures, and statutory requirements for
5 licensure administered by the Department. The findings of this
6 analysis shall be delivered to the General Assembly, the
7 Office of Management and Budget, the Department, and the
8 public in the form of a final report. For the purpose of
9 ensuring that historically and economically disadvantaged
10 populations are centered in this analysis, the Task Force
11 shall identify low-income and middle-income licensed
12 occupations in this State and aggregate the information from
13 those occupations under the occupations' respective regulatory
14 board overseen by the Department to form the basis of the
15 report.

16 (b) The report shall contain, to the extent available,
17 information collected from sources including, but not limited
18 to, the Department, department licensure boards, other State
19 boards, relevant departments, or other bodies of the State,
20 and supplementary data including, but not limited to, census
21 statistics, federal reporting, or published research as
22 follows:

23 (1) the number of license applications submitted
24 compared with the number of licenses issued;

25 (2) data concerning the reason why licenses were
26 denied or revoked and a ranking of the most common reasons

1 for denial or revocation;

2 (3) an analysis of the information required of license
3 applicants by the Department compared with the information
4 that the Department is required by statute to verify, to
5 ascertain if applicants are required to submit superfluous
6 information;

7 (4) demographic information for the last 5 years of
8 (i) active license holders, (ii) license holders who were
9 disciplined in that period, (iii) license holders whose
10 licenses were revoked in that period, and (iv) license
11 applicants who were not issued licenses;

12 (5) data aggregated from the last 5 years of monthly
13 enforcement reports, including a ranking of the most
14 common reasons for public discipline;

15 (6) the cost of licensure to the individual,
16 including, but not limited to, the fees for initial
17 licensure and renewal, the average cost of training and
18 testing required for initial licensure, and the average
19 cost of meeting continuing education requirements for
20 license renewal;

21 (7) the locations within this State of each program or
22 school that provides the required training and testing
23 needed to obtain or renew a license, and whether the
24 required training and testing can be fulfilled online;

25 (8) the languages in which the required training or
26 testing is offered;

1 (9) the acceptance rates, graduation rates, and
2 dropout rates of the training facilities that provide
3 required training;

4 (10) the percentage of students at each school that
5 offers required training who financed the required
6 training through student loans; and

7 (11) the average annual salary of those in the
8 occupation.

9 (c) The final report shall also contain a general
10 description of the steps taken by the Task Force to fulfill the
11 report criteria and shall include in an appendix of the report
12 any results of the Task Force's analysis in the form of graphs,
13 charts, or other data visualizations. The Task Force shall
14 also exercise due care in the reporting of this information to
15 protect sensitive information of personal or proprietary value
16 or information that would risk the security of residents of
17 this State.

18 (d) The Task Force shall publish the final report by
19 December 1, 2024 ~~2023~~ with recommendations to the General
20 Assembly, including recommendations for continued required
21 reporting from the Department to better support the General
22 Assembly in revoking, modifying, or creating new licensing
23 Acts.

24 (Source: P.A. 102-1078, eff. 6-10-22.)

25 Section 65. The Money Laundering in Real Estate Task Force

1 Act is amended by changing Section 5-15 as follows:

2 (20 ILCS 4123/5-15)

3 (Section scheduled to be repealed on January 1, 2026)

4 Sec. 5-15. Reports. The Task Force shall submit a report
5 to the Governor and the General Assembly not later than 24 ~~12~~
6 months after the effective date of this Act. The report shall
7 include the Task Force's findings and shall summarize the
8 actions the Task Force has taken and those it intends to take
9 in response to its obligations under the Act. After it submits
10 its initial report, the Task Force shall periodically submit
11 reports to the Governor and the General Assembly as the
12 chairperson of the Task Force deems necessary to apprise those
13 officials of any additional findings made or actions taken by
14 the Task Force. The obligation of the Task Force to submit
15 periodic reports shall continue for the duration of the Task
16 Force.

17 (Source: P.A. 102-1108, eff. 12-21-22.)

18 Section 70. The Human Trafficking Task Force Act is
19 amended by changing Section 25 as follows:

20 (20 ILCS 5086/25)

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

22 Sec. 25. Task force abolished; Act repealed. The Human
23 Trafficking Task Force is abolished and this Act is repealed

1 on July 1, 2025 ~~2024~~.

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

3 Section 75. The Kidney Disease Prevention and Education
4 Task Force Act is amended by changing Section 10-15 as
5 follows:

6 (20 ILCS 5160/10-15)

7 (Section scheduled to be repealed on June 1, 2024)

8 Sec. 10-15. Repeal. This Act is repealed on June 1, 2026
9 ~~2024~~.

10 (Source: P.A. 101-649, eff. 7-7-20; 102-671, eff. 11-30-21.)

11 Section 80. The Business Enterprise for Minorities, Women,
12 and Persons with Disabilities Act is amended by changing
13 Section 9 as follows:

14 (30 ILCS 575/9) (from Ch. 127, par. 132.609)

15 (Section scheduled to be repealed on June 30, 2024)

16 Sec. 9. This Act is repealed June 30, 2029 ~~2024~~.

17 (Source: P.A. 101-170, eff. 1-1-20.)

18 Section 85. The Counties Code is amended by changing
19 Sections 3-5010.8, 4-11001.5, 5-41065, and 5-43043 as follows:

20 (55 ILCS 5/3-5010.8)

1 (Text of Section before amendment by P.A. 103-400)

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

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

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

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

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

19 "Mechanics lien" and "lien" are used interchangeably in
20 this Section.

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

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

26 "Recording" and "filing" are used interchangeably in this

1 Section.

2 "Referral" or "refer" means a recorder's referral of a
3 mechanics lien to a county's code hearing unit to obtain a
4 determination as to whether a recorded mechanics lien is
5 valid.

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

21 (c) Establishment of a mechanics lien demand and referral
22 process. After a public hearing, a recorder in a county with a
23 code hearing unit may adopt rules establishing a mechanics
24 lien demand and referral process for residential property. A
25 recorder shall provide public notice 90 days before the public
26 hearing. The notice shall include a statement of the

1 recorder's intent to create a mechanics lien demand and
2 referral process and shall be published in a newspaper of
3 general circulation in the county and, if feasible, be posted
4 on the recorder's website and at the recorder's office or
5 offices.

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

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

1 is not specified in the recorded lien, then the work
2 completion date is the date of recording of the mechanics
3 lien.

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

24 When the lienholder commences a suit or files an answer
25 within 30 days or the lienholder records a release of lien with
26 the county recorder as required by subsection (a) of Section

1 34 of the Mechanics Lien Act, then the demand and referral
2 process is completed for the recorder for that property. If
3 service under this Section is responded to consistent with
4 Section 34 of the Mechanics Lien Act, the recorder may not
5 proceed under subsection (f). If no response is received
6 consistent with Section 34 of the Mechanics Lien Act, the
7 recorder may proceed under subsection (f).

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

1 Secretary of State regarding a referral determined to involve
2 a company, corporation, or business registered with that
3 office.

4 No earlier than 30 business days after the date the
5 lienholder is required to respond to a Demand to Commence Suit
6 under Section 34 of the Mechanics Lien Act, the code hearing
7 unit shall schedule a hearing to occur at least 30 days after
8 sending notice of the date of hearing. Notice of the hearing
9 shall be provided by the county recorder, by and through his or
10 her representative, to the filer, or the party represented by
11 the filer, of the expired lien, the legal representative of
12 the recorder of deeds who referred the case, and the last owner
13 of record, as identified in the Notice of Referral.

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

24 If the administrative law judge finds the lien is not
25 expired, the recorder shall, no later than 5 business days
26 after receiving notice of the decision of the administrative

1 law judge, record a copy of the judgment in the grantor's index
2 or the grantee's index.

3 A decision by an administrative law judge is reviewable
4 under the Administrative Review Law, and nothing in this
5 Section precludes a property owner or lienholder from
6 proceeding with a civil action to resolve questions concerning
7 a mechanics lien.

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

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

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

26 (i) Private actions; use of demand and referral process.

1 Nothing in this Section precludes a private right of action by
2 any party with an interest in the property affected by the
3 mechanics lien or a decision by the code hearing unit. Nothing
4 in this Section requires a person or entity who may have a
5 mechanics lien recorded against his or her property to use the
6 mechanics lien demand and referral process created by this
7 Section.

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

20 (j) Repeal. This Section is repealed on January 1, 2026
21 ~~2024~~.

22 (Source: P.A. 101-296, eff. 8-9-19; 102-671, eff. 11-30-21.)

23 (Text of Section after amendment by P.A. 103-400)

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

25 Sec. 3-5010.8. Mechanics lien demand and referral pilot

1 program.

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

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

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

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

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

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

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

25 "Referral" or "refer" means a recorder's referral of a
26 mechanics lien to a county's code hearing unit to obtain a

1 determination as to whether a recorded mechanics lien is
2 valid.

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

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

1 on the recorder's website and at the recorder's office or
2 offices.

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

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

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

22 When the lienholder commences a suit or files an answer
23 within 30 days or the lienholder records a release of lien with
24 the county recorder as required by subsection (a) of Section
25 34 of the Mechanics Lien Act, then the demand and referral
26 process is completed for the recorder for that property. If

1 service under this Section is responded to consistent with
2 Section 34 of the Mechanics Lien Act, the recorder may not
3 proceed under subsection (f). If no response is received
4 consistent with Section 34 of the Mechanics Lien Act, the
5 recorder may proceed under subsection (f).

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

1 office.

2 No earlier than 30 business days after the date the
3 lienholder is required to respond to a Demand to Commence Suit
4 under Section 34 of the Mechanics Lien Act, the code hearing
5 unit shall schedule a hearing to occur at least 30 days after
6 sending notice of the date of hearing. Notice of the hearing
7 shall be provided by the county recorder, by and through the
8 recorder's representative, to the filer, or the party
9 represented by the filer, of the expired lien, the legal
10 representative of the recorder of deeds who referred the case,
11 and the last owner of record, as identified in the Notice of
12 Referral.

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

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

1 or the grantee's index.

2 A decision by an administrative law judge is reviewable
3 under the Administrative Review Law, and nothing in this
4 Section precludes a property owner or lienholder from
5 proceeding with a civil action to resolve questions concerning
6 a mechanics lien.

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

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

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

25 (i) Private actions; use of demand and referral process.
26 Nothing in this Section precludes a private right of action by

1 any party with an interest in the property affected by the
2 mechanics lien or a decision by the code hearing unit. Nothing
3 in this Section requires a person or entity who may have a
4 mechanics lien recorded against the person's or entity's
5 property to use the mechanics lien demand and referral process
6 created by this Section.

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

19 (j) Repeal. This Section is repealed on January 1, 2026
20 ~~2024~~.

21 (Source: P.A. 102-671, eff. 11-30-21; 103-400, eff. 1-1-24.)

22 (55 ILCS 5/4-11001.5)

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

24 Sec. 4-11001.5. Lake County Children's Advocacy Center
25 Pilot Program.

1 (a) The Lake County Children's Advocacy Center Pilot
2 Program is established. Under the Pilot Program, any grand
3 juror or petit juror in Lake County may elect to have his or
4 her juror fees earned under Section 4-11001 of this Code to be
5 donated to the Lake County Children's Advocacy Center, a
6 division of the Lake County State's Attorney's office.

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

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

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

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

25 The Lake County board shall adopt an ordinance or
26 resolution reestablishing the rules and policies previously

1 adopted under this subsection allowing a juror to donate his
2 or her juror fees to the Lake County Children's Advocacy
3 Center through December 31, 2021.

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

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

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

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

15 (4) how the monies donated in the previous calendar
16 year were used by the Lake County Children's Advocacy
17 Center; and

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

21 (d) This Section is repealed on January 1, 2026 ~~2024~~.

22 (Source: P.A. 101-612, eff. 12-20-19; 102-671, eff. 11-30-21.)

23 (55 ILCS 5/5-41065)

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

25 Sec. 5-41065. Mechanics lien demand and referral

1 adjudication.

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

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

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

17 (d) This Section is repealed on January 1, 2026 ~~2024~~.

18 (Source: P.A. 102-671, eff. 11-30-21.)

19 (55 ILCS 5/5-43043)

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

21 Sec. 5-43043. Mechanics lien demand and referral
22 adjudication.

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

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

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

13 (d) This Section is repealed on January 1, 2026 ~~2024~~.

14 (Source: P.A. 102-671, eff. 11-30-21.)

15 Section 90. The Emergency Medical Services (EMS) Systems
16 Act is amended by changing Section 3.22 as follows:

17 (210 ILCS 50/3.22)

18 Sec. 3.22. EMT Training, Recruitment, and Retention Task
19 Force.

20 (a) The EMT Training, Recruitment, and Retention Task
21 Force is created to address the following:

22 (1) the impact that the EMT and Paramedic shortage is
23 having on this State's EMS System and health care system;

24 (2) barriers to the training, recruitment, and

1 retention of Emergency Medical Technicians throughout this
2 State;

3 (3) steps that the State of Illinois can take,
4 including coordination and identification of State and
5 federal funding sources, to assist Illinois high schools,
6 community colleges, and ground ambulance providers to
7 train, recruit, and retain emergency medical technicians;

8 (4) the examination of current testing mechanisms for
9 EMRs, EMTs, and Paramedics and the utilization of the
10 National Registry of Emergency Medical Technicians,
11 including current pass rates by licensure level, national
12 utilization, and test preparation strategies;

13 (5) how apprenticeship programs, local, regional, and
14 statewide, can be utilized to recruit and retain EMRs,
15 EMTs, and Paramedics;

16 (6) how ground ambulance reimbursement affects the
17 recruitment and retention of EMTs and Paramedics; and

18 (7) all other areas that the Task Force deems
19 necessary to examine and assist in the recruitment and
20 retention of EMTs and Paramedics.

21 (b) The Task Force shall be comprised of the following
22 members:

23 (1) one member of the Illinois General Assembly,
24 appointed by the President of the Senate, who shall serve
25 as co-chair;

26 (2) one member of the Illinois General Assembly,

1 appointed by the Speaker of the House of Representatives;

2 (3) one member of the Illinois General Assembly,
3 appointed by the Senate Minority Leader;

4 (4) one member of the Illinois General Assembly,
5 appointed by the House Minority Leader, who shall serve as
6 co-chair;

7 (5) 9 members representing private ground ambulance
8 providers throughout this State representing for-profit
9 and non-profit rural and urban ground ambulance providers,
10 appointed by the President of the Senate;

11 (6) 3 members representing hospitals, appointed by the
12 Speaker of the House of Representatives, with one member
13 representing safety-net ~~safety-net~~ hospitals and one
14 member representing rural hospitals;

15 (7) 3 members representing a statewide association of
16 nursing homes, appointed by the President of the Senate;

17 (8) one member representing the State Board of
18 Education, appointed by the House Minority Leader;

19 (9) 2 EMS Medical Directors from a Regional EMS
20 Medical Directors Committee, appointed by the Governor;
21 and

22 (10) one member representing the Illinois Community
23 College Systems, appointed by the Minority Leader of the
24 Senate.

25 (c) Members of the Task Force shall serve without
26 compensation.

1 (d) The Task Force shall convene at the call of the
2 co-chairs and shall hold at least 6 meetings.

3 (e) The Task Force shall submit its final report to the
4 General Assembly and the Governor no later than September 1,
5 2024 ~~January 1, 2024~~, and upon the submission of its final
6 report, the Task Force shall be dissolved.

7 (Source: P.A. 103-547, eff. 8-11-23; revised 10-25-23.)

8 Section 95. The Environmental Protection Act is amended by
9 changing Section 9.18 as follows:

10 (415 ILCS 5/9.18)

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

12 Sec. 9.18. Commission on market-based carbon pricing
13 solutions.

14 (a) In the United States, state-based market policies to
15 reduce greenhouse gases have been in operation since 2009.
16 More than a quarter of the US population lives in a state with
17 carbon pricing and these states represent one-third of the
18 United States' gross domestic product. Market-based policies
19 have proved effective at reducing emissions in states across
20 the United States, and around the world. Additionally,
21 well-designed carbon pricing incentivizes energy efficiency
22 and drives investments in low-carbon solutions and
23 technologies, such as renewables, hydrogen, biofuels, and
24 carbon capture, use, and storage. Illinois must assess

1 available suites of programs and policies to support a rapid,
2 economy-wide decarbonization and spur the development of a
3 clean energy economy in the State, while maintaining Illinois'
4 competitive advantage.

5 (b) The Governor is hereby authorized to create a carbon
6 pricing commission to study the short-term and long-term
7 impacts of joining, implementing, or designing a sector-based,
8 statewide, or regional carbon pricing program. The commission
9 shall analyze and compare the relative cost of, and greenhouse
10 gas reductions from, various carbon pricing programs available
11 to Illinois and the Midwest, including, but not limited to:
12 the Regional Greenhouse Gas Initiative (RGGI), the
13 Transportation and Climate Initiative (TCI), California's
14 cap-and-trade program, California's low carbon fuel standard,
15 Washington State's cap-and-invest program, the Oregon Clean
16 Fuels Program, and other relevant market-based programs. At
17 the conclusion of the study, no later than December 31, 2022,
18 the commission shall issue a public report containing its
19 findings.

20 (c) This Section is repealed on January 1, 2025 ~~2024~~.

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

22 Section 100. The Illinois Vehicle Code is amended by
23 changing Section 3-692 as follows:

24 (625 ILCS 5/3-692)

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

2 Sec. 3-692. Soil and Water Conservation District Plates.

3 (a) In addition to any other special license plate, the
4 Secretary, upon receipt of all applicable fees and
5 applications made in the form prescribed by the Secretary of
6 State, may issue Soil and Water Conservation District license
7 plates. The special Soil and Water Conservation District plate
8 issued under this Section shall be affixed only to passenger
9 vehicles of the first division and motor vehicles of the
10 second division weighing not more than 8,000 pounds. Plates
11 issued under this Section shall expire according to the
12 staggered multi-year procedure established by Section 3-414.1
13 of this Code.

14 (b) The design, color, and format of the plates shall be
15 wholly within the discretion of the Secretary of State.
16 Appropriate documentation, as determined by the Secretary,
17 must accompany each application. The Secretary, in his or her
18 discretion, shall approve and prescribe stickers or decals as
19 provided under Section 3-412.

20 (c) An applicant for the special plate shall be charged a
21 \$40 fee for original issuance in addition to the appropriate
22 registration fee. Of this fee, \$25 shall be deposited into the
23 Soil and Water Conservation District Fund and \$15 shall be
24 deposited into the Secretary of State Special License Plate
25 Fund, to be used by the Secretary to help defray the
26 administrative processing costs. For each registration renewal

1 period, a \$27 fee, in addition to the appropriate registration
2 fee, shall be charged. Of this fee, \$25 shall be deposited into
3 the Soil and Water Conservation District Fund and \$2 shall be
4 deposited into the Secretary of State Special License Plate
5 Fund.

6 (d) The Soil and Water Conservation District Fund is
7 created as a special fund in the State treasury. All money in
8 the Soil and Water Conservation District Fund shall be paid,
9 subject to appropriation by the General Assembly and
10 distribution by the Secretary, as grants to Illinois soil and
11 water conservation districts for projects that conserve and
12 restore soil and water in Illinois. All interest earned on
13 moneys in the Fund shall be deposited into the Fund. The Fund
14 shall not be subject to administrative charges or chargebacks,
15 such as but not limited to those authorized under Section 8h of
16 the State Finance Act.

17 (e) Notwithstanding any other provision of law, on July 1,
18 2023, or as soon thereafter as practical, the State
19 Comptroller shall direct and the State Treasurer shall
20 transfer the remaining balance from the Soil and Water
21 Conservation District Fund into the Partners for Conservation
22 Fund. Upon completion of the transfers, the Soil and Water
23 Conservation District Fund is dissolved, and any future
24 deposits due to that Fund and any outstanding obligations or
25 liabilities of that Fund shall pass to the Partners for
26 Conservation Fund.

1 (f) This Section is repealed on January 1, 2025 ~~2024~~.

2 (Source: P.A. 103-8, eff. 6-7-23.)

3 Section 105. The Illinois Controlled Substances Act is
4 amended by changing Section 311.6 as follows:

5 (720 ILCS 570/311.6)

6 (Text of Section before amendment by P.A. 103-425)

7 (This Section may contain text from a Public Act with a
8 delayed effective date)

9 Sec. 311.6. Opioid prescriptions.

10 (a) Notwithstanding any other provision of law, a
11 prescription for a substance classified in Schedule II, III,
12 IV, or V must be sent electronically, in accordance with
13 Section 316. Prescriptions sent in accordance with this
14 subsection (a) must be accepted by the dispenser in electronic
15 format.

16 (b) Notwithstanding any other provision of this Section or
17 any other provision of law, a prescriber shall not be required
18 to issue prescriptions electronically if he or she certifies
19 to the Department of Financial and Professional Regulation
20 that he or she will not issue more than 25 prescriptions during
21 a 12-month period. Prescriptions in both oral and written form
22 for controlled substances shall be included in determining
23 whether the prescriber will reach the limit of 25
24 prescriptions.

1 (c) The Department of Financial and Professional
2 Regulation shall adopt rules for the administration of this
3 Section. These rules shall provide for the implementation of
4 any such exemption to the requirements under this Section that
5 the Department of Financial and Professional Regulation may
6 deem appropriate, including the exemption provided for in
7 subsection (b).

8 (Source: P.A. 102-490, eff. 1-1-24 (See Section 55 of P.A.
9 102-1109 for effective date of P.A. 102-490).)

10 (Text of Section after amendment by P.A. 103-425)

11 (This Section may contain text from a Public Act with a
12 delayed effective date)

13 Sec. 311.6. Opioid prescriptions.

14 (a) Notwithstanding any other provision of law, a
15 prescription for a substance classified in Schedule II, III,
16 IV, or V must be sent electronically, in accordance with
17 Section 316. Prescriptions sent in accordance with this
18 subsection (a) must be accepted by the dispenser in electronic
19 format.

20 (b) Beginning on the effective date of this amendatory Act
21 of the 103rd General Assembly until December 31, 2028,
22 notwithstanding any other provision of this Section or any
23 other provision of law, a prescriber shall not be required to
24 issue prescriptions electronically if he or she certifies to
25 the Department of Financial and Professional Regulation that

1 he or she will not issue more than 150 prescriptions during a
2 12-month period. Prescriptions in both oral and written form
3 for controlled substances shall be included in determining
4 whether the prescriber will reach the limit of 150
5 prescriptions. Beginning January 1, 2029, notwithstanding any
6 other provision of this Section or any other provision of law,
7 a prescriber shall not be required to issue prescriptions
8 electronically if he or she certifies to the Department of
9 Financial and Professional Regulation that he or she will not
10 issue more than 50 prescriptions during a 12-month period.
11 Prescriptions in both oral and written form for controlled
12 substances shall be included in determining whether the
13 prescriber will reach the limit of 50 prescriptions.

14 (b-5) Notwithstanding any other provision of this Section
15 or any other provision of law, a prescriber shall not be
16 required to issue prescriptions electronically under the
17 following circumstances:

18 (1) prior to January 1, 2026, the prescriber
19 demonstrates financial difficulties in buying or managing
20 an electronic prescription option, whether it is an
21 electronic health record or some other electronic
22 prescribing product;

23 (2) on and after January 1, 2026, the prescriber
24 provides proof of a waiver from the Centers for Medicare
25 and Medicaid Services for the Electronic Prescribing for
26 Controlled Substances Program due to demonstrated economic

1 hardship for the previous compliance year;

2 (3) there is a temporary technological or electrical
3 failure that prevents an electronic prescription from
4 being issued;

5 (4) the prescription is for a drug that the
6 practitioner reasonably determines would be impractical
7 for the patient to obtain in a timely manner if prescribed
8 by an electronic data transmission prescription and the
9 delay would adversely impact the patient's medical
10 condition;

11 (5) the prescription is for an individual who:

12 (A) resides in a nursing or assisted living
13 facility;

14 (B) is receiving hospice or palliative care;

15 (C) is receiving care at an outpatient renal
16 dialysis facility and the prescription is related to
17 the care provided;

18 (D) is receiving care through the United States
19 Department of Veterans Affairs; or

20 (E) is incarcerated in a state, detained, or
21 confined in a correctional facility;

22 (6) the prescription prescribes a drug under a
23 research protocol;

24 (7) the prescription is a non-patient specific
25 prescription dispensed under a standing order, approved
26 protocol for drug therapy, collaborative drug management,

1 or comprehensive medication management, or in response to
2 a public health emergency or other circumstance in which
3 the practitioner may issue a non-patient specific
4 prescription;

5 (8) the prescription is issued when the prescriber and
6 dispenser are the same entity; ~~or~~

7 (9) the prescription is issued for a compound
8 prescription containing 2 or more compounds; or

9 (10) the prescription is issued by a licensed
10 veterinarian within 2 years after the effective date of
11 this amendatory Act of the 103rd General Assembly.

12 (c) The Department of Financial and Professional
13 Regulation may adopt rules for the administration of this
14 Section to the requirements under this Section that the
15 Department of Financial and Professional Regulation may deem
16 appropriate.

17 (d) Any prescriber who makes a good faith effort to
18 prescribe electronically, but for reasons not within the
19 prescriber's control is unable to prescribe electronically,
20 may be exempt from any disciplinary action.

21 (e) Any pharmacist who dispenses in good faith based upon
22 a valid prescription that is not prescribed electronically may
23 be exempt from any disciplinary action. A pharmacist is not
24 required to ensure or responsible for ensuring the
25 prescriber's compliance under subsection (b), nor may any
26 other entity or organization require a pharmacist to ensure

1 the prescriber's compliance with that subsection.

2 (f) It shall be a violation of this Section for any
3 prescriber or dispenser to adopt a policy contrary to this
4 Section.

5 (Source: P.A. 102-490, eff. 1-1-24 (See Section 55 of P.A.
6 102-1109 for effective date of P.A. 102-490); 103-425, eff.
7 1-1-24.)

8 Section 110. The Common Interest Community Association Act
9 is amended by changing Section 1-90 as follows:

10 (765 ILCS 160/1-90)

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

12 Sec. 1-90. Compliance with the Condominium and Common
13 Interest Community Ombudsperson Act. Every common interest
14 community association, except for those exempt from this Act
15 under Section 1-75, must comply with the Condominium and
16 Common Interest Community Ombudsperson Act and is subject to
17 all provisions of the Condominium and Common Interest
18 Community Ombudsperson Act. This Section is repealed January
19 1, 2026 ~~2024~~.

20 (Source: P.A. 102-921, eff. 5-27-22.)

21 Section 115. The Condominium Property Act is amended by
22 changing Section 35 as follows:

1 (765 ILCS 605/35)

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

3 Sec. 35. Compliance with the Condominium and Common
4 Interest Community Ombudsperson Act. Every unit owners'
5 association must comply with the Condominium and Common
6 Interest Community Ombudsperson Act and is subject to all
7 provisions of the Condominium and Common Interest Community
8 Ombudsperson Act. This Section is repealed January 1, 2026
9 ~~2024~~.

10 (Source: P.A. 102-921, eff. 5-27-22.)

11 Section 120. The Condominium and Common Interest Community
12 Ombudsperson Act is amended by changing Section 70 as follows:

13 (765 ILCS 615/70)

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

15 Sec. 70. Repeal. This Act is repealed on January 1, 2026
16 ~~2024~~.

17 (Source: P.A. 102-921, eff. 5-27-22.)

18 Section 900. "An Act concerning housing", approved June
19 30, 2023, Public Act 103-215, is amended by adding Section 99
20 as follows:

21 (P.A. 103-215, Sec. 99 new)

22 Sec. 99. Effective date. This Act takes effect April 30,

1 2024.

2 Section 905. "An Act concerning education", approved
3 August 11, 2023, Public Act 103-542, is amended by adding
4 Section 99 as follows:

5 (P.A. 103-542, Sec. 99 new)

6 Section 99. Effective date. This Act takes effect on July
7 1, 2024.

8 Section 950. No acceleration or delay. Where this Act
9 makes changes in a statute that is represented in this Act by
10 text that is not yet or no longer in effect (for example, a
11 Section represented by multiple versions), the use of that
12 text does not accelerate or delay the taking effect of (i) the
13 changes made by this Act or (ii) provisions derived from any
14 other Public Act.

15 Section 999. Effective date. This Act takes effect upon
16 becoming law."