



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3903

Introduced 2/17/2023, by Rep. William "Will" Davis

SYNOPSIS AS INTRODUCED:

See Index

Amends the Department of Agriculture Law of the Civil Administrative Code of Illinois. Provides that the Department of Agriculture upon request (previously in cooperation) with the Department of Commerce and Economic Opportunity shall provide consulting service and standards. Repeals the Displaced Homemakers Assistance Act, the Energy Policy and Planning Act, the Community Health Worker Advisory Board Act, the Electronic Health Records Taskforce Act, and the Des Plaines and Illinois Rivers Act. Makes changes in various Acts in provisions concerning funds; mandates; reports; and task forces. Effective immediately.

LRB103 26454 DTM 52817 b

1 AN ACT concerning government.

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

4 Section 5. The Department of Agriculture Law of the Civil
5 Administrative Code of Illinois is amended by changing Section
6 205-40 as follows:

7 (20 ILCS 205/205-40) (was 20 ILCS 205/40.31)

8 Sec. 205-40. Export consulting service and standards. The
9 Department, and upon request the ~~in cooperation with the~~
10 Department of Commerce and Economic Opportunity, shall (1)
11 provide a consulting service to those who desire to export
12 farm products, commodities, and supplies and guide them in
13 their efforts to improve trade relations; (2) cooperate with
14 agencies and instrumentalities of the federal government to
15 develop export grade standards for farm products, commodities,
16 and supplies produced in Illinois and adopt reasonable rules
17 and regulations to ensure that exports of those products,
18 commodities, and supplies comply with those standards; (3)
19 upon request and after inspection of any such farm product,
20 commodity, or supplies, certify compliance or noncompliance
21 with those standards; (4) provide an informational program to
22 existing and potential foreign importers of farm products,
23 commodities, and supplies; (5) qualify for U. S. Department of

1 Agriculture matching funds for overseas promotion of farm
2 products, commodities, and supplies according to the federal
3 requirements regarding State expenditures that are eligible
4 for matching funds; and (6) provide a consulting service to
5 persons who desire to export processed or value-added
6 agricultural products and assist those persons in ascertaining
7 legal and regulatory restrictions and market preferences that
8 affect the sale of value-added agricultural products in
9 foreign markets.

10 (Source: P.A. 100-110, eff. 8-15-17.)

11 (20 ILCS 605/605-820 rep.)

12 Section 10. The Department of Commerce and Economic
13 Opportunity Law of the Civil Administrative Code of Illinois
14 is amended by repealing Section 605-820.

15 Section 15. The Department of Commerce and Economic
16 Opportunity Law of the Civil Administrative Code of Illinois
17 is amended by changing Section 605-913 as follows:

18 (20 ILCS 605/605-913)

19 Sec. 605-913. Clean Water Workforce Pipeline Program.

20 (a) The General Assembly finds the following:

21 (1) The fresh surface water and groundwater supply in
22 Illinois and Lake Michigan constitute vital natural
23 resources that require careful stewardship and protection

1 for future generations. Access to safe and clean drinking
2 water is the right of all Illinois residents.

3 (2) To adequately protect these resources and provide
4 safe and clean drinking water, substantial investment is
5 needed to replace lead components in drinking water
6 infrastructure, improve wastewater treatment, flood
7 control, and stormwater management, control aquatic
8 invasive species, implement green infrastructure
9 solutions, and implement other infrastructure solutions to
10 protect water quality.

11 (3) Implementing these clean water solutions will
12 require a skilled and trained workforce, and new
13 investments will demand additional workers with
14 specialized skills.

15 (4) Water infrastructure jobs have been shown to
16 provide living wages and contribute to Illinois' economy.

17 (5) Significant populations of Illinois residents,
18 including, but not limited to, residents of environmental
19 justice communities, economically and socially
20 disadvantaged communities, those returning from the
21 criminal justice system, foster care alumni, and in
22 particular women and transgender persons, are in need of
23 access to skilled living wage jobs like those in the water
24 infrastructure sector.

25 (6) Many of these residents are more likely to live in
26 communities with aging and inadequate clean water

1 infrastructure and suffer from threats to surface and
2 drinking water quality.

3 (7) The State can provide significant economic
4 opportunities to these residents and achieve greater
5 environmental and public health by investing in clean
6 water infrastructure.

7 (8) New training, recruitment, support, and placement
8 efforts are needed to connect these residents with career
9 opportunities in water infrastructure.

10 (9) The State must invest in both clean water
11 infrastructure and workforce development efforts in order
12 to achieve these goals.

13 (b) Subject to appropriation, ~~From appropriations made~~
14 ~~from the Build Illinois Bond Fund, Capital Development Fund,~~
15 ~~or General Revenue Fund or other funds as identified by the~~
16 ~~Department,~~ the Department may ~~shall~~ create a Clean Water
17 Workforce Pipeline Program to provide grants and other
18 financial assistance to prepare and support individuals for
19 careers in water infrastructure. All funding provided by the
20 Program under this Section shall be designed to encourage and
21 facilitate employment in projects funded through State capital
22 investment and provide participants a skill set to allow them
23 to work professionally in fields related to water
24 infrastructure.

25 Grants and other financial assistance may be made
26 available on a competitive annual basis to organizations that

1 demonstrate a capacity to recruit, support, train, and place
2 individuals in water infrastructure careers, including, but
3 not limited to, community organizations, educational
4 institutions, workforce investment boards, community action
5 agencies, and multi-craft labor organizations for new efforts
6 specifically focused on engaging residents of environmental
7 justice communities, economically and socially disadvantaged
8 communities, those returning from the criminal justice system,
9 foster care alumni, and in particular women and transgender
10 persons in these populations.

11 Grants and other financial assistance may ~~shall~~ be awarded
12 on a competitive and annual basis for the following
13 activities:

14 (1) identification of individuals for job training in
15 the water sector;

16 (2) counseling, preparation, skills training, and
17 other support to increase a candidate's likelihood of
18 success in a job training program and career;

19 (3) financial support for individuals in a water
20 sector job skills training program, support services, and
21 transportation assistance tied to training under this
22 Section;

23 (4) job placement services for individuals during and
24 after completion of water sector job skills training
25 programs; and

26 (5) financial, administrative, and management

1 assistance for organizations engaged in these activities.

2 (c) It shall be an annual goal of the Program to train and
3 place at least 300, or 25% of the number of annual jobs created
4 by State financed water infrastructure projects, whichever is
5 greater, of the following persons in water sector-related
6 apprenticeships annually: residents of environmental justice
7 communities; residents of economically and socially
8 disadvantaged communities; those returning from the criminal
9 justice system; foster care alumni; and, in particular, women
10 and transgender persons. In awarding and administering grants
11 under this Program, the Department shall strive to provide
12 assistance equitably throughout the State.

13 In order to encourage the employment of individuals
14 trained through the Program onto projects receiving State
15 financial assistance, the Department may ~~shall~~ coordinate with
16 the Illinois Environmental Protection Agency, the Illinois
17 Finance Authority, and other State agencies that provide
18 financial support for water infrastructure projects. These
19 agencies may ~~shall~~ take steps to support attaining the
20 training and placement goals set forth in this subsection,
21 using a list of projects that receive State financial support.
22 These agencies may propose and adopt rules to facilitate the
23 attainment of this goal.

24 Using funds appropriated for the purposes of this Section,
25 the Department may select through a competitive bidding
26 process a Program Administrator to oversee the allocation of

1 funds and select organizations that receive funding.

2 When the program is active, recipients ~~Recipients~~ of
3 grants under the Program shall report annually to the
4 Department on the success of their efforts and their
5 contribution to reaching the goals of the Program provided in
6 this subsection. When the program is active, the ~~The~~
7 Department shall compile this information and annually report
8 to the General Assembly on the Program, including, but not
9 limited to, the following information:

10 (1) progress toward the goals stated in this
11 subsection;

12 (2) any increase in the percentage of water industry
13 jobs in targeted populations;

14 (3) any increase in the rate of acceptance,
15 completion, or retention of water training programs among
16 targeted populations;

17 (4) any increase in the rate of employment, including
18 hours and annual income, measured against pre-Program
19 participant income; and

20 (5) any recommendations for future changes to optimize
21 the success of the Program.

22 (d) Within 90 days of the program receiving an
23 appropriation, ~~Within 90 days after January 1, 2020 (the~~
24 ~~effective date of Public Act 101-576),~~ the Department may
25 ~~shall~~ propose a draft plan to implement this Section for
26 public comment. The Department may ~~shall~~ allow a minimum of 60

1 days for public comment on the plan, including one or more
2 public hearings, if requested. The Department may ~~shall~~
3 finalize the plan within 180 days of January 1, 2020 (the
4 effective date of Public Act 101-576).

5 The Department may propose and adopt any rules necessary
6 for the implementation of the Program and to ensure compliance
7 with this Section.

8 ~~(e) The Water Workforce Development Fund is created as a~~
9 ~~special fund in the State treasury. The Fund shall receive~~
10 ~~moneys appropriated for the purpose of this Section from the~~
11 ~~Build Illinois Bond Fund, the Capital Development Fund, the~~
12 ~~General Revenue Fund and any other funds.~~ Moneys in the Fund
13 shall only be used to fund the Program and to assist and enable
14 implementation of clean water infrastructure capital
15 investments. Notwithstanding any other law to the contrary,
16 the Water Workforce Development Fund is not subject to sweeps,
17 administrative charge-backs, or any other fiscal or budgetary
18 maneuver that would in any way transfer any amounts from the
19 Water Workforce Development Fund into any other fund of the
20 State.

21 (f) For purpose of this Section:

22 "Environmental justice community" has the meaning provided
23 in subsection (b) of Section 1-50 of the Illinois Power Agency
24 Act.

25 "Multi-craft labor organization" means a joint
26 labor-management apprenticeship program registered with and

1 approved by the United States Department of Labor's Office of
2 Apprenticeship or a labor organization that has an accredited
3 training program through the Higher Learning Commission or the
4 Illinois Community College Board.

5 "Organization" means a corporation, company, partnership,
6 association, society, order, labor organization, or individual
7 or aggregation of individuals.

8 (Source: P.A. 101-576, eff. 1-1-20; 102-558, eff. 8-20-21.)

9 (20 ILCS 615/Act rep.)

10 Section 20. The Displaced Homemakers Assistance Act is
11 repealed.

12 (20 ILCS 630/3 rep.)

13 (20 ILCS 630/5 rep.)

14 Section 22. The Illinois Emergency Employment Development
15 Act is amended by repealing Sections 3 and 5.

16 Section 25. The Renewable Energy, Energy Efficiency, and
17 Coal Resources Development Law of 1997 is amended by changing
18 Section 6-6 as follows:

19 (20 ILCS 687/6-6)

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

21 Sec. 6-6. Energy efficiency program.

22 (a) For the year beginning January 1, 1998, and thereafter

1 as provided in this Section, each electric utility as defined
2 in Section 3-105 of the Public Utilities Act and each
3 alternative retail electric supplier as defined in Section
4 16-102 of the Public Utilities Act supplying electric power
5 and energy to retail customers located in the State of
6 Illinois shall contribute annually a pro rata share of a total
7 amount of \$3,000,000 based upon the number of kilowatt-hours
8 sold by each such entity in the 12 months preceding the year of
9 contribution. On or before May 1 of each year, the Illinois
10 Commerce Commission shall determine and notify the Agency of
11 the pro rata share owed by each electric utility and each
12 alternative retail electric supplier based upon information
13 supplied annually to the Illinois Commerce Commission. On or
14 before June 1 of each year, the Agency shall send written
15 notification to each electric utility and each alternative
16 retail electric supplier of the amount of pro rata share they
17 owe. These contributions shall be remitted to the Illinois
18 Environmental Protection Agency ~~Department of Revenue~~ on or
19 before June 30 of each year the contribution is due on a return
20 prescribed and furnished by the Illinois Environmental
21 Protection Agency ~~Department of Revenue~~ showing such
22 information as the Illinois Environmental Protection Agency
23 ~~Department of Revenue~~ may reasonably require. The funds
24 received pursuant to this Section shall be subject to the
25 appropriation of funds by the General Assembly. The Illinois
26 Environmental Protection Agency ~~Department of Revenue~~ shall

1 place the funds remitted under this Section in a trust fund,
2 that is hereby created in the State Treasury, called the
3 Energy Efficiency Trust Fund. If an electric utility or
4 alternative retail electric supplier does not remit its pro
5 rata share to the Illinois Environmental Protection Agency
6 ~~Department of Revenue~~, the Illinois Environmental Protection
7 Agency Department of Revenue must inform the Illinois Commerce
8 Commission of such failure. The Illinois Commerce Commission
9 may then revoke the certification of that electric utility or
10 alternative retail electric supplier. The Illinois Commerce
11 Commission may not renew the certification of any electric
12 utility or alternative retail electric supplier that is
13 delinquent in paying its pro rata share.

14 (b) The Agency shall disburse the moneys in the Energy
15 Efficiency Trust Fund to benefit residential electric
16 customers through projects which the Agency has determined
17 will promote energy efficiency in the State of Illinois. The
18 Department of Commerce and Economic Opportunity shall
19 establish a list of projects eligible for grants from the
20 Energy Efficiency Trust Fund including, but not limited to,
21 supporting energy efficiency efforts for low-income
22 households, replacing energy inefficient windows with more
23 efficient windows, replacing energy inefficient appliances
24 with more efficient appliances, replacing energy inefficient
25 lighting with more efficient lighting, insulating dwellings
26 and buildings, using market incentives to encourage energy

1 efficiency, and such other projects which will increase energy
2 efficiency in homes and rental properties.

3 (c) The Agency may, by administrative rule, establish
4 criteria and an application process for this grant program.

5 (d) (Blank).

6 (e) (Blank).

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

8 (20 ILCS 1120/Act rep.)

9 Section 30. The Energy Policy and Planning Act is
10 repealed.

11 (20 ILCS 1510/65 rep.)

12 Section 40. The Illinois Guaranteed Job Opportunity Act is
13 amended by repealing Section 65.

14 (20 ILCS 2310/2310-76 rep.)

15 Section 45. The Department of Public Health Powers and
16 Duties Law of the Civil Administrative Code of Illinois is
17 amended by repealing Section 2310-76.

18 (20 ILCS 2335/Act rep.)

19 Section 50. The Community Health Worker Advisory Board Act
20 is repealed.

21 (20 ILCS 3934/Act rep.)

1 Section 55. The Electronic Health Records Taskforce Act is
2 repealed.

3 Section 60. The Green Governments Illinois Act is amended
4 by changing Section 15 as follows:

5 (20 ILCS 3954/15)

6 Sec. 15. Council membership and administrative support.
7 Representatives from various State agencies and State
8 universities with specific fiscal, procurement, educational,
9 and environmental policy expertise shall comprise the Council.
10 Until the effective date of this amendatory Act of the 97th
11 General Assembly, the Lieutenant Governor is the chair of the
12 Council. On and after the effective date of this amendatory
13 Act of the 97th General Assembly, the Governor is the chair of
14 the Council, and the Lieutenant Governor, or his or her
15 designee, shall be a member of the council. The director or
16 President, respectively, of each of the following State
17 agencies and State universities, or his or her designee, is a
18 member of the Council: ~~the Department of Commerce and Economic~~
19 ~~Opportunity,~~ the Environmental Protection Agency, the
20 University of Illinois, the Department of Natural Resources,
21 the Department of Central Management Services, the Governor's
22 Office of Management and Budget, the Department of
23 Agriculture, the Department of Transportation, the Department
24 of Corrections, the Department of Human Services, the

1 Department of Public Health, the State Board of Education, the
2 Board of Higher Education, and the Capital Development Board.

3 The Office of the Governor shall provide administrative
4 support to the Council. A minimum of one staff position in the
5 Office of the Governor shall be dedicated to the Green
6 Governments Illinois program.

7 (Source: P.A. 97-573, eff. 8-25-11; 98-346, eff. 8-14-13.)

8 Section 65. The State Finance Act is amended by changing
9 Sections 5k and 6z-75 as follows:

10 (30 ILCS 105/5k)

11 Sec. 5k. Cash flow borrowing and general funds liquidity;
12 FY15.

13 (a) In order to meet cash flow deficits and to maintain
14 liquidity in the General Revenue Fund and the Health Insurance
15 Reserve Fund, on and after July 1, 2014 and through June 30,
16 2015, the State Treasurer and the State Comptroller shall make
17 transfers to the General Revenue Fund and the Health Insurance
18 Reserve Fund, as directed by the Governor, out of special
19 funds of the State, to the extent allowed by federal law. No
20 such transfer may reduce the cumulative balance of all of the
21 special funds of the State to an amount less than the total
22 debt service payable during the 12 months immediately
23 following the date of the transfer on any bonded indebtedness
24 of the State and any certificates issued under the Short Term

1 Borrowing Act. At no time shall the outstanding total
2 transfers made from the special funds of the State to the
3 General Revenue Fund and the Health Insurance Reserve Fund
4 under this Section exceed \$650,000,000; once the amount of
5 \$650,000,000 has been transferred from the special funds of
6 the State to the General Revenue Fund and the Health Insurance
7 Reserve Fund, additional transfers may be made from the
8 special funds of the State to the General Revenue Fund and the
9 Health Insurance Reserve Fund under this Section only to the
10 extent that moneys have first been re-transferred from the
11 General Revenue Fund and the Health Insurance Reserve Fund to
12 those special funds of the State. Notwithstanding any other
13 provision of this Section, no such transfer may be made from
14 any special fund that is exclusively collected by or
15 appropriated to any other constitutional officer without the
16 written approval of that constitutional officer.

17 (b) If moneys have been transferred to the General Revenue
18 Fund and the Health Insurance Reserve Fund pursuant to
19 subsection (a) of this Section, this amendatory Act of the
20 98th General Assembly shall constitute the continuing
21 authority for and direction to the State Treasurer and State
22 Comptroller to reimburse the funds of origin from the General
23 Revenue Fund by transferring to the funds of origin, at such
24 times and in such amounts as directed by the Governor when
25 necessary to support appropriated expenditures from the funds,
26 an amount equal to that transferred from them plus any

1 interest that would have accrued thereon had the transfer not
2 occurred. When any of the funds from which moneys have been
3 transferred pursuant to subsection (a) have insufficient cash
4 from which the State Comptroller may make expenditures
5 properly supported by appropriations from the fund, then the
6 State Treasurer and State Comptroller shall transfer from the
7 General Revenue Fund to the fund only such amount as is
8 immediately necessary to satisfy outstanding expenditure
9 obligations on a timely basis.

10 (c) On the first day of each ~~quarterly period in each~~
11 fiscal year, until such time as a report indicates that all
12 moneys borrowed and interest pursuant to this Section have
13 been repaid, the Governor's Office of Management and Budget
14 shall provide to the President and the Minority Leader of the
15 Senate, the Speaker and the Minority Leader of the House of
16 Representatives, and the Commission on Government Forecasting
17 and Accountability a report on all transfers made pursuant to
18 this Section in the prior fiscal year ~~quarterly period~~. The
19 report must be provided in electronic format. The report must
20 include all of the following:

21 (1) The date each transfer was made.

22 (2) The amount of each transfer.

23 (3) In the case of a transfer from the General Revenue
24 Fund to a fund of origin pursuant to subsection (b) of this
25 Section, the amount of interest being paid to the fund of
26 origin.

1 (4) The end of day balance of the fund of origin, the
2 General Revenue Fund and the Health Insurance Reserve Fund
3 on the date the transfer was made.

4 (Source: P.A. 98-682, eff. 6-30-14; 99-523, eff. 6-30-16.)

5 (30 ILCS 105/6z-75)

6 Sec. 6z-75. The Illinois Power Agency Trust Fund.

7 (a) Creation. The Illinois Power Agency Trust Fund is
8 created as a special fund in the State treasury. The State
9 Treasurer shall be the custodian of the Fund. Amounts in the
10 Fund, both principal and interest not appropriated, shall be
11 invested as provided by law.

12 (b) Funding and investment.

13 (1) The Illinois Power Agency Trust Fund may accept,
14 receive, and administer any grants, loans, or other funds
15 made available to it by any source. Any such funds
16 received by the Fund shall not be considered income, but
17 shall be added to the principal of the Fund.

18 (2) The investments of the Fund shall be managed by
19 the Illinois State Board of Investment, for the purpose of
20 obtaining a total return on investments for the long term,
21 as provided for under Article 22A of the Illinois Pension
22 Code.

23 (c) Investment proceeds. Subject to the provisions of
24 subsection (d) of this Section, the General Assembly may
25 annually appropriate from ~~the Illinois Power Agency Trust Fund~~

1 ~~to~~ the Illinois Power Agency Operations Fund an amount
2 calculated not to exceed 90% of the prior fiscal year's annual
3 investment income earned by the Illinois Power Agency Trust
4 Fund to the Illinois Power Agency. Any investment income not
5 appropriated by the General Assembly in a given fiscal year
6 shall be added to the principal of the Fund, and thereafter
7 considered a part thereof and not subject to appropriation as
8 income earned by the Fund.

9 (d) Expenditures.

10 (1) During Fiscal Year 2008 and Fiscal Year 2009, the
11 General Assembly shall not appropriate any of the
12 investment income earned by the Illinois Power Agency
13 Trust Fund to the Illinois Power Agency.

14 (2) During Fiscal Year 2010 and Fiscal Year 2011, the
15 General Assembly shall appropriate a portion of the
16 investment income earned by the Illinois Power Agency
17 Trust Fund to repay to the General Revenue Fund of the
18 State of Illinois those amounts, if any, appropriated from
19 the General Revenue Fund for the operation of the Illinois
20 Power Agency during Fiscal Year 2008 and Fiscal Year 2009,
21 so that at the end of Fiscal Year 2011, the entire amount,
22 if any, appropriated from the General Revenue Fund for the
23 operation of the Illinois Power Agency during Fiscal Year
24 2008 and Fiscal Year 2009 will be repaid in full to the
25 General Revenue Fund.

26 (3) In Fiscal Year 2012 and thereafter, the General

1 Assembly shall consider the need to balance its
2 appropriations from the investment income earned by the
3 Fund with the need to provide for the growth of the
4 principal of the Illinois Power Agency Trust Fund in order
5 to ensure that the Fund is able to produce sufficient
6 investment income to fund the operations of the Illinois
7 Power Agency in future years.

8 (4) If the Illinois Power Agency shall cease
9 operations, then, unless otherwise provided for by law or
10 appropriation, the principal and any investment income
11 earned by the Fund shall be transferred into the
12 Supplemental Low-Income Energy Assistance Fund.

13 (e) Implementation. The provisions of this Section shall
14 not be operative until the Illinois Power Agency Trust Fund
15 has accumulated a principal balance of \$25,000,000.

16 (Source: P.A. 102-1071, eff. 6-10-22.)

17 Section 70. The Industrial Development Assistance Law is
18 amended by changing Sections 4, 5, and 7 as follows:

19 (30 ILCS 720/4) (from Ch. 85, par. 894)

20 Sec. 4. Recognition of industrial development agencies.
21 The Department, upon receipt of certified copies of such
22 resolutions as may be necessary to satisfy it that an
23 industrial development agency has been duly chosen to act
24 within a particular county, may ~~shall~~ recognize such

1 industrial development agency as the sole such agency within
2 such county for the purposes of this Act.

3 (Source: P.A. 76-1961.)

4 (30 ILCS 720/5) (from Ch. 85, par. 895)

5 Sec. 5. Applications for and approval of grants to
6 industrial development agencies. Subject to appropriation, the
7 ~~The~~ Department is authorized to make grants to recognized
8 industrial development agencies, to assist such agencies in
9 the financing of their operational costs for the purposes of
10 making studies, surveys and investigations, the compilation of
11 data and statistics and in the carrying out of planning and
12 promotional programs; but before any such grant may be made,

13 (A) The industrial development agency shall have made
14 application to the Department for such grant, and shall have
15 therein set forth the studies proposed to be made, the
16 statistics, data and surveys proposed to be completed, and the
17 program proposed to be undertaken for the purpose of
18 encouraging and stimulating industrial development in the
19 county. The application shall further state, under oath or
20 affirmation, with evidence thereof satisfactory to the
21 department, the amount of funds held by or committed or
22 subscribed to the industrial development agency for
23 application to the purposes herein described and the amount of
24 the grant for which application is made; and

25 (B) The Department, after review of the application, if

1 satisfied that the program of the industrial development
2 agency appears to be in accord with the purposes of this Act,
3 shall authorize the making of a matching grant to such
4 industrial development agency equal to funds of the agency
5 allocated by it to the program described in its application;
6 but such State grant shall not exceed an amount equal to
7 one-twentieth of one dollar for each inhabitant of the county
8 or counties represented by such agency as determined by the
9 last preceding decennial United States Census.

10 (Source: P.A. 76-1961.)

11 (30 ILCS 720/7) (from Ch. 85, par. 897)

12 Sec. 7. Rules and regulations of the department. In order
13 to effectuate and enforce the provisions of this Act, the
14 Department may adopt ~~is authorized to promulgate~~ necessary
15 rules and regulations and prescribe procedures in order to
16 assure compliance by industrial development agencies in
17 carrying out the purposes for which grants may be made
18 hereunder.

19 (Source: P.A. 76-1961.)

20 Section 75. The Build Illinois Act is amended by changing
21 Section 9-4.2a as follows:

22 (30 ILCS 750/9-4.2a)

23 Sec. 9-4.2a. Rural micro-business loans.

1 (a) In order to increase the growth of small rural
2 businesses, the rural micro-business loan program is created
3 and shall be administered by the Department of Commerce and
4 Economic Opportunity, subject to appropriation. This program
5 shall help small businesses that lack sufficient collateral or
6 equity access funds at competitive terms to help create or
7 retain jobs, modernize equipment or facilities, and maintain
8 their competitiveness.

9 (b) In the making of loans for rural micro-businesses, as
10 defined below, the Department is authorized to employ
11 different criteria in lieu of the general provisions of
12 subsections (b), (d), (e), (f), (h), and (i) of Section 9-4.
13 The Department shall adopt rules for the administration of
14 this program.

15 For purposes of this Section, "rural micro-business" means
16 a business that: (i) employs 5 or fewer full-time employees,
17 including the owner if the owner is an employee, and (ii) is
18 based on the production, processing, or marketing of
19 agricultural products, forest products, cottage and craft
20 products, or tourism.

21 (c) The Department may ~~shall~~ determine by rule the amount,
22 term, interest rate, and allowable uses of loans awarded under
23 this program, except that:

24 (1) The loan shall not exceed \$25,000 or 50% of the
25 business project costs, unless the Director of the
26 Department determines that a waiver of these limits is

1 required to meet the purposes of this Act.

2 (2) The loan shall only be made if the Department
3 determines that the number of jobs to be created or
4 retained by the business is reasonable in relation to the
5 loan funds requested.

6 (3) The borrower shall provide a written statement of
7 the funds required to establish or support the business
8 and shall provide equity capital in an amount equal to 10%
9 of the first \$10,000 of the required funds and equity
10 capital, other loans, or leveraged capital, or any
11 combination thereof, in an amount equal to 50% of any
12 additional required funds.

13 (4) The loan shall be in a principal amount and form
14 and contain terms and provisions with respect to security,
15 insurance, reporting, delinquency charges, default
16 remedies, and other matters that the Department determines
17 are appropriate to protect the public interest and are
18 consistent with the purposes of this Section. The terms
19 and provisions may be less than required for similar loans
20 not covered by this Section.

21 (5) The Department shall award no less than 80% of the
22 amount available for this program for loans to businesses
23 that are located in counties with a population of 100,000
24 or less.

25 (Source: P.A. 94-392, eff. 8-1-05.)

1 Section 80. The State Mandates Act is amended by changing
2 Section 4 as follows:

3 (30 ILCS 805/4) (from Ch. 85, par. 2204)

4 Sec. 4. Collection and maintenance of information
5 concerning state mandates.

6 (a) The Department of Commerce and Economic Opportunity,
7 hereafter referred to as the Department, shall, subject to
8 appropriation, be responsible for:

9 (1) Collecting and maintaining information on State
10 mandates, including information required for effective
11 implementation of the provisions of this Act.

12 (2) Reviewing local government applications for
13 reimbursement submitted under this Act in cases in which
14 the General Assembly has appropriated funds to reimburse
15 local governments for costs associated with the
16 implementation of a State mandate. In cases in which there
17 is no appropriation for reimbursement, upon a request for
18 determination of a mandate by a unit of local government,
19 or more than one unit of local government filing a single
20 request, other than a school district or a community
21 college district, the Department shall determine whether a
22 Public Act constitutes a mandate and, if so, the Statewide
23 cost of implementation.

24 (3) Hearing complaints or suggestions from local
25 governments and other affected organizations as to

1 existing or proposed State mandates.

2 (4) Reporting each year to the Governor and the
3 General Assembly regarding the administration of
4 provisions of this Act and changes proposed to this Act.

5 The Commission on Government Forecasting and
6 Accountability shall conduct public hearings as needed to
7 review the information collected and the recommendations made
8 by the Department under this subsection (a). The Department
9 shall cooperate fully with the Commission on Government
10 Forecasting and Accountability, providing any information,
11 supporting documentation and other assistance required by the
12 Commission on Government Forecasting and Accountability to
13 facilitate the conduct of the hearing.

14 (b) Within 2 years following the effective date of this
15 Act, the Department shall, subject to appropriation, collect
16 and tabulate relevant information as to the nature and scope
17 of each existing State mandate, including but not necessarily
18 limited to (i) identity of type of local government and local
19 government agency or official to whom the mandate is directed;
20 (ii) whether or not an identifiable local direct cost is
21 necessitated by the mandate and the estimated annual amount;
22 (iii) extent of State financial participation, if any, in
23 meeting identifiable costs; (iv) State agency, if any, charged
24 with supervising the implementation of the mandate; and (v) a
25 brief description of the mandate and a citation of its origin
26 in statute or regulation.

1 (c) The resulting information from subsection (b) shall be
2 published in a catalog available to members of the General
3 Assembly, State and local officials, and interested citizens.
4 As new mandates are enacted they shall be added to the catalog,
5 and each January 31 the Department shall, subject to
6 appropriation, list each new mandate enacted at the preceding
7 session of the General Assembly, and the estimated additional
8 identifiable direct costs, if any imposed upon local
9 governments. A revised version of the catalog, subject to
10 appropriation, shall be published every 2 years beginning with
11 the publication date of the first catalog.

12 (d) Failure of the General Assembly to appropriate
13 adequate funds for reimbursement as required by this Act shall
14 not relieve the Department of Commerce and Economic
15 Opportunity from its obligations under this Section.

16 (Source: P.A. 100-1148, eff. 12-10-18.)

17 (70 ILCS 210/22.1 rep.)

18 Section 85. The Metropolitan Pier and Exposition Authority
19 Act is amended by repealing Section 22.1.

20 Section 90. The Forensic Psychiatry Fellowship Training
21 Act is amended by changing Section 5 as follows:

22 (110 ILCS 46/5)

23 Sec. 5. Creation of program. The University of Illinois

1 at Chicago and Southern Illinois University shall expand their
2 focuses on enrolling, training, and graduating forensic mental
3 health professionals by each creating, subject to
4 appropriations, a forensic psychiatry fellowship training
5 program at their Colleges of Medicine.

6 (Source: P.A. 95-22, eff. 8-3-07.)

7 Section 95. The Liquor Control Act of 1934 is amended by
8 changing Sections 6-5 and 9-12 as follows:

9 (235 ILCS 5/6-5) (from Ch. 43, par. 122)

10 Sec. 6-5. Except as otherwise provided in this Section, it
11 is unlawful for any person having a retailer's license or any
12 officer, associate, member, representative or agent of such
13 licensee to accept, receive or borrow money, or anything else
14 of value, or accept or receive credit (other than
15 merchandising credit in the ordinary course of business for a
16 period not to exceed 30 days) directly or indirectly from any
17 manufacturer, importing distributor or distributor of
18 alcoholic liquor, or from any person connected with or in any
19 way representing, or from any member of the family of, such
20 manufacturer, importing distributor, distributor or
21 wholesaler, or from any stockholders in any corporation
22 engaged in manufacturing, distributing or wholesaling of such
23 liquor, or from any officer, manager, agent or representative
24 of said manufacturer. Except as provided below, it is unlawful

1 for any manufacturer or distributor or importing distributor
2 to give or lend money or anything of value, or otherwise loan
3 or extend credit (except such merchandising credit) directly
4 or indirectly to any retail licensee or to the manager,
5 representative, agent, officer or director of such licensee. A
6 manufacturer, distributor or importing distributor may furnish
7 free advertising, posters, signs, brochures, hand-outs, or
8 other promotional devices or materials to any unit of
9 government owning or operating any auditorium, exhibition
10 hall, recreation facility or other similar facility holding a
11 retailer's license, provided that the primary purpose of such
12 promotional devices or materials is to promote public events
13 being held at such facility. A unit of government owning or
14 operating such a facility holding a retailer's license may
15 accept such promotional devices or materials designed
16 primarily to promote public events held at the facility. No
17 retail licensee delinquent beyond the 30 day period specified
18 in this Section shall solicit, accept or receive credit,
19 purchase or acquire alcoholic liquors, directly or indirectly
20 from any other licensee, and no manufacturer, distributor or
21 importing distributor shall knowingly grant or extend credit,
22 sell, furnish or supply alcoholic liquors to any such
23 delinquent retail licensee; provided that the purchase price
24 of all beer sold to a retail licensee shall be paid by the
25 retail licensee in cash on or before delivery of the beer, and
26 unless the purchase price payable by a retail licensee for

1 beer sold to him in returnable bottles shall expressly include
2 a charge for the bottles and cases, the retail licensee shall,
3 on or before delivery of such beer, pay the seller in cash a
4 deposit in an amount not less than the deposit required to be
5 paid by the distributor to the brewer; but where the brewer
6 sells direct to the retailer, the deposit shall be an amount no
7 less than that required by the brewer from his own
8 distributors; and provided further, that in no instance shall
9 this deposit be less than 50 cents for each case of beer in
10 pint or smaller bottles and 60 cents for each case of beer in
11 quart or half-gallon bottles; and provided further, that the
12 purchase price of all beer sold to an importing distributor or
13 distributor shall be paid by such importing distributor or
14 distributor in cash on or before the 15th day (Sundays and
15 holidays excepted) after delivery of such beer to such
16 purchaser; and unless the purchase price payable by such
17 importing distributor or distributor for beer sold in
18 returnable bottles and cases shall expressly include a charge
19 for the bottles and cases, such importing distributor or
20 distributor shall, on or before the 15th day (Sundays and
21 holidays excepted) after delivery of such beer to such
22 purchaser, pay the seller in cash a required amount as a
23 deposit to assure the return of such bottles and cases.
24 Nothing herein contained shall prohibit any licensee from
25 crediting or refunding to a purchaser the actual amount of
26 money paid for bottles, cases, kegs or barrels returned by the

1 purchaser to the seller or paid by the purchaser as a deposit
2 on bottles, cases, kegs or barrels, when such containers or
3 packages are returned to the seller. Nothing herein contained
4 shall prohibit any manufacturer, importing distributor or
5 distributor from extending usual and customary credit for
6 alcoholic liquor sold to customers or purchasers who live in
7 or maintain places of business outside of this State when such
8 alcoholic liquor is actually transported and delivered to such
9 points outside of this State.

10 A manufacturer, distributor, or importing distributor may
11 furnish free social media advertising to a retail licensee if
12 the social media advertisement does not contain the retail
13 price of any alcoholic liquor and the social media
14 advertisement complies with any applicable rules or
15 regulations issued by the Alcohol and Tobacco Tax and Trade
16 Bureau of the United States Department of the Treasury. A
17 manufacturer, distributor, or importing distributor may list
18 the names of one or more unaffiliated retailers in the
19 advertisement of alcoholic liquor through social media.
20 Nothing in this Section shall prohibit a retailer from
21 communicating with a manufacturer, distributor, or importing
22 distributor on social media or sharing media on the social
23 media of a manufacturer, distributor, or importing
24 distributor. A retailer may request free social media
25 advertising from a manufacturer, distributor, or importing
26 distributor. Nothing in this Section shall prohibit a

1 manufacturer, distributor, or importing distributor from
2 sharing, reposting, or otherwise forwarding a social media
3 post by a retail licensee, so long as the sharing, reposting,
4 or forwarding of the social media post does not contain the
5 retail price of any alcoholic liquor. No manufacturer,
6 distributor, or importing distributor shall pay or reimburse a
7 retailer, directly or indirectly, for any social media
8 advertising services, except as specifically permitted in this
9 Act. No retailer shall accept any payment or reimbursement,
10 directly or indirectly, for any social media advertising
11 services offered by a manufacturer, distributor, or importing
12 distributor, except as specifically permitted in this Act. For
13 the purposes of this Section, "social media" means a service,
14 platform, or site where users communicate with one another and
15 share media, such as pictures, videos, music, and blogs, with
16 other users free of charge.

17 No right of action shall exist for the collection of any
18 claim based upon credit extended to a distributor, importing
19 distributor or retail licensee contrary to the provisions of
20 this Section.

21 Every manufacturer, importing distributor and distributor
22 shall submit or cause to be submitted, to the State
23 Commission, ~~in triplicate,~~ not later than Thursday of each
24 calendar week, a verified written list of the names and
25 respective addresses of each retail licensee purchasing
26 spirits or wine from such manufacturer, importing distributor

1 or distributor who, on the first business day of that calendar
2 week, was delinquent beyond the above mentioned permissible
3 merchandising credit period of 30 days; or, if such is the
4 fact, a verified written statement that no retail licensee
5 purchasing spirits or wine was then delinquent beyond such
6 permissible merchandising credit period of 30 days.

7 Every manufacturer, importing distributor and distributor
8 shall submit or cause to be submitted, to the State
9 Commission, ~~in triplicate,~~ a verified written list of the
10 names and respective addresses of each previously reported
11 delinquent retail licensee who has cured such delinquency by
12 payment, which list shall be submitted not later than the
13 close of the second full business day following the day such
14 delinquency was so cured.

15 The written list of delinquent retail licensees shall be
16 developed, administered, and maintained only by the State
17 Commission. The State Commission shall notify each retail
18 licensee that it has been placed on the delinquency list.
19 Determinations of delinquency or nondelinquency shall be made
20 only by the State Commission.

21 Such written verified reports required to be submitted by
22 this Section shall be posted by the State Commission in each of
23 its offices in places available for public inspection not
24 later than the day following receipt thereof by the State
25 Commission. The reports so posted shall constitute notice to
26 every manufacturer, importing distributor and distributor of

1 the information contained therein. Actual notice to
2 manufacturers, importing distributors and distributors of the
3 information contained in any such posted reports, however
4 received, shall also constitute notice of such information.

5 The 30-day merchandising credit period allowed by this
6 Section shall commence with the day immediately following the
7 date of invoice and shall include all successive days
8 including Sundays and holidays to and including the 30th
9 successive day.

10 In addition to other methods allowed by law, payment by
11 check or credit card during the period for which merchandising
12 credit may be extended under the provisions of this Section
13 shall be considered payment. All checks received in payment
14 for alcoholic liquor shall be promptly deposited for
15 collection. A post dated check or a check dishonored on
16 presentation for payment shall not be deemed payment.

17 A credit card payment in dispute by a retailer shall not be
18 deemed payment, and the debt uncured for merchandising credit
19 shall be reported as delinquent. Nothing in this Section shall
20 prevent a distributor, self-distributing manufacturer, or
21 importing distributor from assessing a usual and customary
22 transaction fee representative of the actual finance charges
23 incurred for processing a credit card payment. This
24 transaction fee shall be disclosed on the invoice. It shall be
25 considered unlawful for a distributor, importing distributor,
26 or self-distributing manufacturer to waive finance charges for

1 retailers.

2 A retail licensee shall not be deemed to be delinquent in
3 payment for any alleged sale to him of alcoholic liquor when
4 there exists a bona fide dispute between such retailer and a
5 manufacturer, importing distributor or distributor with
6 respect to the amount of indebtedness existing because of such
7 alleged sale. A retail licensee shall not be deemed to be
8 delinquent under this provision and 11 Ill. Adm. Code 100.90
9 until 30 days after the date on which the region in which the
10 retail licensee is located enters Phase 4 of the Governor's
11 Restore Illinois Plan as issued on May 5, 2020.

12 A delinquent retail licensee who engages in the retail
13 liquor business at 2 or more locations shall be deemed to be
14 delinquent with respect to each such location.

15 The license of any person who violates any provision of
16 this Section shall be subject to suspension or revocation in
17 the manner provided by this Act.

18 If any part or provision of this Article or the
19 application thereof to any person or circumstances shall be
20 adjudged invalid by a court of competent jurisdiction, such
21 judgment shall be confined by its operation to the controversy
22 in which it was mentioned and shall not affect or invalidate
23 the remainder of this Article or the application thereof to
24 any other person or circumstance and to this and the
25 provisions of this Article are declared severable.

26 (Source: P.A. 101-631, eff. 6-2-20; 102-8, eff. 6-2-21;

1 102-442, eff. 1-1-22; 102-813, eff. 5-13-22.)

2 (235 ILCS 5/9-12) (from Ch. 43, par. 175.1)

3 Sec. 9-12. Within 10 days after the filing of any petition
4 under this Article, the official with whom the petition is
5 filed shall prepare, ~~in quintuplicate,~~ the report hereinafter
6 prescribed. One copy shall be kept on file in the official's
7 office, and he shall, by registered mail, send two copies to
8 the Secretary of State, one copy to the county clerk and one
9 copy to the person who filed the petition.

10 The official shall make such report substantially in the
11 following form:

12 Report of filing of petition for local option election to
13 be held on in (name of precinct, etc.).

14 Date of filing

15 By whom filed

16 Number of signers

17 Proposal(s) to be voted upon

18 (Official)

19 Immediately upon completion of the canvass of any local
20 option election, the official shall prepare, ~~in quadruplicate,~~
21 a report of the election result as hereinafter prescribed and
22 shall keep one copy on file in his office and, within 10 days
23 after the canvass, shall, by registered mail, send two copies

1 to the Secretary of State and one copy to the county clerk. The
2 report shall be substantially as follows:

3 Report of local option election held on in (name
4 of precinct, etc.) upon the following proposal(s)

5 Number voting "YES"

6 Number voting "NO"

7 (Official)

8 The official shall sign each copy of every report required
9 by this Section.

10 The Secretary of State and the county clerk shall keep on
11 file in their offices, available for inspection, any report
12 received by him pursuant to this Section.

13 (Source: P.A. 91-357, eff. 7-29-99.)

14 Section 100. The Atherosclerosis Prevention Act is amended
15 by changing Section 15 as follows:

16 (410 ILCS 3/15)

17 Sec. 15. Duties. The Department of Public Health, ~~with the~~
18 ~~advice of the Atherosclerosis Advisory Committee,~~ shall do all
19 of the following:

20 (1) Develop standards for determining eligibility for
21 support of research, education, and prevention activities.

22 (2) Assist in the development and expansion of

1 programs for research in the causes and cures of
2 atherosclerosis, including medical procedures and
3 techniques that have a lifesaving effect in the care and
4 treatment of persons suffering from the disease.

5 (3) Assist in expanding resources for research and
6 medical care in the cardiovascular disease field.

7 (4) Establish or cause to be established, through its
8 own resources or by contract or otherwise, with other
9 agencies or institutions, facilities and systems for early
10 detection of persons with heart disease or conditions that
11 might lead to heart disease and for referral to those
12 persons' physicians or other appropriate resources for
13 care.

14 (5) Institute and carry on educational programs among
15 physicians, hospitals, public health departments, and the
16 public concerning atherosclerosis, including the
17 dissemination of information and the conducting of
18 educational programs concerning the prevention of
19 atherosclerosis and the methods for the care and treatment
20 of persons suffering from the disease.

21 (Source: P.A. 91-343, eff. 1-1-00.)

22 Section 105. The Environmental Protection Act is amended
23 by changing Section 55.6 as follows:

24 (415 ILCS 5/55.6) (from Ch. 111 1/2, par. 1055.6)

1 Sec. 55.6. Used Tire Management Fund.

2 (a) There is hereby created in the State Treasury a
3 special fund to be known as the Used Tire Management Fund.
4 There shall be deposited into the Fund all monies received as
5 (1) recovered costs or proceeds from the sale of used tires
6 under Section 55.3 of this Act, (2) repayment of loans from the
7 Used Tire Management Fund, or (3) penalties or punitive
8 damages for violations of this Title, except as provided by
9 subdivision (b) (4) or (b) (4-5) of Section 42.

10 (b) Beginning January 1, 1992, in addition to any other
11 fees required by law, the owner or operator of each site
12 required to be registered or permitted under subsection (d) or
13 (d-5) of Section 55 shall pay to the Agency an annual fee of
14 \$100. Fees collected under this subsection shall be deposited
15 into the Environmental Protection Permit and Inspection Fund.

16 (c) Pursuant to appropriation, moneys up to an amount of
17 \$4 million per fiscal year from the Used Tire Management Fund
18 shall be allocated as follows:

19 (1) 38% shall be available to the Agency for the
20 following purposes, provided that priority shall be given
21 to item (i):

22 (i) To undertake preventive, corrective or removal
23 action as authorized by and in accordance with Section
24 55.3, and to recover costs in accordance with Section
25 55.3.

26 (ii) For the performance of inspection and

1 enforcement activities for used and waste tire sites.

2 (iii) (Blank).

3 (iv) To provide financial assistance to units of
4 local government for the performance of inspecting,
5 investigating and enforcement activities pursuant to
6 subsection (r) of Section 4 at used and waste tire
7 sites.

8 (v) To provide financial assistance for used and
9 waste tire collection projects sponsored by local
10 government or not-for-profit corporations.

11 (vi) For the costs of fee collection and
12 administration relating to used and waste tires, and
13 to accomplish such other purposes as are authorized by
14 this Act and regulations thereunder.

15 (vii) To provide financial assistance to units of
16 local government and private industry for the purposes
17 of:

18 (A) assisting in the establishment of
19 facilities and programs to collect, process, and
20 utilize used and waste tires and tire-derived
21 materials;

22 (B) demonstrating the feasibility of
23 innovative technologies as a means of collecting,
24 storing, processing, and utilizing used and waste
25 tires and tire-derived materials; and

26 (C) applying demonstrated technologies as a

1 means of collecting, storing, processing, and
2 utilizing used and waste tires and tire-derived
3 materials.

4 (2) (Blank).

5 (2.1) For the fiscal year beginning July 1, 2004 and
6 for all fiscal years thereafter, 23% shall be deposited
7 into the General Revenue Fund. Prior to the fiscal year
8 beginning July 1, 2023, such ~~Such~~ transfers are at the
9 direction of the Department of Revenue, and shall be made
10 within 30 days after the end of each quarter. Beginning
11 with the fiscal year beginning July 1, 2023, such
12 transfers are at the direction of the Agency and shall be
13 made within 30 days after the end of each quarter.

14 (3) 25% shall be available to the Illinois Department
15 of Public Health for the following purposes:

16 (A) To investigate threats or potential threats to
17 the public health related to mosquitoes and other
18 vectors of disease associated with the improper
19 storage, handling and disposal of tires, improper
20 waste disposal, or natural conditions.

21 (B) To conduct surveillance and monitoring
22 activities for mosquitoes and other arthropod vectors
23 of disease, and surveillance of animals which provide
24 a reservoir for disease-producing organisms.

25 (C) To conduct training activities to promote
26 vector control programs and integrated pest management

1 as defined in the Vector Control Act.

2 (D) To respond to inquiries, investigate
3 complaints, conduct evaluations and provide technical
4 consultation to help reduce or eliminate public health
5 hazards and nuisance conditions associated with
6 mosquitoes and other vectors.

7 (E) To provide financial assistance to units of
8 local government for training, investigation and
9 response to public nuisances associated with
10 mosquitoes and other vectors of disease.

11 (4) 2% shall be available to the Department of
12 Agriculture for its activities under the Illinois
13 Pesticide Act relating to used and waste tires.

14 (5) 2% shall be available to the Pollution Control
15 Board for administration of its activities relating to
16 used and waste tires.

17 (6) 10% shall be available to the University of
18 Illinois for the Prairie Research Institute to perform
19 research to study the biology, distribution, population
20 ecology, and biosystematics of tire-breeding arthropods,
21 especially mosquitoes, and the diseases they spread.

22 (d) By January 1, 1998, and biennially thereafter, each
23 State agency receiving an appropriation from the Used Tire
24 Management Fund shall report to the Governor and the General
25 Assembly on its activities relating to the Fund.

26 (e) Any monies appropriated from the Used Tire Management

1 Fund, but not obligated, shall revert to the Fund.

2 (f) In administering the provisions of subdivisions (1),
3 (2) and (3) of subsection (c) of this Section, the Agency, the
4 Department of Commerce and Economic Opportunity, and the
5 Illinois Department of Public Health shall ensure that
6 appropriate funding assistance is provided to any municipality
7 with a population over 1,000,000 or to any sanitary district
8 which serves a population over 1,000,000.

9 (g) Pursuant to appropriation, monies in excess of \$4
10 million per fiscal year from the Used Tire Management Fund
11 shall be used as follows:

12 (1) 55% shall be available to the Agency for the
13 following purposes, provided that priority shall be given
14 to subparagraph (A):

15 (A) To undertake preventive, corrective or renewed
16 action as authorized by and in accordance with Section
17 55.3 and to recover costs in accordance with Section
18 55.3.

19 (B) To provide financial assistance to units of
20 local government and private industry for the purposes
21 of:

22 (i) assisting in the establishment of
23 facilities and programs to collect, process, and
24 utilize used and waste tires and tire-derived
25 materials;

26 (ii) demonstrating the feasibility of

1 innovative technologies as a means of collecting,
2 storing, processing, and utilizing used and waste
3 tires and tire-derived materials; and

4 (iii) applying demonstrated technologies as a
5 means of collecting, storing, processing, and
6 utilizing used and waste tires and tire-derived
7 materials.

8 (C) To provide grants to public universities for
9 vector-related research, disease-related research, and
10 for related laboratory-based equipment and field-based
11 equipment.

12 (2) (Blank).

13 (3) For the fiscal year beginning July 1, 2004 and for
14 all fiscal years thereafter, 45% shall be deposited into
15 the General Revenue Fund. Prior to the fiscal year
16 beginning July 1, 2023, such ~~Such~~ transfers are at the
17 direction of the Department of Revenue, and shall be made
18 within 30 days after the end of each quarter. Beginning
19 with the fiscal year beginning July 1, 2023, such
20 transfers are at the direction of the Agency and shall be
21 made within 30 days after the end of each quarter.

22 (Source: P.A. 100-103, eff. 8-11-17; 100-327, eff. 8-24-17;
23 100-587, eff. 6-4-18; 100-621, eff. 7-20-18; 100-863, eff.
24 8-14-18; 101-10, eff. 6-5-19; 101-636, eff. 6-10-20.)

25 (615 ILCS 60/Act rep.)

1 Section 110. The Des Plaines and Illinois Rivers Act is
2 repealed.

3 Section 115. The Minimum Wage Law is amended by changing
4 Section 10 as follows:

5 (820 ILCS 105/10) (from Ch. 48, par. 1010)

6 Sec. 10. (a) The Director shall make and revise
7 administrative regulations, including definitions of terms, as
8 he deems appropriate to carry out the purposes of this Act, to
9 prevent the circumvention or evasion thereof, and to safeguard
10 the minimum wage established by the Act. Regulations governing
11 employment of learners may be issued only after notice and
12 opportunity for public hearing, as provided in subsection (c)
13 of this Section.

14 (b) In order to prevent curtailment of opportunities for
15 employment, avoid undue hardship, and safeguard the minimum
16 wage rate under this Act, the Director may also issue
17 regulations providing for the employment of workers with
18 disabilities at wages lower than the wage rate applicable
19 under this Act, under permits and for such periods of time as
20 specified therein; and providing for the employment of
21 learners at wages lower than the wage rate applicable under
22 this Act. However, such regulation shall not permit lower
23 wages for persons with disabilities on any basis that is
24 unrelated to such person's ability resulting from his

1 disability, and such regulation may be issued only after
2 notice and opportunity for public hearing as provided in
3 subsection (c) of this Section.

4 (c) Prior to the adoption, amendment or repeal of any rule
5 or regulation by the Director under this Act, except
6 regulations which concern only the internal management of the
7 Department of Labor and do not affect any public right
8 provided by this Act, the Director shall give proper notice to
9 persons in any industry or occupation that may be affected by
10 the proposed rule or regulation, and hold a public hearing on
11 his proposed action at which any such affected person, or his
12 duly authorized representative, may attend and testify or
13 present other evidence for or against such proposed rule or
14 regulation. Rules and regulations adopted under this Section
15 shall be filed with the Secretary of State in compliance with
16 "An Act concerning administrative rules", as now or hereafter
17 amended. ~~Such adopted and filed rules and regulations shall~~
18 ~~become effective 10 days after copies thereof have been mailed~~
19 ~~by the Department to persons in industries affected thereby at~~
20 ~~their last known address.~~

21 (d) The commencement of proceedings by any person
22 aggrieved by an administrative regulation issued under this
23 Act does not, unless specifically ordered by the Court,
24 operate as a stay of that administrative regulation against
25 other persons. The Court shall not grant any stay of an
26 administrative regulation unless the person complaining of

1 such regulation files in the Court an undertaking with a
2 surety or sureties satisfactory to the Court for the payment
3 to the employees affected by the regulation, in the event such
4 regulation is affirmed, of the amount by which the
5 compensation such employees are entitled to receive under the
6 regulation exceeds the compensation they actually receive
7 while such stay is in effect.

8 (e) The Department may adopt emergency rules in accordance
9 with Section 5-45 of the Illinois Administrative Procedure Act
10 to implement the changes made by this amendatory Act of the
11 101st General Assembly.

12 (Source: P.A. 101-1, eff. 2-19-19.)

13 Section 999. Effective date. This Act takes effect upon
14 becoming law.

1

INDEX

2

Statutes amended in order of appearance

3 20 ILCS 205/205-40 was 20 ILCS 205/40.31
4 20 ILCS 605/605-820 rep.
5 20 ILCS 605/605-913
6 20 ILCS 615/Act rep.
7 20 ILCS 630/3 rep.
8 20 ILCS 630/5 rep.
9 20 ILCS 687/6-6
10 20 ILCS 1120/Act rep.
11 20 ILCS 1510/65 rep.
12 20 ILCS 2310/2310-76 rep.
13 20 ILCS 2335/Act rep.
14 20 ILCS 3934/Act rep.
15 20 ILCS 3954/15
16 30 ILCS 105/5k
17 30 ILCS 105/6z-75
18 30 ILCS 720/4 from Ch. 85, par. 894
19 30 ILCS 720/5 from Ch. 85, par. 895
20 30 ILCS 720/7 from Ch. 85, par. 897
21 30 ILCS 750/9-4.2a
22 30 ILCS 805/4 from Ch. 85, par. 2204
23 70 ILCS 210/22.1 rep.
24 110 ILCS 46/5
25 235 ILCS 5/6-5 from Ch. 43, par. 122

- 1 235 ILCS 5/9-12 from Ch. 43, par. 175.1
- 2 410 ILCS 3/15
- 3 415 ILCS 5/55.6 from Ch. 111 1/2, par. 1055.6
- 4 615 ILCS 60/Act rep.
- 5 820 ILCS 105/10 from Ch. 48, par. 1010