



Rep. Jay Hoffman

Filed: 11/19/2024

10300SB3410ham002

LRB103 38675 RTM 76634 a

1 AMENDMENT TO SENATE BILL 3410

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3410, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The Illinois Administrative Procedure Act is  
6 amended by changing Sections 5-45.56 and 5-45.57 as follows:

7 (5 ILCS 100/5-45.56)

8 (Section scheduled to be repealed on June 5, 2025)

9 Sec. 5-45.56. Emergency rulemaking; Illinois Public Aid  
10 Code. To provide for the expeditious and timely implementation  
11 of the changes made to the Illinois Public Aid Code by this  
12 amendatory Act of the 103rd General Assembly, emergency rules  
13 implementing the changes made to that Code by this amendatory  
14 Act of the 103rd General Assembly may be adopted in accordance  
15 with Section 5-45 by the Department of Healthcare and Family  
16 Services, the Department of Human Services, or other

1 departments essential to the implementation of the changes.  
2 The adoption of emergency rules authorized by Section 5-45 and  
3 this Section is deemed to be necessary for the public  
4 interest, safety, and welfare.

5 This Section is repealed on June 5, 2026 ~~one year after the~~  
6 ~~effective date of this Section.~~

7 (Source: P.A. 103-588, eff. 6-5-24.)

8 (5 ILCS 100/5-45.57)

9 (Section scheduled to be repealed on June 5, 2025)

10 Sec. 5-45.57. Emergency rulemaking; rate increase for  
11 direct support personnel and all frontline personnel. To  
12 provide for the expeditious and timely implementation of the  
13 changes made to Section 74 of the Mental Health and  
14 Developmental Disabilities Administrative Act by this  
15 amendatory Act of the 103rd General Assembly, emergency rules  
16 implementing the changes made to Section 74 of the Mental  
17 Health and Developmental Disabilities Administrative Act by  
18 this amendatory Act of the 103rd General Assembly may be  
19 adopted in accordance with Section 5-45 by the Department of  
20 Human Services. The adoption of emergency rules authorized by  
21 Section 5-45 and this Section is deemed to be necessary for the  
22 public interest, safety, and welfare.

23 This Section is repealed on June 5, 2026 ~~one year after the~~  
24 ~~effective date of this Section.~~

25 (Source: P.A. 103-588, eff. 6-5-24.)

1 Section 10. The Illinois Act on the Aging is amended by  
2 changing Sections 7.09 and 8.10 as follows:

3 (20 ILCS 105/7.09) (from Ch. 23, par. 6107.09)

4 Sec. 7.09. The Council shall have the following powers and  
5 duties:

6 (1) review and comment upon reports of the Department  
7 to the Governor and the General Assembly;

8 (2) prepare and submit to the Governor, the General  
9 Assembly and the Director an annual report evaluating the  
10 level and quality of all programs, services and facilities  
11 provided to the aging by State agencies;

12 (3) review and comment upon the comprehensive state  
13 plan prepared by the Department;

14 (4) review and comment upon disbursements by the  
15 Department of public funds to private agencies;

16 (5) recommend candidates to the Governor for  
17 appointment as Director of the Department;

18 (6) consult with the Director regarding the operations  
19 of the Department; and

20 (7) review and support implementation of the  
21 Commission's recommendations as identified in the  
22 Commission's final report ~~Second Report~~, which shall be  
23 issued no later than March 30, 2026 ~~2025~~.

24 The requirement for reporting to the General Assembly

1 shall be satisfied by filing copies of the report as required  
2 by Section 3.1 of the General Assembly Organization Act, and  
3 filing such additional copies with the State Government Report  
4 Distribution Center for the General Assembly as is required  
5 under paragraph (t) of Section 7 of the State Library Act.

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

7 (20 ILCS 105/8.10)

8 (Section scheduled to be repealed on May 16, 2025)

9 Sec. 8.10. The Illinois Commission on LGBTQ Aging.

10 (a) Commission purpose. The Commission is created to  
11 investigate, analyze, and study the health, housing,  
12 financial, psychosocial, home-and-community-based services,  
13 assisted living, and long-term care needs of LGBTQ older  
14 adults and their caregivers. The Commission shall make  
15 recommendations to improve access to benefits, services, and  
16 supports for LGBTQ older adults and their caregivers. The  
17 Commission, in formulating its recommendations, shall take  
18 into account the best policies and practices in other states  
19 and jurisdictions. Specifically, the Commission shall:

20 (1) Examine the impact of State and local laws,  
21 policies, and regulations on LGBTQ older adults and make  
22 recommendations to ensure equitable access, treatment,  
23 care and benefits, and overall quality of life.

24 (2) Examine best practices for increasing access,  
25 reducing isolation, preventing abuse and exploitation,

1 promoting independence and self-determination,  
2 strengthening caregiving, eliminating disparities, and  
3 improving overall quality of life for LGBTQ older adults.

4 (3) Examine the impact of race, ethnicity, sex  
5 assigned at birth, socioeconomic status, disability,  
6 sexual orientation, gender identity, and other  
7 characteristics on access to services for LGBTQ older  
8 adults and make recommendations to ensure equitable  
9 access, treatment, care, and benefits and overall quality  
10 of life.

11 (4) Examine the experiences and needs of LGBTQ older  
12 adults living with HIV/AIDS and make recommendations to  
13 ensure equitable access, treatment, care, benefits, and  
14 overall quality of life.

15 (5) Examine strategies to increase provider awareness  
16 of the needs of LGBTQ older adults and their caregivers  
17 and to improve the competence of and access to treatment,  
18 services, and ongoing care, including preventive care.

19 (6) Examine the feasibility of developing statewide  
20 training curricula to improve provider competency in the  
21 delivery of culturally responsive health, housing, and  
22 long-term support services to LGBTQ older adults and their  
23 caregivers.

24 (7) Assess the funding and programming needed to  
25 enhance services to the growing population of LGBTQ older  
26 adults.

1           (8) Examine whether certain policies and practices, or  
2           the absence thereof, promote the premature admission of  
3           LGBTQ older adults to institutional care, and examine  
4           whether potential cost-savings exist for LGBTQ older  
5           adults as a result of providing lower cost and culturally  
6           responsive home and community-based alternatives to  
7           institutional care.

8           (9) Examine outreach protocols to reduce apprehension  
9           among LGBTQ older adults and caregivers of utilizing  
10          mainstream providers.

11          (10) Evaluate the implementation status of Public Act  
12          101-325.

13          (11) Evaluate the implementation status of Public Act  
14          102-543, examine statewide strategies for the collection  
15          of sexual orientation and gender identity data and the  
16          impact of these strategies on the provision of services to  
17          LGBTQ older adults, and conduct a statewide survey  
18          designed to approximate the number of LGBTQ older adults  
19          in the State and collect demographic information (if  
20          resources allow for the implementation of a survey  
21          instrument).

22          (b) Commission members.

23                 (1) The Commission shall include at least all of the  
24                 following persons who must be appointed by the Governor  
25                 within 60 days after the effective date of this amendatory  
26                 Act of the 102nd General Assembly:

1 (A) one member from a statewide organization that  
2 advocates for older adults;

3 (B) one member from a national organization that  
4 advocates for LGBTQ older adults;

5 (C) one member from a community-based, multi-site  
6 healthcare organization founded to serve LGBTQ people;

7 (D) the director of senior services from a  
8 community center serving LGBTQ people, or the  
9 director's designee;

10 (E) one member from an HIV/AIDS service  
11 organization;

12 (F) one member from an organization that is a  
13 project incubator and think tank that is focused on  
14 action that leads to improved outcomes and  
15 opportunities for LGBTQ communities;

16 (G) one member from a labor organization that  
17 provides care and services for older adults in  
18 long-term care facilities;

19 (H) one member from a statewide association  
20 representing long-term care facilities;

21 (I) 5 members from organizations that serve Black,  
22 Asian-American, Pacific Islander, Indigenous, or  
23 Latinx LGBTQ people;

24 (J) one member from a statewide organization for  
25 people with disabilities; and

26 (K) 10 LGBTQ older adults, including at least:

1 (i) 3 members who are transgender or  
2 gender-expansive individuals;

3 (ii) 2 members who are older adults living  
4 with HIV;

5 (iii) one member who is Two-Spirit;

6 (iv) one member who is an African-American or  
7 Black individual;

8 (v) one member who is a Latinx individual;

9 (vi) one member who is an Asian-American or  
10 Pacific Islander individual; and

11 (vii) one member who is an ethnically diverse  
12 individual.

13 (2) The following State agencies shall each designate  
14 one representative to serve as an ex officio member of the  
15 Commission: the Department, the Department of Public  
16 Health, the Department of Human Services, the Department  
17 of Healthcare and Family Services, and the Department of  
18 Veterans' Affairs.

19 (3) Appointing authorities shall ensure, to the  
20 maximum extent practicable, that the Commission is diverse  
21 with respect to race, ethnicity, age, sexual orientation,  
22 gender identity, gender expression, and geography.

23 (4) Members of the Commission shall serve until this  
24 Section is repealed. Members shall continue to serve until  
25 their successors are appointed. Any vacancy shall be  
26 filled by the appointing authority. Any vacancy occurring



1 other than by the dissolution of the Commission shall be  
2 filled for the balance of the unexpired term. Members of  
3 the Commission shall serve without compensation but shall  
4 be reimbursed for expenses necessarily incurred in the  
5 performance of their duties.

6 (c) Commission organization. The Commission shall provide  
7 for its organization and procedure, including selection of the  
8 chairperson and vice-chairperson. A majority of the Commission  
9 shall constitute a quorum for the transaction of business.  
10 Administrative and other support for the Commission shall be  
11 provided by the Department. Any State agency under the  
12 jurisdiction of the Governor shall provide testimony and  
13 information as directed by the Commission.

14 (d) Meetings and reports. The Commission shall:

15 (1) Hold at least one public meeting per quarter.  
16 Public meetings may be virtually conducted.

17 (2) Prepare and ~~No later than March 30, 2023,~~ submit  
18 an annual report ~~a First Report~~ to the Governor, the  
19 Illinois General Assembly, the Director, and the Illinois  
20 Council on Aging that details the progress made toward  
21 achieving the Commission's stated objectives and that  
22 contains findings and recommendations, including any  
23 recommended legislation. The annual report ~~First Report~~  
24 shall be made available to the public on the Department's  
25 publicly accessible website.

26 (3) Submit, by no later than March 30, 2026, ~~No later~~

1 ~~than March 30, 2025, submit a final report ~~Second Report~~~~  
2 ~~in the same manner as an annual report, detailing the work~~  
3 ~~the Commission has done since its inception and providing~~  
4 ~~the First Report, containing updates to the findings and~~  
5 ~~recommendations, including any recommended legislation~~  
6 ~~contained in the First Report. The final report ~~Second~~~~  
7 ~~~~Report~~ shall be made available to the public on the~~  
8 Department's publicly accessible website.

9 The Department and Commission may collaborate with an  
10 institution of higher education in Illinois to compile the  
11 reports required under this Section ~~First Report and Second~~  
12 ~~Report.~~

13 (e) This Section is repealed May 16, 2026 ~~3 years after the~~  
14 ~~effective date of this amendatory Act of the 102nd General~~  
15 ~~Assembly.~~

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

17 Section 15. The Department of Commerce and Economic  
18 Opportunity Law of the Civil Administrative Code of Illinois  
19 is amended by changing Section 605-1110 as follows:

20 (20 ILCS 605/605-1110)

21 (Section scheduled to be repealed on January 1, 2025)

22 Sec. 605-1110. Student Career Development Liability  
23 Insurance Advisory Committee.

24 (a) The Student Career Development Liability Insurance

1 Advisory Committee is hereby created within the Department of  
2 Commerce and Economic Opportunity. The Committee shall issue a  
3 report to the Governor and the General Assembly containing  
4 recommendations for providing liability insurance to (i)  
5 public high school students who participate in a career  
6 development experience or apprenticeship program and community  
7 college students who participate in a career development  
8 experience or apprenticeship program and (ii) public school  
9 teachers who participate in externship programs and community  
10 college faculty who participate in externship programs. The  
11 report shall be submitted to the Governor and the General  
12 Assembly no later than December 31, 2023. The Department of  
13 Commerce and Economic Opportunity shall provide administrative  
14 support to the Committee.

15 (b) The Student Career Development Liability Insurance  
16 Advisory Committee shall consist of the following members:

17 (1) the Director of Commerce and Economic Opportunity  
18 or his or her designee;

19 (2) one member representing the State Board of  
20 Education, appointed by the State Superintendent of  
21 Education;

22 (3) one member representing the Illinois Community  
23 College Board, appointed by the Chairman of the Illinois  
24 Community College Board;

25 (4) one member of the General Assembly, appointed by  
26 the Speaker of the House of Representatives;

1           (5) one member of the General Assembly, appointed by  
2           the House Minority Leader;

3           (6) one member of the General Assembly, appointed by  
4           the Senate President;

5           (7) one member of the General Assembly, appointed by  
6           the Senate Minority Leader;

7           (8) 2 members of a statewide association representing  
8           manufacturers, appointed by the Governor;

9           (9) 2 members of a statewide association representing  
10          the insurance industry, appointed by the Governor; and

11          (10) 2 members who represent unionized State  
12          employees, appointed by the Governor.

13          Members of the Committee shall serve without compensation  
14          but may be reimbursed for necessary expenses incurred in the  
15          performance of their duties. Vacancies on the Committee shall  
16          be filled by the original appointing authority.

17          (c) This Section is repealed on January 1, 2026 ~~2025~~.

18          (Source: P.A. 103-353, eff. 7-28-23.)

19          Section 20. The Department of Transportation Law of the  
20          Civil Administrative Code of Illinois is amended by changing  
21          Section 2705-211 as follows:

22                 (20 ILCS 2705/2705-211)

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

24                 Sec. 2705-211. Zero Traffic Fatalities Task Force.

1 (a) On or before July 1, 2025 ~~2024~~, the Secretary of  
2 Transportation shall establish and convene the Zero Traffic  
3 Fatalities Task Force to develop a structured, coordinated  
4 process for early engagement of all parties to develop  
5 policies to reduce traffic fatalities to zero.

6 (b) The members of the Task Force shall include:

7 (1) the Secretary of Transportation, or the  
8 Secretary's designee, who shall serve as Chair of the Task  
9 Force;

10 (2) the Director of State Police, or the Director's  
11 designee;

12 (3) the Secretary of State, or the Secretary's  
13 designee;

14 (4) the Director of Public Health, or the Director's  
15 designee;

16 (5) a member from 3 different public universities in  
17 this State, appointed by the Governor;

18 (6) a representative of a statewide motorcycle safety  
19 organization, appointed by the Governor;

20 (7) a representative of a statewide motorist service  
21 membership organization, appointed by the Governor;

22 (8) a representative of a statewide transportation  
23 advocacy organization, appointed by the Governor;

24 (9) a representative of a bicycle safety organization,  
25 appointed by the Governor;

26 (10) a representative of a statewide organization

1 representing municipalities, appointed by the Governor;  
2 and

3 (11) a representative of a statewide labor  
4 organization, appointed by the Governor.

5 (c) The Secretary of Transportation shall prepare and  
6 submit a report of findings based on the Zero Traffic  
7 Fatalities Task Force's efforts to the General Assembly on or  
8 before January 1, 2026 ~~2025~~. The report shall include, but is  
9 not limited to, a detailed analysis of the following issues:

10 (1) The existing process for establishing speed  
11 limits, including a detailed discussion on where speed  
12 limits are allowed to deviate from the 85th percentile.

13 (2) Existing policies on how to reduce speeds on local  
14 streets and roads.

15 (3) A recommendation as to whether an alternative to  
16 the use of the 85th percentile as a method for determining  
17 speed limits should be considered, and if so, what  
18 alternatives should be looked at.

19 (4) Engineering recommendations on how to increase  
20 vehicular, pedestrian, and bicycle safety.

21 (5) Additional steps that can be taken to eliminate  
22 vehicular, pedestrian, and bicycle fatalities on the road.

23 (6) Existing reports and analyses on calculating the  
24 85th percentile at the local, State, national, and  
25 international levels.

26 (7) Usage of the 85th percentile in urban and rural

1 settings.

2 (8) How local bicycle and pedestrian plans affect the  
3 85th percentile.

4 (d) This Section is repealed on January 1, 2027 ~~2026~~.

5 (Source: P.A. 103-295, eff. 7-28-23.)

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

8 (20 ILCS 3855/1-130)

9 (Section scheduled to be repealed on January 1, 2025)

10 Sec. 1-130. Home rule preemption.

11 (a) The authorization to impose any new taxes or fees  
12 specifically related to the generation of electricity by, the  
13 capacity to generate electricity by, or the emissions into the  
14 atmosphere by electric generating facilities after the  
15 effective date of this Act is an exclusive power and function  
16 of the State. A home rule unit may not levy any new taxes or  
17 fees specifically related to the generation of electricity by,  
18 the capacity to generate electricity by, or the emissions into  
19 the atmosphere by electric generating facilities after the  
20 effective date of this Act. This Section is a denial and  
21 limitation on home rule powers and functions under subsection  
22 (g) of Section 6 of Article VII of the Illinois Constitution.

23 (b) This Section is repealed on January 1, 2026 ~~2025~~.

24 (Source: P.A. 102-671, eff. 11-30-21; 102-1109, eff. 12-21-22;

1 103-563, eff. 11-17-23.)

2 Section 30. The Illinois Income Tax Act is amended by  
3 changing Section 231 as follows:

4 (35 ILCS 5/231)

5 Sec. 231. Apprenticeship education expense credit.

6 (a) As used in this Section:

7 "Department" means the Department of Commerce and Economic  
8 Opportunity.

9 "Employer" means an Illinois taxpayer who is the employer  
10 of the qualifying apprentice.

11 "Qualifying apprentice" means an individual who: (i) is a  
12 resident of the State of Illinois; (ii) is at least 16 years  
13 old at the close of the school year for which a credit is  
14 sought; (iii) during the school year for which a credit is  
15 sought, was a full-time apprentice enrolled in an  
16 apprenticeship program which is registered with the United  
17 States Department of Labor, Office of Apprenticeship; and (iv)  
18 is employed in Illinois by the taxpayer who is the employer.

19 "Qualified education expense" means the amount incurred on  
20 behalf of a qualifying apprentice not to exceed \$3,500 for  
21 tuition, book fees, and lab fees at the school or community  
22 college in which the apprentice is enrolled during the regular  
23 school year.

24 "School" means any public or nonpublic secondary school in



1 Illinois that is: (i) an institution of higher education that  
2 provides a program that leads to an industry-recognized  
3 postsecondary credential or degree; (ii) an entity that  
4 carries out programs registered under the federal National  
5 Apprenticeship Act; or (iii) another public or private  
6 provider of a program of training services, which may include  
7 a joint labor-management organization.

8 (b) For taxable years beginning on or after January 1,  
9 2020, and beginning on or before January 1, 2026 ~~2025~~, the  
10 employer of one or more qualifying apprentices shall be  
11 allowed a credit against the tax imposed by subsections (a)  
12 and (b) of Section 201 of the Illinois Income Tax Act for  
13 qualified education expenses incurred on behalf of a  
14 qualifying apprentice. The credit shall be equal to 100% of  
15 the qualified education expenses, but in no event may the  
16 total credit amount awarded to a single taxpayer in a single  
17 taxable year exceed \$3,500 per qualifying apprentice. A  
18 taxpayer shall be entitled to an additional \$1,500 credit  
19 against the tax imposed by subsections (a) and (b) of Section  
20 201 of the Illinois Income Tax Act if (i) the qualifying  
21 apprentice resides in an underserved area as defined in  
22 Section 5-5 of the Economic Development for a Growing Economy  
23 Tax Credit Act during the school year for which a credit is  
24 sought by an employer or (ii) the employer's principal place  
25 of business is located in an underserved area, as defined in  
26 Section 5-5 of the Economic Development for a Growing Economy

1 Tax Credit Act. In no event shall a credit under this Section  
2 reduce the taxpayer's liability under this Act to less than  
3 zero. For taxable years ending before December 31, 2023, for  
4 partners, shareholders of Subchapter S corporations, and  
5 owners of limited liability companies, if the liability  
6 company is treated as a partnership for purposes of federal  
7 and State income taxation, there shall be allowed a credit  
8 under this Section to be determined in accordance with the  
9 determination of income and distributive share of income under  
10 Sections 702 and 704 and Subchapter S of the Internal Revenue  
11 Code. For taxable years ending on or after December 31, 2023,  
12 partners and shareholders of subchapter S corporations are  
13 entitled to a credit under this Section as provided in Section  
14 251.

15 (c) The Department shall implement a program to certify  
16 applicants for an apprenticeship credit under this Section.  
17 Upon satisfactory review, the Department shall issue a tax  
18 credit certificate to an employer incurring costs on behalf of  
19 a qualifying apprentice stating the amount of the tax credit  
20 to which the employer is entitled. If the employer is seeking a  
21 tax credit for multiple qualifying apprentices, the Department  
22 may issue a single tax credit certificate that encompasses the  
23 aggregate total of tax credits for qualifying apprentices for  
24 a single employer.

25 (d) The Department, in addition to those powers granted  
26 under the Civil Administrative Code of Illinois, is granted

1 and shall have all the powers necessary or convenient to carry  
2 out and effectuate the purposes and provisions of this  
3 Section, including, but not limited to, power and authority  
4 to:

5 (1) Adopt rules deemed necessary and appropriate for  
6 the administration of this Section; establish forms for  
7 applications, notifications, contracts, or any other  
8 agreements; and accept applications at any time during the  
9 year and require that all applications be submitted via  
10 the Internet. The Department shall require that  
11 applications be submitted in electronic form.

12 (2) Provide guidance and assistance to applicants  
13 pursuant to the provisions of this Section and cooperate  
14 with applicants to promote, foster, and support job  
15 creation within the State.

16 (3) Enter into agreements and memoranda of  
17 understanding for participation of and engage in  
18 cooperation with agencies of the federal government, units  
19 of local government, universities, research foundations or  
20 institutions, regional economic development corporations,  
21 or other organizations for the purposes of this Section.

22 (4) Gather information and conduct inquiries, in the  
23 manner and by the methods it deems desirable, including,  
24 without limitation, gathering information with respect to  
25 applicants for the purpose of making any designations or  
26 certifications necessary or desirable or to gather

1 information in furtherance of the purposes of this Act.

2 (5) Establish, negotiate, and effectuate any term,  
3 agreement, or other document with any person necessary or  
4 appropriate to accomplish the purposes of this Section,  
5 and consent, subject to the provisions of any agreement  
6 with another party, to the modification or restructuring  
7 of any agreement to which the Department is a party.

8 (6) Provide for sufficient personnel to permit  
9 administration, staffing, operation, and related support  
10 required to adequately discharge its duties and  
11 responsibilities described in this Section from funds made  
12 available through charges to applicants or from funds as  
13 may be appropriated by the General Assembly for the  
14 administration of this Section.

15 (7) Require applicants, upon written request, to issue  
16 any necessary authorization to the appropriate federal,  
17 State, or local authority or any other person for the  
18 release to the Department of information requested by the  
19 Department, including, but not be limited to, financial  
20 reports, returns, or records relating to the applicant or  
21 to the amount of credit allowable under this Section.

22 (8) Require that an applicant shall, at all times,  
23 keep proper books of record and account in accordance with  
24 generally accepted accounting principles consistently  
25 applied, with the books, records, or papers related to the  
26 agreement in the custody or control of the applicant open

1 for reasonable Department inspection and audits,  
2 including, without limitation, the making of copies of the  
3 books, records, or papers.

4 (9) Take whatever actions are necessary or appropriate  
5 to protect the State's interest in the event of  
6 bankruptcy, default, foreclosure, or noncompliance with  
7 the terms and conditions of financial assistance or  
8 participation required under this Section or any agreement  
9 entered into under this Section, including the power to  
10 sell, dispose of, lease, or rent, upon terms and  
11 conditions determined by the Department to be appropriate,  
12 real or personal property that the Department may recover  
13 as a result of these actions.

14 (e) The Department, in consultation with the Department of  
15 Revenue, shall adopt rules to administer this Section. The  
16 aggregate amount of the tax credits that may be claimed under  
17 this Section for qualified education expenses incurred by an  
18 employer on behalf of a qualifying apprentice shall be limited  
19 to \$5,000,000 per calendar year. If applications for a greater  
20 amount are received, credits shall be allowed on a first-come  
21 first-served basis, based on the date on which each properly  
22 completed application for a certificate of eligibility is  
23 received by the Department. If more than one certificate is  
24 received on the same day, the credits will be awarded based on  
25 the time of submission for that particular day.

26 (f) An employer may not sell or otherwise transfer a

1 credit awarded under this Section to another person or  
2 taxpayer.

3 (g) The employer shall provide the Department such  
4 information as the Department may require, including but not  
5 limited to: (i) the name, age, and taxpayer identification  
6 number of each qualifying apprentice employed by the taxpayer  
7 during the taxable year; (ii) the amount of qualified  
8 education expenses incurred with respect to each qualifying  
9 apprentice; and (iii) the name of the school at which the  
10 qualifying apprentice is enrolled and the qualified education  
11 expenses are incurred.

12 (h) On or before July 1 of each year, the Department shall  
13 report to the Governor and the General Assembly on the tax  
14 credit certificates awarded under this Section for the prior  
15 calendar year. The report must include:

16 (1) the name of each employer awarded or allocated a  
17 credit;

18 (2) the number of qualifying apprentices for whom the  
19 employer has incurred qualified education expenses;

20 (3) the North American Industry Classification System  
21 (NAICS) code applicable to each employer awarded or  
22 allocated a credit;

23 (4) the amount of the credit awarded or allocated to  
24 each employer;

25 (5) the total number of employers awarded or allocated  
26 a credit;

1           (6) the total number of qualifying apprentices for  
2           whom employers receiving credits under this Section  
3           incurred qualified education expenses; and

4           (7) the average cost to the employer of all  
5           apprenticeships receiving credits under this Section.

6           (Source: P.A. 102-558, eff. 8-20-21; 103-396, eff. 1-1-24.)

7           Section 35. The Counties Code is amended by changing  
8           Section 3-4013 as follows:

9           (55 ILCS 5/3-4013)

10          (Section scheduled to be repealed on December 31, 2024)

11          Sec. 3-4013. Public Defender Quality Defense Task Force.

12          (a) The Public Defender Quality Defense Task Force is  
13          established to: (i) examine the current caseload and determine  
14          the optimal caseload for public defenders in the State; (ii)  
15          examine the quality of legal services being offered to  
16          defendants by public defenders of the State; (iii) make  
17          recommendations to improve the caseload of public defenders  
18          and quality of legal services offered by public defenders; and  
19          (iv) provide recommendations to the General Assembly and  
20          Governor on legislation to provide for an effective public  
21          defender system throughout the State and encourage the active  
22          and substantial participation of the private bar in the  
23          representation of accused people.

24          (b) The following members shall be appointed to the Task

1 Force by the Governor no later than 30 days after the effective  
2 date of this amendatory Act of the 102nd General Assembly:

3 (1) 2 assistant public defenders from the Office of  
4 the Cook County Public Defender.

5 (2) 5 public defenders or assistant public defenders  
6 from 5 counties other than Cook County.

7 (3) One Cook County circuit judge experienced in the  
8 litigation of criminal law matters.

9 (4) One circuit judge from outside of Cook County  
10 experienced in the litigation of criminal law matters.

11 (5) One representative from the Office of the State  
12 Appellate Defender.

13 Task Force members shall serve without compensation but  
14 may be reimbursed for their expenses incurred in performing  
15 their duties. If a vacancy occurs in the Task Force  
16 membership, the vacancy shall be filled in the same manner as  
17 the original appointment for the remainder of the Task Force.

18 (c) The Task Force shall hold a minimum of 2 public  
19 hearings. At the public hearings, the Task Force shall take  
20 testimony of public defenders, former criminal defendants  
21 represented by public defenders, and any other person the Task  
22 Force believes would aid the Task Force's examination and  
23 recommendations under subsection (a). The Task may meet as  
24 such other times as it deems appropriate.

25 (d) The Office of the State Appellate Defender shall  
26 provide administrative and other support to the Task Force.



1 (e) The Task Force shall prepare a report that summarizes  
2 its work and makes recommendations resulting from its study.  
3 The Task Force shall submit the report of its findings and  
4 recommendations to the Governor and the General Assembly no  
5 later than December 31, 2023.

6 (f) This Section is repealed on January 1, 2026 ~~December~~  
7 ~~31, 2024~~.

8 (Source: P.A. 102-430, eff. 8-20-21; 102-1104, eff. 12-6-22.)

9 Section 40. The Park Commissioners Land Sale Act is  
10 amended by changing Section 20 as follows:

11 (70 ILCS 1235/20)

12 (Section scheduled to be repealed on January 1, 2025)

13 Sec. 20. Elliot Golf Course.

14 (a) Notwithstanding any other provision of law, the  
15 Rockford Park District may sell all or part of the property  
16 containing the former Elliot Golf Course or other property  
17 adjacent thereto if:

18 (1) the board of commissioners of the Rockford Park  
19 District authorizes the sale by a vote of 80% or more of  
20 all commissioners in office at the time of the vote; and

21 (2) the sale price equals or exceeds the average of 3  
22 independent appraisals commissioned by the Rockford Park  
23 District.

24 (b) The sale may be performed in a single transaction or

1 multiple independent transactions and to one or more buyers.

2 (c) The Public Works Department of the City of Rockford  
3 shall have the right to review any proposed development plan  
4 that is submitted to the Village of Cherry Valley for the  
5 properties described in this Section in order to confirm that  
6 the proposed development plan does not adversely impact  
7 drainage, water detention, or flooding on the property legally  
8 described in the perpetual flowage easement recorded as  
9 Document Number 9509260 in the Office of the Winnebago County  
10 Recorder on March 17, 1995. The Public Works Department of the  
11 City of Rockford shall complete its review of any proposed  
12 development plan under this subsection (c) within 45 days  
13 after its receipt of that plan from the Village of Cherry  
14 Valley.

15 (d) This Section is repealed January 1, 2026 ~~2025~~.

16 (Source: P.A. 102-923, eff. 5-27-22.)

17 Section 43. The Out-of-State Person Subject to Involuntary  
18 Admission on an Inpatient Basis Mental Health Treatment Act is  
19 amended by changing Section 45 as follows:

20 (405 ILCS 110/45)

21 (Section scheduled to be repealed on January 1, 2025)

22 Sec. 45. Repeal. This Act is repealed on January 1, 2026  
23 ~~2025~~.

24 (Source: P.A. 100-12, eff. 7-1-17; 101-472, eff. 8-23-19.)

1 Section 45. The Reimagine Public Safety Act is amended by  
2 changing Section 35-25 as follows:

3 (430 ILCS 69/35-25)

4 Sec. 35-25. Integrated violence prevention and other  
5 services.

6 (a) Subject to appropriation, for municipalities with  
7 1,000,000 or more residents, the Office of Firearm Violence  
8 Prevention shall make grants to violence prevention  
9 organizations for evidence-based violence prevention services.  
10 Approved technical assistance and training providers shall  
11 create learning communities for the exchange of information  
12 between community-based organizations in the same or similar  
13 fields. Firearm violence prevention organizations shall  
14 prioritize individuals at the highest risk of firearm violence  
15 victimization and provide these individuals with  
16 evidence-based comprehensive services that reduce their  
17 exposure to chronic firearm violence.

18 (a-5) Grants may be awarded under this Act to Reimagine  
19 Public Safety grantees or their subgrantees to provide any one  
20 or more of the following services to Reimagine Public Safety  
21 program participants or credible messengers:

22 (1) Behavioral health services, including clinical  
23 interventions, crisis interventions, and group counseling  
24 supports, such as peer support groups, social-emotional

1 learning supports, including skill building for anger  
2 management, de-escalation, sensory stabilization, coping  
3 strategies, and thoughtful decision-making, short-term  
4 clinical individual sessions, psycho-social assessments,  
5 and motivational interviewing.

6 (A) Funds awarded under this paragraph may be used  
7 for behavioral health services until July 1, 2025  
8 ~~2024~~.

9 (B) Any community violence prevention service  
10 provider being reimbursed from funds awarded under  
11 this paragraph for behavioral health services must  
12 also file a plan to become Medicaid certified for  
13 violence prevention-community support team services  
14 under the Illinois Medicaid program on or before July  
15 1, 2025 ~~2024~~.

16 (2) Capacity-building services, including  
17 administrative and programmatic support, services, and  
18 resources, such as subcontract development, budget  
19 development, grant monitoring and reporting, and fiscal  
20 sponsorship. Capacity-building services financed with  
21 grants awarded under this Act may also include intensive  
22 training and technical assistance focused on Community  
23 Violence Intervention (CVI) not-for-profit business  
24 operations, best practice delivery of firearm violence  
25 prevention services, and assistance with administering and  
26 meeting fiscal reporting or auditing requirements.

1 Capacity-building services financed with grants awarded  
2 under this Act must be directed to a current or potential  
3 Reimagine Public Safety firearm violence prevention  
4 provider and cannot exceed 20% of potential funds awarded  
5 to the relevant provider or future provider.

6 (3) Legal aid services, including funding for staff  
7 attorneys and paralegals to provide education, training,  
8 legal services, and advocacy for program recipients. Legal  
9 aid services that may be provided with grant funds awarded  
10 under this Act include "Know Your Rights" clinics,  
11 trainings targeting returning citizens and families  
12 impacted by incarceration, and long-term legal efforts  
13 addressing expungement, civil rights, family law, housing,  
14 employment, and victim rights. Legal aid services provided  
15 with grant funds awarded under this Act shall not be  
16 directed toward criminal justice issues.

17 (4) Housing services, including grants for emergency  
18 and temporary housing for individuals at immediate risk of  
19 firearm violence, except that grant funding provided under  
20 this paragraph must be directed only toward Reimagine  
21 Public Safety program participants.

22 (5) Workforce development services, including grants  
23 for job coaching, intensive case management, employment  
24 training and placement, and retention services, including  
25 the provision of transitional job placements and access to  
26 basic certificate training for industry-specific jobs.

1 Training also includes the provision of education-related  
2 content, such as financial literacy training, GED  
3 preparation, and academic coaching.

4 (6) Re-entry services for individuals exiting the  
5 State or county criminal justice systems, if those  
6 individuals are either eligible for services under this  
7 Act as participants or are individuals who can make an  
8 immediate contribution to mediate neighborhood conflicts  
9 if they receive stabilizing services. Re-entry services  
10 financed with grants awarded under this Act include all  
11 services authorized under this Act, including services  
12 listed in this subsection.

13 (7) Victim services, including assessments and  
14 screening of victim needs, planning sessions related to  
15 assessments, service planning and goal setting, assessing  
16 intervention needs, notifying and navigating participants  
17 through public agency processes for victim compensation,  
18 crisis intervention, emergency financial assistance,  
19 transportation, medical care, stable housing, and shelter,  
20 assessment and linkage to public benefits, and relocation  
21 services.

22 (b) In the geographic areas they serve, violence  
23 prevention organizations shall develop expertise in:

24 (1) Analyzing and leveraging data to identify the  
25 individuals who will most benefit from evidence-based  
26 violence prevention services in their geographic areas.

1           (2) Identifying the conflicts that are responsible for  
2 recurring violence.

3           (3) Having relationships with individuals who are most  
4 able to reduce conflicts.

5           (4) Addressing the stabilization and trauma recovery  
6 needs of individuals impacted by violence by providing  
7 direct services for their unmet needs or referring them to  
8 other qualified service providers.

9           (5) Having and building relationships with community  
10 members and community organizations that provide  
11 evidence-based violence prevention services and get  
12 referrals of people who will most benefit from  
13 evidence-based violence prevention services in their  
14 geographic areas.

15           (6) Providing training and technical assistance to  
16 local law enforcement agencies to improve their  
17 effectiveness without having any role, requirement, or  
18 mandate to participate in the policing, enforcement, or  
19 prosecution of any crime.

20           (c) Violence prevention organizations receiving grants  
21 under this Act shall coordinate services with other violence  
22 prevention organizations in their area.

23           (d) The Office of Firearm Violence Prevention shall  
24 identify, for each separate eligible service area under this  
25 Act, an experienced violence prevention organization to serve  
26 as the Lead Violence Prevention Convener for that area and

1 provide each Lead Violence Prevention Convener with a grant to  
2 coordinate monthly meetings between violence prevention  
3 organizations and youth development organizations under this  
4 Act. The Lead Violence Prevention Convener may also receive,  
5 from the Office of Firearm Violence Prevention, technical  
6 assistance or training through approved providers when needs  
7 are jointly identified. The Lead Violence Prevention Convener  
8 shall:

9 (1) provide the convened organizations with summary  
10 notes recommendations made at the monthly meetings to  
11 improve the effectiveness of evidence-based violence  
12 prevention services based on review of timely data on  
13 shootings and homicides in his or her relevant  
14 neighborhood;

15 (2) attend monthly meetings where the cause of  
16 violence and other neighborhood disputes is discussed and  
17 strategize on how to resolve ongoing conflicts and execute  
18 on agreed plans;

19 (3) (blank);

20 (4) on behalf of the convened organizations, make  
21 consensus recommendations to the Office of Firearm  
22 Violence Prevention and local law enforcement on how to  
23 reduce violent conflict in his or her neighborhood;

24 (5) meet on an emergency basis when conflicts that  
25 need immediate attention and resolution arise;

26 (6) share knowledge and strategies of the community



1 violence dynamic in monthly meetings with local youth  
2 development specialists receiving grants under this Act;

3 (7) select when and where needed an approved Office of  
4 Violence Prevention-funded technical assistance and  
5 training service provider to receive agreed upon services;  
6 and

7 (8) after meeting with community residents and other  
8 community organizations that have expertise in housing,  
9 mental health, economic development, education, and social  
10 services, make recommendations to the Office of Firearm  
11 Violence Prevention on how to target community  
12 revitalization resources available from federal and State  
13 funding sources.

14 The Office of Firearm Violence Prevention shall compile  
15 recommendations from all Lead Violence Prevention Conveners  
16 and report to the General Assembly bi-annually on these  
17 funding recommendations. The Lead Violence Prevention Convener  
18 may also serve as a violence prevention or youth development  
19 provider.

20 (e) The Illinois Office of Firearm Violence Prevention  
21 shall select, when possible and appropriate, no fewer than 2  
22 and no more than 3 approved technical assistance and training  
23 providers to deliver technical assistance and training to the  
24 violence prevention organizations that request to receive  
25 approved technical assistance and training. Violence  
26 prevention organizations shall have the opportunity to select

1 among the approved technical assistance services providers  
2 funded by the Office of Firearm Violence Prevention, as long  
3 as the technical assistance provider has the capacity to  
4 effectively serve the grantees that have selected them. The  
5 Department shall make best efforts to accommodate second  
6 choices of violence prevention organizations when the violence  
7 prevention organizations' first choice does not have capacity  
8 to provide technical assistance.

9 (f) Approved technical assistance and training providers  
10 may:

11 (1) provide training and certification to violence  
12 prevention professionals on how to perform violence  
13 prevention services and other professional development to  
14 violence prevention professionals.

15 (2) provide management training on how to manage  
16 violence prevention professionals;

17 (3) provide training and assistance on how to develop  
18 memorandum of understanding for referral services or  
19 create approved provider lists for these referral  
20 services, or both;

21 (4) share lessons learned among violence prevention  
22 professionals and service providers in their network; and

23 (5) provide technical assistance and training on human  
24 resources, grants management, capacity building, and  
25 fiscal management strategies.

26 (g) Approved technical assistance and training providers

1 shall:

2 (1) provide additional services identified as  
3 necessary by the Office of Firearm Violence Prevention and  
4 service providers in their network; and

5 (2) receive a base grant of up to \$250,000 plus  
6 negotiated service rates to provide group and  
7 individualized services to participating violence  
8 prevention organizations.

9 (h) (Blank).

10 (i) The Office of Firearm Violence Prevention shall issue  
11 grants, when possible and appropriate, to no fewer than 2  
12 violence prevention organizations in each of the eligible  
13 service areas and no more than 6 organizations. When possible,  
14 the Office of Firearm Violence Prevention shall work, subject  
15 to eligible applications received, to ensure that grant  
16 resources are equitably distributed across eligible service  
17 areas. The Office of Firearm Violence Prevention may establish  
18 grant award ranges to ensure grants will have the potential to  
19 reduce violence in each neighborhood.

20 (j) No violence prevention organization can serve more  
21 than 3 eligible service areas unless the Office of Firearm  
22 Violence Prevention is unable to identify violence prevention  
23 organizations to provide adequate coverage.

24 (k) No approved technical assistance and training provider  
25 shall provide evidence-based violence prevention services in  
26 an eligible service area under this Act unless the Office of

1 Firearm Violence Prevention is unable to identify qualified  
2 violence prevention organizations to provide adequate  
3 coverage.

4 (Source: P.A. 102-16, eff. 6-17-21; 102-679, eff. 12-10-21;  
5 103-8, eff. 6-7-23.)

6 Section 46. The Illinois Vehicle Code is amended by  
7 changing Section 6-308 as follows:

8 (625 ILCS 5/6-308)

9 (Text of Section before amendment by P.A. 103-789)

10 Sec. 6-308. Procedures for traffic violations.

11 (a) Any person cited for violating this Code or a similar  
12 provision of a local ordinance for which a violation is a petty  
13 offense as defined by Section 5-1-17 of the Unified Code of  
14 Corrections, excluding business offenses as defined by Section  
15 5-1-2 of the Unified Code of Corrections or a violation of  
16 Section 15-111 or subsection (d) of Section 3-401 of this  
17 Code, shall not be required to sign the citation for his or her  
18 release. All other provisions of this Code or similar  
19 provisions of local ordinances shall be governed by the  
20 pretrial release provisions of the Illinois Supreme Court  
21 Rules when it is not practical or feasible to take the person  
22 before a judge to have conditions of pretrial release set or to  
23 avoid undue delay because of the hour or circumstances.

24 (b) Whenever a person fails to appear in court, the court

1 may continue the case for a minimum of 30 days and the clerk of  
2 the court shall send notice of the continued court date to the  
3 person's last known address. If the person does not appear in  
4 court on or before the continued court date or satisfy the  
5 court that the person's appearance in and surrender to the  
6 court is impossible for no fault of the person, the court shall  
7 enter an order of failure to appear. The clerk of the court  
8 shall notify the Secretary of State, on a report prescribed by  
9 the Secretary, of the court's order. The Secretary, when  
10 notified by the clerk of the court that an order of failure to  
11 appear has been entered, shall immediately suspend the  
12 person's driver's license, which shall be designated by the  
13 Secretary as a Failure to Appear suspension. The Secretary  
14 shall not remove the suspension, nor issue any permit or  
15 privileges to the person whose license has been suspended,  
16 until notified by the ordering court that the person has  
17 appeared and resolved the violation. Upon compliance, the  
18 clerk of the court shall present the person with a notice of  
19 compliance containing the seal of the court, and shall notify  
20 the Secretary that the person has appeared and resolved the  
21 violation.

22 (c) Illinois Supreme Court Rules shall govern pretrial  
23 release and appearance procedures when a person who is a  
24 resident of another state that is not a member of the  
25 Nonresident Violator Compact of 1977 is cited for violating  
26 this Code or a similar provision of a local ordinance.

1 (Source: P.A. 100-674, eff. 1-1-19; 101-652, eff. 1-1-23.)

2 (Text of Section after amendment by P.A. 103-789)

3 Sec. 6-308. Procedures for traffic violations.

4 (a) Any person cited for violating this Code or a similar  
5 provision of a local ordinance for which a violation is a petty  
6 offense as defined by Section 5-1-17 of the Unified Code of  
7 Corrections, excluding business offenses as defined by Section  
8 5-1-2 of the Unified Code of Corrections or a violation of  
9 Section 15-111 or subsection (d) of Section 3-401 of this  
10 Code, shall not be required to sign the citation for his or her  
11 release. All other provisions of this Code or similar  
12 provisions of local ordinances shall be governed by the  
13 pretrial release provisions of the Illinois Supreme Court  
14 Rules when it is not practical or feasible to take the person  
15 before a judge to have conditions of pretrial release set or to  
16 avoid undue delay because of the hour or circumstances.

17 (b) Whenever a person fails to appear in court, the court  
18 may continue the case for a minimum of 30 days and the clerk of  
19 the court shall send notice of the continued court date to the  
20 person's last known address and, if the clerk of the court  
21 elects to establish a system to send text, email, and  
22 telephone notifications, may also send notifications to an  
23 email address and may send a text message to the person's last  
24 known cellular telephone number. If the person does not have a  
25 cellular telephone number, the clerk of the court may reach

1 the person by calling the person's last known landline  
2 telephone number regarding continued court dates. The notice  
3 shall include a statement that a subsequent failure to appear  
4 in court could result in a warrant for the defendant's arrest  
5 and other significant consequences affecting their driving  
6 privileges. If the person does not (i) appear in court on or  
7 before the continued court date, (ii) satisfy the charge  
8 without a court appearance if allowed by Illinois Supreme  
9 Court Rule, or (iii) satisfy the court that the person's  
10 appearance in and surrender to the court is impossible for no  
11 fault of the person, the court shall enter an ex parte judgment  
12 of conviction imposing a single assessment, specified in the  
13 applicable assessment Schedule 10, 10.5, or 11 for the charged  
14 offense, as provided in the Criminal and Traffic Assessment  
15 Act, plus a fine allowed by statute. The clerk of the court  
16 shall notify the Secretary of State, in a form and manner  
17 prescribed by the Secretary, of the court's order.

18 (c) Illinois Supreme Court Rules shall govern pretrial  
19 release and appearance procedures when a person who is a  
20 resident of another state that is not a member of the  
21 Nonresident Violator Compact of 1977 is cited for violating  
22 this Code or a similar provision of a local ordinance.

23 (d) The changes made to this Section by Public Act 103-789  
24 ~~this amendatory Act of the 103rd General Assembly~~ apply to  
25 each individual whose license was suspended pursuant to this  
26 Section ~~from between~~ January 1, 2020 through and June 30, 2025

1 ~~the effective date of this amendatory Act of the 103rd General~~  
2 ~~Assembly,~~ and the suspension shall be lifted by the Secretary  
3 of State without further action by any court.

4 (Source: P.A. 103-789, eff. 1-1-25.)

5 Section 47. The Code of Criminal Procedure of 1963 is  
6 amended by changing Section 124A-20 as follows:

7 (725 ILCS 5/124A-20)

8 Sec. 124A-20. Assessment waiver.

9 (a) As used in this Section:

10 "Assessments" means any costs imposed on a criminal  
11 defendant under Article 15 of the Criminal and Traffic  
12 Assessment Act, but does not include violation of the Illinois  
13 Vehicle Code assessments except as provided in subsection  
14 (a-5).

15 "Indigent person" means any person who meets one or more  
16 of the following criteria:

17 (1) He or she is receiving assistance under one or  
18 more of the following means-based governmental public  
19 benefits programs: Supplemental Security Income; Aid to  
20 the Aged, Blind and Disabled; Temporary Assistance for  
21 Needy Families; Supplemental Nutrition Assistance Program;  
22 General Assistance; Transitional Assistance; or State  
23 Children and Family Assistance.

24 (2) His or her available personal income is 200% or



1 less of the current poverty level, unless the applicant's  
2 assets that are not exempt under Part 9 or 10 of Article  
3 XII of the Code of Civil Procedure are of a nature and  
4 value that the court determines that the applicant is able  
5 to pay the assessments.

6 (3) He or she is, in the discretion of the court,  
7 unable to proceed in an action with payment of assessments  
8 and whose payment of those assessments would result in  
9 substantial hardship to the person or his or her family.

10 "Poverty level" means the current poverty level as  
11 established by the United States Department of Health and  
12 Human Services.

13 (a-5) In a county having a population of more than  
14 3,000,000, "assessments" means any costs imposed on a criminal  
15 defendant under Article 15 of the Criminal and Traffic  
16 Assessment Act, including violation of the Illinois Vehicle  
17 Code assessments. This subsection is inoperative on and after  
18 July 1, 2025 ~~2024~~.

19 (b) For criminal offenses reflected in Schedules 1, 3, 4,  
20 5, 7, and 8 of Article 15 of the Criminal and Traffic  
21 Assessment Act, upon the application of any defendant, after  
22 the commencement of an action, but no later than 30 days after  
23 sentencing:

24 (1) If the court finds that the applicant is an  
25 indigent person, the court shall grant the applicant a  
26 full assessment waiver exempting him or her from the

1 payment of any assessments.

2 (2) The court shall grant the applicant a partial  
3 assessment as follows:

4 (A) 75% of all assessments shall be waived if the  
5 applicant's available income is greater than 200% but  
6 no more than 250% of the poverty level, unless the  
7 applicant's assets that are not exempt under Part 9 or  
8 10 of Article XII of the Code of Civil Procedure are  
9 such that the applicant is able, without undue  
10 hardship, to pay the total assessments.

11 (B) 50% of all assessments shall be waived if the  
12 applicant's available income is greater than 250% but  
13 no more than 300% of the poverty level, unless the  
14 applicant's assets that are not exempt under Part 9 or  
15 10 of Article XII of the Code of Civil Procedure are  
16 such that the court determines that the applicant is  
17 able, without undue hardship, to pay a greater portion  
18 of the assessments.

19 (C) 25% of all assessments shall be waived if the  
20 applicant's available income is greater than 300% but  
21 no more than 400% of the poverty level, unless the  
22 applicant's assets that are not exempt under Part 9 or  
23 10 of Article XII of the Code of Civil Procedure are  
24 such that the court determines that the applicant is  
25 able, without undue hardship, to pay a greater portion  
26 of the assessments.

1 (b-5) For traffic and petty offenses reflected in  
2 Schedules 2, 6, 9, 10, and 13 of Article 15 of the Criminal and  
3 Traffic Assessment Act, upon the application of any defendant,  
4 after the commencement of an action, but no later than 30 days  
5 after sentencing, the court shall grant the applicant a  
6 partial assessment as follows:

7 (1) 50% of all assessments shall be waived if the  
8 court finds that the applicant is an indigent person or if  
9 the applicant's available income is not greater than 200%  
10 of the poverty level, unless the applicant's assets that  
11 are not exempt under Part 9 or 10 of Article XII of the  
12 Code of Civil Procedure are such that the applicant is  
13 able, without undue hardship, to pay the total  
14 assessments.

15 (2) 37.5% of all assessments shall be waived if the  
16 applicant's available income is greater than 200% but no  
17 more than 250% of the poverty level, unless the  
18 applicant's assets that are not exempt under Part 9 or 10  
19 of Article XII of the Code of Civil Procedure are such that  
20 the applicant is able, without undue hardship, to pay the  
21 total assessments.

22 (3) 25% of all assessments shall be waived if the  
23 applicant's available income is greater than 250% but no  
24 more than 300% of the poverty level, unless the  
25 applicant's assets that are not exempt under Part 9 or 10  
26 of Article XII of the Code of Civil Procedure are such that

1 the court determines that the applicant is able, without  
2 undue hardship, to pay a greater portion of the  
3 assessments.

4 (4) 12.5% of all assessments shall be waived if the  
5 applicant's available income is greater than 300% but no  
6 more than 400% of the poverty level, unless the  
7 applicant's assets that are not exempt under Part 9 or 10  
8 of Article XII of the Code of Civil Procedure are such that  
9 the court determines that the applicant is able, without  
10 undue hardship, to pay a greater portion of the  
11 assessments.

12 (c) An application for a waiver of assessments shall be in  
13 writing, signed by the defendant or, if the defendant is a  
14 minor, by another person having knowledge of the facts, and  
15 filed no later than 30 days after sentencing. The contents of  
16 the application for a waiver of assessments, and the procedure  
17 for deciding the applications, shall be established by Supreme  
18 Court Rule. Factors to consider in evaluating an application  
19 shall include:

20 (1) the applicant's receipt of needs based  
21 governmental public benefits, including Supplemental  
22 Security Income (SSI); Aid to the Aged, Blind and Disabled  
23 (AABD); Temporary Assistance for Needy Families (TANF);  
24 Supplemental Nutrition Assistance Program (SNAP or "food  
25 stamps"); General Assistance; Transitional Assistance; or  
26 State Children and Family Assistance;

1           (2) the employment status of the applicant and amount  
2 of monthly income, if any;

3           (3) income received from the applicant's pension,  
4 Social Security benefits, unemployment benefits, and other  
5 sources;

6           (4) income received by the applicant from other  
7 household members;

8           (5) the applicant's monthly expenses, including rent,  
9 home mortgage, other mortgage, utilities, food, medical,  
10 vehicle, childcare, debts, child support, and other  
11 expenses; and

12           (6) financial affidavits or other similar supporting  
13 documentation provided by the applicant showing that  
14 payment of the imposed assessments would result in  
15 substantial hardship to the applicant or the applicant's  
16 family.

17           (d) The clerk of court shall provide the application for a  
18 waiver of assessments to any defendant who indicates an  
19 inability to pay the assessments. The clerk of the court shall  
20 post in a conspicuous place in the courthouse a notice, no  
21 smaller than 8.5 x 11 inches and using no smaller than 30-point  
22 typeface printed in English and in Spanish, advising criminal  
23 defendants they may ask the court for a waiver of any court  
24 ordered assessments. The notice shall be substantially as  
25 follows:

26           "If you are unable to pay the required assessments,

1           you may ask the court to waive payment of them. Ask the  
2           clerk of the court for forms."

3           (e) For good cause shown, the court may allow an applicant  
4           whose application is denied or who receives a partial  
5           assessment waiver to defer payment of the assessments, make  
6           installment payments, or make payment upon reasonable terms  
7           and conditions stated in the order.

8           (f) Nothing in this Section shall be construed to affect  
9           the right of a party to court-appointed counsel, as authorized  
10          by any other provision of law or by the rules of the Illinois  
11          Supreme Court.

12          (g) The provisions of this Section are severable under  
13          Section 1.31 of the Statute on Statutes.

14          (Source: P.A. 102-558, eff. 8-20-21; 102-620, eff. 8-27-21.)

15          Section 50. The Unemployment Insurance Act is amended by  
16          changing Sections 235, 401, 403, 1400.1, 1505, 1506.6, and  
17          2101.1 as follows:

18                 (820 ILCS 405/235) (from Ch. 48, par. 345)

19                 Sec. 235. (I) ~~If and only if funds from the State treasury~~  
20                 ~~are not appropriated on or before January 31, 2023 that are~~  
21                 ~~dedicated to pay all outstanding advances made to the State's~~  
22                 ~~account in the Unemployment Trust Fund pursuant to Title XII~~  
23                 ~~of the federal Social Security Act, then this Part (I) is~~  
24                 ~~inoperative retroactive to January 1, 2023.~~

1           The term "wages" does not include:

2           A. With respect to calendar years prior to calendar year  
3 2023, the maximum amount includable as "wages" shall be  
4 determined pursuant to this Section as in effect prior to the  
5 effective date of this amendatory Act of the 102nd General  
6 Assembly.

7           With respect to the calendar year 2023, the term "wages"  
8 shall include only the remuneration paid to an individual by  
9 an employer during that period with respect to employment  
10 which does not exceed \$13,271.

11           With respect to the calendar year 2024, the term "wages"  
12 shall include only the remuneration paid to an individual by  
13 an employer during that period with respect to employment  
14 which does not exceed \$13,590.

15           With respect to the calendar year 2025, the term "wages"  
16 shall include only the remuneration paid to an individual by  
17 an employer during that period with respect to employment  
18 which does not exceed \$13,916.

19           With respect to the calendar year 2026, the term "wages"  
20 shall include only the remuneration paid to an individual by  
21 an employer during that period with respect to employment  
22 which does not exceed \$14,250.

23           With respect to the calendar year 2027, and each calendar  
24 year thereafter, the term "wages" shall include only the  
25 remuneration paid to an individual by an employer during that  
26 period with respect to employment which does not exceed

1 \$14,592.

2 The remuneration paid to an individual by an employer with  
3 respect to employment in another State or States, upon which  
4 contributions were required of such employer under an  
5 unemployment compensation law of such other State or States,  
6 shall be included as a part of the remuneration herein  
7 referred to. For the purposes of this subsection, any  
8 employing unit which succeeds to the organization, trade, or  
9 business, or to substantially all of the assets of another  
10 employing unit, or to the organization, trade, or business, or  
11 to substantially all of the assets of a distinct severable  
12 portion of another employing unit, shall be treated as a  
13 single unit with its predecessor for the calendar year in  
14 which such succession occurs; any employing unit which is  
15 owned or controlled by the same interests which own or control  
16 another employing unit shall be treated as a single unit with  
17 the unit so owned or controlled by such interests for any  
18 calendar year throughout which such ownership or control  
19 exists; and, with respect to any trade or business transfer  
20 subject to subsection A of Section 1507.1, a transferee, as  
21 defined in subsection G of Section 1507.1, shall be treated as  
22 a single unit with the transferor, as defined in subsection G  
23 of Section 1507.1, for the calendar year in which the transfer  
24 occurs. This subsection applies only to Sections 1400, 1405A,  
25 and 1500.

26 A-1. (Blank).



1           B. The amount of any payment (including any amount paid by  
2 an employer for insurance or annuities, or into a fund, to  
3 provide for any such payment), made to, or on behalf of, an  
4 individual or any of the individual's ~~his~~ dependents under a  
5 plan or system established by an employer which makes  
6 provision generally for individuals performing services for  
7 the employer ~~him~~ (or for such individuals generally and their  
8 dependents) or for a class or classes of such individuals (or  
9 for a class or classes of such individuals and their  
10 dependents), on account of (1) sickness or accident disability  
11 (except those sickness or accident disability payments which  
12 would be includable as "wages" in Section 3306(b)(2)(A) of the  
13 Federal Internal Revenue Code of 1954, in effect on January 1,  
14 1985, such includable payments to be attributable in such  
15 manner as provided by Section 3306(b) of the Federal Internal  
16 Revenue Code of 1954, in effect on January 1, 1985), or (2)  
17 medical or hospitalization expenses in connection with  
18 sickness or accident disability, or (3) death.

19           C. Any payment made to, or on behalf of, an employee or the  
20 employee's ~~his~~ beneficiary which would be excluded from  
21 "wages" by subparagraph (A), (B), (C), (D), (E), (F) or (G), of  
22 Section 3306(b)(5) of the Federal Internal Revenue Code of  
23 1954, in effect on January 1, 1985.

24           D. The amount of any payment on account of sickness or  
25 accident disability, or medical or hospitalization expenses in  
26 connection with sickness or accident disability, made by an

1 employer to, or on behalf of, an individual performing  
2 services for the employer ~~him~~ after the expiration of six  
3 calendar months following the last calendar month in which the  
4 individual performed services for such employer.

5 E. Remuneration paid in any medium other than cash by an  
6 employing unit to an individual for service in agricultural  
7 labor as defined in Section 214.

8 F. The amount of any supplemental payment made by an  
9 employer to an individual performing services for the employer  
10 ~~him~~, other than remuneration for services performed, under a  
11 shared work plan approved by the Director pursuant to Section  
12 407.1.

13 (II) (Blank). ~~This Part (II) becomes operative if and only~~  
14 ~~if funds from the State treasury are not appropriated on or~~  
15 ~~before January 31, 2023 that are dedicated to pay all~~  
16 ~~outstanding advances made to the State's account in the~~  
17 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~  
18 ~~Social Security Act. If this Part (II) becomes operative, it~~  
19 ~~is operative retroactive to January 1, 2023.~~

20 ~~The term "wages" does not include:~~

21 ~~A. With respect to calendar years prior to calendar year~~  
22 ~~2004, the maximum amount includable as "wages" shall be~~  
23 ~~determined pursuant to this Section as in effect on January 1,~~  
24 ~~2006.~~

25 ~~With respect to the calendar year 2004, the term "wages"~~  
26 ~~shall include only the remuneration paid to an individual by~~

1 ~~an employer during that period with respect to employment~~  
2 ~~which does not exceed \$9,800. With respect to the calendar~~  
3 ~~years 2005 through 2009, the term "wages" shall include only~~  
4 ~~the remuneration paid to an individual by an employer during~~  
5 ~~that period with respect to employment which does not exceed~~  
6 ~~the following amounts: \$10,500 with respect to the calendar~~  
7 ~~year 2005; \$11,000 with respect to the calendar year 2006;~~  
8 ~~\$11,500 with respect to the calendar year 2007; \$12,000 with~~  
9 ~~respect to the calendar year 2008; and \$12,300 with respect to~~  
10 ~~the calendar year 2009.~~

11 ~~With respect to the calendar years 2010, 2011, 2020, and~~  
12 ~~each calendar year thereafter, the term "wages" shall include~~  
13 ~~only the remuneration paid to an individual by an employer~~  
14 ~~during that period with respect to employment which does not~~  
15 ~~exceed the sum of the wage base adjustment applicable to that~~  
16 ~~year pursuant to Section 1400.1, plus the maximum amount~~  
17 ~~includable as "wages" pursuant to this subsection with respect~~  
18 ~~to the immediately preceding calendar year. With respect to~~  
19 ~~calendar year 2012, to offset the loss of revenue to the~~  
20 ~~State's account in the unemployment trust fund with respect to~~  
21 ~~the first quarter of calendar year 2011 as a result of Section~~  
22 ~~1506.5 and the changes made by this amendatory Act of the 97th~~  
23 ~~General Assembly to Section 1506.3, the term "wages" shall~~  
24 ~~include only the remuneration paid to an individual by an~~  
25 ~~employer during that period with respect to employment which~~  
26 ~~does not exceed \$13,560. Except as otherwise provided in~~

1 ~~subsection A-1, with respect to calendar year 2013, the term~~  
2 ~~"wages" shall include only the remuneration paid to an~~  
3 ~~individual by an employer during that period with respect to~~  
4 ~~employment which does not exceed \$12,900. With respect to the~~  
5 ~~calendar years 2014 through 2019, the term "wages" shall~~  
6 ~~include only the remuneration paid to an individual by an~~  
7 ~~employer during that period with respect to employment which~~  
8 ~~does not exceed \$12,960. Notwithstanding any provision to the~~  
9 ~~contrary, the maximum amount includable as "wages" pursuant to~~  
10 ~~this Section shall not be less than \$12,300 or greater than~~  
11 ~~\$12,960 with respect to any calendar year after calendar year~~  
12 ~~2009 except calendar year 2012 and except as otherwise~~  
13 ~~provided in subsection A-1.~~

14 ~~The remuneration paid to an individual by an employer with~~  
15 ~~respect to employment in another State or States, upon which~~  
16 ~~contributions were required of such employer under an~~  
17 ~~unemployment compensation law of such other State or States,~~  
18 ~~shall be included as a part of the remuneration herein~~  
19 ~~referred to. For the purposes of this subsection, any~~  
20 ~~employing unit which succeeds to the organization, trade, or~~  
21 ~~business, or to substantially all of the assets of another~~  
22 ~~employing unit, or to the organization, trade, or business, or~~  
23 ~~to substantially all of the assets of a distinct severable~~  
24 ~~portion of another employing unit, shall be treated as a~~  
25 ~~single unit with its predecessor for the calendar year in~~  
26 ~~which such succession occurs; any employing unit which is~~

1 ~~owned or controlled by the same interests which own or control~~  
2 ~~another employing unit shall be treated as a single unit with~~  
3 ~~the unit so owned or controlled by such interests for any~~  
4 ~~calendar year throughout which such ownership or control~~  
5 ~~exists; and, with respect to any trade or business transfer~~  
6 ~~subject to subsection A of Section 1507.1, a transferee, as~~  
7 ~~defined in subsection G of Section 1507.1, shall be treated as~~  
8 ~~a single unit with the transferor, as defined in subsection G~~  
9 ~~of Section 1507.1, for the calendar year in which the transfer~~  
10 ~~occurs. This subsection applies only to Sections 1400, 1405A,~~  
11 ~~and 1500.~~

12 ~~A 1. If, by March 1, 2013, the payments attributable to~~  
13 ~~the changes to subsection A by this or any subsequent~~  
14 ~~amendatory Act of the 97th General Assembly do not equal or~~  
15 ~~exceed the loss to this State's account in the unemployment~~  
16 ~~trust fund as a result of Section 1506.5 and the changes made~~  
17 ~~to Section 1506.3 by this or any subsequent amendatory Act of~~  
18 ~~the 97th General Assembly, including unrealized interest,~~  
19 ~~then, with respect to calendar year 2013, the term "wages"~~  
20 ~~shall include only the remuneration paid to an individual by~~  
21 ~~an employer during that period with respect to employment~~  
22 ~~which does not exceed \$13,560.~~

23 ~~B. The amount of any payment (including any amount paid by~~  
24 ~~an employer for insurance or annuities, or into a fund, to~~  
25 ~~provide for any such payment), made to, or on behalf of, an~~  
26 ~~individual or any of his dependents under a plan or system~~

1 ~~established by an employer which makes provision generally for~~  
2 ~~individuals performing services for him (or for such~~  
3 ~~individuals generally and their dependents) or for a class or~~  
4 ~~classes of such individuals (or for a class or classes of such~~  
5 ~~individuals and their dependents), on account of (1) sickness~~  
6 ~~or accident disability (except those sickness or accident~~  
7 ~~disability payments which would be includable as "wages" in~~  
8 ~~Section 3306(b) (2) (A) of the Federal Internal Revenue Code of~~  
9 ~~1954, in effect on January 1, 1985, such includable payments~~  
10 ~~to be attributable in such manner as provided by Section~~  
11 ~~3306(b) of the Federal Internal Revenue Code of 1954, in~~  
12 ~~effect on January 1, 1985), or (2) medical or hospitalization~~  
13 ~~expenses in connection with sickness or accident disability,~~  
14 ~~or (3) death.~~

15 ~~C. Any payment made to, or on behalf of, an employee or his~~  
16 ~~beneficiary which would be excluded from "wages" by~~  
17 ~~subparagraph (A), (B), (C), (D), (E), (F) or (G), of Section~~  
18 ~~3306(b) (5) of the Federal Internal Revenue Code of 1954, in~~  
19 ~~effect on January 1, 1985.~~

20 ~~D. The amount of any payment on account of sickness or~~  
21 ~~accident disability, or medical or hospitalization expenses in~~  
22 ~~connection with sickness or accident disability, made by an~~  
23 ~~employer to, or on behalf of, an individual performing~~  
24 ~~services for him after the expiration of six calendar months~~  
25 ~~following the last calendar month in which the individual~~  
26 ~~performed services for such employer.~~

1       ~~E. Remuneration paid in any medium other than cash by an~~  
2 ~~employing unit to an individual for service in agricultural~~  
3 ~~labor as defined in Section 214.~~

4       ~~F. The amount of any supplemental payment made by an~~  
5 ~~employer to an individual performing services for him, other~~  
6 ~~than remuneration for services performed, under a shared work~~  
7 ~~plan approved by the Director pursuant to Section 407.1.~~

8       (Source: P.A. 102-1105, eff. 1-1-23.)

9           (820 ILCS 405/401) (from Ch. 48, par. 401)

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

11          ~~(I) If and only if funds from the State treasury are not~~  
12 ~~appropriated on or before January 31, 2023 that are dedicated~~  
13 ~~to pay all outstanding advances made to the State's account in~~  
14 ~~the Unemployment Trust Fund pursuant to Title XII of the~~  
15 ~~federal Social Security Act, then this Part (I) is inoperative~~  
16 ~~retroactive to January 1, 2023.~~

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

22          B. 1. With respect to any benefit year beginning on or  
23 after January 4, 2004 and before January 6, 2008, an  
24 individual's weekly benefit amount shall be 48% of the  
25 individual's ~~his or her~~ prior average weekly wage, rounded (if

1 not already a multiple of one dollar) to the next higher  
2 dollar; provided, however, that the weekly benefit amount  
3 cannot exceed the maximum weekly benefit amount and cannot be  
4 less than \$51. Except as otherwise provided in this Section,  
5 with respect to any benefit year beginning on or after January  
6 6, 2008, an individual's weekly benefit amount shall be 47% of  
7 the individual's ~~his or her~~ prior average weekly wage, rounded  
8 (if not already a multiple of one dollar) to the next higher  
9 dollar; provided, however, that the weekly benefit amount  
10 cannot exceed the maximum weekly benefit amount and cannot be  
11 less than \$51. With respect to any benefit year beginning on or  
12 after January 1, 2027 ~~2025~~ and before January 1, 2028 ~~2026~~, an  
13 individual's weekly benefit amount shall be 40.6% of the  
14 individual's ~~his or her~~ prior average weekly wage, rounded (if  
15 not already a multiple of one dollar) to the next higher  
16 dollar; provided, however, that the weekly benefit amount  
17 cannot exceed the maximum weekly benefit amount and cannot be  
18 less than \$51.

19 2. For the purposes of this subsection:

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



1 the higher multiple of one dollar.

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

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

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

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

26 "Covered employment" for any calendar month means the

1 total number of individuals, as determined by the Director,  
2 engaged in insured work at mid-month.

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

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

10 "Statewide average weekly wage" means the quotient,  
11 obtained by dividing the statewide average annual wage by 52,  
12 rounded (if not already a multiple of one cent) to the nearest  
13 cent. Notwithstanding any provision of this Section to the  
14 contrary, the statewide average weekly wage for any benefit  
15 period prior to calendar year 2012 shall be as determined by  
16 the provisions of this Act as amended and in effect on November  
17 18, 2011. Notwithstanding any provisions of this Section to  
18 the contrary, the statewide average weekly wage for the  
19 benefit period of calendar year 2012 shall be \$856.55 and for  
20 each calendar year thereafter, the statewide average weekly  
21 wage shall be the statewide average weekly wage, as determined  
22 in accordance with this sentence, for the immediately  
23 preceding benefit period plus (or minus) an amount equal to  
24 the percentage change in the statewide average weekly wage, as  
25 computed in accordance with the first sentence of this  
26 paragraph, between the 2 immediately preceding benefit

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

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

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

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

1           With respect to any benefit year beginning on or after  
2 January 1, 2027 ~~2025~~ and before January 1, 2028 ~~2026~~, "maximum  
3 weekly benefit amount" with respect to each week beginning  
4 within a benefit period means 40.6% of the statewide average  
5 weekly wage, rounded (if not already a multiple of one dollar)  
6 to the next higher dollar.

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

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

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

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

25 The additional amount paid pursuant to this subsection in  
26 the case of an individual with a dependent child or dependent

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

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

1 product of the statewide average weekly wage multiplied by the  
2 sum of 47% plus the dependent child allowance rate, rounded  
3 (if not already a multiple of one dollar) to the next higher  
4 dollar.

5 With respect to any benefit year beginning on or after  
6 January 1, 2027 ~~2025~~ and before January 1, 2028 ~~2026~~, an  
7 individual to whom benefits are payable with respect to any  
8 week shall, in addition to those benefits, be paid, with  
9 respect to such week, as follows: in the case of an individual  
10 with a nonworking spouse, the greater of (i) 9% of the  
11 individual's ~~his or her~~ prior average weekly wage, rounded (if  
12 not already a multiple of one dollar) to the next higher  
13 dollar, or (ii) \$15, provided that the total amount payable to  
14 the individual with respect to a week shall not exceed 49.6% of  
15 the statewide average weekly wage, rounded (if not already a  
16 multiple of one dollar) to the next higher dollar; and in the  
17 case of an individual with a dependent child or dependent  
18 children, the greater of (i) the product of the dependent  
19 child allowance rate multiplied by the individual's ~~his or her~~  
20 prior average weekly wage, rounded (if not already a multiple  
21 of one dollar) to the next higher dollar, or (ii) the lesser of  
22 \$50 or 50% of the individual's ~~his or her~~ weekly benefit  
23 amount, rounded (if not already a multiple of one dollar) to  
24 the next higher dollar, provided that the total amount payable  
25 to the individual with respect to a week shall not exceed the  
26 product of the statewide average weekly wage multiplied by the

1 sum of 40.6% plus the dependent child allowance rate, rounded  
2 (if not already a multiple of one dollar) to the next higher  
3 dollar.

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

19 For the purposes of this subsection:

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

21 "Child" means a natural child, stepchild, or adopted child  
22 of an individual claiming benefits under this Act or a child  
23 who is in the custody of any such individual by court order,  
24 for whom the individual is supplying and, for at least 90  
25 consecutive days (or for the duration of the parental  
26 relationship if it has existed for less than 90 days)



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

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

26 An individual who was obligated by law to provide for the

1 support of a child or of a nonworking spouse for the aforesaid  
2 period of 90 consecutive days, but was prevented by illness or  
3 injury from doing so, shall be deemed to have provided more  
4 than one-half the cost of supporting the child or nonworking  
5 spouse for that period.

6 (II) (Blank). ~~This Part (II) becomes operative if and only~~  
7 ~~if funds from the State treasury are not appropriated on or~~  
8 ~~before January 31, 2023 that are dedicated to pay all~~  
9 ~~outstanding advances made to the State's account in the~~  
10 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~  
11 ~~Social Security Act. If this Part (II) becomes operative, it~~  
12 ~~is operative retroactive to January 1, 2023.~~

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

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

1 ~~individual's weekly benefit amount shall be 47% of his or her~~  
2 ~~prior average weekly wage, rounded (if not already a multiple~~  
3 ~~of one dollar) to the next higher dollar; provided, however,~~  
4 ~~that the weekly benefit amount cannot exceed the maximum~~  
5 ~~weekly benefit amount and cannot be less than \$51. With~~  
6 ~~respect to any benefit year beginning on or after January 1,~~  
7 ~~2024 and before January 1, 2025, an individual's weekly~~  
8 ~~benefit amount shall be 40.6% of his or her prior average~~  
9 ~~weekly wage, rounded (if not already a multiple of one dollar)~~  
10 ~~to the next higher dollar; provided, however, that the weekly~~  
11 ~~benefit amount cannot exceed the maximum weekly benefit amount~~  
12 ~~and cannot be less than \$51.~~

13 ~~2. For the purposes of this subsection:~~

14 ~~An individual's "prior average weekly wage" means the~~  
15 ~~total wages for insured work paid to that individual during~~  
16 ~~the 2 calendar quarters of his base period in which such total~~  
17 ~~wages were highest, divided by 26. If the quotient is not~~  
18 ~~already a multiple of one dollar, it shall be rounded to the~~  
19 ~~nearest dollar; however if the quotient is equally near 2~~  
20 ~~multiples of one dollar, it shall be rounded to the higher~~  
21 ~~multiple of one dollar.~~

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

25 ~~"Determination period" means, with respect to each June 1~~  
26 ~~determination date, the 12 consecutive calendar months ending~~

1 ~~on the immediately preceding December 31 and, with respect to~~  
2 ~~each December 1 determination date, the 12 consecutive~~  
3 ~~calendar months ending on the immediately preceding June 30.~~

4 ~~"Benefit period" means the 12 consecutive calendar month~~  
5 ~~period beginning on the first day of the first calendar month~~  
6 ~~immediately following a determination date, except that, with~~  
7 ~~respect to any calendar year in which there is a June 1~~  
8 ~~determination date, "benefit period" shall mean the 6~~  
9 ~~consecutive calendar month period beginning on the first day~~  
10 ~~of the first calendar month immediately following the~~  
11 ~~preceding December 1 determination date and the 6 consecutive~~  
12 ~~calendar month period beginning on the first day of the first~~  
13 ~~calendar month immediately following the June 1 determination~~  
14 ~~date.~~

15 ~~"Gross wages" means all the wages paid to individuals~~  
16 ~~during the determination period immediately preceding a~~  
17 ~~determination date for insured work, and reported to the~~  
18 ~~Director by employers prior to the first day of the third~~  
19 ~~calendar month preceding that date.~~

20 ~~"Covered employment" for any calendar month means the~~  
21 ~~total number of individuals, as determined by the Director,~~  
22 ~~engaged in insured work at mid-month.~~

23 ~~"Average monthly covered employment" means one twelfth of~~  
24 ~~the sum of the covered employment for the 12 months of a~~  
25 ~~determination period.~~

26 ~~"Statewide average annual wage" means the quotient,~~

1 ~~obtained by dividing gross wages by average monthly covered~~  
2 ~~employment for the same determination period, rounded (if not~~  
3 ~~already a multiple of one cent) to the nearest cent.~~

4 ~~"Statewide average weekly wage" means the quotient,~~  
5 ~~obtained by dividing the statewide average annual wage by 52,~~  
6 ~~rounded (if not already a multiple of one cent) to the nearest~~  
7 ~~cent. Notwithstanding any provision of this Section to the~~  
8 ~~contrary, the statewide average weekly wage for any benefit~~  
9 ~~period prior to calendar year 2012 shall be as determined by~~  
10 ~~the provisions of this Act as amended and in effect on November~~  
11 ~~18, 2011. Notwithstanding any provisions of this Section to~~  
12 ~~the contrary, the statewide average weekly wage for the~~  
13 ~~benefit period of calendar year 2012 shall be \$856.55 and for~~  
14 ~~each calendar year thereafter, the statewide average weekly~~  
15 ~~wage shall be the statewide average weekly wage, as determined~~  
16 ~~in accordance with this sentence, for the immediately~~  
17 ~~preceding benefit period plus (or minus) an amount equal to~~  
18 ~~the percentage change in the statewide average weekly wage, as~~  
19 ~~computed in accordance with the first sentence of this~~  
20 ~~paragraph, between the 2 immediately preceding benefit~~  
21 ~~periods, multiplied by the statewide average weekly wage, as~~  
22 ~~determined in accordance with this sentence, for the~~  
23 ~~immediately preceding benefit period. However, for purposes of~~  
24 ~~the Workers' Compensation Act, the statewide average weekly~~  
25 ~~wage will be computed using June 1 and December 1~~  
26 ~~determination dates of each calendar year and such~~

1 ~~determination shall not be subject to the limitation of the~~  
2 ~~statewide average weekly wage as computed in accordance with~~  
3 ~~the preceding sentence of this paragraph.~~

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

9 ~~With respect to any benefit year beginning on or after~~  
10 ~~January 4, 2004 and before January 6, 2008, "maximum weekly~~  
11 ~~benefit amount" with respect to each week beginning within a~~  
12 ~~benefit period means 48% of the statewide average weekly wage,~~  
13 ~~rounded (if not already a multiple of one dollar) to the next~~  
14 ~~higher dollar.~~

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

21 ~~With respect to any benefit year beginning on or after~~  
22 ~~January 1, 2024 and before January 1, 2025, "maximum weekly~~  
23 ~~benefit amount" with respect to each week beginning within a~~  
24 ~~benefit period means 40.6% of the statewide average weekly~~  
25 ~~wage, rounded (if not already a multiple of one dollar) to the~~  
26 ~~next higher dollar.~~

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

7       ~~With respect to any benefit year beginning on or after~~  
8 ~~January 4, 2004 and before January 6, 2008, an individual to~~  
9 ~~whom benefits are payable with respect to any week shall, in~~  
10 ~~addition to those benefits, be paid, with respect to such~~  
11 ~~week, as follows: in the case of an individual with a~~  
12 ~~nonworking spouse, 9% of his or her prior average weekly wage,~~  
13 ~~rounded (if not already a multiple of one dollar) to the next~~  
14 ~~higher dollar, provided, that the total amount payable to the~~  
15 ~~individual with respect to a week shall not exceed 57% of the~~  
16 ~~statewide average weekly wage, rounded (if not already a~~  
17 ~~multiple of one dollar) to the next higher dollar; and in the~~  
18 ~~case of an individual with a dependent child or dependent~~  
19 ~~children, 17.2% of his or her prior average weekly wage,~~  
20 ~~rounded (if not already a multiple of one dollar) to the next~~  
21 ~~higher dollar, provided that the total amount payable to the~~  
22 ~~individual with respect to a week shall not exceed 65.2% of the~~  
23 ~~statewide average weekly wage, rounded (if not already a~~  
24 ~~multiple of one dollar) to the next higher dollar.~~

25       ~~With respect to any benefit year beginning on or after~~  
26 ~~January 6, 2008 and before January 1, 2010, an individual to~~

1 ~~whom benefits are payable with respect to any week shall, in~~  
2 ~~addition to those benefits, be paid, with respect to such~~  
3 ~~week, as follows: in the case of an individual with a~~  
4 ~~nonworking spouse, 9% of his or her prior average weekly wage,~~  
5 ~~rounded (if not already a multiple of one dollar) to the next~~  
6 ~~higher dollar, provided, that the total amount payable to the~~  
7 ~~individual with respect to a week shall not exceed 56% of the~~  
8 ~~statewide average weekly wage, rounded (if not already a~~  
9 ~~multiple of one dollar) to the next higher dollar; and in the~~  
10 ~~case of an individual with a dependent child or dependent~~  
11 ~~children, 18.2% of his or her prior average weekly wage,~~  
12 ~~rounded (if not already a multiple of one dollar) to the next~~  
13 ~~higher dollar, provided that the total amount payable to the~~  
14 ~~individual with respect to a week shall not exceed 65.2% of the~~  
15 ~~statewide average weekly wage, rounded (if not already a~~  
16 ~~multiple of one dollar) to the next higher dollar.~~

17 ~~The additional amount paid pursuant to this subsection in~~  
18 ~~the case of an individual with a dependent child or dependent~~  
19 ~~children shall be referred to as the "dependent child~~  
20 ~~allowance", and the percentage rate by which an individual's~~  
21 ~~prior average weekly wage is multiplied pursuant to this~~  
22 ~~subsection to calculate the dependent child allowance shall be~~  
23 ~~referred to as the "dependent child allowance rate".~~

24 ~~Except as otherwise provided in this Section, with respect~~  
25 ~~to any benefit year beginning on or after January 1, 2010, an~~  
26 ~~individual to whom benefits are payable with respect to any~~



1 ~~week shall, in addition to those benefits, be paid, with~~  
2 ~~respect to such week, as follows: in the case of an individual~~  
3 ~~with a nonworking spouse, the greater of (i) 9% of his or her~~  
4 ~~prior average weekly wage, rounded (if not already a multiple~~  
5 ~~of one dollar) to the next higher dollar, or (ii) \$15, provided~~  
6 ~~that the total amount payable to the individual with respect~~  
7 ~~to a week shall not exceed 56% of the statewide average weekly~~  
8 ~~wage, rounded (if not already a multiple of one dollar) to the~~  
9 ~~next higher dollar; and in the case of an individual with a~~  
10 ~~dependent child or dependent children, the greater of (i) the~~  
11 ~~product of the dependent child allowance rate multiplied by~~  
12 ~~his or her prior average weekly wage, rounded (if not already a~~  
13 ~~multiple of one dollar) to the next higher dollar, or (ii) the~~  
14 ~~lesser of \$50 or 50% of his or her weekly benefit amount,~~  
15 ~~rounded (if not already a multiple of one dollar) to the next~~  
16 ~~higher dollar, provided that the total amount payable to the~~  
17 ~~individual with respect to a week shall not exceed the product~~  
18 ~~of the statewide average weekly wage multiplied by the sum of~~  
19 ~~47% plus the dependent child allowance rate, rounded (if not~~  
20 ~~already a multiple of one dollar) to the next higher dollar.~~

21 ~~With respect to any benefit year beginning on or after~~  
22 ~~January 1, 2024 and before January 1, 2025, an individual to~~  
23 ~~whom benefits are payable with respect to any week shall, in~~  
24 ~~addition to those benefits, be paid, with respect to such~~  
25 ~~week, as follows: in the case of an individual with a~~  
26 ~~nonworking spouse, the greater of (i) 9% of his or her prior~~

1 ~~average weekly wage, rounded (if not already a multiple of one~~  
2 ~~dollar) to the next higher dollar, or (ii) \$15, provided that~~  
3 ~~the total amount payable to the individual with respect to a~~  
4 ~~week shall not exceed 49.6% of the statewide average weekly~~  
5 ~~wage, rounded (if not already a multiple of one dollar) to the~~  
6 ~~next higher dollar; and in the case of an individual with a~~  
7 ~~dependent child or dependent children, the greater of (i) the~~  
8 ~~product of the dependent child allowance rate multiplied by~~  
9 ~~his or her prior average weekly wage, rounded (if not already a~~  
10 ~~multiple of one dollar) to the next higher dollar, or (ii) the~~  
11 ~~lesser of \$50 or 50% of his or her weekly benefit amount,~~  
12 ~~rounded (if not already a multiple of one dollar) to the next~~  
13 ~~higher dollar, provided that the total amount payable to the~~  
14 ~~individual with respect to a week shall not exceed the product~~  
15 ~~of the statewide average weekly wage multiplied by the sum of~~  
16 ~~40.6% plus the dependent child allowance rate, rounded (if not~~  
17 ~~already a multiple of one dollar) to the next higher dollar.~~

18 ~~With respect to each benefit year beginning after calendar~~  
19 ~~year 2012, the dependent child allowance rate shall be the sum~~  
20 ~~of the allowance adjustment applicable pursuant to Section~~  
21 ~~1400.1 to the calendar year in which the benefit year begins,~~  
22 ~~plus the dependent child allowance rate with respect to each~~  
23 ~~benefit year beginning in the immediately preceding calendar~~  
24 ~~year, except as otherwise provided in this subsection. The~~  
25 ~~dependent child allowance rate with respect to each benefit~~  
26 ~~year beginning in calendar year 2010 shall be 17.9%. The~~

1 ~~dependent child allowance rate with respect to each benefit~~  
2 ~~year beginning in calendar year 2011 shall be 17.4%. The~~  
3 ~~dependent child allowance rate with respect to each benefit~~  
4 ~~year beginning in calendar year 2012 shall be 17.0% and, with~~  
5 ~~respect to each benefit year beginning after calendar year~~  
6 ~~2012, shall not be less than 17.0% or greater than 17.9%.~~

7 ~~For the purposes of this subsection:~~

8 ~~"Dependent" means a child or a nonworking spouse.~~

9 ~~"Child" means a natural child, stepchild, or adopted child~~  
10 ~~of an individual claiming benefits under this Act or a child~~  
11 ~~who is in the custody of any such individual by court order,~~  
12 ~~for whom the individual is supplying and, for at least 90~~  
13 ~~consecutive days (or for the duration of the parental~~  
14 ~~relationship if it has existed for less than 90 days)~~  
15 ~~immediately preceding any week with respect to which the~~  
16 ~~individual has filed a claim, has supplied more than one half~~  
17 ~~the cost of support, or has supplied at least 1/4 of the cost~~  
18 ~~of support if the individual and the other parent, together,~~  
19 ~~are supplying and, during the aforesaid period, have supplied~~  
20 ~~more than one half the cost of support, and are, and were~~  
21 ~~during the aforesaid period, members of the same household;~~  
22 ~~and who, on the first day of such week (a) is under 18 years of~~  
23 ~~age, or (b) is, and has been during the immediately preceding~~  
24 ~~90 days, unable to work because of illness or other~~  
25 ~~disability: provided, that no person who has been determined~~  
26 ~~to be a child of an individual who has been allowed benefits~~

1 ~~with respect to a week in the individual's benefit year shall~~  
2 ~~be deemed to be a child of the other parent, and no other~~  
3 ~~person shall be determined to be a child of such other parent,~~  
4 ~~during the remainder of that benefit year.~~

5 ~~"Nonworking spouse" means the lawful husband or wife of an~~  
6 ~~individual claiming benefits under this Act, for whom more~~  
7 ~~than one half the cost of support has been supplied by the~~  
8 ~~individual for at least 90 consecutive days (or for the~~  
9 ~~duration of the marital relationship if it has existed for~~  
10 ~~less than 90 days) immediately preceding any week with respect~~  
11 ~~to which the individual has filed a claim, but only if the~~  
12 ~~nonworking spouse is currently ineligible to receive benefits~~  
13 ~~under this Act by reason of the provisions of Section 500E.~~

14 ~~An individual who was obligated by law to provide for the~~  
15 ~~support of a child or of a nonworking spouse for the aforesaid~~  
16 ~~period of 90 consecutive days, but was prevented by illness or~~  
17 ~~injury from doing so, shall be deemed to have provided more~~  
18 ~~than one half the cost of supporting the child or nonworking~~  
19 ~~spouse for that period.~~

20 (Source: P.A. 101-423, eff. 1-1-20; 101-633, eff. 6-5-20;  
21 102-671, eff. 11-30-21; 102-700, eff. 4-19-22; 102-1105, eff.  
22 1-1-23.)

23 (820 ILCS 405/403) (from Ch. 48, par. 403)

24 Sec. 403. Maximum total amount of benefits.

25 (I) ~~If and only if funds from the State treasury are not~~

1 ~~appropriated on or before January 31, 2023 that are dedicated~~  
2 ~~to pay all outstanding advances made to the State's account in~~  
3 ~~the Unemployment Trust Fund pursuant to Title XII of the~~  
4 ~~federal Social Security Act, then this Part (I) is inoperative~~  
5 ~~retroactive to January 1, 2023.~~

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

11 B. With respect to any benefit year beginning on or after  
12 September 30, 1979, except as otherwise provided in this  
13 Section, any otherwise eligible individual shall be entitled,  
14 during such benefit year, to a maximum total amount of  
15 benefits equal to 26 times the individual's ~~his or her~~ weekly  
16 benefit amount plus dependents' allowances, or to the total  
17 wages for insured work paid to such individual during the  
18 individual's base period, whichever amount is smaller. With  
19 respect to any benefit year beginning in calendar year 2012,  
20 any otherwise eligible individual shall be entitled, during  
21 such benefit year, to a maximum total amount of benefits equal  
22 to 25 times the individual's ~~his or her~~ weekly benefit amount  
23 plus dependents' allowances, or to the total wages for insured  
24 work paid to such individual during the individual's base  
25 period, whichever amount is smaller. With respect to any  
26 benefit year beginning on or after January 1, 2027 ~~2025~~ and

1 before January 1, 2028 ~~2026~~, any otherwise eligible individual  
2 shall be entitled, during such benefit year, to a maximum  
3 total amount of benefits equal to 23 times the individual's  
4 ~~his or her~~ weekly benefit amount plus dependents' allowances,  
5 or to the total wages for insured work paid to such individual  
6 during the individual's base period, whichever amount is  
7 smaller.

8 (II) (Blank). ~~This Part (II) becomes operative if and only~~  
9 ~~if funds from the State treasury are not appropriated on or~~  
10 ~~before January 31, 2023 that are dedicated to pay all~~  
11 ~~outstanding advances made to the State's account in the~~  
12 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~  
13 ~~Social Security Act. If this Part (II) becomes operative, it~~  
14 ~~is operative retroactive to January 1, 2023.~~

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

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

1 ~~period, whichever amount is smaller. With respect to any~~  
2 ~~benefit year beginning in calendar year 2012, any otherwise~~  
3 ~~eligible individual shall be entitled, during such benefit~~  
4 ~~year, to a maximum total amount of benefits equal to 25 times~~  
5 ~~his or her weekly benefit amount plus dependents' allowances,~~  
6 ~~or to the total wages for insured work paid to such individual~~  
7 ~~during the individual's base period, whichever amount is~~  
8 ~~smaller. With respect to any benefit year beginning on or~~  
9 ~~after January 1, 2024 and before January 1, 2025, any~~  
10 ~~otherwise eligible individual shall be entitled, during such~~  
11 ~~benefit year, to a maximum total amount of benefits equal to 23~~  
12 ~~times his or her weekly benefit amount plus dependents'~~  
13 ~~allowances, or to the total wages for insured work paid to such~~  
14 ~~individual during the individual's base period, whichever~~  
15 ~~amount is smaller.~~

16 (Source: P.A. 101-423, eff. 1-1-20; 102-671, eff. 11-30-21;  
17 102-700, eff. 4-19-22; 102-1105, eff. 1-1-23.)

18 (820 ILCS 405/1400.1)

19 Sec. 1400.1. Solvency Adjustments.

20 (I) ~~If and only if funds from the State treasury are not~~  
21 ~~appropriated on or before January 31, 2023 that are dedicated~~  
22 ~~to pay all outstanding advances made to the State's account in~~  
23 ~~the Unemployment Trust Fund pursuant to Title XII of the~~  
24 ~~federal Social Security Act, then this Part (I) is inoperative~~  
25 ~~retroactive to January 1, 2023.~~

1           As used in this Section, "prior year's trust fund balance"  
2 means the net amount standing to the credit of this State's  
3 account in the unemployment trust fund (less all outstanding  
4 advances to that account, including but not limited to  
5 advances pursuant to Title XII of the federal Social Security  
6 Act) as of June 30 of the immediately preceding calendar year.

7           The wage base adjustment, rate adjustment, and allowance  
8 adjustment applicable to any calendar year prior to 2023 shall  
9 be as determined pursuant to this Section as in effect prior to  
10 the effective date of this amendatory Act of the 102nd General  
11 Assembly.

12           The rate adjustment and allowance adjustment applicable to  
13 calendar year 2023 and each calendar year thereafter shall be  
14 as follows:

15                 If the prior year's trust fund balance is less than  
16                 \$525,000,000, the rate adjustment shall be 0.05%, and the  
17                 allowance adjustment shall be -0.3% absolute.

18                 If the prior year's trust fund balance is equal to or  
19                 greater than \$525,000,000 but less than \$1,225,000,000,  
20                 the rate adjustment shall be 0.025%, and the allowance  
21                 adjustment shall be -0.2% absolute.

22                 If the prior year's trust fund balance is equal to or  
23                 greater than \$1,225,000,000 but less than \$1,750,000,000,  
24                 the rate adjustment shall be 0, and the allowance  
25                 adjustment shall be -0.1% absolute.

26                 If the prior year's trust fund balance is equal to or



1 greater than \$1,750,000,000 but less than \$2,275,000,000,  
2 the rate adjustment shall be 0, and the allowance  
3 adjustment shall be 0.1% absolute.

4 If the prior year's trust fund balance is equal to or  
5 greater than \$2,275,000,000 but less than \$2,975,000,000,  
6 the rate adjustment shall be -0.025%, and the allowance  
7 adjustment shall be 0.2% absolute.

8 If the prior year's trust fund balance is equal to or  
9 greater than \$2,975,000,000, the rate adjustment shall be  
10 -0.05%, and the allowance adjustment shall be 0.3%  
11 absolute.

12 (II) (Blank). ~~This Part (II) becomes operative if and only~~  
13 ~~if funds from the State treasury are not appropriated on or~~  
14 ~~before January 31, 2023 that are dedicated to pay all~~  
15 ~~outstanding advances made to the State's account in the~~  
16 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~  
17 ~~Social Security Act. If this Part (II) becomes operative, it~~  
18 ~~is operative retroactive to January 1, 2023.~~

19 ~~As used in this Section, "prior year's trust fund~~  
20 ~~balance" means the net amount standing to the credit of this~~  
21 ~~State's account in the unemployment trust fund (less all~~  
22 ~~outstanding advances to that account, including but not~~  
23 ~~limited to advances pursuant to Title XII of the federal~~  
24 ~~Social Security Act) as of June 30 of the immediately~~  
25 ~~preceding calendar year.~~

26 ~~The wage base adjustment, rate adjustment, and allowance~~

1 ~~adjustment applicable to any calendar year after calendar year~~  
2 ~~2009 shall be as follows:~~

3 ~~If the prior year's trust fund balance is less than~~  
4 ~~\$300,000,000, the wage base adjustment shall be \$220, the~~  
5 ~~rate adjustment shall be 0.05%, and the allowance~~  
6 ~~adjustment shall be 0.3% absolute.~~

7 ~~If the prior year's trust fund balance is equal to or~~  
8 ~~greater than \$300,000,000 but less than \$700,000,000, the~~  
9 ~~wage base adjustment shall be \$150, the rate adjustment~~  
10 ~~shall be 0.025%, and the allowance adjustment shall be~~  
11 ~~0.2% absolute.~~

12 ~~If the prior year's trust fund balance is equal to or~~  
13 ~~greater than \$700,000,000 but less than \$1,000,000,000,~~  
14 ~~the wage base adjustment shall be \$75, the rate adjustment~~  
15 ~~shall be 0, and the allowance adjustment shall be 0.1%~~  
16 ~~absolute.~~

17 ~~If the prior year's trust fund balance is equal to or~~  
18 ~~greater than \$1,000,000,000 but less than \$1,300,000,000,~~  
19 ~~the wage base adjustment shall be \$75, the rate~~  
20 ~~adjustment shall be 0, and the allowance adjustment shall~~  
21 ~~be 0.1% absolute.~~

22 ~~If the prior year's trust fund balance is equal to or~~  
23 ~~greater than \$1,300,000,000 but less than \$1,700,000,000,~~  
24 ~~the wage base adjustment shall be \$150, the rate~~  
25 ~~adjustment shall be 0.025%, and the allowance adjustment~~  
26 ~~shall be 0.2% absolute.~~

1           ~~If the prior year's trust fund balance is equal to or~~  
2           ~~greater than \$1,700,000,000, the wage base adjustment~~  
3           ~~shall be \$220, the rate adjustment shall be 0.05%, and~~  
4           ~~the allowance adjustment shall be 0.3% absolute.~~

5           (Source: P.A. 102-1105, eff. 1-1-23.)

6           (820 ILCS 405/1505) (from Ch. 48, par. 575)

7           Sec. 1505. Adjustment of state experience factor.

8           (I) ~~If and only if funds from the State treasury are not~~  
9           ~~appropriated on or before January 31, 2023 that are dedicated~~  
10           ~~to pay all outstanding advances made to the State's account in~~  
11           ~~the Unemployment Trust Fund pursuant to Title XII of the~~  
12           ~~federal Social Security Act, then this Part (I) is inoperative~~  
13           ~~retroactive to January 1, 2023.~~

14           ~~The state experience factor shall be adjusted in accordance~~  
15           ~~with the following provisions:~~

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

19           B. (Blank).

20           C. For calendar year 1988 and each calendar year  
21           thereafter, for which the state experience factor is being  
22           determined.

23           1. For every \$50,000,000 (or fraction thereof) by  
24           which the adjusted trust fund balance falls below the  
25           target balance set forth in this subsection, the state

1 experience factor for the succeeding year shall be  
2 increased one percent absolute.

3 For every \$50,000,000 (or fraction thereof) by which  
4 the adjusted trust fund balance exceeds the target balance  
5 set forth in this subsection, the state experience factor  
6 for the succeeding year shall be decreased by one percent  
7 absolute.

8 The target balance in each calendar year prior to 2003  
9 is \$750,000,000. The target balance in calendar year 2003  
10 is \$920,000,000. The target balance in calendar year 2004  
11 is \$960,000,000. The target balance in calendar year 2005  
12 and each calendar year through 2022 is \$1,000,000,000. The  
13 target balance in calendar year 2023 and each calendar  
14 year thereafter is \$1,750,000,000.

15 2. For the purposes of this subsection:

16 "Net trust fund balance" is the amount standing to the  
17 credit of this State's account in the unemployment trust  
18 fund as of June 30 of the calendar year immediately  
19 preceding the year for which a state experience factor is  
20 being determined.

21 "Adjusted trust fund balance" is the net trust fund  
22 balance minus the sum of the benefit reserves for fund  
23 building for July 1, 1987 through June 30 of the year prior  
24 to the year for which the state experience factor is being  
25 determined. The adjusted trust fund balance shall not be  
26 less than zero. If the preceding calculation results in a

1 number which is less than zero, the amount by which it is  
2 less than zero shall reduce the sum of the benefit  
3 reserves for fund building for subsequent years.

4 For the purpose of determining the state experience  
5 factor for 1989 and for each calendar year thereafter, the  
6 following "benefit reserves for fund building" shall apply  
7 for each state experience factor calculation in which that  
8 12 month period is applicable:

9 a. For the 12 month period ending on June 30, 1988,  
10 the "benefit reserve for fund building" shall be  
11 8/104th of the total benefits paid from January 1,  
12 1988 through June 30, 1988.

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

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

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

20 c. For the 12 month period ending on June 30, 1990,  
21 the "benefit reserve for fund building" shall be  
22 4/108ths of the total benefits paid from July 1, 1989  
23 through December 31, 1989.

24 d. For 1992 and for each calendar year thereafter,  
25 the "benefit reserve for fund building" for the 12  
26 month period ending on June 30, 1991 and for each

1 subsequent 12 month period shall be zero.

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

6 D. Notwithstanding the provisions of subsection C, the  
7 adjusted state experience factor:

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

9 2. Shall not be less than 75 percent nor greater than  
10 135 percent for calendar years 1989 through 2003; and  
11 shall not be less than 75% nor greater than 150% for  
12 calendar year 2004 and each calendar year thereafter, not  
13 counting any increase pursuant to subsection D-1, D-2, or  
14 D-3;

15 3. Shall not be decreased by more than 5 percent  
16 absolute for any calendar year, beginning in calendar year  
17 1989 and through calendar year 1992, by more than 6%  
18 absolute for calendar years 1993 through 1995, by more  
19 than 10% absolute for calendar years 1999 through 2003 and  
20 by more than 12% absolute for calendar year 2004 and each  
21 calendar year thereafter, from the adjusted state  
22 experience factor of the calendar year preceding the  
23 calendar year for which the adjusted state experience  
24 factor is being determined;

25 4. Shall not be increased by more than 15% absolute  
26 for calendar year 1993, by more than 14% absolute for

1 calendar years 1994 and 1995, by more than 10% absolute  
2 for calendar years 1999 through 2003 and by more than 16%  
3 absolute for calendar year 2004 and each calendar year  
4 thereafter, from the adjusted state experience factor for  
5 the calendar year preceding the calendar year for which  
6 the adjusted state experience factor is being determined;

7 5. Shall be 100% for calendar years 1996, 1997, and  
8 1998.

9 D-1. The adjusted state experience factor for each of  
10 calendar years 2013 through 2015 shall be increased by 5%  
11 absolute above the adjusted state experience factor as  
12 calculated without regard to this subsection. The adjusted  
13 state experience factor for each of calendar years 2016  
14 through 2018 shall be increased by 6% absolute above the  
15 adjusted state experience factor as calculated without regard  
16 to this subsection. The increase in the adjusted state  
17 experience factor for calendar year 2018 pursuant to this  
18 subsection shall not be counted for purposes of applying  
19 paragraph 3 or 4 of subsection D to the calculation of the  
20 adjusted state experience factor for calendar year 2019.

21 D-2. (Blank).

22 D-3. The adjusted state experience factor for calendar  
23 year 2027 ~~2025~~ shall be increased by 20% absolute above the  
24 adjusted state experience factor as calculated without regard  
25 to this subsection. The increase in the adjusted state  
26 experience factor for calendar year 2027 ~~2025~~ pursuant to this

1 subsection shall not be counted for purposes of applying  
2 paragraph 3 or 4 of subsection D to the calculation of the  
3 adjusted state experience factor for calendar year 2028 ~~2026~~.

4 D-4. ~~The~~ If and only if an appropriation as set forth in  
5 ~~subsection B of Part (I) of Section 2101.1 is made, the~~  
6 adjusted state experience factor for calendar years beginning  
7 in 2024 shall be increased by 3% absolute above the adjusted  
8 state experience factor as calculated without regard to this  
9 subsection or subsection D-3. The increase in the state  
10 experience factor provided for in this subsection shall not be  
11 counted for purposes of applying paragraph 3 or 4 of  
12 subsection D to the calculation of the adjusted state  
13 experience factor for the following calendar year. This  
14 subsection shall cease to be operative beginning January 1 of  
15 the calendar year following the calendar year in which the  
16 total amount of the transfers of funds provided for in  
17 subsection B of Part (I) of Section 2101.1 equals the total  
18 amount of the appropriation.

19 E. The amount standing to the credit of this State's  
20 account in the unemployment trust fund as of June 30 shall be  
21 deemed to include as part thereof (a) any amount receivable on  
22 that date from any Federal governmental agency, or as a  
23 payment in lieu of contributions under the provisions of  
24 Sections 1403 and 1405 B and paragraph 2 of Section 302C, in  
25 reimbursement of benefits paid to individuals, and (b) amounts  
26 credited by the Secretary of the Treasury of the United States



1 to this State's account in the unemployment trust fund  
2 pursuant to Section 903 of the Federal Social Security Act, as  
3 amended, including any such amounts which have been  
4 appropriated by the General Assembly in accordance with the  
5 provisions of Section 2100 B for expenses of administration,  
6 except any amounts which have been obligated on or before that  
7 date pursuant to such appropriation.

8 (II) (Blank). ~~This Part (II) becomes operative if and only~~  
9 ~~if funds from the State treasury are not appropriated on or~~  
10 ~~before January 31, 2023 that are dedicated to pay all~~  
11 ~~outstanding advances made to the State's account in the~~  
12 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~  
13 ~~Social Security Act. If this Part (II) becomes operative, it~~  
14 ~~is operative retroactive to January 1, 2023.~~

15 ~~The state experience factor shall be adjusted in accordance~~  
16 ~~with the following provisions:~~

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

20 ~~B. (Blank).~~

21 ~~C. For calendar year 1988 and each calendar year~~  
22 ~~thereafter, for which the state experience factor is being~~  
23 ~~determined.~~

24 ~~1. For every \$50,000,000 (or fraction thereof) by~~  
25 ~~which the adjusted trust fund balance falls below the~~  
26 ~~target balance set forth in this subsection, the state~~

1 ~~experience factor for the succeeding year shall be~~  
2 ~~increased one percent absolute.~~

3 ~~For every \$50,000,000 (or fraction thereof) by which~~  
4 ~~the adjusted trust fund balance exceeds the target balance~~  
5 ~~set forth in this subsection, the state experience factor~~  
6 ~~for the succeeding year shall be decreased by one percent~~  
7 ~~absolute.~~

8 ~~The target balance in each calendar year prior to 2003~~  
9 ~~is \$750,000,000. The target balance in calendar year 2003~~  
10 ~~is \$920,000,000. The target balance in calendar year 2004~~  
11 ~~is \$960,000,000. The target balance in calendar year 2005~~  
12 ~~and each calendar year thereafter is \$1,000,000,000.~~

13 ~~2. For the purposes of this subsection:~~

14 ~~"Net trust fund balance" is the amount standing to the~~  
15 ~~credit of this State's account in the unemployment trust~~  
16 ~~fund as of June 30 of the calendar year immediately~~  
17 ~~preceding the year for which a state experience factor is~~  
18 ~~being determined.~~

19 ~~"Adjusted trust fund balance" is the net trust fund~~  
20 ~~balance minus the sum of the benefit reserves for fund~~  
21 ~~building for July 1, 1987 through June 30 of the year prior~~  
22 ~~to the year for which the state experience factor is being~~  
23 ~~determined. The adjusted trust fund balance shall not be~~  
24 ~~less than zero. If the preceding calculation results in a~~  
25 ~~number which is less than zero, the amount by which it is~~  
26 ~~less than zero shall reduce the sum of the benefit~~

1 ~~reserves for fund building for subsequent years.~~

2 ~~For the purpose of determining the state experience~~  
3 ~~factor for 1989 and for each calendar year thereafter, the~~  
4 ~~following "benefit reserves for fund building" shall apply~~  
5 ~~for each state experience factor calculation in which that~~  
6 ~~12 month period is applicable:~~

7 ~~a. For the 12 month period ending on June 30, 1988,~~  
8 ~~the "benefit reserve for fund building" shall be~~  
9 ~~8/104th of the total benefits paid from January 1,~~  
10 ~~1988 through June 30, 1988.~~

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

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

16 ~~ii. 4/108ths of the total benefits paid from~~  
17 ~~January 1, 1989 through June 30, 1989.~~

18 ~~c. For the 12 month period ending on June 30, 1990,~~  
19 ~~the "benefit reserve for fund building" shall be~~  
20 ~~4/108ths of the total benefits paid from July 1, 1989~~  
21 ~~through December 31, 1989.~~

22 ~~d. For 1992 and for each calendar year thereafter,~~  
23 ~~the "benefit reserve for fund building" for the 12~~  
24 ~~month period ending on June 30, 1991 and for each~~  
25 ~~subsequent 12 month period shall be zero.~~

26 ~~3. Notwithstanding the preceding provisions of this~~

1 ~~subsection, for calendar years 1988 through 2003, the~~  
2 ~~state experience factor shall not be increased or~~  
3 ~~decreased by more than 15 percent absolute.~~

4 ~~D. Notwithstanding the provisions of subsection C, the~~  
5 ~~adjusted state experience factor:~~

6 ~~1. Shall be 111 percent for calendar year 1988;~~

7 ~~2. Shall not be less than 75 percent nor greater than~~  
8 ~~135 percent for calendar years 1989 through 2003; and~~  
9 ~~shall not be less than 75% nor greater than 150% for~~  
10 ~~calendar year 2004 and each calendar year thereafter, not~~  
11 ~~counting any increase pursuant to subsection D-1, D-2, or~~  
12 ~~D-3;~~

13 ~~3. Shall not be decreased by more than 5 percent~~  
14 ~~absolute for any calendar year, beginning in calendar year~~  
15 ~~1989 and through calendar year 1992, by more than 6%~~  
16 ~~absolute for calendar years 1993 through 1995, by more~~  
17 ~~than 10% absolute for calendar years 1999 through 2003 and~~  
18 ~~by more than 12% absolute for calendar year 2004 and each~~  
19 ~~calendar year thereafter, from the adjusted state~~  
20 ~~experience factor of the calendar year preceding the~~  
21 ~~calendar year for which the adjusted state experience~~  
22 ~~factor is being determined;~~

23 ~~4. Shall not be increased by more than 15% absolute~~  
24 ~~for calendar year 1993, by more than 14% absolute for~~  
25 ~~calendar years 1994 and 1995, by more than 10% absolute~~  
26 ~~for calendar years 1999 through 2003 and by more than 16%~~

1 ~~absolute for calendar year 2004 and each calendar year~~  
2 ~~thereafter, from the adjusted state experience factor for~~  
3 ~~the calendar year preceding the calendar year for which~~  
4 ~~the adjusted state experience factor is being determined;~~

5 ~~5. Shall be 100% for calendar years 1996, 1997, and~~  
6 ~~1998.~~

7 ~~D 1. The adjusted state experience factor for each of~~  
8 ~~calendar years 2013 through 2015 shall be increased by 5%~~  
9 ~~absolute above the adjusted state experience factor as~~  
10 ~~calculated without regard to this subsection. The adjusted~~  
11 ~~state experience factor for each of calendar years 2016~~  
12 ~~through 2018 shall be increased by 6% absolute above the~~  
13 ~~adjusted state experience factor as calculated without regard~~  
14 ~~to this subsection. The increase in the adjusted state~~  
15 ~~experience factor for calendar year 2018 pursuant to this~~  
16 ~~subsection shall not be counted for purposes of applying~~  
17 ~~paragraph 3 or 4 of subsection D to the calculation of the~~  
18 ~~adjusted state experience factor for calendar year 2019.~~

19 ~~D 2. (Blank).~~

20 ~~D 3. The adjusted state experience factor for calendar~~  
21 ~~year 2024 shall be increased by 20% absolute above the~~  
22 ~~adjusted state experience factor as calculated without regard~~  
23 ~~to this subsection. The increase in the adjusted state~~  
24 ~~experience factor for calendar year 2024 pursuant to this~~  
25 ~~subsection shall not be counted for purposes of applying~~  
26 ~~paragraph 3 or 4 of subsection D to the calculation of the~~

1 ~~adjusted state experience factor for calendar year 2025.~~

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

17 (Source: P.A. 101-423, eff. 1-1-20; 101-633, eff. 6-5-20;  
18 102-671, eff. 11-30-21; 102-700, eff. 4-19-22; 102-1105, eff.  
19 1-1-23.)

20 (820 ILCS 405/1506.6)

21 Sec. 1506.6. Surcharge; specified period.

22 (I) ~~If and only if funds from the State treasury are not~~  
23 ~~appropriated on or before January 31, 2023 that are dedicated~~  
24 ~~to pay all outstanding advances made to the State's account in~~  
25 ~~the Unemployment Trust Fund pursuant to Title XII of the~~

1 ~~federal Social Security Act, then this Part (I) is inoperative~~  
2 ~~retroactive to January 1, 2023.~~ For each employer whose  
3 contribution rate for calendar year 2027 ~~2025~~ is determined  
4 pursuant to Section 1500 or 1506.1, in addition to the  
5 contribution rate established pursuant to Section 1506.3, an  
6 additional surcharge of 0.350% shall be added to the  
7 contribution rate. The surcharge established by this Section  
8 shall be due at the same time as other contributions with  
9 respect to the quarter are due, as provided in Section 1400.  
10 Payments attributable to the surcharge established pursuant to  
11 this Section shall be contributions and deposited into the  
12 clearing account.

13 (II) (Blank). ~~This Part (II) becomes operative if and only~~  
14 ~~if funds from the State treasury are not appropriated on or~~  
15 ~~before January 31, 2023 that are dedicated to pay all~~  
16 ~~outstanding advances made to the State's account in the~~  
17 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~  
18 ~~Social Security Act. If this Part (II) becomes operative, it~~  
19 ~~is operative retroactive to January 1, 2023. For each employer~~  
20 ~~whose contribution rate for calendar year 2024 is determined~~  
21 ~~pursuant to Section 1500 or 1506.1, in addition to the~~  
22 ~~contribution rate established pursuant to Section 1506.3, an~~  
23 ~~additional surcharge of 0.350% shall be added to the~~  
24 ~~contribution rate. The surcharge established by this Section~~  
25 ~~shall be due at the same time as other contributions with~~  
26 ~~respect to the quarter are due, as provided in Section 1400.~~

1 ~~Payments attributable to the surcharge established pursuant to~~  
2 ~~this Section shall be contributions and deposited into the~~  
3 ~~clearing account.~~

4 (Source: P.A. 101-423, eff. 1-1-20; 101-633, eff. 6-5-20;  
5 102-671, eff. 11-30-21; 102-700, eff. 4-19-22; 102-1105, eff.  
6 1-1-23.)

7 (820 ILCS 405/2101.1)

8 Sec. 2101.1. Mandatory transfers.

9 (I) ~~If and only if funds from the State treasury are not~~  
10 ~~appropriated on or before January 31, 2023 that are dedicated~~  
11 ~~to pay all outstanding advances made to the State's account in~~  
12 ~~the Unemployment Trust Fund pursuant to Title XII of the~~  
13 ~~federal Social Security Act, then this Part (I) is inoperative~~  
14 ~~retroactive to January 1, 2023.~~

15 A. Notwithstanding any other provision in Section 2101 to  
16 the contrary, no later than June 30, 2007, an amount equal to  
17 at least \$1,400,136 but not to exceed \$7,000,136 shall be  
18 transferred from the special administrative account to this  
19 State's account in the Unemployment Trust Fund. No later than  
20 June 30, 2008, and June 30 of each of the three immediately  
21 succeeding calendar years, there shall be transferred from the  
22 special administrative account to this State's account in the  
23 Unemployment Trust Fund an amount at least equal to the lesser  
24 of \$1,400,000 or the unpaid principal. For purposes of this  
25 Section, the unpaid principal is the difference between



1 \$7,000,136 and the sum of amounts, excluding interest,  
2 previously transferred pursuant to this Section. In addition  
3 to the amounts otherwise specified in this Section, each  
4 transfer shall include a payment of any interest accrued  
5 pursuant to this Section through the end of the immediately  
6 preceding calendar quarter for which the federal Department of  
7 the Treasury has published the yield for state accounts in the  
8 Unemployment Trust Fund. Interest pursuant to this Section  
9 shall accrue daily beginning on January 1, 2007, and be  
10 calculated on the basis of the unpaid principal as of the  
11 beginning of the day. The rate at which the interest shall  
12 accrue for each calendar day within a calendar quarter shall  
13 equal the quotient obtained by dividing the yield for that  
14 quarter for state accounts in the Unemployment Trust Fund as  
15 published by the federal Department of the Treasury by the  
16 total number of calendar days within that quarter. Interest  
17 accrued but not yet due at the time the unpaid principal is  
18 paid in full shall be transferred within 30 days after the  
19 federal Department of the Treasury has published the yield for  
20 state accounts in the Unemployment Trust Fund for all quarters  
21 for which interest has accrued pursuant to this Section but  
22 not yet been paid. A transfer required pursuant to this  
23 Section in a fiscal year of this State shall occur before any  
24 transfer made with respect to that same fiscal year from the  
25 special administrative account to the Title III Social  
26 Security and Employment Fund.

1           B. By ~~If and only if~~ an appropriation ~~is~~ made in calendar  
2 year 2023 to this State's account in the Unemployment Trust  
3 Fund, as a loan solely for purposes of paying unemployment  
4 insurance benefits under this Act and without the accrual of  
5 interest, from a fund of the State treasury, the Director  
6 shall take all necessary action to transfer 10% of the total  
7 amount of the appropriation from this State's account in the  
8 Unemployment Trust Fund to the State's Budget Stabilization  
9 Fund prior to July 1 of each year or as soon thereafter as  
10 practical. Transfers shall begin in calendar year 2024 and  
11 continue on an annual basis until the total amount of such  
12 transfers equals the total amount of the appropriation. In any  
13 calendar year in which the balance of this State's account in  
14 the Unemployment Trust Fund, less all outstanding advances to  
15 that account, pursuant to Title XII of the federal Social  
16 Security Act, is below \$1,200,000,000 as of June 1, any  
17 transfer provided for in this subsection shall not be made  
18 that calendar year.

19           (II) (Blank). ~~This Part (II) becomes operative if and only~~  
20 ~~if funds from the State treasury are not appropriated on or~~  
21 ~~before January 31, 2023 that are dedicated to pay all~~  
22 ~~outstanding advances made to the State's account in the~~  
23 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~  
24 ~~Social Security Act. If this Part (II) becomes operative, it~~  
25 ~~is operative retroactive to January 1, 2023. Notwithstanding~~  
26 ~~any other provision in Section 2101 to the contrary, no later~~

1 ~~than June 30, 2007, an amount equal to at least \$1,400,136 but~~  
2 ~~not to exceed \$7,000,136 shall be transferred from the special~~  
3 ~~administrative account to this State's account in the~~  
4 ~~Unemployment Trust Fund. No later than June 30, 2008, and June~~  
5 ~~30 of each of the three immediately succeeding calendar years,~~  
6 ~~there shall be transferred from the special administrative~~  
7 ~~account to this State's account in the Unemployment Trust Fund~~  
8 ~~an amount at least equal to the lesser of \$1,400,000 or the~~  
9 ~~unpaid principal. For purposes of this Section, the unpaid~~  
10 ~~principal is the difference between \$7,000,136 and the sum of~~  
11 ~~amounts, excluding interest, previously transferred pursuant~~  
12 ~~to this Section. In addition to the amounts otherwise~~  
13 ~~specified in this Section, each transfer shall include a~~  
14 ~~payment of any interest accrued pursuant to this Section~~  
15 ~~through the end of the immediately preceding calendar quarter~~  
16 ~~for which the federal Department of the Treasury has published~~  
17 ~~the yield for state accounts in the Unemployment Trust Fund.~~  
18 ~~Interest pursuant to this Section shall accrue daily beginning~~  
19 ~~on January 1, 2007, and be calculated on the basis of the~~  
20 ~~unpaid principal as of the beginning of the day. The rate at~~  
21 ~~which the interest shall accrue for each calendar day within a~~  
22 ~~calendar quarter shall equal the quotient obtained by dividing~~  
23 ~~the yield for that quarter for state accounts in the~~  
24 ~~Unemployment Trust Fund as published by the federal Department~~  
25 ~~of the Treasury by the total number of calendar days within~~  
26 ~~that quarter. Interest accrued but not yet due at the time the~~

1 ~~unpaid principal is paid in full shall be transferred within~~  
2 ~~30 days after the federal Department of the Treasury has~~  
3 ~~published the yield for state accounts in the Unemployment~~  
4 ~~Trust Fund for all quarters for which interest has accrued~~  
5 ~~pursuant to this Section but not yet been paid. A transfer~~  
6 ~~required pursuant to this Section in a fiscal year of this~~  
7 ~~State shall occur before any transfer made with respect to~~  
8 ~~that same fiscal year from the special administrative account~~  
9 ~~to the Title III Social Security and Employment Fund.~~

10 (Source: P.A. 102-1105, eff. 1-1-23.)

11 Section 55. "An Act concerning courts", approved August 9,  
12 2024, Public Act 103-789, is amended by adding Section 99 as  
13 follows:

14 (P.A. 103-789, Sec. 99 new)

15 Sec. 99. Effective date. This Act takes effect on July 1,  
16 2025.

17 Section 95. No acceleration or delay. Where this Act makes  
18 changes in a statute that is represented in this Act by text  
19 that is not yet or no longer in effect (for example, a Section  
20 represented by multiple versions), the use of that text does  
21 not accelerate or delay the taking effect of (i) the changes  
22 made by this Act or (ii) provisions derived from any other  
23 Public Act.

1           Section 99. Effective date. This Act takes effect upon  
2    becoming law.".