

1 AN ACT concerning State government.

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

4 ARTICLE 5.

5 AMENDATORY PROVISIONS

6 Section 5-5. The Illinois Emergency Employment Development
7 Act is amended by changing Sections 2, 9, and 11 as follows:

8 (20 ILCS 630/2) (from Ch. 48, par. 2402)

9 Sec. 2. For the purposes of this Act, the following words
10 have the meanings ascribed to them in this Section.

11 (a) "Advisory Committee" means the 21st Century Workforce
12 Development Fund Advisory Committee, ~~established under the~~
13 ~~21st Century Workforce Development Fund Act.~~

14 (b) "Coordinator" means the Illinois Emergency Employment
15 Development Coordinator appointed under Section 3.

16 (c) "Department" means the Illinois Department of Commerce
17 and Economic Opportunity.

18 (d) "Director" means the Director of Commerce and Economic
19 Opportunity.

20 (e) "Eligible business" means a for-profit business.

21 (f) "Eligible employer" means an eligible nonprofit
22 agency, or an eligible business.

1 (g) "Eligible job applicant" means a person who (1) has
2 been a resident of this State for at least one year; and (2) is
3 unemployed; and (3) is not receiving and is not qualified to
4 receive unemployment compensation or workers' compensation;
5 and (4) is determined by the employment administrator to be
6 likely to be available for employment by an eligible employer
7 for the duration of the job.

8 (h) "Eligible nonprofit agency" means an organization
9 exempt from taxation under the Internal Revenue Code of 1954,
10 Section 501(c)(3).

11 (i) "Employment administrator" means the administrative
12 entity designated by the Coordinator, and approved by the
13 Advisory Committee, to administer the provisions of this Act in
14 each service delivery area. With approval of the Advisory
15 Committee, the Coordinator may designate an administrative
16 entity authorized under the Workforce Investment Act or
17 private, public, or non-profit entities that have proven
18 effectiveness in providing training, workforce development,
19 and job placement services to low-income individuals.

20 (j) "Fringe benefits" means all non-salary costs for each
21 person employed under the program, including, but not limited
22 to, workers compensation, unemployment insurance, and health
23 benefits, as would be provided to non-subsidized employees
24 performing similar work.

25 (k) "Household" means a group of persons living at the same
26 residence consisting of, at a maximum, spouses and the minor

1 children of each.

2 (l) "Program" means the Illinois Emergency Employment
3 Development Program created by this Act consisting of new job
4 creation in the private sector.

5 (m) "Service delivery area" means an area designated as a
6 Local Workforce Investment Area by the State.

7 (n) "Workforce Investment Act" means the federal Workforce
8 Investment Act of 1998, any amendments to that Act, and any
9 other applicable federal statutes.

10 (Source: P.A. 97-581, eff. 8-26-11.)

11 (20 ILCS 630/9) (from Ch. 48, par. 2409)

12 Sec. 9. Eligible businesses.

13 (a) A business employer is an eligible employer if it
14 enters into a written contract, signed and subscribed to under
15 oath, with the employment administrator for its service
16 delivery area containing assurances that:

17 (1) funds received by a business shall be used only as
18 permitted under the program;

19 (2) the business has submitted a plan to the employment
20 administrator (A) describing the duties and proposed
21 compensation of each employee proposed to be hired under
22 the program; and (B) demonstrating that with the funds
23 provided under the program the business is likely to
24 succeed and continue to employ persons hired under the
25 program;

1 (3) the business will use funds exclusively for
2 compensation and fringe benefits of eligible job
3 applicants and will provide employees hired with these
4 funds with fringe benefits and other terms and conditions
5 of employment comparable to those provided to other
6 employees of the business who do comparable work;

7 (4) the funds are necessary to allow the business to
8 begin, or to employ additional people, but not to fill
9 positions which would be filled even in the absence of
10 funds from this program;

11 (5) the business will cooperate with the coordinator in
12 collecting data to assess the result of the program; and

13 (6) the business is in compliance with all applicable
14 affirmative action, fair labor, health, safety, and
15 environmental standards.

16 (b) In allocating funds among eligible businesses, the
17 employment administrator shall give priority to businesses
18 which best satisfy the following criteria:

19 (1) have a high potential for growth and long-term job
20 creation;

21 (2) are labor intensive;

22 (3) make high use of local and State resources;

23 (4) are under ownership of women and minorities;

24 (4.5) meet the definition of a small business as
25 defined in Section 5 of the Small Business Advisory Act;

26 (4.10) produce energy conserving materials or services

1 or are involved in development of renewable sources of
2 energy;

3 (5) have their primary places of business in the State;
4 and

5 (6) intend to continue the employment of the eligible
6 applicant for at least 6 months of unsubsidized employment.

7 (c) (Blank).

8 (d) A business receiving funds under this program shall
9 repay 70% of the amount received for each eligible job
10 applicant employed who does not continue in the employment of
11 the business for at least 6 months beyond the subsidized period
12 unless the employer dismisses an employee for good cause and
13 works with the Employment Administrator to employ and train
14 another person referred by the Employment Administrator. The
15 Employment Administrator shall forward payments received under
16 this subsection to the Coordinator on a monthly basis. The
17 Coordinator shall deposit these payments into the General
18 Revenue ~~Illinois 21st Century Workforce Development~~ Fund.

19 (Source: P.A. 97-581, eff. 8-26-11; 97-813, eff. 7-13-12.)

20 (20 ILCS 630/11)

21 Sec. 11. Illinois 21st Century Workforce Development Fund
22 Advisory Committee.

23 (a) The 21st Century Workforce Development Fund Advisory
24 Committee~~7~~ established under this Act as a continuation of the
25 Advisory Committee created under the 21st Century Workforce

1 Development Fund Act (now repealed) is continued under this
2 Act. The Advisory Committee⁷ shall provide oversight to the
3 Illinois Emergency Employment Development program. The
4 Department is responsible for the administration and staffing
5 of the Advisory Committee.

6 (b) The Advisory Committee shall meet at the call of the
7 Coordinator to do the following:

8 (1) establish guidelines for the selection of
9 Employment Administrators;

10 (2) review recommendations of the Coordinator and
11 approve final selection of Employment Administrators;

12 (3) develop guidelines for the emergency employment
13 development plans to be created by each Employment
14 Administrator;

15 (4) review the emergency employment development plan
16 submitted by the Employment Administrator of each service
17 delivery area and approve satisfactory plans;

18 (5) ensure that the program is widely marketed to
19 employers and eligible job seekers;

20 (6) set policy regarding disbursement of program
21 funds; and

22 (7) review program quarterly reports and make
23 recommendations for program improvements as needed.

24 (c) Membership. The Advisory Committee shall consist of 21
25 persons. Co-chairs shall be appointed by the Governor with the
26 requirement that one come from the public and one from the

1 private sector.

2 (d) Eleven members shall be appointed by the Governor, and
3 any of the 11 members appointed by the Governor may fill more
4 than one of the following required categories:

5 (i) Four must be from communities outside of the City
6 of Chicago.

7 (ii) At least one must be a member of a local workforce
8 investment board (LWIB) in his or her community.

9 (iii) At least one must represent organized labor.

10 (iv) At least one must represent business or industry.

11 (v) At least one must represent a non-profit
12 organization that provides workforce development or job
13 training services.

14 (vi) At least one must represent a non-profit
15 organization involved in workforce development policy,
16 analysis, or research.

17 (vii) At least one must represent a non-profit
18 organization involved in environmental policy, advocacy,
19 or research.

20 (viii) At least one must represent a group that
21 advocates for individuals with barriers to employment,
22 including at-risk youth, formerly incarcerated
23 individuals, and individuals living in poverty.

24 (e) The other 10 members shall be the following:

25 (i) The Director of Commerce and Economic Opportunity,
26 or his or her designee who oversees workforce development

1 services.

2 (ii) The Secretary of Human Services, or his or her
3 designee who oversees human capital services.

4 (iii) The Director of Corrections, or his or her
5 designee who oversees prisoner re-entry services.

6 (iv) The Director of the Environmental Protection
7 Agency, or his or her designee who oversees contractor
8 compliance.

9 (v) The Chairman of the Illinois Community College
10 Board, or his or her designee who oversees technical and
11 career education.

12 (vi) A representative of the Illinois Community
13 College Board involved in energy education and sustainable
14 practices, designated by the Board.

15 (vii) Four State legislators, one designated by the
16 President of the Senate, one designated by the Speaker of
17 the House, one designated by the Senate Minority Leader,
18 and one designated by the House Minority Leader.

19 (f) Appointees under subsection (d) shall serve a 2-year
20 term and are eligible to be re-appointed one time. Members
21 under subsection (e) shall serve ex officio or at the pleasure
22 of the designating official, as applicable.

23 (Source: P.A. 97-581, eff. 8-26-11.)

24 Section 5-10. The High Speed Internet Services and
25 Information Technology Act is amended by changing Section 20 as

1 follows:

2 (20 ILCS 661/20)

3 Sec. 20. Duties of the enlisted nonprofit organization.

4 (a) The high speed Internet deployment strategy and demand
5 creation initiative to be performed by the nonprofit
6 organization shall include, but not be limited to, the
7 following actions:

8 (1) Create a geographic statewide inventory of high
9 speed Internet service and other relevant broadband and
10 information technology services. The inventory shall:

11 (A) identify geographic gaps in high speed
12 Internet service through a method of GIS mapping of
13 service availability and GIS analysis at the census
14 block level;

15 (B) provide a baseline assessment of statewide
16 high speed Internet deployment in terms of percentage
17 of Illinois households with high speed Internet
18 availability; and

19 (C) collect from Facilities-based Providers of
20 Broadband Connections to End User Locations the
21 information provided pursuant to the agreements
22 entered into with the non-profit organization as of the
23 effective date of this amendatory Act of the 96th
24 General Assembly or similar information from
25 Facilities-based Providers of Broadband Connections to

1 End User Locations that do not have the agreements on
2 said date.

3 For the purposes of item (C), "Facilities-based
4 Providers of Broadband Connections to End User
5 Locations" shall have the same meaning as that term is
6 defined in Section 13-407 of the Public Utilities Act.

7 (2) Track and identify, through customer interviews
8 and surveys and other publicly available sources,
9 statewide residential and business adoption of high speed
10 Internet, computers, and related information technology
11 and any barriers to adoption.

12 (3) Build and facilitate in each county or designated
13 region a local technology planning team with members
14 representing a cross section of the community, including,
15 but not limited to, representatives of business, K-12
16 education, health care, libraries, higher education,
17 community-based organizations, local government, tourism,
18 parks and recreation, and agriculture. Each team shall
19 benchmark technology use across relevant community
20 sectors, set goals for improved technology use within each
21 sector, and develop a plan for achieving its goals, with
22 specific recommendations for online application
23 development and demand creation.

24 (4) Collaborate with high speed Internet providers and
25 technology companies to encourage deployment and use,
26 especially in underserved areas, by aggregating local

1 demand, mapping analysis, and creating market intelligence
2 to improve the business case for providers to deploy.

3 (5) Collaborate with the Department in developing a
4 program to increase computer ownership and broadband
5 access for disenfranchised populations across the State.
6 The program may include grants to local community
7 technology centers that provide technology training,
8 promote computer ownership, and increase broadband access.

9 (6) Collaborate with the Department and the Illinois
10 Commerce Commission regarding the collection of the
11 information required by this Section to assist in
12 monitoring and analyzing the broadband markets and the
13 status of competition and deployment of broadband services
14 to consumers in the State, including the format of
15 information requested, provided the Commission enters into
16 the proprietary and confidentiality agreements governing
17 such information.

18 (b) The nonprofit organization may apply for federal grants
19 consistent with the objectives of this Act.

20 (c) (Blank). ~~The Department of Commerce and Economic~~
21 ~~Opportunity shall use the funds in the High Speed Internet~~
22 ~~Services and Information Technology Fund to (1) provide grants~~
23 ~~to the nonprofit organization enlisted under this Act and (2)~~
24 ~~for any costs incurred by the Department to administer this~~
25 ~~Act.~~

26 (d) The nonprofit organization shall have the power to

1 obtain or to raise funds other than the grants received from
2 the Department under this Act.

3 (e) The nonprofit organization and its Board of Directors
4 shall exist separately and independently from the Department
5 and any other governmental entity, but shall cooperate with
6 other public or private entities it deems appropriate in
7 carrying out its duties.

8 (f) Notwithstanding anything in this Act or any other Act
9 to the contrary, any information that is designated
10 confidential or proprietary by an entity providing the
11 information to the nonprofit organization or any other entity
12 to accomplish the objectives of this Act shall be deemed
13 confidential, proprietary, and a trade secret and treated by
14 the nonprofit organization or anyone else possessing the
15 information as such and shall not be disclosed.

16 (g) The nonprofit organization shall provide a report to
17 the Commission on Government Forecasting and Accountability on
18 an annual basis for the first 3 complete State fiscal years
19 following its enlistment.

20 (Source: P.A. 95-684, eff. 10-19-07; 96-927, eff. 6-15-10.)

21 (20 ILCS 661/30 rep.)

22 Section 5-15. The High Speed Internet Services and
23 Information Technology Act is amended by repealing Section 30.

24 (20 ILCS 2310/2310-260 rep.)

1 Section 5-20. The Department of Public Health Powers and
2 Duties Law of the Civil Administrative Code of Illinois is
3 amended by repealing Section 2310-260.

4 Section 5-25. The Department of Veterans Affairs Act is
5 amended by changing Section 2 as follows:

6 (20 ILCS 2805/2) (from Ch. 126 1/2, par. 67)

7 Sec. 2. Powers and duties. The Department shall have the
8 following powers and duties:

9 To perform such acts at the request of any veteran, or his
10 or her spouse, surviving spouse or dependents as shall be
11 reasonably necessary or reasonably incident to obtaining or
12 endeavoring to obtain for the requester any advantage, benefit
13 or emolument accruing or due to such person under any law of
14 the United States, the State of Illinois or any other state or
15 governmental agency by reason of the service of such veteran,
16 and in pursuance thereof shall:

17 (1) Contact veterans, their survivors and dependents
18 and advise them of the benefits of state and federal laws
19 and assist them in obtaining such benefits;

20 (2) Establish field offices and direct the activities
21 of the personnel assigned to such offices;

22 (3) Create and maintain a volunteer field force; the
23 volunteer field force may include representatives from the
24 following without limitation: educational institutions,

1 labor organizations, veterans organizations, employers,
2 churches, and farm organizations; the volunteer field
3 force may not process federal veterans assistance claims;

4 (4) Conduct informational and training services;

5 (5) Conduct educational programs through newspapers,
6 periodicals, social media, television, and radio for the
7 specific purpose of disseminating information affecting
8 veterans and their dependents;

9 (6) Coordinate the services and activities of all state
10 departments having services and resources affecting
11 veterans and their dependents;

12 (7) Encourage and assist in the coordination of
13 agencies within counties giving service to veterans and
14 their dependents;

15 (8) Cooperate with veterans organizations and other
16 governmental agencies;

17 (9) Make, alter, amend and promulgate reasonable rules
18 and procedures for the administration of this Act;

19 (10) Make and publish annual reports to the Governor
20 regarding the administration and general operation of the
21 Department;

22 (11) (Blank); and

23 (12) (Blank).

24 The Department may accept and hold on behalf of the State,
25 if for the public interest, a grant, gift, devise or bequest of
26 money or property to the Department made for the general

1 benefit of Illinois veterans, including the conduct of
2 informational and training services by the Department and other
3 authorized purposes of the Department. The Department shall
4 cause each grant, gift, devise or bequest to be kept as a
5 distinct fund and shall invest such funds in the manner
6 provided by the Public Funds Investment Act, as now or
7 hereafter amended, and shall make such reports as may be
8 required by the Comptroller concerning what funds are so held
9 and the manner in which such funds are invested. The Department
10 may make grants from these funds for the general benefit of
11 Illinois veterans. Grants from these funds, except for the
12 funds established under Sections 2.01a and 2.03, shall be
13 subject to appropriation.

14 ~~The Department has the power to make grants, from funds~~
15 ~~appropriated from the Korean War Veterans National Museum and~~
16 ~~Library Fund, to private organizations for the benefit of the~~
17 ~~Korean War Veterans National Museum and Library.~~

18 The Department has the power to make grants, from funds
19 appropriated from the Illinois Military Family Relief Fund, for
20 benefits authorized under the Survivors Compensation Act.

21 (Source: P.A. 99-314, eff. 8-7-15.)

22 (20 ILCS 2805/25 rep.)

23 Section 5-30. The Department of Veterans Affairs Act is
24 amended by repealing Section 25.

1 (20 ILCS 3981/Act rep.)

2 Section 5-35. The Illinois Laboratory Advisory Committee

3 Act is repealed.

4 (30 ILCS 105/5.438 rep.)

5 (30 ILCS 105/5.536 rep.)

6 (30 ILCS 105/5.554 rep.)

7 (30 ILCS 105/5.595 rep.)

8 (30 ILCS 105/5.624 rep.)

9 (30 ILCS 105/5.651 rep.)

10 (30 ILCS 105/5.665 rep.)

11 (30 ILCS 105/5.696 rep.)

12 (30 ILCS 105/5.702 rep.)

13 (30 ILCS 105/5.721 rep.)

14 (30 ILCS 105/5.725 rep.)

15 (30 ILCS 105/5.744 rep.)

16 (30 ILCS 105/5.752 rep.)

17 (30 ILCS 105/5.784 rep.)

18 (30 ILCS 105/5.785 rep.)

19 (30 ILCS 105/5.793 rep.)

20 (30 ILCS 105/5.802 rep.)

21 (30 ILCS 105/6b-3 rep.)

22 (30 ILCS 105/6p-6 rep.)

23 (30 ILCS 105/6z-76 rep.)

24 (30 ILCS 105/6z-80 rep.)

25 (30 ILCS 105/6z-84 rep.)

1 (30 ILCS 105/6z-89 rep.)

2 (30 ILCS 105/6z-90 rep.)

3 Section 5-40. The State Finance Act is amended by repealing
4 Sections 5.438, 5.536, 5.554, 5.595, 5.624, 5.651, 5.665,
5 5.696, 5.702, 5.721, 5.725, 5.744, 5.752, 5.784, 5.785, 5.793,
6 5.802, 6b-3, 6p-6, 6z-76, 6z-80, 6z-84, 6z-89, and 6z-90.

7 (30 ILCS 787/Act rep.)

8 Section 5-45. The 21st Century Workforce Development Fund
9 Act is repealed.

10 (35 ILCS 5/507W rep.)

11 (35 ILCS 5/507UU rep.)

12 (35 ILCS 5/507VV rep.)

13 Section 5-50. The Illinois Income Tax Act is amended by
14 repealing Sections 507W, 507UU, and 507VV.

15 (65 ILCS 120/Act rep.)

16 Section 5-55. The 2016 Olympic and Paralympic Games Act is
17 repealed.

18 Section 5-60. The Housing Authorities Act is amended by
19 changing Section 32 as follows:

20 (310 ILCS 10/32) (from Ch. 67 1/2, par. 27e)

21 Sec. 32. An Authority created pursuant to this Act may be

1 dissolved and its corporate status terminated in the following
2 manner: whenever the commissioners of an Authority adopt a
3 resolution to the effect that it has completed all projects
4 undertaken by it, or that it has undertaken no project and has
5 no project in contemplation, and that it has no other duties to
6 perform in its area of operation, it shall submit a certified
7 copy thereof to the governing body of the area of operation for
8 which it was initially created. If the governing body concurs
9 therein, it shall adopt an ordinance or resolution in support
10 thereof and transmit a certified copy thereof, together with
11 the certified copy of the resolution of the Authority, to the
12 Department. The Department shall audit the financial records of
13 the Authority and if the Authority has not been the recipient
14 of funds from the State of Illinois, or if it has received such
15 funds and fully expended the same in the exercise of its
16 statutory powers, and if no judicial action is then pending in
17 which the Authority, or the Commissioners thereof in their
18 official capacity, is a party, and if the Authority is not a
19 party to any unexecuted contract or agreement, oral or written,
20 in which a monetary claim may be asserted against it by any
21 person, firm or corporation, it shall issue a Certificate of
22 Dissolution, attested by the Director of the Department, and
23 file the same for record in the office of the recorder in the
24 county in which the Authority is located.

25 If the Authority has in its possession or title public
26 funds which are or have been derived from grants made by the

1 State of Illinois, or any real or personal property acquired by
2 such state funds, and if no judicial action is pending or
3 contractual claims outstanding against such Authority as above
4 provided, the Department shall require the Authority to
5 transfer such funds to it, and to sell and liquidate its
6 interest in such real or personal property at a fair value to
7 be fixed by the Department and pay the proceeds thereof to the
8 Department. Upon compliance with such direction, the
9 Department shall issue, and file for recording, a Certificate
10 of Dissolution in the manner above provided. ~~All moneys~~
11 ~~received by the Department from the Authority shall forthwith~~
12 ~~be paid into the Housing Fund as provided in Section 46.1 of~~
13 ~~the "State Housing Act".~~

14 An Authority shall be deemed legally dissolved upon the
15 filing of the Certificate of Dissolution in the Office of the
16 recorder as herein provided. Such dissolution shall not affect
17 or impair the validity of any deed of conveyance theretofore
18 executed and delivered by the Authority. The dissolution of an
19 Authority shall not be a bar to the establishment of a new
20 Authority for the same area of operation in the manner provided
21 by Section 3 of this Act.

22 (Source: P.A. 83-358.)

23 Section 5-65. The Housing Development and Construction Act
24 is amended by changing Section 9a as follows:

1 (310 ILCS 20/9a) (from Ch. 67 1/2, par. 61a)

2 Sec. 9a. In the event that any housing authority or land
3 clearance commission has failed or refused to initiate any
4 project or projects for which it has received grants of State
5 funds under the provisions of this Act or "An Act to promote
6 the improvement of housing," approved July 26, 1945, and the
7 Department of Commerce and Economic Opportunity, upon the basis
8 of an investigation, is convinced that such housing authority
9 or land clearance commission is unable or unwilling to proceed
10 thereon, the Department may direct the housing authority or
11 land clearance commission to transfer to the Department the
12 balance of the State funds then in the possession of such
13 agency, and upon failure to do so within thirty days after such
14 demand, the Department shall institute a civil action for the
15 recovery thereof, which action shall be maintained by the
16 Attorney General of the State of Illinois or the state's
17 attorney of the county in which the housing authority or land
18 clearance commission has its area of operation.

19 Any officer or member of any such housing authority or land
20 clearance commission who refuses to comply with the demand of
21 the Department of Commerce and Economic Opportunity for the
22 transfer of State funds as herein provided shall be guilty of a
23 Class A misdemeanor.

24 ~~All State funds recovered by the Department of Commerce and~~
25 ~~Economic Opportunity pursuant to this section shall forthwith~~
26 ~~be paid into the State Housing Fund in the State Treasury.~~

1 (Source: P.A. 94-793, eff. 5-19-06.)

2 (315 ILCS 5/25a rep.)

3 Section 5-70. The Blighted Areas Redevelopment Act of 1947
4 is amended by repealing Section 25a.

5 Section 5-75. The Older Adult Services Act is amended by
6 changing Section 30 as follows:

7 (320 ILCS 42/30)

8 Sec. 30. Nursing home conversion program.

9 (a) The Department of Public Health, in collaboration with
10 the Department on Aging and the Department of Healthcare and
11 Family Services, shall establish a nursing home conversion
12 program. Start-up grants, pursuant to subsections (l) and (m)
13 of this Section, shall be made available to nursing homes as
14 appropriations permit as an incentive to reduce certified beds,
15 retrofit, and retool operations to meet new service delivery
16 expectations and demands.

17 (b) Grant moneys shall be made available for capital and
18 other costs related to: (1) the conversion of all or a part of
19 a nursing home to an assisted living establishment or a special
20 program or unit for persons with Alzheimer's disease or related
21 disorders licensed under the Assisted Living and Shared Housing
22 Act or a supportive living facility established under Section
23 5-5.01a of the Illinois Public Aid Code; (2) the conversion of

1 multi-resident bedrooms in the facility into single-occupancy
2 rooms; and (3) the development of any of the services
3 identified in a priority service plan that can be provided by a
4 nursing home within the confines of a nursing home or
5 transportation services. Grantees shall be required to provide
6 a minimum of a 20% match toward the total cost of the project.

7 (c) Nothing in this Act shall prohibit the co-location of
8 services or the development of multifunctional centers under
9 subsection (f) of Section 20, including a nursing home offering
10 community-based services or a community provider establishing
11 a residential facility.

12 (d) A certified nursing home with at least 50% of its
13 resident population having their care paid for by the Medicaid
14 program is eligible to apply for a grant under this Section.

15 (e) Any nursing home receiving a grant under this Section
16 shall reduce the number of certified nursing home beds by a
17 number equal to or greater than the number of beds being
18 converted for one or more of the permitted uses under item (1)
19 or (2) of subsection (b). The nursing home shall retain the
20 Certificate of Need for its nursing and sheltered care beds
21 that were converted for 15 years. If the beds are reinstated by
22 the provider or its successor in interest, the provider shall
23 pay to the fund from which the grant was awarded, on an
24 amortized basis, the amount of the grant. The Department shall
25 establish, by rule, the bed reduction methodology for nursing
26 homes that receive a grant pursuant to item (3) of subsection

1 (b).

2 (f) Any nursing home receiving a grant under this Section
3 shall agree that, for a minimum of 10 years after the date that
4 the grant is awarded, a minimum of 50% of the nursing home's
5 resident population shall have their care paid for by the
6 Medicaid program. If the nursing home provider or its successor
7 in interest ceases to comply with the requirement set forth in
8 this subsection, the provider shall pay to the fund from which
9 the grant was awarded, on an amortized basis, the amount of the
10 grant.

11 (g) Before awarding grants, the Department of Public Health
12 shall seek recommendations from the Department on Aging and the
13 Department of Healthcare and Family Services. The Department of
14 Public Health shall attempt to balance the distribution of
15 grants among geographic regions, and among small and large
16 nursing homes. The Department of Public Health shall develop,
17 by rule, the criteria for the award of grants based upon the
18 following factors:

19 (1) the unique needs of older adults (including those
20 with moderate and low incomes), caregivers, and providers
21 in the geographic area of the State the grantee seeks to
22 serve;

23 (2) whether the grantee proposes to provide services in
24 a priority service area;

25 (3) the extent to which the conversion or transition
26 will result in the reduction of certified nursing home beds

1 in an area with excess beds;

2 (4) the compliance history of the nursing home; and

3 (5) any other relevant factors identified by the
4 Department, including standards of need.

5 (h) A conversion funded in whole or in part by a grant
6 under this Section must not:

7 (1) diminish or reduce the quality of services
8 available to nursing home residents;

9 (2) force any nursing home resident to involuntarily
10 accept home-based or community-based services instead of
11 nursing home services;

12 (3) diminish or reduce the supply and distribution of
13 nursing home services in any community below the level of
14 need, as defined by the Department by rule; or

15 (4) cause undue hardship on any person who requires
16 nursing home care.

17 (i) The Department shall prescribe, by rule, the grant
18 application process. At a minimum, every application must
19 include:

20 (1) the type of grant sought;

21 (2) a description of the project;

22 (3) the objective of the project;

23 (4) the likelihood of the project meeting identified
24 needs;

25 (5) the plan for financing, administration, and
26 evaluation of the project;

- 1 (6) the timetable for implementation;
- 2 (7) the roles and capabilities of responsible
3 individuals and organizations;
- 4 (8) documentation of collaboration with other service
5 providers, local community government leaders, and other
6 stakeholders, other providers, and any other stakeholders
7 in the community;
- 8 (9) documentation of community support for the
9 project, including support by other service providers,
10 local community government leaders, and other
11 stakeholders;
- 12 (10) the total budget for the project;
- 13 (11) the financial condition of the applicant; and
- 14 (12) any other application requirements that may be
15 established by the Department by rule.
- 16 (j) A conversion project funded in whole or in part by a
17 grant under this Section is exempt from the requirements of the
18 Illinois Health Facilities Planning Act. The Department of
19 Public Health, however, shall send to the Health Facilities and
20 Services Review Board a copy of each grant award made under
21 this Section.
- 22 (k) Applications for grants are public information, except
23 that nursing home financial condition and any proprietary data
24 shall be classified as nonpublic data.
- 25 (l) The Department of Public Health may award grants from
26 the Long Term Care Civil Money Penalties Fund established under

1 Section 1919(h) (2) (A) (ii) of the Social Security Act and 42 CFR
2 488.422(g) if the award meets federal requirements.

3 (m) (Blank). ~~The Nursing Home Conversion Fund is created as~~
4 ~~a special fund in the State treasury. Moneys appropriated by~~
5 ~~the General Assembly or transferred from other sources for the~~
6 ~~purposes of this Section shall be deposited into the Fund. All~~
7 ~~interest earned on moneys in the fund shall be credited to the~~
8 ~~fund. Moneys contained in the fund shall be used to support the~~
9 ~~purposes of this Section.~~

10 (Source: P.A. 95-331, eff. 8-21-07; 96-31, eff. 6-30-09;
11 96-758, eff. 8-25-09; 96-1000, eff. 7-2-10.)

12 Section 5-80. The Illinois Prescription Drug Discount
13 Program Act is amended by adding Sections 55 and 60 as follows:

14 (320 ILCS 55/55 new)

15 Sec. 55. Unexpended funds. Notwithstanding any other
16 provision of law, in addition to any other transfers that may
17 be provided by law, on July 1, 2016, or as soon thereafter as
18 practical, the State Comptroller shall direct and the State
19 Treasurer shall transfer the remaining balance from the
20 Illinois Prescription Drug Discount Program Fund into the
21 General Revenue Fund. Upon completion of the transfers, the
22 Illinois Prescription Drug Discount Program Fund is dissolved,
23 and any future deposits due to that Fund and any outstanding
24 obligations or liabilities of that Fund pass to the General

1 Revenue Fund.

2 (320 ILCS 55/60 new)

3 Sec. 60. Repeal. This Act is repealed on October 1, 2016.

4 Section 5-85. The Cigarette Fire Safety Standard Act is
5 amended by changing Section 45 as follows:

6 (425 ILCS 8/45)

7 ~~Sec. 45. Penalties; Cigarette Fire Safety Standard Act~~
8 ~~Fund.~~

9 (a) Any manufacturer, wholesale dealer, agent, or other
10 person or entity who knowingly sells cigarettes wholesale in
11 violation of item (3) of subsection (a) of Section 10 of this
12 Act shall be subject to a civil penalty not to exceed \$10,000
13 for each sale of the cigarettes. Any retail dealer who
14 knowingly sells cigarettes in violation of Section 10 of this
15 Act shall be subject to the following: (i) a civil penalty not
16 to exceed \$500 for each sale or offer for sale of cigarettes,
17 provided that the total number of cigarettes sold or offered
18 for sale in such sale does not exceed 1,000 cigarettes; (ii) a
19 civil penalty not to exceed \$1,000 for each sale or offer for
20 sale of the cigarettes, provided that the total number of
21 cigarettes sold or offered for sale in such sale exceeds 1,000
22 cigarettes.

23 (b) In addition to any penalty prescribed by law, any

1 corporation, partnership, sole proprietor, limited
2 partnership, or association engaged in the manufacture of
3 cigarettes that knowingly makes a false certification pursuant
4 to Section 30 of this Act shall be subject to a civil penalty
5 not to exceed \$10,000 for each false certification.

6 (c) Upon discovery by the Office of the State Fire Marshal,
7 the Department of Revenue, the Office of the Attorney General,
8 or a law enforcement agency that any person offers, possesses
9 for sale, or has made a sale of cigarettes in violation of
10 Section 10 of this Act, the Office of the State Fire Marshal,
11 the Department of Revenue, the Office of the Attorney General,
12 or the law enforcement agency may seize those cigarettes
13 possessed in violation of this Act.

14 (d) The Cigarette Fire Safety Standard Act Fund is
15 established as a special fund in the State treasury. The Fund
16 shall consist of all moneys recovered by the Attorney General
17 from the assessment of civil penalties authorized by this
18 Section. The moneys in the Fund shall, in addition to any
19 moneys made available for such purpose, be available, subject
20 to appropriation, to the Office of the State Fire Marshal for
21 the purpose of fire safety and prevention programs.

22 (e) Notwithstanding any other provision of law, in addition
23 to any other transfers that may be provided by law, on July 1,
24 2016, or as soon thereafter as practical, the State Comptroller
25 shall direct and the State Treasurer shall transfer the
26 remaining balance from the Cigarette Fire Safety Standard Act

1 Fund into the General Revenue Fund. Upon completion of the
2 transfers, the Cigarette Fire Safety Standard Act Fund is
3 dissolved, and any future deposits due to that Fund and any
4 outstanding obligations or liabilities of that Fund pass to the
5 General Revenue Fund.

6 (Source: P.A. 94-775, eff. 1-1-08.)

7 (625 ILCS 5/12-601.2 rep.)

8 Section 5-90. The Illinois Vehicle Code is amended by
9 repealing Section 12-601.2.

10 Section 5-95. The Gang Crime Witness Protection Act of 2013
11 is amended by changing Section 20 as follows:

12 (725 ILCS 173/20)

13 Sec. 20. Gang Crime Witness Protection Program Fund. There
14 is created in the State Treasury the Gang Crime Witness
15 Protection Program Fund into which shall be deposited
16 appropriated funds, grants, or other funds made available to
17 the Illinois Criminal Justice Information Authority to assist
18 State's Attorneys and the Attorney General in protecting
19 victims and witnesses who are aiding in the prosecution of
20 perpetrators of gang crime, and appropriate related persons.
21 ~~Within 30 days after the effective date of this Act, all moneys~~
22 ~~in the Gang Crime Witness Protection Fund shall be transferred~~
23 ~~into the Gang Crime Witness Protection Program Fund.~~

1 (Source: P.A. 98-58, eff. 7-8-13.)

2 ARTICLE 10.

3 MANDATE RELIEF

4 Section 10-5. The Family Farm Assistance Act is amended by
5 changing Section 25 as follows:

6 (20 ILCS 660/25) (from Ch. 5, par. 2725)

7 Sec. 25. Powers, ~~duties~~. The Department has the following
8 powers ~~and duties~~:

9 (a) The Department may ~~shall~~ establish and coordinate a
10 Farm Family Assistance Program.

11 (b) The Department may ~~shall~~ establish guidelines to
12 identify farmers, farm families, and farm workers who are
13 eligible for the program.

14 (c) The Department may ~~shall~~ identify and assess the needs
15 of eligible farmers, farm families, and farm workers and may
16 ~~shall~~ coordinate or provide reemployment services such as
17 outreach, counseling, vocational assessment, classroom
18 training, on-the-job training, job search assistance,
19 placement, supportive services, and follow-up, so that the
20 farmers may remain in farming or find other employment if
21 farming is no longer an option.

22 (d) The Department may adopt, amend, or repeal such rules
23 and regulations as may be necessary to administer this Act.

1 (Source: P.A. 87-170.)

2 (20 ILCS 3405/20 rep.)

3 Section 10-10. The Historic Preservation Agency Act is
4 amended by repealing Section 20.

5 Section 10-15. The Local Legacy Act is amended by changing
6 Section 15 as follows:

7 (20 ILCS 3988/15)

8 Sec. 15. The Local Legacy Board. The Local Legacy Board is
9 created to administer the Program under this Act. The
10 membership of the Board shall be composed of the Director of
11 Natural Resources, the Director of Historic Preservation, and
12 the Director of Agriculture, or their respective designees. The
13 Board must choose a Chairperson to serve for 2 years on a
14 rotating basis. All members must be present for the Board to
15 conduct official business. The Departments must each furnish
16 technical support to the Board.

17 The Board has those powers necessary to carry out the
18 purposes of this Act, including, without limitation, the power
19 to:

20 (1) employ agents and employees necessary to carry out
21 the purposes of this Act and fix their compensation,
22 benefits, terms, and conditions of employment;

23 (2) adopt, alter and use a corporate seal;

1 (3) have an audit made of the accounts of any grantee
2 or any person or entity that receives funding under this
3 Act;

4 (4) enforce the terms of any grant made under this Act,
5 whether in law or equity, or by any other legal means;

6 (5) prepare and submit a budget and request for
7 appropriations for the necessary and contingent operating
8 expenses of the Board; and

9 (6) receive and accept, from any source, aid or
10 contributions of money, property, labor, or other items of
11 value for furtherance of any of its purposes, subject to
12 any conditions not inconsistent with this Act or with the
13 laws of this State pertaining to those contributions,
14 including, but not limited to, gifts, guarantees, or grants
15 from any department, agency, or instrumentality of the
16 United States of America.

17 The Board may ~~must~~ adopt any rules, regulations,
18 guidelines, and directives necessary to implement the Act,
19 including guidelines for designing inventories so that they
20 will be compatible with each other.

21 The Board must submit a report to the General Assembly and
22 the Governor by January 1, 2005 and every 2 years thereafter
23 regarding progress made towards accomplishing the purposes of
24 this Act, except that beginning on the effective date of this
25 amendatory Act of the 99th General Assembly, the Board shall
26 submit a report only if significant progress has been made

1 since the previous report.

2 (Source: P.A. 93-328, eff. 1-1-04.)

3 (110 ILCS 935/4.08 rep.)

4 Section 10-20. The Family Practice Residency Act is amended
5 by repealing Section 4.08.

6 ARTICLE 99.

7 SEVERABILITY; EFFECTIVE DATE

8 Section 99-97. Severability. The provisions of this Act are
9 severable under Section 1.31 of the Statute on Statutes.

10 Section 99-99. Effective date. This Act takes effect upon
11 becoming law.