



# Legislation Approved by the General Assembly 2018

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## Consumers

**Consumer Reporting Agency Consumer Fee (HB 4095):** Prohibits a consumer reporting agency from charging consumers a fee to place, temporarily lift or remove a security freeze on their credit report. States that a consumer can request a freeze over the phone or through electronic means.

## Crime, Courts, Corrections and Law Enforcement

**Custodial Alternatives for Pregnant Detainees (HB 1464):** Requires the court to release a pregnant pre-trial detainee if the detainee will give birth while in custody unless, after a hearing, the court determines that the release would pose a threat to a victim or the general public. Allows the court to order a pregnant or post-partum detainee to be on electronic monitoring as a condition of pre-trial release.

**Information Testimony (SB 1830):** Requires the prosecution to disclose attempts to introduce evidence of incriminating statements made by the accused to, or overheard by, an informant in a prosecution for certain serious offenses (homicides, sex offenses, aggravated arson).

## Education (K-12)

**Educator Licensure (SB 863/PA 100-0584):** Allows teachers, support personnel and administrative licensure applicants to obtain Illinois licensure by providing proof of completing a state-approved program. This seeks to correct an out-of-state reciprocity issue with applicants who have attended out-of-state institutions for educator licensure but are unable to obtain an Illinois license under current law.

**Evidence Based Funding Reform Change (HB 5812/PA 100-0582):** Makes changes to the evidence based funding model, property tax relief pool grants program and repeals the section of the school code that contains the old GSA school funding formula.

## Energy and Utilities

**Small Wireless Facilities (SB 1451/PA 100-0585):** Creates statewide, uniform small cell wireless facility deployment requirements and policies for the deployment of small scale wireless facilities in right-of-ways and on utility poles. These small wireless facilities are critical to delivering wireless access to advanced technology, broadband, and 9-1-1 services to homes, businesses and schools.

## Environment and Conservation

**Cathode Ray Tube Facility Accreditation (HB 1439):** States that accreditation is not required for facilities that place cathode ray tube glass in retrievable storage units. Organizations that offer accreditation are not allowed to penalize facilities that choose to place CRT glass into retrievable storage units.

## Firearms

**Assault Weapon 72-Hour Waiting Period (HB 1468/Amendatorily Vetoed):** Requires a 72-hour waiting period before buying assault-style weapons and .50 caliber rifles.

**Gun Dealer Licensure Act (SB 1657/Vetoed):** Mandates licensing of all firearms dealers who sell or transfer more than 10 firearms a year (exempts manufacturers and auctioneers); creates a confusing, complex shared state and local regulatory scheme managed by the Department of Financial and Professional Regulation; states that applicants must meet a



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series of requirements before receiving a state license; establishes a Gun Dealer Licensing Board to recommend policies, procedures and rules under the IDFPR.

## **Gun Dealer Licensure Act Trailer (HB**

**1273/Vetoed)**: Gives gun dealers until Jan. 1, 2021 to comply with the mandated video surveillance system provisions of Senate Bill 1657; sets the expiration date and renewal period for each license at five years; sets the application fee or renewal fee for a dealership license or a dealer license at \$1000 for the five-year period; clarifies that gun store surveillance mandate does not include bathrooms.

## **Health and Human Services**

**Hospital Assessment Program (SB 1773/PA 100-0581)**: Establishes a new Medicaid hospital assessment program, effective July 1, 2018, to preserve over \$3 billion in funding to preserve access to hospital services and approximately \$750 million in funding to preserve access to other health care services under Medicaid. The new program: updates the data used under the assessment program from 2005 and 2009 to 2015; revises hospital payment methodologies and provides for regular updates every two years; phases in hospital funding from fixed supplemental payments to claims based payments through increasing amounts over six years; creates a hospital Transformation Program to incentivize and support hospitals as they transform to best serve their communities; and creates a six year program, FY19 to FY24, subject to sunset date of July 1, 2020. Effective July 1, 2018, all Illinois hospitals, excluding publicly owned hospitals, will pay the state an inpatient and outpatient assessment of \$1.5 billion per year.

**Hospital Assessment Trailer (SB 1573/PA 100-0580)**: Contains provisions indirectly related to

the hospital assessment, including items related to the Procurement Code, MCO Risk Based Capital, Children's Hospital Designation, MCO Performance Analysis, Encounter Data Processing and MCO Indemnification.

**SNAP Benefits for Low-Income Students (SB 351)**: Provides that part-time, low-income students enrolled in a vocational or technical education program at a community college are eligible to receive SNAP benefits. Currently, students who are not full-time are not SNAP eligible.

## **Supportive Living Facility Certificate Consideration (HB 4223/PA 100-0583):**

Authorizes Supportive Living Facility Certification to include consideration for a mixed use facility. This legislation is necessary for the continuation of a project that is currently underway that would re-purpose the former Ravenswood Hospital into a supportive living facility with an independent living facility.

## **Higher Education**

**SNAP Benefits for Low-Income Students (SB 351)**: Provides that part-time, low-income students enrolled in a vocational or technical education program at a community college are eligible to receive SNAP benefits. Currently, students who are not full-time are not SNAP eligible.

**State Universities Civil Service Amendment (HB 3185)**: Removes duplicate language concerning examinations and allows for the waiver of examination requirements for additional positions. Also, provides that employees in positions covered by the State Universities Civil Service Act who, while in good standing, leave to engage in military service during a period of hostility shall be given credit for seniority purposes for time served in the armed forces.



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## Local Government

**Public Water District Act Amendment (HB 4253):** Permits the appointing authorities of a Water District Board to remove a trustee for misconduct, official misconduct, or neglect of office.

## State Government

**21 Star Flag (HB 2571):** Provides that for the period spanning December 31, 2017, through December 31, 2018, a United States flag bearing 21 stars shall be flown at the Illinois State Capitol Building in celebration of Illinois' bicentennial as the 21<sup>st</sup> state to join the union.

**AG Worker Protection Unit (SB 193/Vetoed):** Establishes the Worker Protection Unit within the Attorney General's Office and creates the Worker Protection Unit Task Force within the Attorney General's Office. The unit will focus on combatting the state's "underground economy," which forces employees to work in unsafe conditions and gives an unfair economic advantage to businesses that avoid their tax and labor responsibilities. The task force will create a coalition of state's attorney's charged with sharing information, promoting best practices, developing strategies and working cooperatively with labor and business groups.

**DCEO Reporting Requirements (SB 1461):** Requires the report DCEO makes to the General Assembly with regard to the film production services tax credit must include any vendor who provides goods or services totaling \$10,000 or 10% of the Illinois production spending, whichever is less, and requires the accredited production to report to the best of their ability whether a vendor is a minority, female or person with a disability-owned business, in addition to current requirements.

**Interstate Crosscheck Program and ERIC (SB 2273):** Requires the State Board of Elections to withdraw from the Interstate Crosscheck Program. Crosscheck is the only method the State Board of Elections has to verify duplicate voters (those registered in more than one state) with Indiana and Missouri.

**Payroll Offshoring (HB 5121):** Provides that for appropriations for the Office of the Governor, no intergovernmental or interagency agreement or contract may be entered into to circumvent any limitation established by law pertaining to payroll certification under the State Finance Act or to authorize the payment of employees of the Office of the Governor out of appropriations other than those established for that purpose. Provides that, for appropriations for the Office of the Governor, the certification on every State payroll voucher will be required for expenditures from amounts appropriated to the Office of the Governor for payment of salaries of Governor's Office employees and executed by the Governor, or his or her designee. Further provides that in no event can salaries of employees of the Office of the Governor be paid from appropriations other than those established for that purpose.

**Route 66 Centennial Commission (HB 66):** Creates a 20 member Route 66 Centennial Commission to plan and coordinate commemorative events throughout the State to celebrate 100 years of Route 66.

## Veteran and Military Affairs

**Infections Disease Notification (HB 4278):** Provides that if a veterans' home administrator or staff is notified within one month or less, that two or more home residents are diagnosed with an infectious disease then within 24 hours the veterans' home must provide written



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notification to each resident and their emergency contact or next of kin; post notification in a conspicuous place near the main entrance; and provide written notification to the Illinois Department of Veterans Affairs and the Illinois Department of Public Health. Also requires the veterans' home to provide written notification of any updates on the infectious disease and any options that are available to the residents. The IDVA and IDPH are also required to post notifications on their websites as soon as possible, but no later than the next business day.

**Missing High Risk Military Person (HB 4212):** Provides that the definition of "high-risk missing person" includes a person who is a veteran or active duty member of the United States Armed Forces, the National Guard, or any reserve component of the United States Armed Forces who is believed to have a physical or mental health condition that is related to his or her service.