



Senate Floor Reports

Bills that passed the Senate on April 17, 2018

Illinois Drainage Code Amendment (SB 2459):

Gives Lake County the ability to dissolve the Seavey Drainage District through a resolution.

Aging-Respite Care Services (SB 2469):

Requires the Director of the Department on Aging to include an estimate of the demand for respite care services over the next 10 years into the annual progress report on respite care services.

Back-up Lights (SB 2511): Provides that a back-up lamp equipped on a motor vehicle shall emit a white or amber light without glare.

Smoking Enforcement (SB 2514): Gives state law enforcement agencies power to enforce smoking violations under the Smoke Free Illinois Act (rather than just local law enforcement agencies).

Prairie Wind Trail Property Transfer (SB 2520): Amends the Prairie Wind Trail Property Transfer Act by changing the date of accepting transfers of land by the Secretary of State Index Department to Dec. 31, 2018.

Unused Antibiotics Disposal (SB 2524): Requires the Department of Public Health and the Illinois Emergency Management Agency to review and recommend new laws for the disposal of unused antibiotics.

Illinois Tourism Fund Sunset Date (SB 2528): Extends the sunset date for the Illinois Tourism Promotion Fund for two years and clarifies that municipalities may use grants made by DCEO for appropriate projects even if the grant was made in a previous fiscal year.

Sentencing hearing (SB 2557): Allows the chief judge of the circuit to permit a personal

appearance by two-way audio-visual communication at a sentencing hearing for a defendant who is serving imprisoned for another offense.

Marketplace Fairness Act (SB 2577): States that if a retailer makes a sale to a purchaser in Illinois from outside of Illinois, then that retailer is considered to be "maintaining a place of business in this State" if: the cumulative gross receipts from sales of service to purchasers in Illinois are \$150,000 or more, or the retailer enters into 200 or more separate transactions for sales of service to purchasers in Illinois.

Dentist Tele-health (SB 2587): Adds dentists to the list of licensed medical professionals authorized to conduct "tele-health" services.

Failure to Pay Penalty (SB 2604): Reduces the penalty for failure to pay the tax shown due or required to be shown due on a return from 20 to 15 percent of any amount that is paid after the date the Department of Revenue has initiated an audit or investigation of the taxpayer. Also provides that the penalty shall be reduced if the taxpayer paid at least 95 percent of the total tax liability prior to the initiation of the audit or investigation.

Procurement Food Donation (SB 2606): Provides that each State agency entering into, or maintaining a contract for the purchase of food under the Code, shall adopt a policy that permits the donation of leftover food purchased with State funds.

State Police Pension Service Credit (SB 2608): Allows state police officers to establish up to five years creditable service from employment by federal government or a state or local



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agency from outside of Illinois. Requires officer to pay employee contributions, the employer's normal cost, and interest on both, for the years for which they wish to establish this optional service credit.

Psychotropic Medication and Electroconvulsive Therapy (SB 2609): Provides that psychotropic medication and electroconvulsive therapy may be administered over the objection of the recipient if the recipient has not revoked the power of attorney or declaration for mental health treatment pursuant or under the Powers of Attorney for Health Care Law or a declaration for Mental Health Treatment Preference Declaration Act.

Mortgage Loan Advertisement Changes (SB 2615): Allows Illinois-licensed mortgage companies to advertise their services using their National Mortgage Licensing System Unique Identifier instead of words "Illinois Residential Mortgage Licensee."

Environmental Health Sunset Date (SB 2618): Extends the repeal date of the Illinois Environmental Health Practitioners Act until Jan. 1, 2029.

Capitol Development Board (SB 2620): Requires the Capitol Development Board (CDB) to maintain on its website information about building codes published by all State agencies. The CDB would also be required to post notices and links to the register for proposed changes to building codes by the various state agencies.

Fire Protection District Boards (SB 2629): Allows for members of a fire protection district board to satisfy the Open Meetings Act by participating in training under the Act by an organization that represents fire protection districts. Several units of local government already have this ability.

Building Trades Apprenticeship Program (SB 2637): Moves the reporting deadline for the Department of Labor from March 1 to March 31 to report on demographic trends in the State's building trades apprenticeship program.

Rental Car Damage Waiver (SB 2641): Provides that a rental car company may void a damage waiver if damage or loss occurs to the rental vehicle when the rental vehicle is stolen and the renter fails to: return the rental vehicle's ignition key and key tag identifying the rental vehicle to the rental company; file a police report within the 24-hour period after discovery of the rental vehicle theft; and fully cooperate with the rental company, law enforcement agency, or any other authority in all matters connected to the investigation of the stolen rental vehicle.

Email Administrative Cases (SB 2644): Amends the Illinois Administrative Procedure Act by adding a section for service by email for contested cases and hearings and outlines the new procedures.

Juvenile Court Permanency Goal (SB 2655): Provides that selecting a permanency goal for a minor older than the age of 15, DCFS may enable reunification to strengthen the minor's connections with family, fictive kin and other responsible adults, if they such services are in the best interest of the minor.

Education License Service (SB 2658): Makes provisional educator endorsement for service member or spouse good for three years.

ABLE Provision Changes (SB 2660): Amends the State Treasurer Act in the section detailing ABLE accounts. States that unless prohibited by federal law, when a designated beneficiary dies the account proceeds may be transferred to the estate or account of another individual



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specified by the designated beneficiary. The State may not seek payment under subsection (f) of the Federal 529A Internal Revenue Code. A court or a person with a disability may assign “resources” including property, maintenance, and child support to that person’s ABLE account or a discretionary trust that complies with Medicaid reimbursements.

Youth Hunting and Trapping Licenses (SB 2663): Combines youth hunting and trapping licenses into one license. Sets license fee at \$7.00. Initiative of the DNR.

Order of Protection (SB 2826): Adds to the definition of “order of protection status” a person protected under the Protective Orders Article of the Code of Criminal Procedure of 1963, the Stalking No Contact Order Act and the Civil No Contact Order Act.

Real Estate Appraisers (SB 2852): Allows the Department of Financial and Professional Regulation to designate a multi-state licensing system for compliance with State and Federal Regulation surrounding the Appraisal Company industry.

Licensure Applications, Criminal History (SB 2853): Requires the Department of Financial and Professional Regulation to make available on its website general information on how the Department uses criminal history information in its decisions on licensure applications, including a list of enumerated offenses that bar licensure.

Preauthorization of Insurance Rates (SB 2863): Requires Department of Insurance preauthorization of insurance rates and codifies new process for which DOI will approve or disapprove an insurance carrier’s rate. Also contains self-insurance oversight that’s not exempt from public disclosure under FOIA, and establishes a rate and premium

review task force to explore insurance company profits and understand to better understand recommended rates.

Annual Livestock Commissioners Meeting (SB 2870): Requires the Advisory Board of Livestock Commissioners to hold an annual (rather than semiannual) meeting.

Internet/Phone Ballot (SB 2884): Provides that nothing in provisions concerning the election of employee and annuitant trustees shall preclude the Board of Trustees of the Illinois Municipal Retirement Fund from adopting rules that provide for Internet balloting or phone balloting in addition to election by mail. Provides that an Internet or phone ballot cast in accordance with these rules shall be a valid ballot.