



Senate Floor Reports

Bills that passed the Senate May 21, 2018

Angel Investment Credit Cleanup (HB 5214):

Amends the Illinois Income Tax Act concerning the Angel Investment Credit, and changes the definition of “applicant” and “related member.” This provides that “Applicant” definition does not include the value of the qualified new business venture receiving the investment and that “Related Member” definition now includes qualified new business ventures that is the recipient of the applicant’s investment.

Apprentice Program (HB 5247): Creates a registered apprenticeship program, which is defined as an industry-based occupational training program with standards approved by the United States Department of Labor, and which meets specific characteristics. The ISBE is required to adopt rules to allow Illinois high school students age 16 and older to participate in registered apprenticeship programs.

Economic Impact Analysis Changes (HB 5253):

Modifies certain provisions requiring State agencies to issue an economic impact analysis when proposing new rules or amendments to rules that affect small businesses. Provides specific identifiers that the analysis must include. Provides that when any rule or amendment to an existing rule is proposed and a small business economic impact analysis is required, the adopting State agency must provide the information specified as part of its filing, and that information will be published in the Illinois Register.

DCFS Significant Event Reporting (HB 5257):

Requires DCFS to provide a minor’s guardian ad litem or attorney appointed under the Juvenile Court Act of 1987, with a copy of each significant event report involving the minor, as defined by Department rule, no later than three

days after DCFS learns of an event requiring a report to be written, or earlier as required by Department rule. Defines “significant event report” to mean a document that describes an occurrence beyond customary operations such as allegations of abuse or neglect or anything that might raise a concern about the well-being of the minor.

Chicago Fire Pension Fund Participation (HB 5342):

Allows an alderman or member of the Chicago city council to participate in the Chicago Fire Article of the Pension Code, rather than the Chicago Municipal Article. To qualify a person must not participate under the Chicago Municipal Pension Fund.

Non-Resident Youth Hunting/Trapping (HB 5440):

Amends the Wildlife Code. Provides that the fees for youth resident archery deer permits shall be the same for non-resident youth permits; allows non-resident youths to apply for youth hunting and trapping licenses.

Illinois Horse Conceived/Foaled Regulations (HB 5459):

Allows the Department of Agriculture to certify horses as Illinois conceived and foaled for this breeding year. Also amends the Illinois Horse Racing Act to change the qualification requirements for stallions in Illinois conceived and foaled Standardbred harness races.

Electronic CILA Annual Assessment (HB 5463):

Each individual living in a CILA is required to receive an annual assessment to screen that individual for any health issues or risks. Beginning July 1, 2019, each resident must receive their annual client assessment via a web-based electronic screening tool. Requires the electronic screening tool to replace the current paper-based assessment.



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Trafficking Victims (HB 5494): Waives the normal three-year waiting period for sealing of offenses for human trafficking victims, allowing them to petition for immediate sealing of their criminal record after completing a sentence as long as they can show that the underlying offense was a direct result of human trafficking.

Credit Union Revisions (HB 5497): Amends the Illinois Credit Union Act and makes numerous technical changes regarding Credit Unions, the following changes include: 1. Lowers the threshold for a law enforcement officer to access a credit union member's financial records without prior notice or consent. A supervisor or manager of a law enforcement authority can provide a 1 page letter stating the reason immediate access to the financial records is necessary. The letter doesn't need to be specific and uses the "reasonable suspicion" standard instead of "probable cause." The credit union will not be held liable to the member or any other person for the disclosure of information to the law enforcement authority. 2. Updates and clarifies the asset thresholds at which an independent audit of financial statements and agreed upon procedures are required. Also establishes a year-end 120 day delivery date to IDFPR of the independent audit or agreed procedures report. 3. Clarifies that credit unions may issue certificates of deposit to purchase assets of other financial institutions.

Real Estate Appraiser Licensing (HB 5502): Amends the Real Estate Appraiser Licensing Act of 2002. Removes the following provisions regarding "associate real estate trainee appraiser" licenses: Removes language providing that an associate real estate trainee appraiser license may not be renewed more than two times. Requires each applicant to pass an exam authorized by IDFPR. Removes the requirement that an applicant for associate real estate trainee appraiser licensure shall provide

evidence that he or she has successfully completed the education requirements prior to taking the examination.

Community Integrated Living Arrangement (HB 5537): Amends the CILA Licensure Act to eliminate language regarding the development of a State Plan for the allocation of CILA settings and capacity as this language contradicts the current person-centered approach to individual planning.

Nonprofit Organization License Exemption (HB 5542): Amends the Residential Mortgage License Act. Defines a bona fide nonprofit organization that is classified as a 501(c) (3) and that does all of the following: Promotes affordable housing or home ownership education or similar services; Conducts activities that serves the public or charitable purposes; Receives funding that doesn't create an incentive for itself or employees to act other than in best interests of its clients; Compensates its employees in a manner that only acts in the best interest of its clients; and Provides to, or identifies for, the borrower of residential mortgage loans with favorable terms and comparable loan and housing assistance programs provided under government housing assistance programs. The bill also provides that a bona fide nonprofit organization is exempt from obtaining a residential mortgage license. Also adds an exemption for a non-profit organization providing affordable housing services from obtaining a residential mortgage license.

Council on Women and Girls (HB 5544): Creates the Illinois Council on Women and Girls Act. The overarching goal of the bill is to create a Council that is specifically dedicated to the issues specific to women.



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Some of the stated goals of the Council are as follows:

- to advance the role and civic participation of women and girls in this State;
- to allow women and young girls to have legal protections and recourse in cases of sexual harassment in the workplace;
- to prevent and protect women from domestic violence;
- to promote increased access to reproductive healthcare;
- to protect women who are transgender from violence and harassment, and increase their fair and equal access to culturally competent health care, housing, employment, and other opportunities.

Cybersecurity Compliance Audit (HB 5547):

Requires the Auditor General, as part of his annual compliance examinations for State agencies, to review the agencies' cybersecurity programs and practices. Upon completion of the audit, a report of the audit shall be issued in accordance with the Illinois State Auditing Act, and a copy of the report shall also be delivered to the head of each audited State agency.

CILA Fire Inspection Mandate (HB 5551):

Requires the State Fire Marshal to provide necessary fire inspections to comply with licensing requirements for Community Integrated Living Arrangement residences. Authorizes the Fire Marshal to enter into an agreement with another State agency to conduct the inspection if qualified personnel are employed by the State agency. Provides assurance that a local authority with jurisdiction is authorized to conduct local code inspections.

MH/DD Facilities Public Posting Requirements (HB 5558):

Adds to the provision that requires mental health and developmental disability facilities to publicly post a summary of the rights relevant to the services delivered by that facility by also requiring that the contact

information for the Guardianship and Advocacy Council (GAC) and Equip for Equality must also be included on the public posting.

IDOL Apprenticeship Report Date (HB 5595):

Pushes the annual report date back to March 31 from March 1 of each year for the report compiling demographic trends in the state's building trades apprenticeship programs, with particular attention paid to race, gender, ethnicity and national origin of the apprentices in labor organizations and other entities.

Codifies DoIT (HB 5611):

Codifies the Illinois Department of Innovation and Technology (DoIT) Act as established by Executive Order 2016-001. In addition to the creation of the "new" Department, the legislation creates the Illinois Information Security Improvement Act, and the Office of the Statewide Chief of Information Security Officer.

Annual Public Reports About DD Facility Visits (HB 5636):

Requires the designated agency that administers the State Plan to protect and advocate for the rights of persons with DD (Equip for Equality is the current designated agency) to submit an annual, public report to DHS detailing how many visits the designated agency made, which facilities were visited, and the nature of the visit. Adds CILAs to the facilities the designated agency has access to.

Members Benefits Fund (HB 5682):

Provides that the Department of Veterans' Affairs may make expenditures from a members' benefits fund, subject to approval by the Director of Veterans' Affairs, for recognition and appreciation programs for volunteers who assist the Veterans Homes.

Internal IDNR Management (HB 5686):

Amends various Illinois Acts to conform state statutes to the agency reorganization, made under Executive Order Number 1 (2017). The Order



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abolished the Historic Preservation Agency and transferred its powers, duties, and functions to the Department of Natural Resources, except for functions transferred by law from the Historic Preservation Agency to the Abraham Lincoln Presidential Library and Museum Agency.

Coal Mining Act Updates (HB 5689): Amends the Coal Mining Act and requires additional Self Contained Self Rescuers (SCSRs) to be strategically placed throughout the mine to ensure SCSRs are available based on the number of miners expected at any given location in a mine rather than an arbitrary number at a location under current law. As well as, requires rescue chambers to be placed throughout the mine to ensure miners are no more than 30 minutes away from a rescue chamber or safe exit in case of an emergency. Lastly, maintains IDNR oversight of mine rescue procedures by requiring that IDNR approve any changes to mine escape procedures.