



# Legislation Approved by the General Assembly 2018

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## Agriculture, Animals and Hunting

**Advisory Board of Livestock Commissioners (HB 4999):** Provides that the Advisory Board of Livestock Commissioners will hold an annual meeting (rather than semiannual meeting).

**Blaze Pink (HB 4231):** Provides that hunters may wear blaze pink during firearm deer season and upland game season.

**Fishing Licenses (SB 2295):** Adjusts state law so a “fishing license” can also extend to an electronic format (rather than just a physical format).

**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 changes the qualification requirements for stallions in Illinois conceived and foaled Standardbred harness races. Seeks to help the decline of horse racing and harness racing in Illinois by generating more qualified contestants.

**Increased Poaching Costs (HB 5317):** Increases the costs a person must pay the Department of Natural Resources for illegally taking various species, as part of an effort to stop illegal hunting in Illinois.

**River Otter Season Limits (HB 5692):** Allows the Department of Natural Resources to annually set the taking limits for River Otter by administrative rule, as is the case for other fur-bearing mammals in Illinois based on science and an animal’s population dynamics. The Code currently imposes a state-wide taking limit of five River Otters each season.

**Trapping Tag Requirements (HB 5693):** Provides that traps used in the taking of mammals shall have tags bearing the name and

address of owner or the customer identification number issued by the Department of Natural Resources.

**Urban Agriculture Zones (HB 3418):** Allows municipalities to create urban agriculture zones and offer tax incentives to businesses associated with qualified agricultural products. Municipalities would also be allowed to authorize local utilities to offer wholesale or reduced rates for businesses in urban agriculture zones.

**Youth Hunting and Trapping License (HB 4783):** Combines the youth hunting and trapping licenses to make administered the Act simpler for the Department of Natural Resources and easier for the public to understand.

**Youth Resident Archery Deer Permits (HB 5440):** Provides that the fees for youth resident archery deer permits shall be the same for non-resident youth permits; allows non-resident youth to apply for youth hunting and trapping licenses.

## Business, Commerce, Regulation and Licensure

**Adulterated Meat Regulation (SB 2752):** Makes changes to Illinois in line with the federal definitions and regulations regarding what is considered “adulterated” meat or food.

**African American Status in Equal Pay (HB 4743):** Amends the Equal Pay Act to provide no employers may discriminate between employees by paying wages to an African American employee at a rate less than the rate of someone who is not African American.

**Age Restriction for Licensure Reduction (SB 3394):** Reduces the minimum age requirement



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for licensure as a community association manager, supervising community association manager, home inspector, broker, or managing broker to 18 years of age (rather than 21 years of age).

**Angel Investment Credit Cleanup (HB 5214):** Makes changes concerning the Angel Investment Credit, and changes the definition of "applicant" and "related member" to clarify the kinds of people ineligible to receive credit under this program; specifically, more clearly excluding people with existing ownership interests. Also clarifies that "set-aside" credits that are not utilized within the first three quarters of the year may be utilized by investors in any eligible company beginning in the fourth calendar quarter, and also clarifies that all credits not claimed in the first three quarters may be "rolled over" to the final calendar quarter.

**ATM Consumer Complaint Compliance (SB 331):** States that civil penalties are \$100 for each failure of a person who owns an ATM to post a phone number for consumers to call and report problems, as well as the IDFPR phone number. The penalties for this failure to comply are to never exceed \$1,000.

**Cat/Dog Breeder Classification (HB 5029):** Provides that those persons who have in their possession five female cats or dogs capable of reproduction will be classified as a dog breeder or cat breeder, rather than a kennel operator. This is an attempt to clarify the definitions to reflect current industry practices and reduce confusion for both licensees and consumers, as these facilities are currently grouped together despite being distinctly different types of operations.

**Coal Mining Safety Updates (HB 5689):** Makes changes with regard to coal mine safety, and to

bring Illinois coal mining practices further in line with federal standards. Specifically requires additional Self Contained Self Rescuers (SCSRs) to be strategically placed throughout the mine to ensure SCSR 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.

**Dairy Farm Inspection Reports (HB 4428):** Requires DPH (or the local public-health inspector) to provide a paper copy of the inspection report to a dairy farm being inspected at the time of the inspection.

**Dental Assistant Licensure (SB 2631):** Clarifies dental assistant supervision and training requirements for the Expanded Function Dental Assistants (EFDA), and changes references to "restricted faculty license" to references to "faculty limited license."

**DHS Oversight of TEP (SB 2765):** Moves oversight of the federally-mandated Tobacco Enforcement Program (TEP) from the Liquor Control Commission (LCC) to DHS. Moves federal fund deposits used to administer the program from a LCC-controlled fund to one at DHS. Authorizes DHS to contract with the US FDA to conduct unannounced investigations of Illinois tobacco vendors to determine compliance with federal laws relating to illegal sales of cigarettes and smokeless tobacco products to underage persons.

**Educational Loan Default – License Revoke (SB 2439):** Amends various acts to remove



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provisions allowing or requiring licensing authorities to revoke professional licenses for defaulting on an educational loan provided by or guaranteed by the Illinois Student Assistance Commission.

**Food Handling Regulations (HB 5011):** Specifies that a food-service sanitation manager certificate issued prior to Jan. 1, 2018, will remain valid until its expiration date. This allows certain individuals who only retained this certificate to use what is a now defunct DPH-issued certificate in lieu of retaking the food-service sanitation manager training.

**Human Rights Act Expansion (HB 4572):** Expands coverage of Human Rights Act to cover all employers who employ at least one employee (currently 15 or more). Includes an exemption to the definition of "employer," so that places of worship are excluded. This expands coverage for unlawful discrimination to all employers, no matter how many employees.

**Ivory Ban (HB 4843):** Bans the import and sale of most ivory and ivory products in Illinois; exempts antique guns and knives that are over 100 years old, and also exempts musical instruments containing ivory that were produced before 1975. Allows the Department of Natural Resources to set rules for allowing the sale or transfer of ivory if it is for educational or scientific purposes.

**Licensure Applicant Requirements (HB 4883):** Establishes the hours of study required for applicants to take a licensure examination for the professions of barbering, cosmetology, esthetics or nail technology.

**Liquor Sales (SB 3019):** Amends the Liquor Control Act to change the permanent and temporary signage requirements at retail establishments, codifying LCC practice

of allowing the return of unused product purchased under a Special Event License (not-for-profits), and clarifying that any supplier that seeks to ship product into Illinois for use in their own taproom must register as a "Non-resident Dealer" and must comply with all guidelines.

**Nationwide Multistate Licensure System Loan Processing Entity (HB 4404):** Amends the Residential Mortgage License Act of 1987 and changes reference to "Nationwide Mortgage Licensure System and Registry" to reference to "Nationwide Multistate Licensure System and Registry." As well as, provides that an entity that is exempt from licensure under specified provisions of the Act as an independent loan processing entity shall annually apply to the Secretary of Financial and Professional Regulation through the Nationwide Multistate Licensure System and Registry for an exempt company registration for specified purpose.

**Nursing Home Administrators (HB 4688):** Acts as trailer language for PA 100-0560 passed during the 2017 veto session, but which failed to include the boilerplate regulatory language in every licensure sunset extension bill. This bill doesn't provide for a change in scope to any Act licensee.

**Paraprofessional Fee Reduction (HB 5196):** Lowers the license renewal fee for paraprofessionals in the classroom to \$25 (currently, it is \$50).

**Physical Fitness Service Contract (HB 4275):** Removes provisions prohibiting certain basic gym membership services. Prohibits contracts for basic physical fitness services in excess of \$2,500 per year, per person. Requires these contracts to be in writing. Prohibits financing of a contract for physical fitness services over a period of more than three years. Also prohibits contracts measured by the life of the consumer.



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Finally, prohibits a gym membership of greater than one year.

**Professional Limited Liability Corporation Registration (SB 3398):** Changes registration requirements so that professional limited liability companies, professional service corporations, and medical corporations must renew their registrations with IDFPFR every 3 years (Currently annually). Places the registration requirements for professional companies with IDFPFR in the same act as the registration requirements with the Secretary of State. (Currently, some provisions relating to forming professional companies that provide licensed services are found in the Professional Limited Liability Company Act (PLLC Act) and other requirements are found in the Liability Company Act (LLC Act)). States that a limited liability company which provides professional services and requires registration with the Illinois Department of Financial and Professional Regulation may convert to a professional limited liability company by filing the appropriate forms with the Secretary of State.

**PT Licensure Through Endorsement (SB 3395):** Streamlines the “Licensure through Endorsement” process for certain out-of-state occupational therapists and physical therapists seeking to practice in Illinois by providing a less cumbersome pathway to licensure without reducing public safety. This change would reduce wait time for licensure, make it easier for the applicant to interact with the Department and encourage other professionals to practice in Illinois.

**Real Estate Reforms (HB 5210):** Amends the Real Estate License Act to eliminate Branch Office licenses. Clarifies that a licensee may establish a limited liability company for purposes of receiving licensee compensation, allowing real estate licensees more flexibility in

selecting a business entity that fits their needs. Updates the Department of Financial and Professional Regulation’s disciplinary process related to the required notices that must be provided to the Appraisal Board. Changes the Auction License Act, the Home Inspector License Act, and the Real Estate Appraiser Licensing Act of 2002 to push back continuing education deadlines to allow the Department to conduct audits of CE completion prior to the license renewal period. Creates a basic standard requiring individuals with an ownership interest in a brokerage to obtain a license to engage in licensed activity.

**Rebate Cards (HB 4922):** Provides that it is an unlawful practice to offer to consumers at retail a rebate made on a rebate card, rather than a stored-value card, that charges dormancy fees or other post-issuance fees. Outlines some exclusions.

**Registered Interior Design Act (SB 335):** Creates the Registered Interior Design Act, which is a title protection Act. Therefore, persons wishing to use the title “registered interior designer” would need to apply for and receive a license from IDFPFR but persons are permitted to practice the profession of interior design without a license so long as they do not use the title “registered interior designer.” Provides lien rights for interior designers, to help guarantee payment for the work they perform on real estate property.

**Removes “Olympic” Use (HB 4578):** Amends the Business Corporation Act of 1983 and the General Not For Profit Corporation Act of 1986. Removes a prohibition on the use of the word “Olympic” and similar words in corporate names. Amends the Limited Liability Company Act. Reduces penalties regarding violations of the Act.



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**Savings Bank Audit (HB 4589):** Removes the requirement for an annual audit of savings banks by an independent licensed public accountant.

**Security Deposit Return (HB 4951):** States that if costs are specified in a lease that may be withheld from a security deposit for cleaning, repair, or replacement of any component of the leased premises or any component of the building or common areas that, if damaged, will not be replaced, those costs will be for damage beyond normal wear and tear and reasonable to restore the leased premises to the same condition as the time the lease began.

**Sexual Harassment Training (HB 4953):** Provides that for professions that have continuing education requirements, the required continuing education hours shall include at least one hour of sexual harassment prevention training for license renewals occurring on or after January 1, 2020.

**Social Worker License (HB 5110):** Attempts to streamline the "licensure through endorsement" process for out-of-state clinical social workers, licensed marriage and family therapists and clinical professional counselors, in order to address the shortage of behavioral health practitioners in Illinois by speeding up the time in which IDFPR issues licenses. Requires the Department of Financial and Professional Regulation to issue a license as a clinical social worker, social worker, professional counselor, or clinical professional counselor not more than 60 days after a completed application is received by the Department.

**Spanish-Speaking Cessation Notification (SB 2908):** Requires a Large Electing Provider (AT&T) to provide a proposed cessation of

service to existing in customers in English and Spanish.

**Student Loan Servicer Definition Change (HB 4397):** Amends the definition of "student loan servicer" so it does not include a law firm or licensed attorney that is collecting post-default debt. The intent is to codify in statute that "law firms or licensed attorneys" who work for creditors are not considered to be "Student loan services," despite their legal role in debt collection, in order to avoid potential legal challenges.

**Surgical Assistant Certification (SB 2419):** Provides that in order for a registrant to renew his or her surgical assistant registration or surgical technologist registration, he or she must maintain a national certification. (Currently they are only required to achieve the Certification of initial registration and not for renewal.)

**Treasurer Business Owner Goals (SB 2363):** Establish aspirational goals for the Treasurer to use businesses owned by veterans, service-disabled veterans, minorities, women, and persons with disabilities for not less than 25 percent of investment-related activities. The provisions of this bill take precedence over the Business Enterprise Statute.

**Uber/Lyft Driver Application (HB 4416):** Requires an individual applying to become a transportation network company driver (such as Uber and Lyft) must include in the application his or her full name and any used nicknames or aliases. Requires that an individual must also submit his or her social security number and date of birth. Provides that an individual who submits an application that contains false or incomplete information shall be guilty of a petty offense.



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## Children and Families

**ABLE Provision Changes (HB 4754):** Amends the State Treasurer Act in the section detailing ABLE accounts. Unless prohibited by federal law, when a designated beneficiary dies the account proceeds may be transferred to the estate or account of another individual specified by the designated beneficiary. A court or a person with a disability may assign "resources" (property, maintenance, child support, etc.) to that person's ABLE account, or a discretionary trust that complies with Medicaid reimbursements.

**Adults with Disabilities Guardianship (HB 4867):** Provides that a court may not appoint an individual a guardian of a person or estate of an adult with disabilities before the would-be guardian discloses to the court the number of adults with disabilities over which he/she currently is appointed guardian over. Further provides that if a court determines the would-be guardian is appointed guardian over more than five adults with disabilities, the court shall order the circuit court clerk to notify the Guardianship and Advocacy Commission in a form/manner in which the Guardianship and Advocacy Commission prescribes. Further provides that the Guardianship and Advocacy Commission shall maintain a list of all notifications it receives under this new section for reference by other agencies, units of government, or the public.

**CCAP Eligibility Level (HB 5599):** Codifies the 185 percent FPL CCAP Eligibility Level in Statute. Regarding DHS' Child Care Assistance Program (CCAP), beginning in FY19, the specified threshold for working families must be no less than 185 percent of the then-current federal poverty level (FPL) for each family size. Seeks to codify the current CCAP eligibility level of 185 percent FPL, so that future changes to eligibility could only be made through a change in statute

and not a change in Administrative Rule. The current FPL level for CCAP eligibility is 185 percent FPL.

**CCAP for DCFS Open Intact Family Services (HB 4885):** Provides that families with children under the age of five who have an open intact family services case with the DCFS must be eligible for child care assistance under the DHS child care assistance program (CCAP). Provides that eligible families will remain eligible for child care assistance six months after the child's intact family services case is closed, regardless of whether the child's parents or other relatives as defined by rule are working or participating in employment or education or training programs. Requires DHS to adopt rules to protect the privacy of families who are the subject of an open intact family services case, and to offer families the opportunity to receive an Early Intervention screening and other DHS services.

**CCAP Redetermination Change to 12 Months (HB 4965):** Provides a family's eligibility for the Department of Human Services Child Care Assistance Program shall be re-determined, no sooner than 12 months following the most recent determination, instead of every six months. During the 12-month period, the family shall remain eligible for child care services regardless of a change in family income that does not exceed 85 percent of state median income or a temporary change in work or job training status.

**DCFS Birth Records (HB 4909):** Permits young people who have been placed under the temporary guardianship or custody of DCFS to receive up to four certified birth certificates annually free of cost. They can continue to receive free birth certificates through age 26 if they were in care of DCFS on or after their 18th birthday. This intends to make it easier for



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these young people to receive their birth certificates to help with getting a job, applying for benefits, joining the military, etc.

**DCFS Significant Event Reporting (HB 5257):** Requires DCFS to provide a minor's guardian ad litem or attorney, with a copy of each significant event report involving the minor, 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.

**DCFS Specialized Placement Trafficked Youth (SB 2461):** Provides that before July 1, 2019, the Department of Children and Family Services shall develop or enter contracts with agencies to provide specialized placements for youth who are victims of sex trafficking. Specialized Placements may include but are not limited to: licensed foster homes; group homes; residential facilities; and secure residential facilities that specialize in providing treatment to children who are victims of sex trafficking.

**Healthcare Surrogate for Youth in Care (HB 5157):** States that in situations where the court has appointed a temporary guardian for an abused or neglected minor, allows the court to also give the custodian the authority to serve as a surrogate decision maker for the minor. This fills a gap where minors in the care of a temporary guardian do not have anyone available to make decisions regarding whether to forego life-sustaining treatment.

**Protective Orders (HB 4796):** Establishes that foster parents, legally appointed guardians, adoptive parents and prospective adoptive parents are added as persons protected under

the Domestic Violence Act and Protective Orders Article.

**Rear-facing Car Seat (HB 4377):** Requires children under the age of two to be secured in a rear-facing child-restraint system. Children over 40 pounds or trailer than 40 inches are exempted.

**State Long -Term Care Ombudsman Technical Change (HB 4879):** Adds the words "a representative of the Office of" to the statute to allow a representative of the Office of the State Long Term Ombudsman fulfill the duties of the Office under the Act. This technical change allows this individual to carry out responsibilities under the Illinois Power of Attorney Act.

**Youth in Care Assistance (HB 4887):** Requires the Department of Children and Family Services to assist youths in care in identifying and obtaining documents necessary to function as an independent adult prior to the closure of the youth's case to terminate wardship. Provides that the necessary documents must include, but not be limited to: State identification card or driver's license; social security card; medical records; educational records; and other documents.

## 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.

**Home Repair Consumer Rights Pamphlet (HB 4268):** Amends the Home Repair and Remodeling Act to add information concerning



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mechanic's liens to the home repair consumer rights pamphlet. The bill includes new language that replaces more general language reminding home owners about the rights of suppliers and subcontractors to file a mechanic's lien.

**IDFPR Rate Change Consumer Consideration (SB 2433):** Requires the Secretary of the Illinois Department of Financial and Professional Regulation (IDFPR) to consider the impact on consumers and anyone protected under the Illinois Human Rights Act when considering rate changes for cashing checks at currency exchanges.

**Physical Fitness Service Contract (HB 4275):** Removes provisions prohibiting certain basic gym membership services. Prohibits contracts for basic physical fitness services in excess of \$2,500 per year, per person. Requires these contracts to be in writing. Prohibits financing of a contract for physical fitness services over a period of more than three years. Also prohibits contracts measured by the life of the consumer. Finally, prohibits a gym membership of greater than one year.

**Property Disconnection (HB 4282):** Provides that the owner of territory may have the territory disconnected from a municipality if it does not contain any territory designated as part of a redevelopment project area or any territory otherwise subject to tax increment financing by the municipality.

**Rebate Cards (HB 4922):** Provides that it is an unlawful practice to offer to consumers at retail a rebate made on a rebate card, rather than a stored-value card, that charges dormancy fees or other post-issuance fees. Outlines some exclusions.

**Security Deposit Return (HB 4951):** States that if costs are specified in a lease that may be

withheld from a security deposit for cleaning, repair, or replacement of any component of the leased premises or any component of the building or common areas that, if damaged, will not be replaced, those costs will be for damage beyond normal wear and tear and reasonable to restore the leased premises to the same condition as the time the lease began.

**Spanish-Speaking Cessation Notification (SB 2908):** Requires a Large Electing Provider (AT&T) to provide a proposed cessation of service to existing in customers in English and Spanish.

**TOMA Applicants Bond (HB 4805):** States that TOMA applicants or licensees must post a bond in the amount of \$50,000, instead of current \$100,000 bond, or an amount equal to 1 percent of all Illinois-based activity, whichever is greater. This reduces costs to existing businesses and for new companies, and changing the basis for calculating the Surety Bond Requirement will better protect Illinois consumers who use money transmitter services.

## Crime, Courts, Corrections and Law Enforcement

**Citations (HB 4476):** Removes the requirement that a person in violation of a petty offense must sign a paper citation. This will improve officer safety and save money, as ISP pays \$.10 per sheet of paper required for a violator's signature.

**Corrections Visitation Policy (HB 4741):** Entitles inmates to seven visits per month and permits inmates to supply the Illinois Department of Corrections with a list of 30 persons that are authorized to visit. The required list of



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authorized visitors is to be available beginning August 2019 in electronic format.

**Criminal Background Checks (SB 2907):** Allows authorized agencies and entities that conduct or obtain national criminal history background checks for persons to be eligible to participate in the Federal Rap Back Service administered by the Department of State Police.

**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.

**Custodial Sexual Misconduct (HB 5597):** Provides that any person employed by a law enforcement agency commits "custodial sexual misconduct" when he or she engages in any form of sexual conduct or sexual penetration with a person who is under arrest or detained.

**Firearm Control Card requirements for Retired Police Officers (SB 2642):** Eliminates the need for retired police officers to have a Firearm Control Card in addition to having their Permanent Employee Registration Card to carry a concealed weapon as private security if in compliance with the federal Law Enforcement Officers Safety Act of 2004.

**Fraud Statute of Limitations Extension (SB 2891):** Provides an extended statute of limitations for vendor fraud, kickbacks, or managed health care fraud. Allows a prosecution for vendor fraud, kickbacks, or managed health care fraud of least \$5,000, to be commenced within five years (rather than three years) of the last committed act.

**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).

**Inmate Co-Pay for Medical/Dental Services (HB 5104):** Provides that neither DJJ, nor DOC may charge inmates/committed persons a co-payment for medical or dental services.

**Inmate Voting (HB 4469):** Makes changes intended to increase voting by pre-trial detainees and those who are convicted and become eligible to vote upon release from incarceration.

**ISP Diesel Powered Vehicle (SB 1008):** Removes the Illinois State Police from a diesel-powered vehicle emission inspection report requirement. Also establishes that DJJ can inform parents/guardians of changes to youth status via regular mail, as opposed to certified mail, which is more costly.

**Juvenile Expungement (SB 2915):** Modifies problems that have come up with the automatic juvenile expungement provisions that included public defenders and probation and court services, by removing them from the automatic expungement mandate. Also, makes a correction so that the expungement shall be completed within 60 business days after receipt of the expungement order rather than 60 business days of the entry of the expungement order.

**Juvenile Justice Teachers Licensure (HB 5005):** Provides that CMS is not required to verify the license of a teacher employed by the Department of Juvenile Justice if the license is verified by the State Board of Education. This



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will make it easier for DJJ to hire qualified educators, which it currently struggles to do.

**Medication Disposal (HB 1338):** Broadens the definition of “unused medication” to include medications that are in liquid form, specifically suspensions. This would permit police officers and nurses to dispose of liquid medications that are located at death scenes. Permits unused medications contained in intraperitoneal solutions to be disposed of in public wastewater-collection or septic systems. Current law permits the disposal of unused medications that are contained in intravenous fluids, syringes, or transdermal patches. Targets situations where there may be medications, including medical opioids, following a death.

**Missing Person with Disabilities (SB 2265):** Requires the Department of State Police to compile and maintain a data repository for missing persons with disabilities as part of the statewide Law Enforcement Agencies Data System (LEADS). The Department of State Police must coordinate with the Illinois Department of Human Services to develop and implement a community outreach program to the Endangered Missing Person Advisory with applicable entities. Also provides that a missing person with disabilities be considered a “high-risk missing person.” Intends to help law enforcement and human service entities be better prepared to locate individuals with developmental disabilities.

**Name Change Notice for Abuse Victims (SB 2330):** Allows victims of domestic violence to waive the publication requirement when filing a name change petition in order to keep victims’ addresses private from abusers. Currently, they are required to publish notice of the name change, meaning abusers can learn the victim’s new name and use that information to continue the abuse.

**Officer-Involved Shooting Policies (SB 2378):** Requires all law enforcement agencies to adopt a written policy for the internal review of officer-involved shootings. Each written policy shall be available for copying and inspection under the Freedom of Information Act.

**Police Dog Protection (HB 1671):** Requires every law enforcement agency/handler of police dogs to provide an annual medical examination by licensed vet and vaccinate the dog against rabies prior to the dog beginning police service. It also requires vehicles that transport police dogs to be equipped with heat sensor monitor in the vehicle that will send an audible and visual notification in the vehicle if the temperature in the vehicle reaches 85 degrees.

**Police Sexual Assault Training (HB 5203):** Codifies current training already being conducted for law enforcement officers concerning sexual assault and sexual abuse. Adds to the list of topics for trauma-informed responses and investigations of sexual assault and sexual abuse the recognizing special sensitivities of victims due to: age, including those younger than age 13; gender; or other qualifications. Also, adds “age sensitive” to the evidence-based curriculum standards to the training requirements for courses for police.

**Posting Requirement for Intersex/Gender Individuals (SB 574):** Allows, the court to waive the notice and publication requirement for a change of name involving a person who files with the court a written declaration that publishing their name change would place them at risk of physical harm or discrimination. The person must provide evidence to support their claim that the publishing notice would put that person at risk of physical harm or discrimination. This seeks to provide more



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privacy for individuals undergoing a gender change when they seek to change their name.

**Reckless Dog Owner Penalties (SB 2386):** Sets penalties for those found to be reckless dog owners and allows courts confiscate dogs from those owners for periods ranging from 12 to 36 months for the first violation. Sets fines for each animal found in their care they refuse to relinquish.

**Sex Offense Statute of Limitations (SB 2271):** Extends the statute of limitations for sex offenses committed against an adult for one year after discovery by the victim when corroborating physical evidence is available. The charging document must state that the statute of limitations is extended and the circumstances justifying the extension.

**Synthetic Cannabis, Bath Salts, and Piperazines (SB 2341):** Makes it so that synthetic cannabinoids and piperazines are Schedule I controlled substances when they are not approved by the United States Food and Drug Administration (FDA); or, if approved, are not dispensed or possessed in accordance with State or federal law. Includes any synthetic cathinone which is not approved by the FDA; or, if approved, is not dispensed or possessed in accordance with State or federal law in the list of specified synthetic cathinones that are Schedule I controlled substances.

**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. Seeks to help human trafficking victims.

**Trust Property Conveyance (SB 2309):** Provides that a transfer of real property to a trust

requires a transfer of legal title of real property to the trustee evidenced by a written instrument of conveyance. Furthermore, removes the requirements for trustee to file trust property transfer with the recorder for the county.

**Victim Compensation Report Requirement (HB 5267):** Requires law enforcement agencies to submit a police report in response to a request from the AG's Crime Victims Compensation Bureau for the sole purpose of verifying the requirements necessary for a victim to qualify for compensation. Currently, the AG often receives a report with redacted information which makes it difficult to make eligibility determinations for crime victim compensation.

### Education (PreK-12)

**Asthma Medication (SB 3015):** Allows schools to keep undesignated asthma medication on-hand for authorized, trained personnel to administer it if/when someone is experiencing respiratory distress. Adds protections for administer the medications.

**Chronic Absence Data Collection (HB 5771):** Requires any preschool that receives funding via the Preschool for All program to collect and review its chronic absence data and determine what systems of support and resources are needed to positively engage chronically absent students and their families to encourage the habit of daily attendance and promote success. Requires preschools to report all data collected to the State Board on or before July 1, 2020, and annually thereafter.

**Class Size Goals (HB 5481):** Amends the School Code to add a new section that mandates class size reporting. Requires school districts to annually report to the State Board of Education, no later than the 60th day of instruction, for K-



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12 classes certain information about actively employed teachers, pupil-teacher ratios, number of instructors by grade-level and subject and class sections. Requires the State Board to annually put the information collected on their website. Provides that it is the goal of the General Assembly to make adequate provisions to ensure, by 2020-2021 that certain enumerated class size goals are met.

**Concussion Information (HB 4226):** Requires the Department of Public Health to develop, publish and disseminate a brochure to educate the public on the effects of concussions in children and how to look for warning signs. Requires schools to provide the brochure free of charge to parents/guardians of children who may have sustained a concussion regardless of where the concussion may have taken place. Provides that the State Board shall (as opposed to may) adopt rules to administer concussion oversight teams, including rules governing the informal or formal accommodation of a student who may have sustained a concussion during an interscholastic athletic activity.

**CPS Teacher Evaluations (HB 4927):** Requires CPS to provide all copies of teacher evaluations to the Chicago Teachers Union within seven days after issuing the evaluations.

**Dyslexia Handbook (HB 4369):** Requires ISBE to develop and post on their website a dyslexia guidance handbook. The handbook will offer guidelines for teachers and parents/guardians on how to identify signs of dyslexia; educational strategies that have been shown to improve the academic performance of dyslexic students; and resources and services available to dyslexic pupils, parents or guardians of dyslexic pupils, and teachers.

**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.

**Electronic Waiver Notification (SB 650):** Allows a school district, that is seeking approval of a mandate waiver or modification, to notify the affected exclusive collective bargaining agent and those State legislators representing the applicant's territory of its intent to seek approval of a mandate waiver or modification and of the hearing to be held to take testimony electronically or in writing (as opposed to just in writing).

**Emotional Intelligence (HB 4657):** Creates the Emotional Intelligence and Social and Emotional Learning Task Force to develop curriculum and assessment guidelines and best practices on emotional intelligence and social and emotional learning.

**Enforcement Training (SB 2925):** Requires Law Enforcement Training Standards Board to develop program for school resource officers, and establishes requirements and determine if existing local police agency training meets requirements.

**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.

**Influenza Vaccine Info (SB 2654):** Requires IDPH to provide or approve for schools info on influenza and meningococcal diseases, and



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requires schools to distribute when distributing info on vaccinations, influenza, infectious, diseases, etc.

**ISD and IVSI Direct Hire (HB 5153):** Removes a sunset date which would end the direct hire policy at the Illinois School for the Deaf (ISD) and the Illinois School for the Visually Impaired (IVSI) for teaching positions on Aug. 30, 2019. The intent is to streamline the hiring process for rehabilitation and mobility instructors at these schools.

**Learning Days Program (HB 4860):** Makes the e-learning pilot program permanent. The pilot program allowed three school districts, for three school years, to use the Internet, telephones, texts, chat rooms or other means of e-communication, for instruction and interaction between students for up to five days per school year.

**Life Safety Bonds for Wolf Branch School District (HB 1265):** Provides that none of the \$17.5 million in life safety bonds that Wolf Branch School District 113 is planning to issue to rebuild their damaged middle school will be considered indebtedness under their statutory debt limitation and that the \$17.5 million will be reduced by any grants the District is receiving from the State Board of Education or the Capital Development Board to repair/rebuild the structure.

**Medical Cannabis in Schools (HB 4870):** Creates Ashley's Law which allows the administration of medical cannabis on school grounds or on school buses under certain conditions.

**Mental Health Awareness (HB 4658):** Requires licensed school personnel and administrators who work with students in grades K-12 to be trained, once every two years, to identify the warning signs of mental illness and suicidal

behavior in youth and be taught appropriate intervention and referral techniques.

**P.E. Requirements (SB 2572):** Requires students in grades K-12 to take P.E. for a minimum of 150 minutes per week (as opposed to a minimum of three days per five-day week).

**Paraprofessional Fee Reduction (HB 5196):** Lowers the license renewal fee for paraprofessionals in the classroom to \$25 (currently, it is \$50).

**Principal Endorsement (HB 5754):** Allows four years of working or teaching as school support personnel for DOC to qualify for principal endorsement on educator license.

**Retired Teacher Return to Service (HB 751):** Makes changes in the provision defining "eligible employment" for the purpose of allowing a teacher to return to teaching in subject shortage areas without impairing his or her retirement status or retirement annuity. This is targeting school districts where there are teacher shortages, but where there are also retired teachers willing to return to work to help out the school district but unwilling to suspend their annuity and go back to active service.

**School Attendance (HB 3784):** Strikes language in the School Code allowing schools to deny enrollment to students ages 17 or older for academic reasons. Prohibits schools from taking punitive action, including out of school suspensions, expulsions, or court action, against truant minors for truancy unless available support services have been provided to the student. Further provides that a truant minor may not be expelled for nonattendance unless specific conditions are met.



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**School Counselor Title (HB 4514):** Amends the School Code and provides that only persons licensed and endorsed may use the title school counselor.

**School Report Card Info (SB 2345):** Requires the school report card to contain information on whether or not a school has participated in the Illinois Youth Survey.

**Schools Instructing Manufacturing Grants (HB 4858):** Allows local school districts and community colleges to apply for and receive grants for acquiring land, construction of facilities, and purchasing equipment, dedicated solely to the instruction of occupations in manufacturing. Modifies the term, "industrial development agency" to include local school districts and community colleges.

**Sex Education Instruction (HB 5148):** Requires that sex education course material and instruction must include, with an emphasis on the workplace environment and life on a college campus, discussion on what constitutes sexual consent and what may be considered sexual harassment or assault.

**State Education Board Composition (HB 4284):** Requires three members of state education board to be from educator community.

**Streamlined Waiver Process (HB 1262):** Requires school mandate waiver requests dealing with maximum tax rates, interfund transfers, and limitations on fund/revenue usage to be heard by the full General Assembly instead of the four member panel. This would undo a portion of the recent school funding reform package by changing the new streamlined mandate waiver review process.

**Substitute Teacher Recruitment (HB 4742):** Requires the State Board of Education to

implement a program to allow school districts to use recruiting firms to find substitute teachers.

**Teacher Qualifications Program (SB 1829):** Provides that for a five year period beginning in the 2018-2019 school year, any teacher of preschool children who holds an a PEL with an EC endorsement, has short-term approval for EC education or is pursuing a PEL and holds any of the following is authorized to teacher under Preschool for All: An ECE Credential Level of 5 awarded by the Department of Human Services under the Gateways to Opportunity Program developed under Section 10-70 of the Department of Human Services Act. An Educator License with Stipulations with a transitional bilingual educator endorsement and he or she has (1) passed an early childhood education content test or (2) completed no fewer than nine semester hours of postsecondary coursework in the area of early childhood education.

**Travel Hazard (HB 5195):** Provides that school districts may provide free transportation for any pupil residing 1.5 miles from school, when conditions are such that walking constitutes a serious hazard to the safety of the pupil due a course or pattern of criminal activity. The board will determine what constitutes a serious hazard in accordance with guidelines determined by local law enforcement.

**Truant Definition (HB 5795):** Redefines the term truant as a child who is subject to compulsory school attendance and who is absent without valid cause, from such attendance for more than 1 percent, but less than 5 percent, of the past 180 school days.

**Work Ethics Curriculum (HB 3792):** Mandates schools to introduce to students, starting in 6th



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grade, the importance of developing and applying a work ethic in a variety of contexts.

## Election and Campaign Issues

**Election Audit Timeline (SB 2223):** States that when a political committee receives a notice from the State Board of Elections to conduct an audit of its financial records, the political committee will provide information from the last two years up to the close of the last reporting period. (Currently, all records in the last two years).

**Library Trustee Eligibility Restrictions (HB 2222):** Provides that person is not eligible to serve as a library trustee unless he or she is a registered voter in the library district and has resided in the library district at least one year at the time of filing of nomination papers/declaration of intent to become a write-in candidate/presented for appointment. Also prevents eligibility for: those who have not been paying taxes to the library district; or those convicted in any court in the United States of any infamous crime, bribery, perjury, or other felony.

**School Board Vacancy (SB 2900):** Provides that if a school board has to fill a vacancy due to lack of candidates for election in a congressional township, the school board must put a proposition on the ballot at the next general election to elect school board members at large without requiring residency within certain areas of the district. The bill aims to address situations where no candidates have been coming forward from certain specified areas within a school district by requiring voters to consider the option of removing such residency requirements.

## Energy and Utilities

**Green Buildings-Requirements (SB 3031):** Aligns the state facility Energy Code requirements with other commercial buildings and is a clean-up of the Green Buildings Act.

**Merger Water Rate Increase (HB 4508):** Extends the sunset date for American Water and Aqua Water to buy other public systems as part of a two-way, voluntary system, and allows larger cities to now participate.

**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, Energy, Conservation and Natural Resources

**Advisory Councils (SB 2713):** Creates the Greenways and Trails Advisory Council under the Recreational Trails of Illinois Act. Defines the roll of the Greenways and Trails Council. Separates the powers of the Greenways and Trails Council, the Off Highway vehicle Advisory Council, and the Off Highway vehicle Usage Stamp to make clear that they are three distinct programs under the Recreational Trails of Illinois Act.

**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.



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**Compost-Amended Soil (HB 4790):** Provides that any State agency that undertakes a landscaping project that requires the use of new or offsite soil for landscape-related use and that is located within 10 miles of any Illinois Environmental Protection Agency-permitted compost facility shall request a base bid with an alternative for compost-amended soil for that project.

**Contaminants of Emerging Concern Report (HB 5741):** States that the Prairie Research Institute will identify any chemical that is commonly found in waste water that has been listed as a contaminant of emerging concern by the U.S. EPA, and any recommended actions to address environmental or public health concerns associated with that chemical. The report must be submitted by June 30, 2020.

## Firearms and FOID

**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.

**Firearm Control Card requirements for Retired Police Officers (SB 2642):** Eliminates the need for retired police officers to have a Firearm Control Card in addition to having their Permanent Employee Registration Card to carry a concealed weapon as private security if in compliance with the federal Law Enforcement Officers Safety Act of 2004.

**FOID Renewal and Suspension (HB 4855):** Allows ISP by rule to suspend a FOID card for the duration of a disqualification rather than having to permanently revoke the FOID card as long as the disqualification is not a permanent grounds for revocation like felony conviction, domestic violence, etc. Also, clarifies the definition of "patient" in the FOID Card Act so

hospitals and mental health facilities have a better idea as to what should be reported to DHS and ultimately ISP.

**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 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

**Adult Protective Services (HB 4847):** Clarifies that Adult Protective Services may investigate instance of abuse, neglect and financial exploitation of an eligible adult who lives within programs and facilities operated, licensed, certified, or funded by the Department of Human Services when the alleged abuse happens outside of the facility, or the alleged financial exploitation is perpetrated by an individual who is not an employee of the facility where the adult resides. The Department believes this will close a gap of jurisdiction for investigating abuse of adults living in facilities who also visit the outside community.



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### **Ambulatory Surgical Treatment Facilities Liens**

**(HB 4911):** Authorizes Ambulatory Surgical Treatment Facilities to file liens under the Health Care Services Lien Act. Adds Ambulatory Surgical Treatment Facilities to the Definition of Health Care Provider which authorizes them to file liens under the Health Care Services Lien Act.

### **CCAP Redetermination Change to 12 Months**

**(HB 4965):** Provides a family's eligibility for the Department of Human Services Child Care Assistance Program shall be re-determined, no sooner than 12 months following the most recent determination, instead of every six months. During the 12-month period, the family shall remain eligible for child care services regardless of a change in family income that does not exceed 85 percent of state median income or a temporary change in work or job training status.

### **Child Dental Examination Requirement (HB**

**4908):** Requires children in ninth grade to have a dental examination before May 15th of the school year, and is applicable to public, private and parochial schools.

**CILA Settings (HB 5537):** Eliminates language regarding the development of a state plan for the allocation of CILA settings and capacity as the language contradicts the current person-centered approach to individual planning.

### **Community Behavioral Health Care**

**Professional Loan Repayment Program (HB 5109):** Beginning on July 1, 2019, creates the Community Behavioral Health Care Professional Loan Repayment Program Act. Creates the Community Behavioral Health Care Professional Loan Repayment Program to be administered by the Illinois Student Assistance Commission. Provides that the program shall provide loan assistance, subject to appropriation, to eligible

mental health and substance use professionals practicing in a community mental health center in an underserved or rural federally designated Mental Health Professional Shortage Area. Provides that the Commission shall award a grant to each qualified applicant for a maximum of four years; specifies grant amounts and eligibility requirements. Requires the recipient to complete a separate 12-month period working in a community mental health center in an underserved or rural federally designated Mental Health Professional Shortage Area for each grant awarded.

### **Community Care for Persons with Developmental Disabilities Act (SB 3041):**

Amends the County Care for Persons with Developmental Disabilities Act. Changes the title of the Act to the Community Care for Persons with Developmental Disabilities Act. Makes the Act applicable to counties, municipalities, and townships, rather than just counties, so that now townships and municipalities can seek to provide the same facilities or services to residents with intellectual or developmental disabilities that counties already have to do.

**Concussion Information (HB 4226):** Requires the Department of Public Health to develop, publish and disseminate a brochure to educate the public on the effects of concussions in children and how to look for warning signs. Requires schools to provide the brochure free of charge to parents/guardians of children who may have sustained a concussion regardless of where the concussion may have taken place. Provides that the State Board shall (as opposed to may) adopt rules to administer concussion oversight teams, including rules governing the informal or formal accommodation of a student who may have sustained a concussion during an interscholastic athletic activity.



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**DCFS Specialized Placement Trafficked Youth (SB 2461):** Provides that before July 1, 2019, the Department of Children and Family Services shall develop or enter contracts with agencies to provide specialized placements for youth who are victims of sex trafficking. Specialized Placements may include but are not limited to: licensed foster homes; group homes; residential facilities; and secure residential facilities that specialize in providing treatment to children who are victims of sex trafficking.

**DD Facility Visits Transparency Initiative (HB 5636):** Seeks to increase transparency by requiring 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.

**Dental Medicaid Reimbursement (SB 2491):** Authorizes licensed dental hygienists working under the supervision of a dentist and employed by a federally qualified health center (FQHC) to be reimbursed for dental services provided to Medicaid recipients at the FQHC encounter rate.

**Direct Support Person Credential Pilot Program (HB 4665):** Requires the DHS Division of DD to Implement a Direct Support Person Credential Pilot Program. Creates a direct support persons credential pilot program within the Division of Developmental Disabilities at DHS to assist and attract persons into the field of direct support and to assist them in obtaining a credential in their field of expertise. Under the MC/DD Act and the ID/DD Community Care Act, provides a CNA shall lose his or her certification if he or she goes 24 consecutive months without

performing “nursing or nursing-related services.”

**Division of Alcoholism and Substance Abuse Rewrite (HB 4795):** Makes changes to provide the foundation for subsequent policies and rules that will enhance and support efforts to combat the opioid epidemic and other substance use disorders and the resultant changes that are created for medical and community-based organizations that provide intervention and treatment. Managed care organizations and primary care providers need clear guidance on when licensure is required and this will help to ensure a standardized approach to intervention and treatment.

**Early Mental Health (SB 2951):** Creates the Early Mental Health and Addictions Treatment Act and requires the Department of Healthcare and Family Services (HFS) to create two pilot programs for Medicaid beneficiaries. The first pilot program provides community-based services for treatment of mental health conditions in youth and young adults. The second pilot program is the Assertive Engagement and Community-Based Clinical Treatment Pilot Program to treat youth and young adults with substance use disorders.

**Epi-Pen Physician Liability (SB 2226):** Establishes that there will be no civil or professional liability for physicians who provide standing prescriptions of Epi-Pens to police departments.

**Food Handling Regulations (HB 5011):** Specifies that a food-service sanitation manager certificate issued prior to Jan. 1, 2018, will remain valid until its expiration date. This allows certain individuals who only retained this certificate to use what is a now defunct DPH-issued certificate in lieu of retaking the food-service sanitation manager training.



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**Free HPV Vaccinations for Uninsured (SB 2866):** Requires the Department of Public Health to provide free human-papillomavirus (HPV) vaccinations to male children younger than 18 who lack insurance or who are not entitled to receive free-HPV vaccinations from their insurance providers. The change will go into effect on Jan. 1, 2020. It further requires the Department of Public Health to provide all students entering sixth grade--not just female students--and their parents or legal guardians information about the link between HPV and cervical, vulvar, vaginal, penile, anal, and oropharyngeal (throat) cancers and the availability of vaccinations.

**Guardian Restrictions (HB 4686):** Prohibits an agency employee who is directly providing care to a disabled adult ward from being appointed guardian in an effort to avoid a potential conflict of interest.

**Health Facilities Planning Board (HB 4892):** Specifies that with regard to the Health Facilities Planning Act, exemption holders, as well as permit holders, may be fined \$10,000 per month for failing to meet the Health Facilities Review Board's reporting requirements. Deletes the requirement that a Board member attend every public hearing. Deletes the requirement that monthly reports are posted on the Board's website. Makes other changes.

**Health Facilities Planning Act (HB 4645):** Extends the repeal date of the Health Facilities Planning Act from December 31, 2019 to December 31, 2029. Retains the state's Certificate of Need (CON) program, which proponents say helps to ensure public accountability surrounding health care facilities' plans to add or discontinue services and facilities or to change ownership. The CON

program also promotes community input and allows for transparency.

**Health Local Food Incentives Program Sunset Date (HB 4568):** Repeals the sunset clause for the Healthy Local Food Incentives Program, which is set to expire June 30, 2019.

**Hospice Care (HB 1447):** Expands the number of individuals a hospice residence may serve from 16 to 20.

**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.



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## **Intrinsic Pontine Glioma Day (SB 2254):**

Designates May 17<sup>th</sup> of each year as Intrinsic Pontine Glioma (DIPG) Awareness Day. This day is to encourage the people of Illinois to help increase public awareness of this particularly aggressive form of cancer affecting children.

## **Lyme Disease Prevention (HB 4515):**

Grants immunity from DFPR disciplinary action to physicians prescribing experimental treatments for Lyme disease. Creates the Lyme Disease Prevention and Protection Act. The Act requires DPH to employ a coordinator to manage the newly created Lyme Disease Prevention, Detection, and Outreach Program. As part of the program, DPH must collect and disseminate information about Lyme disease incidents in Illinois, collect and disseminate information about the prevention, detection, and treatment of Lyme disease and expand its Lyme disease testing. 3) Creates the Lyme Disease Task Force. DPH must establish the Lyme Disease Task Force to advise the department on disease prevention/surveillance and provider/public education on the disease. Deletes current statutory requirements for the collection of Lyme-disease data.

**Mammography Report (HB 4392):** Requires mammogram providers to include a statement similar to the following in the report they send to patients with "dense breast tissue": "Your mammogram indicates that you have dense breast tissue. Dense breast tissue is normal and identified on mammograms in about 50% of women. Dense breast tissue can make it more difficult to detect cancer on a mammogram and may be associated with an increased risk of breast cancer. Despite these limitations, screening mammograms have been proven to save lives. Continue to have routine screening mammography whether or not additional exams are suggested for you. This information is provided to raise your awareness of the impact

of breast density on cancer detection. For further information about dense breast tissue, as well as other breast cancer risk factors, contact your breast imaging health care provider." Mammogram providers may update the language to reflect advances in science and technology as long as they: 1) notify patients about the impact of dense breast tissue on mammogram accuracy and 2) encourage patients to discuss the issue with their health-care providers.

## **MCO Auto Enrollment Restrictions (HB 4736):**

Prohibits HFS from auto-enrolling the following populations into an MCO: children who receive in-home shift nursing (individuals in this category are known as Nursing Personal Care Services (NPCS); children made eligible for services under a 1915(c) waiver for MFTD children. Any child in the two categories above who are currently in an MCO shall be given the option to disenrollment and receive services.

**MCO Pharmacy Formulary (HB 4096):** Requires Medicaid managed care organizations (MCOs) that provide services under the Code to use a pharmacy formulary that is no more restrictive by drug class than HFS' preferred drug list (PDL). In addition to, prohibits HFS from adopting any rules or policies that prohibit an MCO from: Covering additional drugs that are not listed on the Department's PDL; submitting all covered drugs listed on HFS's PDL and additional as qualified encounters to be used for appropriate purposes; or Removing from the MCOs PDL, any prior approval requirements, step therapy, or utilization control. The bill also requires HFS to develop a standardized format for all MCOs PDL by Jan. 1, 2019, and to allow MCOs six months from the completion date of the standardized format to comply with the new PDL format. Also, requires HFS to establish, no later than Jan. 1, 2019, the Illinois Pharmacy and



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Therapeutics Advisory Board to have the authority and responsibility to provide recommendations to HFS regarding which drug products to list on the PDL.

**Medicaid Disenrollment from MCO (HB 4383):** States that Medicaid Disenrollment from MCO under contract with HFS must be in accordance with specified federal requirements whenever a contract is terminated between a Medicaid managed care health plan and a primary care provider that results in a disruption to the Medicaid enrollee's provider-beneficiary relationship.

**Medicaid Long-Term Care Eligibility (SB 2385):** Provides a process and form for Medicaid long-term care applicants and beneficiaries to release their financial records directly to the state for the purpose of determining Medicaid long-term care eligibility.

**Medicaid Reimbursement for Telehealth Services (SB 3049):** Requires HFS to reimburse clinical psychologists, clinical social workers, advanced practice registered nurses certified in psychiatric and mental health nursing, and mental health professionals and clinicians authorized to provide behavioral health services via telehealth. Currently, reimbursement is only provided to psychiatrists and FQHCs for telepsychiatry.

**Medicaid Reimbursement for Telepsychiatry APNs (SB 2446):** Requires the Department of Healthcare and Family Services to reimburse psychiatrists and federally qualified health centers for mental health services provided by advanced practice registered nurses certified in psychiatric and mental health nursing who provide services via telepsychiatry. Currently, only psychiatrists and federally qualified health centers qualify for reimbursement for telepsychiatry services.

**Medical Cannabis in Schools (HB 4870):** Creates Ashley's Law which allows the administration of medical cannabis on school grounds or on school buses under certain conditions.

**Medical Records for Homeless Vets (HB 4848):** Mandates that health-care facilities and practitioners provide a free copy of a homeless veteran's medical records if the records are being requested by either the veteran or an authorized person, entity, or organization for the purpose of supporting a claim for veterans' disability benefits.

**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.

**Missing Person with Disabilities (SB 2265):** Requires the Department of State Police to compile and maintain a data repository for missing persons with disabilities as part of the statewide Law Enforcement Agencies Data System (LEADS). The Department of State Police must coordinate with the Illinois Department of Human Services to develop and implement a community outreach program to the Endangered Missing Person Advisory with applicable entities. Also provides that a missing person with disabilities be considered a "high-risk missing person." Intends to help law enforcement and human service entities be better prepared to locate individuals with developmental disabilities.

**Non-REAL ID (HB 4424):** Provides that every original, renewal, or duplicate non-Real ID identification card issued to a person who has



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reached his or her 65th birthday shall be permanent. Provides that every original, renewal, or duplicate non-Real ID Person with a Disability identification card issued to a person with a Disability shall expire 10 years after issuance. Under current Illinois law, an individual applying for an ID has an option to get a REAL-ID compliant ID, which cannot be permanent, or to receive a non-REAL ID compliant ID, which can be permanent. This bill makes the corresponding changes to allow for that option to be fully implemented. Removes an obsolete \$2 search fee that is no longer utilized.

**Physical Therapy Referrals (HB 4643):** Provides for limited duration direct access to physical therapists while providing public protection through a time limits (must demonstrate measurable and functional improvement within 10 visitor 15 business days and continuous improvement or a referral to a physician is required) Currently a patient needs to be referred by a physician before receiving treatment from a physical therapist.

**Prescription Monitoring Program (HB 4907):** Specifies that licensed prescribers may designate a non-licensed individual to check the Prescription Monitoring Program (PMP) database. Pharmacists, however, must designate a licensed designee. Adds a dentist to the PMP peer-review subcommittee.

**Procurement Expenditure Exemptions (HB 4745):** Exempts procurement expenditures that are made for the implementation of timely newborn-screening services from the requirements of the Illinois Procurement Code.

**Public Health Rules (SB 2541):** Requires the Department of Public Health to develop rules and revise the Child Health Examination form with respect to the developmental screening

and the social and emotional screening of school children by Jan. 1, 2019.

**Rear-facing Car Seat (HB 4377):** Requires children under the age of two to be secured in a rear-facing child-restraint system. Children over 40 pounds or trailer than 40 inches are exempted.

**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.

**Spinal Muscular Atrophy Screenings (SB 456):** Adds spinal muscular atrophy (SMA) to the newborn screening test panel. This requires all newborns to be screened for SMA starting Jan. 1, 2020, or within six months of the Department of Public Health developing the test and acquiring the necessary equipment.

**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.

**Task Force on Behavior Health Education Center Task Force (HB 5111):** Creates the Behavioral Health Education Center Task Force to study the possibility of creating a Behavioral Health Education Center intended to eventually provide psychiatric support and increase the number of behavior-health professionals, particularly in rural or underserved areas.



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**Telehealth Act Expansion (HB 5070):** Expands the definition of “health care professional” in the Telehealth Act to permit dentists, occupational therapists, pharmacists, physical therapists, clinical social workers, speech-language pathologists, audiologists, and hearing-instrument dispensers to provide telehealth care to patients within the scope of their practices.

**Treasurer Administrative Charge (SB 2857):** Allows the State Treasurer to charge an administrative charge for the investment and safekeeping of funds the Treasurer’s office handles. This would lessen the dependence of the State Treasurer’s Office on the General Revenue Fund.

## Higher Education

**Academic Records (HB 5021):** Provides that, in the event an institution of higher education proposes to discontinue its operations, the chief administrative officer of the institution shall submit a plan to the Board of Higher Education for permanent retention of all academic records of the institution.

**Basic Skills Test Prohibition (SB 2693):** Prohibits universities from using the test of basic skills as a prerequisite to admittance into teacher preparation programs. Aimed at reducing teacher shortage.

**Black History Course Requirement (HB 4346):** Requires every public institution of higher education and community colleges to offer a course studying the events of Black History.

**Dual Credits (SB 2527):** Provides that qualified students can do the following: enroll in an unlimited amount of dual credit courses; and earn an unlimited amount of academic credits from dual credit courses so long as the course is

taught by an Illinois instructor as provided under the Dual Credit Quality Act.

**Schools Instructing Manufacturing Grants (HB 4858):** Allows local school districts and community colleges to apply for and receive grants for acquiring land, construction of facilities, and purchasing equipment, dedicated solely to the instruction of occupations in manufacturing. Modifies the term, "industrial development agency" to include local school districts and community colleges.

**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.

## Insurance

**Education Advisory Council (SB 2513):** Creates an educational advisory council to the Department of Insurance for the purposes of reviewing and making recommendations regarding continuing education courses, course materials, curriculum, and credentials of instructors.

**Insurance Merger (HB 5251):** Creates a section in the Insurance Code regarding the merger of Illinois Health Maintenance Organization (HMO)



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Guaranty Association and the Illinois Life and Health Insurance Company Guaranty Association. The goal is to have the Illinois Life and Health Insurance Guaranty Association law be functionally consistent with the laws governing other state guaranty associations.

**Mandated Senior Diabetes Consultations (HB 5351):** Mandates insurance coverage for senior diabetes consultations to be given via telehealth, if the insurance carrier provides coverage for telehealth. Also amends the Public Aid Code to mandate the Illinois Department of Healthcare and Family Services to authorize senior diabetes consultations to be given in the seniors' home.

## Local Government

**Animal Control Act Fines (SB 2313):** Makes changes to the Animal Control Act that provides for public safety fines resulting from incidents with animals be deposited solely in the County's respective Animal Control funds.

**Brownfields Redevelopment Fund Name (HB 5242):** Corrects an erroneous name of a fund from the South Suburban Increment Fund to the South Suburban Brownfields Redevelopment Fund in two locations throughout the Illinois Brownfields Redevelopment and Intermodal Promotion Act. Also clarifies that the Managing Partner's authority is subject to the laws and rules of the State and the government of Cook County.

**Cook County Foreclosure Sales (HB 5176):** Provides that the required Cook County newspaper advertisement for foreclosure related sales be published in a newspaper different from the paper used for the legal notice of the same property and be published in newspaper that is itself published in the township in which the real estate is located.

**Community Care for Persons with Developmental Disabilities Act (SB 3041):** Amends the County Care for Persons with Developmental Disabilities Act. Changes the title of the Act to the Community Care for Persons with Developmental Disabilities Act. Makes the Act applicable to counties, municipalities, and townships, rather than just counties, so that now townships and municipalities can seek to provide the same facilities or services to residents with intellectual or developmental disabilities that counties already have to do.

**Dissolving DuPage County Election Commission (HB 5123):** Intends to give DuPage County statutory authority to dissolve the DuPage County Election Commission.

**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.

**Kaskaskia Commons Permanent Fund (HB 5690):** Transfers all property associated with the Kaskaskia Commons Permanent Fund to the Kaskaskia Island Drainage and Levee District.

**Local Government Caps (SB 2328):** Raises the cap for architecture, surveying, and engineering projects under \$40,000 (currently \$25,000) to be exempt from certain public notice, evaluation and selection procedures.

**Local Government Electronic Notification (HB 4822):** Allows a unit of local government to establish a process to allow people to select an electronic notification delivery system, such as email or other electronic means, for governmental mailings that are being sent by



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United States mail. This works toward a framework that would save local governments money, and also hopefully increase public awareness and participation in government and programs.

**Non-Resident Library Fee Eliminated for Commercial Renters (SB 2488):** Extends public library services to individuals that rent/lease commercial property in a taxed public library service area, but may personally reside in an untaxed public library service area.

**Paramedics Health Insurance (HB 127):** Includes paramedics employed by a unit of local government or EMT into the definition of "fire fighter" for purposes of health insurance benefits in cases of catastrophic injury or death under the Public Safety Employee Benefits Act.

**Paramedics in IPLRA (HB 126):** Includes paramedics employed by a unit of local government into the definition of "fire fighter" under the Public Labor Relations Act, and has been introduced in order to clarify specifically in statute that these paramedics are security employers and thus do not have the right to strike but get an ADR process similar to fire fighters.

**Property Tax Date of Receipt (SB 2539):** Requires that in a Section requiring a receipt for payment of certain fees and costs incurred by a certificate holder, the county clerk must write or stamp the date of receiving upon the receipt. Also requires that in a Section concerning notice of an extended period of redemption, the county clerk must write or stamp the date of receipt upon the notice. This change is meant to guarantee that County Clerks receive items to be posted to the judgment book.

**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.

**Radiation Waste Fees Exemption (SB 3017):** Exempts local governments from certain radium waste fees in the statutes.

**Stormwater Commissions (HB 4748):** Provides that the Chicago Metropolitan Agency for Planning is to emphasize the use of cost effective solutions to flooding problems. Provides that a stormwater management planning committee may make grants to units of local government, non-for profit organizations, and landowners if certain conditions are met. Also, allows all Illinois counties to set up stormwater commissions that can adopt plans and ordinances as well have access to a fee schedule and a 0.2 percent of EAV property tax levy if certain conditions are met. Ten counties that fit a provided definition of "urbanized area" may do so automatically while all other counties may do so by front-door referendum.

**Tax Lien Notice (SB 2958):** Codifies existing practice by stating that the notice of tax lien must also include the county or counties where the real property of the debtor to which the lien will attached is located. Also provides that a tax lien that is filed in the registry must be attached to all of the existing and after-acquired real and personal property of the debtor.

**TIF Extension Edwardsville/Granite City (SB 2445):** Creates a TIF extension for the city of Edwardsville and Granite City.

**TIF Extension Hanover Park (HB 4536):** Extends the TIF for Hanover Park, Illinois, for an additional 12 years.



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**TIF Extension Litchfield (SB 424):** Provides for a TIF extension for Litchfield, Illinois (Montgomery County) for an additional 12 years. TIF was adopted in 1998, set to expire and be terminated in tax year 2021.

**TIF Extension Monmouth (SB 2304):** Creates a TIF extension of 12 additional years for the City of Monmouth.

**TIF Extension Springfield (SB 2569):** Creates a TIF extension for Springfield, Illinois.

**TIF Extension Table Grove (HB 4118):** Extends the life of the TIF for the Village of Table Grove to 35 years.

**Township Electors Property Management (SB 2940):** Allows the township electors to delegate the power to purchase, lease, or sell property to the township board for up to a 12-month period. As well as, the Township Board may specify properties being considered for purchase, lease, or sale.

**Township Officers (SB 2299):** Prevents all elected and appointed township officials from simultaneously holding any other employment with the township in which they are elected. Exempts volunteer firefighters from the prohibition.

**Urban Agriculture Zones (HB 3418):** Allows municipalities to create urban agriculture zones and offer tax incentives to businesses associated with qualified agricultural products. Municipalities would also be allowed to authorize local utilities to offer wholesale or reduced rates for businesses in urban agriculture zones.

**Volunteer Emergency Worker (SB 2471):** Redefines the definition of "volunteer emergency worker" to mirror federal law.

## Pensions, Health and Other Benefits

**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.

**Chicago Municipal Pension (HB 4811):** Amends the Chicago Municipal article of the Pension Code to stipulate that the physical examination to prove disability may occur at a longer interval of time as determined by the fund's board of trustees, rather than every year. Additionally, makes numerous technical changes to the Chicago Municipal and Laborers' Pension Funds.

**Cook County Pensions, Remittance of Benefit (SB 2578):** Amends the Cook County Article of Illinois Pension Code. Provides for the direct pension annuity and benefit remittance to a nursing home, mental institution or hospital for those participants that are cared for by a medical facility. This is only applicable in situations where the annuitant doesn't have a guardian, family or other caretaker to help with personal business.

**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.

**Paramedics and Fire Fighters in PEDAs (HB 5221):** Includes full-time paramedics and fire fighters who perform paramedic duties in the definition of eligible employee under the Public Employee Disability Act. The PEDAs are a one year benefit that entitles those with "line of duty"



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injuries who can't work their full pay, no reduction in pension credits or sick leave accumulation.

**Pension Trustee Ethics Training (HB 4661):**

Provides that for an elected or appointed trustee under the Downstate Police or Downstate Firefighter Article of the Code, fulfillment of certain trustee training requirements satisfies certain ethics training requirements, so they do not need an additional eight hours of training.

**Service Credit Reconsideration (HB 5177):**

Amends the Chicago Police Article of the Illinois Pension Code, and mandates the board reconsider an application for credit for performing specified safety or investigatory work for Cook County, the State of Illinois or the Federal Government that was submitted before April 1, 2008, and was denied.

**SURS Retirement (HB 4684):** Enhances SURS' ability to obtain delinquent employer payments that are owed under the law by intercepting them through the State Comptroller and/or the county treasurer for the county in which the employer is located.

**TRS/SURS Defined Contribution (HB 5137):**

Allows TRS and SURS to create an optional Defined Contribution (DC) plan as soon as practical after the effective date of the legislation so that any active members who wish to choose the DC plan can participate in the DC plan. Under the DC plan, employee and employer contributions would be collected into an account to be invested.

## 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.

**Agriculture Program Repeals (SB 2875):**

Repeals a number of Ag-related programs that are no longer functioning, and transfers the responsibility of some to other programs to make administering them easier for the Department.

**Amusement Ride Safety (HB 4677):** Clarifies that monies from the Amusement Ride and Attraction Safety Act violations go into a special fund, and not GRF. This is clean-up language to clarify current law.

**Budgeting for Results Mandate Reform (SB 1936):** Eliminates numerous statutory mandates considered by agencies considered outdated, duplicative or unduly burdensome on agency operations.

**CDB Building Code Info (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



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register for proposed changes to building codes by the various state agencies.

**CILA Fire Inspection Mandate (HB 5551):**

Requires the State Fire Marshal to provide necessary fire inspections to comply with licensing requirements, and authorizes the Fire Marshall 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.

**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.

**College Credit Card Marketing and Debt Task Force (HB 4710):** Creates the College Student Credit Card Marketing and Debt Task Force to study issues pertaining to student’s credit card debt, credit card issuance, credit card solicitation t those between the ages of 18 – 21, and other issues pertaining to young people and credit card access, use and debt.

**Compost-Amended Soil (HB 4790):** Provides that any State agency that undertakes a landscaping project that requires the use of new or offsite soil for landscape-related use and that is located within 10 miles of any Illinois Environmental Protection Agency-permitted compost facility shall request a base bid with an alternative for compost-amended soil for that project.

**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 and issue a report on the findings.

**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.

**DD Facility Visits Transparency Initiative (HB 5636):**

Seeks to increase transparency by requiring 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.

**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. Makes other changes, with the overall intent of seeking to focus economic impact analyses to help agencies prepare for a proposed rule change more on quantitative measures, as opposed to relying so heavily on qualitative measures.

**End Stage Renal Disease Act Repeal (HB 5069):**

Repeals the End Stage Renal Disease Facility (ESRDF) Act, which DPH argues is redundant and imposes unnecessary burdens on dialysis



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facilities, since ESRDFs must already comply with federal regulations.

**First Responder Mental Health Awareness Day (HB 4345):** Designates the third Friday of each May of each year as “First Responder Mental Health Awareness Day,” to be observed throughout the State as a day to honor firefighters, police officers, and other first responders who have lost their lives due to and suffer from post-traumatic stress disorder, depression, and other mental health issues.

**Flue Gas Desulfurization Task Force (HB 4135):** Extends the date by which the Flue Gas Desulfurization Task Force Act shall report its findings and recommendations to the General Assembly from Dec. 31, 2017, to Dec. 31, 2018.

**Governor 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.

**Grant Accountability and Transparency Act (HB 4689):** Amends the Grant Accountability and

Transparency Act to make minor clean-up/clarifying changes.

**Human Services Statutory Clean-up (HB 5031):** Provides clear direction for the state human service agencies to follow and prevent unnecessary audit findings. Repeals the statutory language for the Cross-agency prequalification and master service agreements. The requirements that remained in this repealed section of statute conflict with the requirements of the Grant Accountability and Transparency Act (GATA) and are no longer required.

**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.

**IDNR’s User Advisory Committee (HB 5027):** Repeals the provisions calling for a User Advisory Committee within the Illinois Geographic Information Council, which is under the Illinois Department of Natural Resources.

**Illinois Council on Women and Girls (HB 5544):** Creates the Illinois Council on Women and Girls specifically dedicated to issues specific to women. Some issues including advancing civic participation, addressing legal protections and recourse of sexual harassment in the workplace, preventing and protecting women from domestic violence, promoting increased access to reproductive healthcare, and protecting transgender women.

**Illinois Department of Military Affairs Capital Improvements (HB 4849):** Intends to ensure that the IDMA is within full compliance



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of the Master Cooperative Construction Agreement and federal fiscal law as it pertains to the distribution of funds for the purposes of capital improvements and rehabilitation construction costs. Provides that all moneys received from the transfer or exchange of any realty under the control of the Department of Military Affairs, and all funds received from the federal government under terms of the federal Master Cooperative Agreement related to constructing and maintaining real property between the Department and the United States Property and Fiscal Officer for Illinois shall be deposited into the Illinois National Guard Construction Fund. States the moneys in the fund shall be used exclusively by the Adjutant General for rehabilitating existing facilities and other capital improvements. Removes the provision that expenditures from the fund shall be subject to written release by the Governor.

**Illinois Finance Authority Loan Expansion (SB 43):** Authorizes the use of funds from the Industrial Project Insurance Fund, the Illinois Agricultural Loan Guarantee Fund, and the Illinois Farmer and Agribusiness Loan Guarantee Fund, to be used to make direct loans or purchase loan participations under Sections 801-40i and 801-40(r) of the Illinois Finance Authority Act. The Illinois Finance Authority believes this will allow the Authority to better utilize funds under its control to maximize the benefits for the State.

**Illinois Secure Choice Savings Program (HB 4923):** Makes changes thought to lead to better returns on the Trust Fund's investments by allowing for investment in conservative funds and establishing other investment strategies through analytical measures. Also establishes changes to audits on the program, which would be conducted on a fiscal year basis rather than calendar year so that information corresponds correctly.

**Illinois State Police Scratch-off (HB 5513):** Beginning Jan. 1, 2019, or as soon as is practical, creates a special instant scratch-off game to benefit Illinois State Police memorials. Requires that the net revenue from the game be deposited into the Criminal Justice Information Projects Fund.

**Internal IDNR Management (HB 5686):** Advances necessary amendments to outdated statutes to conform to Executive Order Number 1 (2017), which abolished the Historic Preservation Agency and transferred its powers, duties, and functions to the Department of Natural Resources.

**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.

**Ivory Ban (HB 4843):** Bans the import and sale of most ivory and ivory products in Illinois; exempts antique guns and knives that are over 100 years old, and also exempts musical instruments containing ivory that were produced before 1975. Allows the Department of Natural Resources to set rules for allowing the sale or transfer of ivory if it is for educational or scientific purposes.

**Parking Decal Application (SB 2285):** Allows the Secretary of State to issue a one-time decal or device (valid for up to 6 months) to any non-resident of Illinois who is displaced due to a national disaster as declared by the federal government. As well as, proof of residency in Illinois and proof of disability must be provided to SOS, and individuals who do not have an ID number or driver's license number to use a valid ID number issued by a branch of the U.S.



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military or a federally issued Medicare or Medicaid ID number to apply for a person with disabilities parking decal.

**Peoria County Property Sale (HB 4319):** Allows property previously transferred to Peoria County from the Department of Corrections to be sold. States that if Peoria County sells the property, 10 percent of the proceeds will be paid to the State of Illinois.

**Procurement Expenditure Exemptions (HB 4745):** Exempts procurement expenditures that are made for the implementation of timely newborn-screening services from the requirements of the Illinois Procurement Code.

**Procurement Notices (SB 1901):** Removes the requirement that the Capital Development Board (CDB) is to use a request for proposals for construction management procurements, and replaces it with language that requires no less than a 14-day advance notice published in the Board's procurement bulletin setting forth the projects and services to be procured.

**Procurement/EDGE Credit Sexual Harassment Policy (SB 405):** Requires State Contractors and bidders to file a copy of their sexual harassment policy with CMS. Requires taxpayers who claim an EDGE Tax Credit to file an annual report with DCEO detailing the taxpayer's sexual harassment policy. Adds language tying the new requirement into existing law to eliminate concerns from the Chief Procurement Officer/CMS/Secretary of State's Office.

**LRB Revisory and Trailer Bill (SB 564):** Makes various technical changes in various forfeiture provisions in the Seizure and Forfeiture Reporting Act, the Department of State Police Law of the Civil Administrative Code of Illinois, the Illinois Food, Drug and Cosmetic Act, the Criminal Code of 2012, the Cannabis Control

Act, the Illinois Controlled Substances Act, the Methamphetamine Control and Community Protection Act, the Drug Asset Forfeiture Procedure Act, and the Illinois Securities Law of 1953. The amendment also reorganizes the money laundering Article of the Criminal Code of 2012 but does not make substantive changes. Finally, the amendment adds some applicability provisions making the changes in Acts and laws by Public Act 100-0512 apply only to seizure of property on and after July 1, 2018. Some of this was inadvertently left out as Public Act 100-0512.

**Metropolitan Pier and Exposition Board term limits (SB 427):** Provides that a person may not be appointed more than three terms to the Metropolitan Pier and Exposition Board (currently, two).

**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.

**Sexual Harassment Payoff Restrictions (HB 4243):** Prohibits use of public funds including, but not limited to, district office allowances of members of the General Assembly to be used for sexual harassment payouts.

**State Employee Springfield Location (HB 4295):** Requires the Director of CMS to direct the relocation of all State employment positions and direct all new State employment positions under the Personnel Code to Sangamon County, if those positions are not required by their nature or function to be located in a specific geographic area. Also, requires the Director to determine a geographic location for each State employment position and, if it is other than Sangamon County, the reason for it to be in that geographic location.



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**State Vehicle Oil Changes (HB 4213):** Requires any state-owned motor vehicle requiring maintenance in the form of an oil change will have such maintenance performed according to the applicable CMS policy, which considers the manufacturer's suggested oil change frequency for that vehicle's particular make, model, and year. The Dept. of Revenue was cited in an audit for not completing oil changes on state vehicles every 3,000 to 5,000 miles even though modern vehicles can travel much longer between oil changes. This is an attempt to reduce costs by changing oil as recommended by the manufacturer.

**Statehood Day (HB 489):** Provides that December 3rd of each year is designated as Illinois Statehood Day.

**Statutory Clean-up and Clarification (HB 5019):** Advances clean-up and clarification language in statute regarding veterans reference, the naming of online database managed by the Comptroller and withholding requirements under federal law.

**Tourism Fund Extension (HB 4990):** Provides that the Department of Commerce and Economic Opportunity may make grants from the Tourism Promotion Fund until July 1, 2022. Currently, July 1, 2020. Also provides that a report by DCEO concerning convention center and sports facility grants must be provided electronically.

**Tourism Funds (HB 4757):** Provides that with regard to a grant program for local tourism and convention bureaus, the Department of Commerce and Economic Opportunity may reserve up to 3 percent (rather than 10 percent) of total local tourism funds available for costs of administering the program to conduct audits of grants, to provide incentive funds to those bureaus that will conduct promotional activities

designed to further the Department's statewide advertising campaign, to fund special statewide promotional activities, and to fund promotional activities that support an increased use of the State's parks or historic sites.

**Treasurer Business Owner Goals (SB 2363):** Establish aspirational goals for the Treasurer to use businesses owned by veterans, service-disabled veterans, minorities, women, and persons with disabilities for not less than 25 percent of investment-related activities. The provisions of this bill take precedence over the Business Enterprise Statute.

**UED Budget Repeal (SB 2919):** Repeals a Section requiring the Department of Revenue to submit an annual Unified Economic Development Budget to the General Assembly. Changes the reporting of the budget to the third preceding calendar years rather than each fiscal year.

**Vendor Payment Program (SB 2585):** Allows the State Treasurer's Office to become a qualified purchaser in the Vendor Payment Program. This would allow the Treasurer to purchase vouchers help for payment by the State thus becoming the "creditor" of sorts. The State would then pay the Treasurer's Office back for the voucher, plus interest under the Prompt Payment Act. The treasurer's Office would receive a reduced interest amount of 0.3% per month as opposed to 1% per month. Currently, CMS has control over the administration of the Vendor Payment Program; concerns were raised about ceding authority to other constitutional officers.

**Youth Budget Commission (HB 5202):** Creates the Youth Budget Commission with the goal of producing an annual youth first scan, which will be used to advise the Governor and the General Assembly, as well as State agencies, on ways to



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improve and expand existing policies, services, programs and opportunities for adolescents. The Commission is subject to appropriations.

## Taxes, Fees, Revenue and Financial Institutions

**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."

**Financial Institution Definition (HB 4541):** Updates the definition of "Financial Institution" to now include savings banks and credit unions established under the laws of the United States, Illinois, or any other state, with the intent of making it clear that municipalities have the option to borrow from credit unions and savings banks, which will enable municipalities to have borrowing options that best suit their needs.

**Fintech State Licensure Compact (SB 2721):** Enters Illinois in a newly created interstate compact act for financial services companies streamlining the process of regulatory oversight. Several states are working together to create this compact. The purpose is to align the licensing process of Fintech companies to that of other financial services licensees and other states.

**Hunger Relief Fund Checkoff (SB 2868):** Creates an income tax checkoff for contributions to the Hunger Relief Fund.

**Oil and Gas Interest Receipts (HB 4920):** Follows up to a previous statute with clarifying language to PA 100-0519, which adjusted how receipts from oil and gas interests are allocated when ownership is divided between a life tenant and a remainder beneficiary. HB 4920 makes technical corrections to certain definitional issues that could cause confusion on whether the changes applied to the correct type of ownership interest. The goal of this change is to reduce the accounting and tax reporting burdens on those who own legal life estates and remainder interests.

**Spousal Transfer Wooded Acreage (SB 2274):** Provides that a transfer between spouses does not disqualify wooded acreage from the provisions for the assessment of un-transferred wooded acreage.

**State Contract Funding (SB 2297):** Allows a Rescue Squad District to levee a special tax for providing ambulance service at a max rate of .4 percent of the equalized assessed value, if it is approved by referendum. Fire protection districts were given this authority five years ago.

**State Banking Board (SB 748):** Adds an "at large member" from a Savings bank to the State Banking Board. Provides for an alternative member from a Savings bank whose role is to attend a meeting if sitting member is unable to attend. Also repeals the Board of Savings Banks and the Residential Mortgage Board.

**Tax Lien Notice (SB 2958):** Codifies existing practice by stating that the notice of tax lien must also include the county or counties where the real property of the debtor to which the lien



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will attached is located. Also provides that a tax lien that is filed in the registry must be attached to all of the existing and after-acquired real and personal property of the debtor.

**Veterans Homestead Exemption (SB 2306):** Provides that the homestead exemption for veterans with disabilities shall be prorated if the person qualifying for the exemption does not occupy the qualified residence as of January 1 of the taxable year.

## Transportation, Infrastructure and Vehicular Regulation/Safety

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

**Combat Action License Plates (HB 4576):** Provides for the issuance of Combat Action Ribbon or Combat Action Badge license plates.

**Desert Storm License Plate (SB 2225):** Creates Operation Desert Shield/Storm license plates to be available to any Illinois resident who has earned the Southwest Asia Service Medal from the U.S. Armed Forces.

**Intercity Rail Services (HB 5206):** Allows the Illinois Department of Transportation to enter into agreements with any state, state agency, or units of local government (currently any neighboring state) for the purpose of leasing any locomotive, passenger rail cars, and other rolling stock equipment or accessories. Funds gained would be placed in an escrow account for future rail costs.

**Parking Decal Application (SB 2285):** Allows the Secretary of State to issue a one-time decal or device (valid for up to 6 months) to any non-resident of Illinois who is displaced due to a

national disaster as declared by the federal government. As well as, proof of residency in Illinois and proof of disability must be provided to SOS, and individuals who do not have an ID number or driver's license number to use a valid ID number issued by a branch of the U.S. military or a federally issued Medicare or Medicaid ID number to apply for a person with disabilities parking decal.

**Rear-facing Car Seat (HB 4377):** Requires children under the age of two to be secured in a rear-facing child-restraint system. Children over 40 pounds or taller than 40 inches are exempted.

**Tollway Agenda Posting (SB 2291):** Requires the Tollway to post an agenda for each Board of Directors meeting on the Tollway's website and at headquarters building at least two business days in advance of the meeting. Any agenda must set forth the general subject matter of any issue that will be the subject of final action and include specific details concerning contracts for projects more than \$100,000.

**Tow Truck Plate Penalty (SB 3010):** States that any person that does not attach a "tow truck" plate to the front and rear of their towing vehicle or attach a "tow truck" plate to a towed vehicle when required is guilty of a Class C misdemeanor.

**Vehicle Safety Test (HB 4944):** Provides that property carrying vehicles weighing 10,000 pounds to 26,000 pounds be subject to a safety test at an official testing station at least every 12 months, rather than six months.

## Veteran and Military Affairs

**Combat Action License Plates (HB 4576):** Provides for the issuance of Combat Action Ribbon or Combat Action Badge license plates.



# Legislation Approved by the General Assembly 2018

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**Desert Storm License Plate (SB 2225):** Creates Operation Desert Shield/Storm license plates to be available to any Illinois resident who has earned the Southwest Asia Service Medal from the U.S. Armed Forces.

**G.I. Bill of Rights Day (HB 4954):** Provides that the 4th day of November of each year is designated as "G.I. Bill of Rights Day," to be observed throughout the State as a day in recognition of the landmark legislation that provided benefits to World War II veterans, and would serve as the basis of future legislation to extend benefits to all who serve in the United States Armed Forces.

**Illinois Department of Military Affairs Capital Improvements (HB 4849):** Intends to ensure that the IDMA is within full compliance of the Master Cooperative Construction Agreement and federal fiscal law as it pertains to the distribution of funds for the purposes of capital improvements and rehabilitation construction costs. Provides that all moneys received from the transfer or exchange of any realty under the control of the Department of Military Affairs, and all funds received from the federal government under terms of the federal Master Cooperative Agreement related to constructing and maintaining real property between the Department and the United States Property and Fiscal Officer for Illinois shall be deposited into the Illinois National Guard Construction Fund. States the moneys in the fund shall be used exclusively by the Adjutant General for rehabilitating existing facilities and other capital improvements. Removes the provision that expenditures from the fund shall be subject to written release by the Governor.

**Illinois National Guard Member Priority (HB 4288):** Allows members of the National Guard from any state to be eligible for a veterans

preference; however, Illinois National Guard members will be given priority over any other state.

**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 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.

**Medical Records for Homeless Vets (HB 4848):** Mandates that health-care facilities and practitioners provide a free copy of a homeless veteran's medical records if the records are being requested by either the veteran or an authorized person, entity, or organization for the purpose of supporting a claim for veterans' disability benefits.

**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.

**Missing High Risk Military Person (SB 2278):** Adds veterans and active duty members of the reserves and armed forces believed to have



physical or mental health issues, related to service, to the definition of “high-risk missing person.”

**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.

**Provisional Educator Endorsement (SB 2658):**

Makes a provisional educator endorsement for service member or spouse good for three years.

**Service Members’ Leases (HB 4317):** Provides that if a service member who has entered into certain residential leases is killed in action or while on active duty, then the immediate family or dependents of the service member may terminate the lease.

**Veteran ID Designation (HB 4332):** Provides that, for purposes of issuing an identification card with a veteran designation, the acceptable forms of proof an applicant includes: a Department of Defense form DD-2 (Retired), an identification card issued under the federal Veterans Identification Card Act of 2015, or a United States Department of Veterans Affairs summary of benefits letter.

**Veterans Homestead Exemption (SB 2306):**

Provides that the homestead exemption for veterans with disabilities shall be prorated if the person qualifying for the exemption does not occupy the qualified residence as of January 1 of the taxable year.