



Senate Floor Reports

Bills that passed the Senate May 16, 2018

Firearm Dealer License Certification (SB 337):

Requires federally licensed gun dealers to also be licensed through the Illinois State Police (ISP) and obtain a certificate. Prohibits the selling, leasing, or otherwise transferring firearms without a valid certificate of license with certain exceptions.

Requires each licensee must display certain signage, complete training, maintain specified security systems, be subject to inspection, and develop a safe storage plan. Prohibits gun store from moving in within 500 feet of a school, pre-school, or day care facility after the law goes into effect. Allows ISP to issue subpoenas to investigate and enforce the Act. Requires ISP develop a statewide standard for recognizing red-flag indicators for refusal to sell a firearm. Mandates electronic based recordkeeping by licensees. Sets fees not to exceed \$300 for operating without a retail location and \$1,500 for operating with a retail location. Requires records of private transfers of a firearms be kept for 10 years or it is a Class A misdemeanor. Provides for disciplinary sanctions by ISP for a long list of violations of the Act including licensing sanctions and fines up to \$10,000 for each violation.

Requires certified licensees to have their place of business open for inspection by the State Police and local law enforcement. Provides a process to adjudicate complaints, investigations, and hearings for violations including review and appeals. The bill also creates the Gun Trafficking Information Act. It requires ISP to publicly list on its website reports on crimes committed with firearms in addition to electronically filing a report with the Governor and the General Assembly.

Firearm Disposition Record Form Mandates (SB 2387):

Requires that a Firearm Disposition Record form must be filed with both the Illinois State Police (ISP) and the circuit court located in the county in which the transferor resides. Requires that the recipient of any firearm transferred by way of a Firearm Disposition Record form must file the form with the circuit court in which they reside and ISP along with a sworn statement that they are aware of the laws and penalties for illegal transfer of a firearm. Additionally, the unlawful sale or delivery of firearms offense is amended so that someone who is not a federally licensed firearm dealer who fails to determine the validity of a purchaser's Firearm Owner's Identification Card commits a Class 4 felony.

Condo Lien Notice (SB 2485): Establishes a procedure that must be used to levy fines for violation of the declaration, bylaws and rules and regulations of the association. These procedures must be followed before the association can initiate collection proceedings, report adverse information to a credit reporting agency, impose a lien on the property, or evict the unit owner(s). In order to levy a fine for violation of the declaration, bylaws, and rules and regulations of the association, the board must first provide the unit owner a minimum of 20 days written notice and an opportunity to be heard. The notice an opportunity to be heard requirement applies only to the ability to levy fines.

Cash Flow Accounting for Local Governments (SB 2638):

Allows units of local government to use either accrual, cash or modified cash basis of accounting to meet all required auditing requirements for conformity with GAAP accounting principles. Provides consistency in auditing guidelines for all units of local



Senate Floor Reports

government. For Fiscal Year 2019 and thereafter, those previously who filed audit reports in full accrual must continue to do so (and cannot switch to cash flow accounting).

House bills that passed the Senate

Illinois National Guard Member Priority (HB 4288): Provides that for provisions concerning veterans' preference, a person who has been a member of the Illinois National Guard shall be given priority over a person who has been a member of the National Guard of any other state.

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.

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.

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.

Dyslexia Handbook (HB 4369): Requires ISBE to develop and post a dyslexia guidance handbook.

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 percent 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.

Filing Internet Based Economic Interest Statements (HB 4395): Provides that those who file Statements of Economic Interests at the local level with their county clerk, candidates will be able to file electronically, if electronic filing is available. For those who file Statements of Economic Interests at the State level with the Secretary of State, candidates will have to file on paper. The Ethics Officer for each caucus of the General Assembly will certify to the Secretary of State whether the members of that caucus will file electronically or on paper. The Secretary of State has not yet implemented electronic filing, but this will ensure that the ethics officers for each caucus have the opportunity to review SOEIs before filing as is required by statute.

Student Loan Servicer Definition Change (HB 4397): Amends the Student Loan Servicing Rights Act and the definition of "student loan servicer" so it does not include a law firm or



Senate Floor Reports

licensed attorney that is collecting post-default debt.

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

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.

Local Food Incentives (HB 4568): Repeals the sunset clause for the Healthy Local Food Incentives Program. At present, the Program is set to expire June 30, 2019. The program provides a \$500,000 grant – subject to appropriation – to a qualified non-profit organization to provide matching dollars for SNAP benefits spent on “FINI eligible fruits and vegetables” at participating farmers markets and direct producer-to-consumer venues.

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.

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

Health Facilities Planning Act (HB 4645): Extends the repeal date of the Act from Dec. 31, 2019, to Dec. 31, 2029.

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.

Visitation Privileges of Disabled Adult (HB 4687): Authorizes Various Persons to Petition for Visitation Privileges of a Ward that is a Disabled Adult. Also adds a provision to the bill which prohibits the court from allowing visitation if the court finds that the ward has capacity to evaluate and communicate decisions regarding visitation and expresses a desire not to have visitation with a petitioner.

College Credit Card Marketing and Debt Task Force (HB 4710): Creates the College Student Credit Card Marketing and Debt Task Force that provides legislative findings and provides for the membership of the Task Force. Also, offers that the Department of Financial and Professional Regulation shall provide technical and administrative support and any other necessary assistance to the Task Force, and shall be responsible for administering its operations and ensuring that the requirements of the provisions are met.

Corrections Visitation Policy (HB 4741): Entitles inmates to seven visits per month and permits inmates to supply the Illinois Department of



Senate Floor Reports

Corrections with a list of 30 persons that are authorized to visit. The required list of authorized visitors is to be available beginning August 2019 in electronic format.

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