



# Senate Floor Reports

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## Bills that passed the Senate April 25, 2018

**Changes Smoking Age to 21 (SB 2332):** Requires that the Illinois Liquor Control Commission submit its biannual report to the General Assembly on wine shipments in an electronic format. The bill also restores penalty for using a forged, altered, or transferred ID card for the purpose of obtaining tobacco products, electronic cigarettes, or alternative nicotine products. In addition, this legislation would set the legal age to buy or use tobacco products, electronic cigarettes, and alternative nicotine products at 21 years of age. It eliminates the prohibition against minors possessing cigars, cigarettes, “smokeless tobacco, or tobacco in any of its forms.”

**Removal of Criminal Record Information (SB 2560):** Limits the publishing of booking photographs under FOIA with respect to civil offenses and offenses that are classified as less than a Class A misdemeanor. Also, amends the Consumer Fraud and Deceptive Business Practices Act to provide for the correction of errors by entities that publish criminal record information on a publicly available Internet website or in any other publication. Exempts additional entities from the requirements.

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

**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.

**Juvenile Expungement (SB 2579):** Requires the Administrative Office of the Illinois Courts to study the fiscal impact of the implementation of

Public Act 100-285, which deals with the expungement and confidentiality processes for delinquent minors by probation departments. Also states that the Illinois Criminal Justice Information Authority must submit a report to the General Assembly within 12 months.

**ISP Permanent Vehicles Registration Plates (SB 2585):** Changes the Vehicle Code and adds vehicles owned and used by the Illinois State Police to the list of vehicles eligible for permanent vehicle registration plates. Also, requires that those requesting data within a driving record shall pay the \$12 fee to the Secretary of State that is currently required to pay for a full driving record.

**Electronic Monitoring Violations (SB 2599):** Provides that mandatory consecutive sentencing does not apply to a violation of electronic home monitoring and makes it a violation upon the third or subsequent conviction.

**Appraisal Management-Federal Regulations (SB 2617):** Amends the Appraisal Management Company Registration Act to put Illinois in compliance with the minimum federal requirements to provide state AMC oversight and registration for providing appraisal management services for federally related transactions.

**Home Rule Units Follow Fire Chief Training Requirements (SB 2619):** Amends the Municipal Code so that in all units including home rule units, a person may not be appointed fire chief unless they possess at least one of the following:

- State Fire Marshall Basic Operations Certification or Office of the State Fire Marshall Firefighter II Certification;



# Senate Floor Reports

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State Fire Marshall Fire Officer I and I certifications, and an associate's degree in fire science or a bachelor's degree.

- Current certifications from the International Fire Certification Accreditation Service Accreditation Congress or Pro Board Fire Service Professional Qualifications System meeting the NFPA 1001 and 1021 standards and meeting both level I and level II job performance requirements, as well as an associates' degree in fire science or a bachelor's degree from an accredited college/university.
- Qualifications that meet the International Fire Certification Accreditation Service Accreditation Congress or Pro Board Fire Service Professional Qualifications System meeting the NFPA 1001 and 1021 standards and meeting both level I and level II job performance requirements, as well as an associates' degree in fire science or a bachelor's degree from an accredited college/university.
- At least 10 years' experience as a firefighter at the department/fire protection district in the jurisdiction making the appointment.

## **Task Force on Strengthening the Child Welfare Workforce for Children and Families (2628):**

Creates the Strengthening the Child Welfare Workforce for Children and Families Act.

Creates a 17-member legislative Task Force on Strengthening the Child Welfare Workforce for Children and Families. Puts the Task Force in charge of studying the compensation and workload of child welfare workers to determine the role that compensation and workload play in the recruitment and retention of child welfare workers, and to determine the role that staff turnover plays in achieving safety and timely permanency for children.

**Influenza Vaccine Info (SB 2654):** Requires IDPH to provide or approve for schools info on influenza and meningococcal diseases, and requires schools to distribute when distributing info on vaccinations, influenza, infectious, diseases, etc.

## **Deposit of State Moneys Act (SB 2661):**

Amends the Deposit of State Moneys Act. Allows custody and safekeeping of securities to be held in a bank or depository trust company in any state within the United States, rather than only in New York. Allows the acceptance of investment grade corporate bonds as eligible collateral for the protection of public deposits. Authorizes the State Treasurer to purchase bonds issued by counties or municipalities without limitations on price. Finally allows the investment of up to 5 percent of the College Savings Pool Administrative Trust Fund, the Illinois Public Treasurer Investment Pool (IPTIP) Administrative Trust Fund, and the State Treasurer's Administrative Fund in common or preferred stocks of publicly-traded corporations, partnerships, or limited liability companies organized in the United States, with specified restrictions.

## **Task Force on State Contracting with Private Nonprofit Human Service Providers (SB 2662):**

Creates a legislative Task Force on State Contracting with Private Nonprofit Human Service Providers to study State contracting with private nonprofit human service providers and the challenges faced by those providers. Additionally, to develop recommendations on how to improve the contracting relationship and partnership between state departments and private nonprofit human service providers so they work effectively and efficiently.

**Enterprise Zone Scoring (SB 2667):** Changes scoring procedures for Enterprise Zones and provides procedures for the decertification of zones. Makes changes to the application in



# Senate Floor Reports

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order to give appropriate authority to the Department of Commerce and Economic Opportunity to administer the program and give every community that applies equal footing.

## **Electronic FOID and Concealed Carry Permits**

**(SB 2677):** Allows the State Police to develop a system in order to display an electronic version of a Firearm Owner's Identification Card or concealed carry license on a mobile telephone or other portable electronic device.

**Education Tech (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.

**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.

**Low-THC Hemp Extract (SB 2772):** Legalizes and regulates the sale of low-THC hemp extract (commonly known as CBD oil) that has a THC content of 0.3 percent or less.

## **Thresholds for Sanitary Districts (SB 2817):**

Amends several acts to raise no-bidding thresholds for all Illinois sanitary districts and water reclamation districts by \$10,000. All projects above the newly set thresholds would require competitive bidding. If a local government performs non-emergency work on the public way, a sanitary district can enter into an intergovernmental agreement with the

pertinent local government allowing the sanitary district to perform similar work on the same project if the costs are no more than \$100,000. Transparency/disclosure requirements are provided.

## **Religious Institutions Exemption (SB 2822):**

Excuses religious institutions from the Private College Act and Academic Degree Act, and allows religious institutions to offer degrees or postsecondary certificates to Illinois students without review or approval by the Board of Higher Education and/or accreditation from national or regional accrediting bodies.

## **Election Code and the Sanitary District Act of 1917 Amendment (SB 2830):**

Changes the trustees of the Fox Metro Water Reclamation District from being appointed by state legislators to being elected at consolidated elections.

## **Substance Use Disorder Act (SB 2834):**

Amends the Alcoholism and Other Drug Abuse and Dependency Act. Changes the short title of the act to the Substance Use Disorder Act. Removes terms and definitions for "addict," "addiction," "alcoholism," and "substance abuse." Requires DHS to reduce incidence of Substance Use Disorder, rather than reducing the consequences of substance use disorder. Defines "substance use disorder," as a disorder that encompasses 10 separate classes of drugs: alcohol, caffeine; cannabis; hallucinogens; inhalants; opioids; sedatives, hypnotics and anxiolytics; stimulants; tobacco; and other unknown substances. Adds the definitions of designated program, recovery, recovery support, substance use disorder, and withdrawal management. Requires DHS to design, coordinate, and fund prevention, early intervention, treatment and other recovery support services are accessible and address needs.



# Senate Floor Reports

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**CILA Licensure Act Language Clean-Up (SB 2836):** Amends the Community Integrated Living Arrangement (CILA) Licensure Act to eliminate language regarding the development of a State Plan for the allocation of CILA settings, and capacity as this language contradicts the current person-centered approach to individual planning.

**Third-Party Sub Teacher (SB 2838):** Requires ISBE to implement a program to allow school districts to use firms to find substitute teachers and sets rules for the program.

**Higher Education Student Assistance (SB 2846):** Requires the Illinois Student Assistance Commission to each year receive and consider applications for grant assistance for youth in the state's DCFS system who meet certain guidelines for applicant eligibility.

**State 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.

**Treasurer-Permitted Investment (SB 2858):** States that whenever the total amount of vouchers presented to the Comptroller exceeds the funds available in the general funds by \$1 billion or more, the State Treasurer may invest or reinvest any State money in the Treasury which is not needed for current expenditures.

**Free HPV Vaccinations for Uninsured (SB 2866):** Requires the Department of Public Health to provide free human-papillomavirus (HPV) vaccinations to male children under 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.

**Investigative Report Sharing (SB 2879):** Amends the Department of Human Services Act to increase transparency and allow the Office of the Inspector General to share substantiated investigative reports with victims/guardians. Allows the OIG to share un-redacted investigative reports and raw data, upon written request, with local law enforcement, state's attorneys and coroners without their having to obtain subpoenas.

**Epinephrine Administration Act (SB 2889):** Provides that a health-care practitioner may prescribe epinephrine pre-filled syringes for authorized entities. Pharmacists may dispense epinephrine pre-filled syringes to authorized entities. These prescriptions are valid for two years.

**Illinois Bicentennial Office and Commission (SB 2896):** Creates the Illinois Bicentennial Office and Commission Act. Creates the Office of the Illinois Bicentennial. Provides that the State Treasurer may establish and administer a College Savings Pool as a qualified tuition program under the Internal Revenue Code, and that the Pool may consist of one or more college savings programs. Repeals the Bicentennial Commission created by Executive Order; replaces with the Bicentennial Office.

**Collaborating Physicians (SB 2904):** Allows collaborating physicians to collaborate with a maximum of five full-time equivalent physician assistants.

**Public Community Colleges (SB 2905):** Makes various changes to the Public Community College Act in reference to outdated language. Also, repeals statutory language which no longer applies, fixes statutory references and



# Senate Floor Reports

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makes technical changes to reflect current practices.

**Township Clerk Payouts (SB 2923):** Amends the Public Graveyards Act, the Township Code, and the Highway Code. Requires that if a Township Supervisor issues a payout from the township treasury for any purpose, the township clerk shall attest to all moneys paid out.

**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.

**Mathematics and Science Academy Tuition (SB 2939):** Allows the Illinois Mathematics and Science Academy to enroll students who aren't Illinois residents. Limits the out of state students at 25 percent of the student body, and requires that fees for the students are high enough so that no state appropriations are used to fund the education of those students.

**Early Mental Health Act (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.

**Employee Reimbursement (SB 2999):** Requires employers to reimburse employees for cell phone expenses, mileage, uniforms, equipment, and any other expenditures required for employment duties.

**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.

**Local Government Exemption for Radiation Waste Fees (SB 3017):** Amends the Illinois Low-Level Radioactive Waste Management Act. Exempts local governments from certain radium waste fees in the statutes.

**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.

**Community-Law Enforcement Partnership for Deflection and Addiction Treatment Act (SB 3023):** Creates the Community-Law Enforcement Partnership for Deflection and Addiction Treatment Act. Allows law enforcement agency to create programs to connect substance abusers with licensed substance abuse treatment providers for assessment and treatment. Requires Illinois Criminal Justice Information Authority, in conjunction with a Police Chief's Association and Department of Human Services develop data to measure the performance of the program.

**Pension Code Return to Service (SB 3045):** Establishes that teachers can return to work for 120 days per year without hurting their pensions, and the return cannot be within the school year in which the service was terminated



# Senate Floor Reports

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or be for more than 100 days in the same classroom.

**Purchase of Refurbished Medical Equipment by Medicaid Recipients (SB 3048):** For purposes of promoting environmental responsibility, meeting the needs of the recipient, and achieving cost savings, authorizes HFS and MCO's to use refurbished durable medical equipment except for prosthetic and orthotic devices as long as they are available and are compliant with the following: Less expensive than the same new equipment including shipping; Able to withstand 3 years of use; Are cleaned, disinfected, sterilized and safe in accordance with FDA regulations that govern the reprocessing of medical devices in a health care setting.

**Limits on Retainage Contract (SB 3052):** Amends the Contractor Prompt Payment Act so that no construction contract may have retainage higher than allowed in statute. A construction contract may have retainage of up to 10 percent on any payment made before 50 percent of the contract is completed. When 50 percent of the contract is completed, the retainage will be lowered so that no more than 5 percent can be held. After 50 percent of the contract is complete, no more than 5 percent of any payments may be held as retainage.

**Bone Marrow Registry Information (SB 3062):** Physicians may ask new patients who are between 18 and 45 years of age whether they are registered with a bone-marrow registry. If the patient is not registered with a bone-marrow registry, the physician must provide the patient with information about joining a registry.

**Director for Municipal Water/Sewage Agency (SB 3086):** Allows the director of any Municipal Joint Action Water Agency established after this bill becomes law to be an appointed member

(rather than elected) official of a member unit of government. Allows the director of a Municipal Joint Sewage Treatment Agency to be an appointed official (rather than elected) of a member municipality or county.

**Department of Employment Security (SB 3096):** Creates a lien registry at the Department of Employment Security. This would be a statewide registry, or public database, that would eliminate the need to record unemployment insurance related tax liens on a county-by-county basis. This bill also repeals the Economic Data Task Force, which rarely met and never issued a report.

**Public Indecency While in a Penal Institution (SB 3104):** Provides that public indecency also includes committing the proscribed acts while confined in a penal institution, but not a juvenile detention facility. A second violation or attempted violation while confined in a penal institution becomes a sex offense requiring registration as a sex offender.

**Immigration License (SB 3109):** Provides that no person may be denied licensure for immigration status. Allows an applicant may provide a Tax Identification Number in lieu of a Social Security Number.

**TANF Benefits Increase (SB 3115):** Requires TANF benefit levels to increase as follows: to 30 percent of the FPL on Oct. 1, 2018; to 40 percent of the FPL by Oct. 1, 2019; and to 50 percent of the FPL by Oct. 1, 2020. Requires benefit levels to be annually adjusted every October 1 thereafter to remain equal to 50 percent of the FPL. Requires TANF grants for child-only assistance units to be at least 75 percent of the TANF grants for assistance units of the same size that consist of a caretaker relative with children. Prohibits TANF grant amounts from varying based on the recipient's county of residence.



# Senate Floor Reports

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## House Bills passed by the Senate

**E-Waste Anti-Trust Language (HB 3248):** Allows the manufacturers in the e-waste program to provide anti-trust protections when operating the manufacturer's clearinghouse. It also sets up the allocation formula for the dividing of manufacturer responsibilities when instituting the program.