
LEGISLATIVE SUMMARY

99TH ILLINOIS GENERAL ASSEMBLY



2016

ILLINOIS ASSOCIATION OF COUNTY BOARD MEMBERS

413 West Monroe
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November 2016

The 99th Illinois General Assembly is nearing conclusion. This summary report includes bills that were approved by the General Assembly that either affect, or are of interest, to county governments as of November 8, 2016. The synopsis of each bill is extremely brief and may not encompass the full content or impact of the legislation. For full meaning, you can obtain “enrolled” bill text on the Illinois Legislative Information System website at www.ilga.gov.

The Illinois Constitution provides that each bill passed by the General Assembly shall be presented to the Governor within 30 days of its passage. The Governor has 60 days from that date in which to act on a bill by either signing it into law, amending it, or vetoing the bill in its entirety. If the Governor chooses not to act on the legislation it automatically becomes law after the 60 day period. Public Act numbers are included in this report for bills already signed into law by the Governor. Measures that are amended or vetoed may be considered by lawmakers during a continuous session, Veto Session (*if scheduled*) or as special sessions may be called.

We want to thank the IACBM legislative committee and all of our members who stayed involved with these important issues and who took the time to share their views with state lawmakers. There is still much work to be done in the coming year concerning county government policy. We will continue to keep you informed of important information as it is made available.

If you have questions about any legislation or statute please contact the IACBM office. We welcome your comments and suggestions.

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State Government



HB 5530 (P.A. 99-0552)

PURCHASING CONTRACTS

Prohibits state entities and schools from entering into contracts for food purchases if those contracts prohibit the bidders from donating food to food banks, which includes homeless shelters, food pantries, and soup kitchens.

HB 5808 (P.A. 99-0649)

DRONE TASK FORCE EXPANSION

Adds nine additional members to the Unmanned Aerial System Oversight Task Force including a statewide broadcasters association member. Pushes back the deadline of the report to July 1, 2017.

SB 392 (P.A. 99-0688)

TORTURE INQUIRY AND RELIEF COMMISSION

Allows the Illinois Torture Inquiry and Relief Commission to also hear claims of police torture that allegedly occurred in Cook County. Extends the recently expired deadline, providing that the Torture Inquiry and Relief Commission Act applies to claims of torture filed no later than 10 (instead of 5) years after the effective date of the Act.

SB 637 (P.A. 99-0511)

REAL ID COMPLIANCE

Makes the required legislative changes to bring Illinois into compliance with the federal REAL ID Act which seeks to improve homeland security and authentication of identification. Among other requirements, beginning July 1, 2017, the Secretary of State must refuse to issue a driver's license if a person concurrently holds an Illinois SOS issued ID card and must refuse to issue an ID card if a person concurrently holds a driver's license.

SB 805 (P.A. 99-0896)

CAPITOL POLICE AGE LIMIT

Provides that the Secretary of State may not retain a person employed in the title of Capitol Police investigator and who began employment on or after January 1, 2011 (Tier 2) in service as an investigator after he or she has reached 65 years of age (rather than the current 60 years of age limit for Illinois Vehicle code investigators of the Secretary of State).

SB 2227 (P.A. 99-0789)

STATE MANDATES REPORT

Requires the Department of Commerce and Economic Opportunity to submit a bi-yearly report on mandates enacted in the previous two years, beginning in 2019. Also requires the Department to review and report on all effective mandates every 10 years, beginning in 2017. The reports shall include for each mandate certain information concerning the mandate's citation and cost but makes the inclusion of other specified information permissive rather than mandatory. Includes comments about the mandate submitted by affected units of government as information that may be included in the reports.

SB 2255 (P.A. 99-0619)

LIBRARY GRANT ELIGIBILITY WAIVER

Permanently allows the State Librarian to waive a library grant eligibility requirement. Public libraries will be able to continue receiving state library grants, even if not charging a minimum property tax rate for library purposes.

SB 2271 (P.A. 99-0564)

COMPREHENSIVE HOUSING PLAN

Reorganizes the State Housing Task Force. Extends the sunset of the annual Comprehensive Housing Plan to 2026.

SB 2593 (P.A. 99-0626)

PTAB DECISIONS BY EMAIL

Provides that the Property Tax Appeal Board can send an appellant's petition to the board of review via email, when the board of review's decision is being appealed.

SB 2657 (P.A. 99-0576)

STATE FINANCE – SPECIAL FUNDS

Amends the State Finance Act to repeal certain active state funds with no balances. Includes certain Budgeting for Results mandate reforms to identify outdated, duplicative or unduly burdensome mandates throughout state statutes. Provides for the repeal of the Illinois Prescription Drug Discount Program Act on October 1, 2016. Repeals the Illinois Laboratory Advisory Committee Act, the 21st Century Workforce Development Fund Act, and the 2016 Olympic and Paralympic Games Act. Amends the Family Farm Assistance Act to make establishment and coordination of the Family Farm Assistance Program discretionary rather than mandatory. Amends the Historic Preservation Agency Act. Repeals provisions creating the Freedom Trail Commission. Amends the Local Legacy Act. Makes adoption of rules by the Local Legacy Board discretionary rather than mandatory and makes changes concerning certain reporting requirements. Amends the Family Practice Residency Act. Repeals provisions requiring the Department of Public Health to conduct a study for the purpose of assessing the characteristics of practice resulting from the family practice residency programs.

SB 2783 (P.A. 99-0577)

UNCLAIMED PROPERTY DORMANCY PERIOD

Decreases the duration from seven (7) years to five (5) years for unclaimed property held by any federal, State, local government or governmental entity to be presumed abandoned.

SB 2864 (P.A. 99-0856)

TREASURER BOND PURCHASING

Allows the State Treasurer to invest in qualified corporate bonds with a maturity of five years or less, to purchase county and municipal bonds without restrictions on price; Publication on the Treasurer's website satisfies the requirement that the Treasurer provide a monthly financial report to the Governor regarding time deposits.

Stopgap Budget

SB 1810 (P.A. 99-0523) BUDGET IMPLEMENTATION

Creates the FY17 Stopgap Budget Implementation Act to make statutory changes necessary to implement the FY17 Stopgap Budget.



- Eliminates pay raises for Illinois legislators, State's attorneys, elected constitutional officers, agency directors and other state officials, while also freezing per diem and mileage reimbursement rates for members of the General Assembly for another year;
- Authorizes funding for the Auditor General's office;
- Allows appropriations directly from the Budget Stabilization Fund and voids payback requirements;
- Extends IDOT's authority to pay PACE paratransit grants, RTA reduced fare subsidy grants and Amtrak subsidies, all from the Road Fund;
- School districts relying heavily upon the Personal Property Replacement Tax (PPRF) receipts are to receive some additional PPRT funding;
- Extends the ability of State Police to receive funds from the Traffic and Criminal Conviction Surcharge Fund;
- Makes specific authorizations and transfers for the payment to state pension funds;
- Authorizes the sale of \$2 billion in capital bonds and \$2 billion in refunding bonds; and
- Several other fund changes and technical provisions are included to accommodate the appropriations made for the FY17 Stopgap Budget.

SB 2047 (P.A. 99-0524) FY2017 STOPGAP BUDGET

Provides \$75 billion in appropriations for past-due FY2016 projects/programs, all twelve (12) months of Pre-K-12 education funding and capital/road projects, and six (6) months of other state agencies and programs in FY2017. Agencies, operations and programs that are funded for half of FY2017 will require new appropriations for January through July 2017. **NOTE:** The stopgap budget does not include a tax increase and is revenue neutral.

- Allocates \$11.1 billion for Pre-K-12 education but avoids a bailout of the Chicago Public Schools (CPS) system;
- Sets aside \$17.1 billion for capital projects (which includes IDOT and road projects);
- Allows all \$8.4 billion in federal funding to be appropriated in FY2017;
- Partially funds higher education at a \$1 billion level (including MAP grants);
- Provides \$729 million for state operations and \$701 million for human services.

Most of the FY2016 appropriations include items such as MAP grants, court/consent decrees, and interfund borrowing forgiveness. (Source: Illinois Senate Republicans)

Employees



HB 4999 (P.A. 99-0610) WORK PRIVACY – SOCIAL MEDIA

Makes it unlawful for any employer or prospective employer to require, request, access, authenticate, or coerce any employee or prospective employee to provide usernames and passwords to their personal online account.

HB 6162 (P.A. 99-0841) EMPLOYEE SICK LEAVE ACT

Employees may use personal sick leave benefits for absences due to an illness, injury, or medical appointment of the employee's child, spouse, sibling, parent, mother-in-law, father-in-law, grandchild, grandparent, or stepparent, for reasonable periods of time as the employee's attendance may be necessary. The Department of Labor will need to add at least 2 full time staff at a cost of \$277,000.

SB 2613 (P.A. 99-0703) CHILD BEREAVEMENT LEAVE

Mandates employers of 50 or more and all public employers to provide at least two weeks (ten work days) of unpaid leave for employee's to grieve the death of a child, attend services in relation to the death of the employee's child, or make arrangements necessitated by the death of the employee's child. Establishes a cap of six work weeks of child bereavement leave for the employee during each calendar year.

Elections



HB 6167 (P.A. 99-0722) ELECTION INVOLVEMENT – 17 YEAR OLDS

Allows 17 year old children who will be 18 before the next general election to sign and circulate petitions, pre-register to vote and act as deputy registrars. They can execute and attest to any voter registration forms. Also allows 17 year olds to participate in a township caucus or primary election if they will be 18 before the general election.

SB 1529 (P.A. 99-0522) ELECTIONS OMNIBUS BILL

Contains a litany of election-related changes and updates. Impacts election commissions and entities across the state. Allows county clerks or election authorities to keep master files in a computer-based voter registration file or paper format, provided a secondary digital back-up is kept off site and kept current. Makes changes to calculating the number of primary electors. Allows election authorities to utilize an intelligent mail barcode tracking system. Requires a township clerk to certify candidates to the proper election authorities not less than 68 days (rather than 61) before the township election.

County Government



HB 229 (P.A. 99-0709)

LOCAL GOVERNMENT DISSOLUTION

Allows both Lake County and McHenry County to dissolve units of local government whose governing body is appointed by the county chairman. Conservation districts are excluded from dissolution, in addition to community mental health boards. Prior to this, these consolidation powers were only granted to DuPage County.

HB 1191 (P.A. 99-0594)

WILL COUNTY LAND ACQUISITION

Grants quick take authority for a period of one year to Will County for the acquisition of property for the purpose of expanding the portion of Weber Road (County Highway 88) between Normantown Road and West 135th Street.

HB 4379 (P.A. 99-0604)

LOCAL GOVERNMENT TRAVEL EXPENSES

Requires that non-home rule units of local government, community colleges, and school districts create a regulation and documentation process for travel, meal, and lodging expenses. The law also prohibits reimbursement for entertainment expenditures. Any expenses an employee submits over the new limits will have to be approved by a vote at an open meeting of the governing board of that governmental unit or public agency.

HB 4603 (P.A. 99-0774)

PUBLIC DEFENDER REPORT

Allows counties to either accept monthly or quarterly reports, as determined by the county board from Public Defenders instead of the current monthly submissions required under law. Provides a county board may use an omnibus vote to approve any 2 or more designated ordinances, orders, resolutions, or motions placed into a single voting group.

HB 5884 (P.A. 99-0676)

PUBLIC FUND INVESTMENTS

Allows counties and municipalities to invest up to \$250,000 in public funds per year in not-for-profit community development financial institutions (CDFIs) across all financial institutions.

HB 6261 (P.A. 99-0730)

PUBLIC HEALTH CONTRACTS

Allows a county's board of health to enter into contracts with municipal health departments, county health departments and other boards of health, private/ public hospitals and not for profit entities to provide public health services outside of a board of health's own jurisdiction. This is in response to a situation in DuPage, whereby the county health department contracted with other entities outside its jurisdiction in order to respond to disease outbreaks and other concerns, and the state's attorney suggested that authority needs to be authorized by law.

SB 1262 (P.A. 99-0499)

DEVELOPMENT AUTHORITY

Includes Lake County within the jurisdiction of authority maintained by the Upper Illinois River Valley Development Authority. One member of the Authority's governing board will be appointed by the Lake County Board Chairman.

SB 2517 (P.A. 99-0573)

PROPERTY TAX BOOK RETURNS

Requires the chief county assessment officer to return the property tax assessment books to the board of review within 90 days of the township assessment roll or by the third Monday in June of the assessment year, whichever is later.

SB 2889 (P.A. 99-0579)

ELECTRONIC VALUATION SERVICES

In a Section of the Property Tax Code requiring the board of review to serve a copy of the petition on all taxing districts when a change in assessed valuation of \$100,000 or more is sought, provides that the service may be by electronic means if the taxing district consents to electronic service and provides the board of review with a valid e-mail address for the purpose of receiving service.

SB 2910 (P.A. 99-0539)

NOXIOUS WEEDS

States that the governing body of each county may carry out the duties and responsibilities to include a coordinated program for control and eradication of noxious weeds within the county and do so by allowing the Department of Agriculture to send letters of non-compliance to weed control authorities that fail to carry out their responsibilities.

SB 2994 (P.A. 99-0634)

COUNTY APPOINTMENTS

Requires the county board or county commissioners of each county to submit a report to the General Assembly identifying any local public entity a county board, board of county commissioners, county board chairman or president, or county executive appoints members to.

SB 3034 (P.A. 99-0583)

DONATING JURY FEES

Creates the Lake County Children's Advocacy Center Pilot Program which will allow any juror in Lake County to elect to have his or her juror fees donated to the Lake County Children's Advocacy Center.

SB 3284 (P.A. 99-0754)

ADMINISTRATIVE ADJUDICATION

Allows any county to provide administrative adjudication for units of local government (within the county boundaries) where the county and the unit have entered into an intergovernmental agreement or contract for the county to do so.

Municipalities and Special Districts



HB 740 (P.A. 99-0507)

KASKASKIA REGIONAL PORT DISTRICT

Makes numerous changes to the Kaskaskia Regional Port District Act that are initiatives of the district to expand its authority as part of its strategic plan. Includes expansion of the district's purpose; liability in respect to its property; location of principal office; its authority for environmental remediation; mortgage property; and borrowing authority.

HB 4371 (P.A. 99-0668)

WATER AUTHORITY DISSOLUTION

Provides a process for the dissolution of water authorities through referendum.

HB 4522 (P.A. 99-0770)

NON-RESIDENT FIRE PROTECTION FEE

Authorizes municipalities with volunteer fire protection services to charge non-residents fees for fire and emergency services. Caps the amount a fire protection district can charge to non-residents for fire emergencies at \$250 per hour (instead of \$250 per hour per vehicle).

HB 4529 (P.A. 99-0639)

ILLINOIS COMMISSION ACT

All municipalities of less than 1,000,000 population or a county adopting a new building code or amending an existing code must provide an identification of the code, by title and edition, or the amendment to the Capital Development Board, at least 30 days before adopting the code or amendment. The Capital Development Board must identify the proposed code by title and edition and note if any amendments were made to the public on its website.

HB 4536 (P.A. 99-0771)

PARK DISTRICT BIDDING

Increases the amount of contracts requiring competitive bidding for supplies, materials, and work from \$20,000 to \$25,000 or a lower amount if required by board policy.

HB 5584 (P.A. 99-0783)

SANITARY DISTRICT DISSOLUTION

Allows the Round Lake Sanitary District to dissolve itself into Lake County. All the statutory powers of the former District will be assumed by the Lake County board. Also provides that Lake County can dissolve the Fox Lake Hills Sanitary District upon adopting a resolution. All of the statutory powers of the former District will be assumed by the Lake County board. Requires the Illinois EPA to be notified within sixty (60) days after the dissolutions.

HB 5610 (P.A. 99-0837)

FIRE DISTRICT APPROVAL

No fire protection district will be required to assume responsibly for the fire protection of any municipality which discontinues its fire department unless the fire protection district's Board of Trustees has agreed to do so.

HB 5611 (P.A. 99-0811)

FIRE CHIEF AUTHORITY

Allows a fire chief to refer an order to the State's Attorney if the owner or occupant does not comply with an order issued by the fire chief.

HB 6041 (P.A. 99-0715)

FIRE DISTRICT TRANSFER

The voters of the entire fire protection district may vote on whether a territory of that district may be disconnected and transferred to another district.

SB 399 (P.A. 99-0559)

ALCOHOL AT LIBRARIES

Allows alcohol to be delivered and sold at any building owned by a library district if the board of trustees of the library district votes to approve it.

SB 3005 (P.A. 99-0884)

PARK DISTRICT EMPLOYEE

Removes adult convictions or juvenile adjudications for prostitution, misdemeanor public indecency, and certain cannabis, controlled substances, and meth offenses from the offenses which permanently disqualify a person for employment in a park district. Instead an adult who has been convicted of such offenses could be employed by a park district in as little as seven years following the end of a sentence. Juvenile offenders could be hired immediately.

Constitutional Amendment



HJRCA 0036

SAFE ROADS AMENDMENT

The Safe Roads Constitutional Amendment or "Lock Box" provides that moneys raised through State or local motor fuel taxes, motor vehicle registration or title fees, and other user taxes, tolls, and fees dedicated to public highways, roads, streets, bridges, mass transit (buses and rail), ports, or airports may only be expended on transportation purposes. In other words, the proposed amendment prohibits the General Assembly or a unit of local government from using, diverting, or transferring moneys raised from these transportation revenue sources for non-transportation purposes. The Amendment sets forth a list of permitted transportation purposes. **NOTE:** Local governments also impose their own separate taxes or fees on motor fuel, boat mooring, ground transportation, vehicle leasing, tires, parking, and vehicle titles, among others. The revenue from these locally imposed taxes and fees would also qualify as "transportation funds" and be subject to the Amendment's limitations.

Cook County



SB 318 (P.A. 99-0521)

CHICAGO PENSION PROPERTY TAX

Provides that a separate tax may be levied by the Chicago Board of Education for the purpose of making an employer contribution to the Public School Teachers' Pension and Retirement Fund of Chicago, at a rate not to exceed 0.383%; requires the proceeds from this separate tax to be paid directly to the Pension Fund. Does not require the Board to levy a tax increase. This is not considered a new rate under the Property Tax Extension Limitation Law (PTELL) laws/rules.

SB 2427 (P.A. 99-0851)

HOMESTEAD EXEMPTION

Clarifies that in Cook County only, if a property owner is not residing at the property receiving a homestead exemption as of January 1st of the current tax year then the owner must notify the Chief County Assessment Officer (CCAO) by March 1st of the collection year.

SB 2817 (P.A. 99-0578)

PENSION CODE – PURCHASE OF CREDIT

Amends the Cook County Article of the Illinois Pension Code. Limits a provision allowing purchase of credit for certain former county service to a person who first becomes a contributor before the effective date of the amendatory Act.

Taxes and Fees

HB 5598 (P.A. 99-0517)

DEPARTMENT OF REVENUE DISCLOSURES

Sales tax information that the Illinois Department of Revenue already disclosed to municipalities can also be disclosed to counties.

SB 2160 (P.A. 99-0560)

VEGETATIVE FILTER STRIP PROPERTY TAX

Extends the sunset date on the assessment of vegetative filter strips to December 31, 2026.

SB 3149 (P.A. 99-0818)

PPV LEASE VALUATION

Involves an agreement to resolve litigation between St. Clair County and Scott Air Force Base over how a PPV lease used for military housing can be assessed and valued to the terms of real property tax assessment agreement between county assessment officials and the taxpayer. A PPV lease is a leasehold interest in U.S. military property that is leased to another whose property is not exempt for the purpose of the design, finance, construction, renovation, management, operation, and maintenance of rental housing units and associated improvements.

Transparency



HB 4630 (P.A. 99-0515)

CLOSED MEETING MINUTES

Amends the Open Meetings Act to provide verbatim recordings and closed meeting minutes will be provided to duly elected officials or appointed officials filling a vacancy of an elected position. Access to the recordings and minutes will be granted in the public body's main office or storage location in the presence of a records secretary, administrative official or any elected officials of the public body. No recordings or minutes will be recorded or removed from the office or storage location unless by a court order or vote of the public body.

HB 4715 (P.A. 99-0586)

FOIA PENALTIES

If a public body fails to comply with a court order to disclose public records after 30 days and the court's order is not on appeal or stayed and the court does not grant an extension of the time for compliance, the court may impose an additional penalty of up to \$1,000 for each day the violation continues.

HB 5683 (P.A. 99-0714)

OPEN MEETING REQUESTS

Where the provisions of the Act are not complied with, or where there is probable cause to believe that provisions will not be complied with, any person may bring a civil action in the circuit court within 60 days of the decision by the Attorney General to resolve a request for review by a means other than the issuance of a binding opinion, if the person timely files a request for review with the Public Access Counselor.

Animals



HB 6084 (P.A. 99-0658)

BITE REPORTING

A veterinarian immunizing a dog, cat, or ferret against rabies shall provide the Administrator of the county in which the animal resides with a certificate of immunization. Any owner, agent, or caretaker of an animal documented to have bitten a person shall present the animal to a licensed veterinarian within 24 hours. The animal shall also be microchipped at the expense of the owner.

SB 3129 (P.A. 99-0817)

POLICE DOG RETIREMENT ACT

A police dog that is in use by a county, municipal, or state law enforcement agency and is deemed no longer fit for public service shall be offered to the officer or employee who had custody during its service. If that officer does not want the police dog, it can be offered to another officer, non-profit agency or a no-kill animal shelter.

Courts and Law Enforcement



HB 4552 (P.A. 99-0547) **ABUSE RECORDS ACCESS**

Amends the Adult Protective Services Act. Adds State's Attorney's offices to the list of persons and agencies granted access, upon request, to records concerning reports of abuse, neglect, financial exploitation, or self-neglect.

HB 5538 (P.A. 99-0810) **DOMESTIC VIOLENCE TRAINING**

Requires initial recruit training and continuing education for law enforcement officers in domestic violence victim and abuser dynamics. Law enforcement agencies must consult with community organizations and other agencies with domestic violence expertise.

SB 185 (P.A. 99-0520) **CIRCUIT JUDGES**

Ensures a certain number of associate judges in the 10th Judicial Circuit and bases that number as a reflection of the population within the Circuit's counties, which include Marshall, Peoria, Putnam, Stark, and Tazewell.

SB 2213 (P.A. 99-0696) **FOID REVOKE BY CLERK**

Requires the circuit court clerk to notify the State Police twice a year if no one has been adjudicated mentally disabled by the court or has been involuntarily admitted by the court within the last 6 months. The Supreme Court may adopt rules necessary to identify individuals who have been adjudicated mentally disabled or have been involuntarily admitted and must be reported to the State Police.

SB 2252 (P.A. 99-0618) **BAIL PAYMENTS**

Allows bail payments to be in the form of currency as well as other forms of payments as the sheriff, by rule, shall authorize.

SB 2343 (P.A. 99-0622) **CITIZEN PRIVACY PROTECTION**

Law enforcement may not use a cell site simulator device, except to locate or track the location of a communications device or to identify such device. Requires law enforcement to delete any data the devices pick up from phones used by those who are not the target of the investigation.

SB 2845 (P.A. 99-0744) **CODE OF CIVIL PROCEDURE AMENDMENTS**

Among other changes, clarifies that a petition must be served and an order entered for a judgment to be revived. Provides that all charges relating to the electronic filing of cases and pleadings, imposed by the court, clerk of the court, county, or a person with whom the court, clerk, or county may contract, are taxable as court costs. Repeals provisions dealing with a sheriff's sale of corporate stock which are antiquated.

SB 2870 (P.A. 99-0797) **THIRD PARTY ELECTRIC MONITORING**

Provides that the Chief Judge may by administrative order establish a program for electronic monitoring of drug-related and alcohol-related offenses, in which a vendor approved by the county board supplies and monitors the electronic monitoring device, and collects the fees on behalf of the county.

SB 2885 (P.A. 99-0883) **CONVICTION REVERSAL COSTS REFUNDS**

In provision regarding refund of costs, fines, or fees upon reversal of defendant's conviction on a finding of actual innocence, the refund shall be determined by the judge and paid by the clerk of the court based upon availability of funds in the subject fund account.

SB 3096 (P.A. 99-0801) **SEXUAL ASSAULT INCIDENT PROCEDURE ACT**

Requires law enforcement officers to complete written reports of every sexual assault complaint.



Juveniles

HB 5017 (P.A. 99-0835) **EXPUNGEMENT OF JUVENILE RECORDS**

Allows a person who has been arrested, charged, or adjudicated delinquent for an incident occurring before his or her 18th birthday to petition the court at any time for expungement of law enforcement records and juvenile court records relating to the incident.

HB 5771 (P.A. 99-0875) **JUVENILE SEXUAL ASSAULT**

Prohibits mandatory natural life sentencing of juveniles for criminal sexual assault, aggravated criminal sexual assault and predatory criminal sexual assault.

HB 6291 (P.A. 99-0879) **JUVENILE PROBATION**

Eliminates the five-year mandatory juvenile probation period on all offenses other than first degree murder.

SB 2777 (P.A. 99-0628) **JUVENILE OFFENSE REDUCTION**

Amends the Juvenile Court Act so that a minor cannot be committed to the Department of Juvenile Justice for a Class 4 felony of criminal trespass to a residence, criminal damage to property, criminal damage to government supported property, criminal defacement of property, disorderly conduct, or obstructing justice.

Transportation and Regulation



HB 750 (P.A. 99-0665)

PACE BORROWING

Allows the purchase of new transit buses as an eligible purpose for PACE to borrow money. Removes cost estimates for various PACE construction projects. PACE's current borrowing limit of \$100 million is not increased.

HB 4105 (P.A. 99-0598)

MOTORCYCLE BLUE LIGHTS

Allows motorcycles to be equipped with a blue light or lights located on the rear of the motorcycle as a part of the motorcycle's rear stop lamp or lamps.

HB 5912 (P.A. 99-0785)

BICYCLE RULES OF THE ROAD

Clarifies that a person riding a bicycle has all the rights applicable to a driver of a vehicle, including those regarding a vehicle's right-of-way under the Illinois Vehicle Code.

HB 6093 (P.A. 99-0717)

VEHICLE CODE OMNIBUS

Contains mandated changes required by the Federal FAST Act and MAP 21 transportation bills. Includes changes to the allowed length of auto hauler trucks and the type of cargo they can carry. Ensures the state will still be eligible for various federal transportation funding.

HB 6190 (P.A. 99-0724)

ACCELERATED RESOLUTION EXPANSION

Amends the Accelerated Resolution Court Act. Changes the name of the Act to the Accelerated Resolution Program Act. Adds certain traffic offenses and Class 4 controlled substances violations as eligible to be considered as part of the accelerated resolution program. The law creates a faster way for courts and jails to address the indigent accused who often stay in jail instead of being released on bail simply because they do not have enough money for a bail bond by processing certain non-violent offenders within 30 days.

Agriculture



HB 5790 (P.A. 99-0824)

BICENTENNIAL FARMS

Allows the Illinois Department of Agriculture to recognize farms and other agribusiness that have been in the same family for 200 years or more. Expands the Centennial and Sesquicentennial Farm Program to add Bicentennial Farms. Allows the Department to sell at a cost, to qualified applicants, signs designating a "Bicentennial Farm". Signs shall not contain the name, picture, or other likeness of any elected public official or any appointed public official.

HB 6226 (P.A. 99-0727)

HIGHWAY DESIGNATION

Allows a unit of local government to consult a highway design publication outside of IDOT's Bureau of Local Roads and Streets for the construction of any highway in ownership or control of the local government, except for a highway that is part of the National System of Interstate and Defense Highways if certain provisions are met.

SB 2806 (P.A. 99-0663)

RAILROAD CROSSING FAILURE TO STOP

Doubles the fine for not stopping at a railroad crossing to \$500 (first violation) and \$1,000 (subsequent violations).

SB 2835 (P.A. 99-0740)

PUBLIC SCHOOL HIGHWAYS

Includes highways on public school property in the classification of non-designated highways. Requires vehicles to stop prior to passing a stopped school bus on public school highways.

SB 2974 (P.A. 99-0707)

SENIOR SURCHARGE REGISTRATION FEES

Removes the requirement to pay surcharges for vehicle registration fees from any vehicle owner who had been approved for benefits under the Senior Citizens and Disabled Persons Property Tax Relief Act. Adds to the list of those eligible for permanent vehicle registration plates, now including vehicles owned by public school districts and community colleges (but not buses) and smaller vehicles owned by a medical facility or municipal hospital.

Environment



SB 2918 (P.A. 99-0540)

PESTICIDE APPLICATION

Provides that under the Illinois Pesticide act a "Commercial Not For Hire Applicator," includes a certified applicator who uses or supervises the use of pesticides classified for general or restricted use as an employee of a state agency, municipality, or other duly constituted governmental agency or unit. Also, removes the definition of "Licensed Public Applicator" from the act and changes fees for licensure.

SB 2920 (P.A. 99-0541)

ENVIRONMENTAL COMMISSION

Adds four (4) more voting members to the Environmental Justice Commission. The four new members must be in communities concerned with environmental justice and be made up of one member of the manufacturing sector, one from the energy sector, and two from the labor sector.

Pensions and Retirement Benefits



HB 4259 (P.A. 99-0830)

PENSION ELIGIBILITY

Prevents non-direct employees of associations that work with State entities from participating in IMRF.

HB 5684 (P.A. 99-0646)

LOCAL GOVT. WAGE INCREASE TRANSPARENCY ACT

Applies to employees under IMRF who began participation before January 1, 2011 and are not subject to a collective bargaining agreement. Defines "disclosable payment" as a payment that: 1) would be made to the employee by the employer after the employee expressed the intent to retire or withdraw services; 2) would increase the employee's reportable monthly income by more than 6%; and 3) would be made between 12 months and 90 days prior to the employee's expected termination of service. After an employee has expressed to the employer an intent to retire or withdraw from service, the employer may not pay a disclosable payment to the employee within a specified period before the expected date of retirement or withdrawal without first disclosing certain information about the payment at a public meeting of the governing body of the employer. Includes a home rule preemption.

HB 6021 (P.A. 99-0682)

BENEFIT REINSTATEMENT

Creates for TRS, SURS, and IMRF, a one year window that allows annuitants who received a refund of contributions in lieu of a survivor benefit to repurchase those survivors benefits, with added interest, from the fund.

HB 6030 (P.A. 99-0683)

DECEASED ANNUITANTS PENSION FUND

Requires every pension fund or retirement system - except downstate fire and police funds - to develop a process to identify annuitants who are deceased at least once per month. The entities must provide free and open access to the records and information in their respective databases.

SB 2701 (P.A. 99-0900)

COUNTY BOARD PENSION

Places restrictions on IMRF participation by elected or appointed county board members. A person holding elective office as a member of a governing body of a county at the time of enactment shall not be considered a participating employee, unless 1) the person has elected to become a participating employee; 2) the governing body has filed a resolution certifying that a person in that position is expected to work more than 600 hours (or 1,000 hours if the participating municipality has adopted a specified resolution); and 3) the person has submitted logs evidencing that he or she has met the hourly standard. Requires the resolution to be adopted and filed with the Fund no more than 90 days after the general election in which any member of the governing body was elected. County board members assuming office on or after August 26, 2016, would be prohibited from participating in IMRF for their service.

SB 2894 (P.A. 99-0580)

SURVIVORS BENEFITS

Allows beneficiaries who have already begun receiving benefits, to apply for back payments previously denied by the 1 year limitation on application. Allows for IMRF member survivors qualified for benefits to apply for those benefits for more than a year after the death of the member and back payments from IMRF would not include interest.

SB 2896 (P.A. 99-0745)

RETURN TO WORK ACT

Creates a reimbursement mechanism for IMRF in the event that a retired employee returns to work within IMRF but there is a failure to notify the Fund. The reimbursement may be charged to the employer by the fund for annuities paid during the annuitants time working for the employer. The fund may not charge the employer for reimbursement if the annuitant worked less than a year and was not aware of the employee annuity benefit.

SB 2972 (P.A. 99-0747)

SEPARATION BENEFIT ACT

Allows a participant who is terminating service with the IMRF to elect a separation benefit rather than a retirement annuity if his or her annuity would be less than \$100 (now \$30) per month.

Cannabis



SB 10 (P.A. 99-0519)

MEDICAL CANNABIS

Extends the Medical Cannabis Pilot Program sunset date to July 1, 2020. Adds post-traumatic stress disorder (PTSD) to the list of conditions for which medical cannabis may be prescribed. The new law also adds language that allows medical marijuana access to those patients suffering from a terminal illness that is not explicitly listed as a qualifying condition. Under the newly amended medical marijuana law, a terminal illness is now considered a prognosis of six months or less to live. In addition, doctors will no longer need to "recommend" medical cannabis to patients. Instead, they will now "certify" that there is a bonafide doctor-patient relationship and that the patient suffers from a qualifying condition for medical marijuana.

SB 2228 (P.A. 99-0697)

CANNABIS DECRIMINALIZATION

Seeks to reduce arrests of individuals in possession of small amounts of cannabis, to remove low-level offenders from the state's overcrowded court system. Makes possession of up to 10 grams of marijuana a civil violation punishable by a minimum of \$100 and a maximum of \$200. The civil offense is automatically expunged to prevent a permanent criminal record.

Townships

HB 4391 (P.A. 99-0546) **OFFICEHOLDER PROHIBITION**

A person is ineligible to hold township office if convicted of a felony at the time of taking the oath of office.

SB 377 (P.A. 99-0498) **WATER/SEWAGE COST STUDY TRAILER**

Acts as a follow-up to a previous law requiring townships that provide water/sewage services to conduct a cost study before increasing connection charges, by increasing the amount of time to 60 months (current 24) a township is required to conduct more than one cost study, and requiring petitioners or the municipalities/villages who triggered a subsequent cost study into the township water/sewage fees to pay their share of the new cost study.

Economic Development

HB 694 (P.A. 99-0513) **EDPA GRUNDY COUNTY**

Extends a county Economic Development Project Area (EDPA) located in Grundy County from 23 years to 35 years. The EDPA must (for one year) receive approval from 2/3 of the taxing districts representing at least 75% of the aggregate tax levy for all of the affected taxing districts in order to establish or extend the EDPA.

SB 571 (P.A. 99-0615) **ENTERPRISE ZONES**

Provides the effective date of an Enterprise Zone be the date of the Department of Commerce and Economic Opportunity's (DCEO) certification. The zone application process will begin three years prior to expiration.

SB 2241 (P.A. 99-0525) **RIGHT-OF-WAYS**

Businesses located in an enterprise zone will be granted access to build facilities that cross railroad right-of-ways and can be used for transporting goods. Land management fees cannot exceed \$1,500.

SB 2562 (P.A. 99-0792) **TIF OMNIBUS**

Creates an omnibus tax increment financing (TIF) bill. Authorizes the City of Chicago to create a TIF district to help fund four transportation projects: 1) Chicago Union Station Master Plan, 2) CTA's Red and Purple Modernization Plan, 3) CTA's Blue Line Modernization and Extension, and 4) CTA's Red Line Extension. Extends nine conventional municipal TIF districts from 23 to 35 years, as well as a special 35 to 47 year TIF extension for the City of Springfield. Also provides to add 17 acres to the Loves Park Industrial TIF.

Veterans



HB 5003 (P.A. 99-0807) **VETERANS COURT MANDATE**

The Chief Judge of each judicial circuit shall (rather than may) establish a Veterans' and Servicemembers' Court program including a format under which it operates.

SB 324 (P.A. 99-0509) **VETERANS BUSINESS LOANS**

Creates a new assistance program under the Illinois Finance Authority that will provide state guarantees for loans to veteran-owned small businesses.

SB 3401 (P.A. 99-0819) **VETERANS COURT TREATMENT ACT**

Provides that assessments, mentoring, and treatment programs may be provided by a veterans assistance commission.

SB 2532 (P.A. 99-0853) **VETERAN SERVICE OFFICER**

Removes the combat duty requirement for a veteran to become a veteran service officer (VSO), so the only requirement would be an honorable discharged veteran who has served at least two years of military service.

Utilities



SB 2522 (P.A. 99-0536) **POWER AGENCY ANNUAL REPORTS**

Changes duties and report deadline dates for the Illinois Power Agency (IPA) at the recommendation of an audit finding. Allows the IPA to voluntarily create a "Bureau" that would construct a power plant, instead of mandating that it does so.

SB 2612 (P.A. 99-0825) **WIND FARM ASSESSMENTS**

Extends assessment provisions that apply to wind energy devices through year 2021 (currently 2016).

SB 2813 (P.A. 99-0538) **COAL MINES**

Makes changes concerning mine examinations, including timing and scope of the examination. Allows for the use of a multi-gas detector, rather than a flame safety lamp, to test for methane or oxygen. Requires examiners to enter the examination report either by calling out the results of the examination to a recorder on the surface or by personally recording the report so it is not susceptible to alteration. Makes other coal mine safety changes.

Health and Human Services



HB 4462 (P.A. 99-0711)

TRAINING FOR EPINEPHRINE AUTO-INJECTORS

Expands access to epinephrine to treat life-threatening allergic reactions. Allows state police and other law enforcement agencies to conduct training programs for officers on how to recognize and respond to anaphylaxis, including administration of an epinephrine auto-injector.

HB 4688 (P.A. 99-0529)

WATER FLUORIDATION

The owners or official custodians of public water supplies shall comply with the recommendations on optimal fluoridation (0.7 milligrams of fluoride per liter of water) for community water levels as proposed and adopted by the U.S. Department of Health and Human Services.

HB 5593 (P.A. 99-0553)

OPIOID ADDICTION TREATMENT

Requires all programs serving person with substance use issues licensed by DHS under the Act to provide educational information concerning treatment options for opioid addiction, including the use of a medication for the use of opioid addiction, recognition of and response to opioid overdose, and the use and administration of naloxone.

HB 5781 (P.A. 99-0648)

UNUSED MEDS DISPOSAL

Codifies the authority of police officers, coroners, and medical examiners to dispose of unused medications found at the scene of a death following consultation with the investigating law enforcement agency. If an autopsy is performed as part of a death investigation, no medication seized shall be disposed of until after a toxicology report is received by the entity requesting the report.

SB 384 (P.A. 99-0687)

PATIENT SAFETY CLOSE MEETINGS

Allows a public body to hold a closed meeting to discuss matters protected under the federal Patient Safety and Quality Improvement Act of 2005 or HIPAA (or regulations adopted under either Act) by a hospital or other institution providing medical care, that is operated by a public body.

SB 3335 (P.A. 99-0862)

EPINEPHRINE ADMINISTERING

Authorizes EMT's to administer Epinephrine drawn from a glass vial, using a syringe, as opposed to using a pre-filled epinephrine auto-injector, such as an Epi-Pen, once the individual completes a department approved course.



ILLINOIS ASSOCIATION OF COUNTY BOARD MEMBERS

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Mission Statement

It is the mission of the Illinois Association of County Board Members (IACBM) to enhance the stature, role and responsiveness of county government in the State of Illinois. IACBM will promote the ability of Illinois counties to provide responsible public service, efficiently through cooperative legislative action, education of public officials, provision of quality member services and programs, and increasing public awareness of local government issues.