



State of Illinois  
Illinois State Police  
Director Brendan F. Kelly

# 102nd General Assembly 2022 Spring Session Legislative Update







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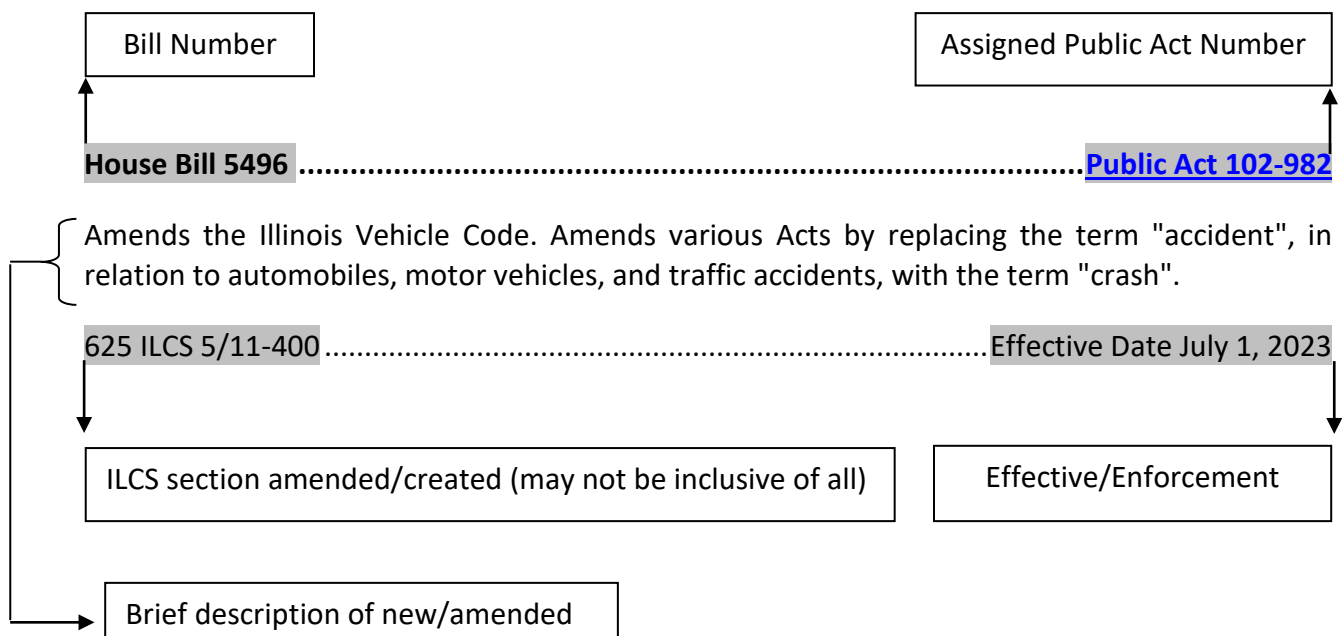


### DISCLAIMER

The 102<sup>nd</sup> General Assembly 2022 Spring Session Legislative Update is designed as a briefing concerning law enforcement and other state agency related legislation. **DO NOT take enforcement action based solely upon the description of any new laws or statutory change described herein.** Enforcement action should be based upon review and understanding of the actual statutory language contained in the public act or a revised statutory document containing the new laws (Vehicle Code or Criminal Code publication). Each public act number is hyperlinked to the full text of law. Additionally, you are encouraged to view the full public act and all current Illinois Compiled Statutes at [www.ilga.gov](http://www.ilga.gov)

The legislation contained in this guide has been categorized based upon the Chapter of the Illinois Compiled Statutes (ILCS) most affected. Certain bills which amend multiple sections may be listed more than once.

Each entry should be read as follows:



# ***CHAPTER 5***

## ***GENERAL PROVISIONS***

Senate Bill 3127 ..... [Public Act 102-1006](#)  
Amends various laws to include emergency medical dispatchers in references to first responders.  
5 ILCS 490/148, 20 ILCS 2310/2310-256, 105 ILCS 5/22-80, 128/5, 410 ILCS 53/15, 705/5-25, 720 ILCS 648/5, 730 ILCS 168/40, 820 ILCS 310/1 ..... Effective Date January 1, 2023

# ***CHAPTER 20***

## ***EXECUTIVE BRANCH***

House Bill 5064 ..... [Public Act 102-795](#)  
Amends the Children and Family Services Act. A purchase of service agency under contract with the Department of Children and Family Services to provide transportation services to children and families under this Act must comply with all applicable federal and State laws and regulations and Department rules. When the purchase of service agency signs the purchase of service contract, this signature shall be the agency's certification of compliance with the applicable laws, regulations, and rules. Requires a purchase of service agency to provide a designated telephone number that drivers, parents, foster parents, and legal guardians can use to communicate with the agency at any point before or during a scheduled transport or family visit to notify the agency regarding a late pickup or arrival. Requires each agency driver to certify in a written statement that he or she will comply with all laws, regulations, and Department rules including requirements concerning child restraint systems, possession of a valid driver's license, completion of a fingerprint-based criminal history records check, and other matters.  
20 ILCS 505/4f ..... Effective Date January 1, 2023

Senate Bill 1486 ..... [Public Act 102-990](#)  
Amends the Children and Family Services Act. Provides that a front-line (DCFS) staff member is authorized to carry and use personal protection spray devices, as defined, for self-defense purposes while investigating a report of child abuse or neglect if the front-line staff member has been trained on the proper use of such personal protection spray devices by the Department of

Children and Family Services, in consultation with the Illinois State Police. Provides that by January 1, 2023, DCFS, in consultation with the Illinois State Police, shall (i) identify a list of approved personal protection spray devices and (ii) jointly develop and approve a training curriculum and program for front-line staff members on the proper use of such personal protection spray devices for self-defense purposes. Requires DCFS to provide funding for the training program. Sets forth specific circumstances under which a front-line staff member may use a personal protection spray device including if the front-line staff member: (i) reasonably believes that use is necessary to protect the staff member from an imminent physical assault posed by another person; (ii) uses the device to incapacitate a person attempting a physical assault in order to avoid imminent physical harm and to facilitate escape from danger when there is no other alternative available to the front-line staff member; and (iii) except in exigent circumstances, has issued a verbal warning to persons in close proximity to the spray area. Provides that a front-line staff member's use of personal protection spray devices during the performance of his or her professional duties in any manner other than as expressly authorized under the amendatory Act shall be prohibited by DCFS policy. Provides that whenever a front-line staff member discharges a personal protection spray device, the front-line staff member shall complete an incident report. Provides that, following the discharge of a personal protection spray device that results in exposure, the front-line staff member shall notify his or her supervisor and, if appropriate, call 9-1-1 for emergency response or responders as soon as reasonably practical and when safe to do so. Requires DCFS to annually report and publish on its website, beginning January 1, 2024, the number of front-line staff members trained to carry personal protection spray devices, the number of front-line staff members reporting personal protection spray devices and the make or model of the devices, and the number of reported uses of personal protection spray devices by service region. Provides that, in addition, DCFS shall report each incident involving the deployment of a personal protection spray device that occurred during the preceding calendar year, including: (1) the estimated age, gender, and race of the intended target of the personal protection spray device; (2) whether there were injuries to the intended target resulting from the deployment of the personal protection spray device; (3) the age, gender, and race of the front-line staff member who utilized the personal protection spray device; and (4) whether there were injuries to the front-line staff member resulting from the incident. Requires DCFS to also report yearly data on the number of personal protection spray device deployments found to be against DCFS policy.

20 ILCS 505/21.6 ..... Effective Date May 27, 2022

Senate Bill 3184 ..... [Public Act 102-837](#)

Amends the Department of Natural Resources (Conservation) Law. At the time of hire (Conservation Police), the person must be not less than 21 years of age, or 20 years of age and have successfully completed an associate degree or 60 credit hours at an accredited college or university. Any person hired after successful completion of an associate degree or 60 credit hours at an accredited college or university shall not have power of arrest, nor shall he or she be permitted to carry firearms, until he or she reaches 21 years of age.

20 ILCS 805/805-535 ..... Effective Date May 13, 2022

Senate Bill 3179 ..... [Public Act 102-1009](#)

Creates the Illinois Center for Geographic Information. Subject to appropriation, the Illinois Center for Geographic Information is created within the Prairie Research Institute at the University of Illinois. The general management, control, and operation of the Center shall be within the University of Illinois. The University of Illinois may provide for a Geographic Information Officer to manage the Center and designate his or her duties and compensation.

20 ILCS 1127/1 ..... Effective Date May 27, 2022

House Bill 1571 ..... [Public Act 102-912](#)

Amends the Department of Human Services Act to create the Off-Hours Child Care Act. Legislative intent provides that only 435 of the State's group day care homes provide night care. Provides that subject to appropriation, the Department of Human Services shall establish and administer an Off-Hours Child Care Program to help first responders and other workers identify and access off-hours, night, or sleep time child care. Provides that services funded under the program must address the child care needs of first responders. Provides that funding provided under the program may also be used to cover any capital and operating expenses related to the provision of off-hours, night, or sleep time child care for first responders. Requires the Department to implement the program by July 1, 2023. Permits the Department to adopt any rules necessary to implement the program. Defines "first responders" to mean emergency medical services personnel as defined in the Emergency Medical Services (EMS) Systems Act, firefighters, law enforcement officers, and, as determined by the Department, any other workers who, on account of their work schedule, need child care outside of the hours when licensed child care facilities typically operate. Amends the State Finance Act. Creates the Off-Hours Child Care Program Fund as a special fund in the State treasury.

20 ILCS 1305/1-75 and 30 ILCS 105/5.970 ..... Effective Date May 27, 2022

House Bill 4729 ..... [Public Act 102-1067](#)

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Provides, subject to appropriation, the Department of Public Health to develop and implement a comprehensive 2-year statewide safe gun storage public awareness campaign. Provides that the campaign shall include sustained and focused messaging over the course of the 2-year campaign period, messages paired with information about enforcement or incentives for safe gun storage, and geographic and cultural considerations. Provides that the campaign shall be divided into 3 phases with specified requirements for each phase. Repeals the provisions on January 1, 2026.

20 ILCS 2310/2310-542 ..... Effective Date January 1, 2023

House Bill 4736 ..... [Public Act 102-756](#)

Amends the Illinois State Police Law of the Civil Administrative Code of Illinois. Provides that the Division of the Academy and Training of the Illinois State Police shall require all homicide investigator training to include instruction on victim-centered, trauma-informed investigation. Provides that the Division shall cooperate with the Division of Criminal Investigation to develop a model curriculum on victim-centered, trauma-informed investigation. Provides that the training and curriculum must be implemented by July 1, 2023.

20 ILCS 2605/2605-51 ..... Effective Date May 10, 2022

Senate Bill 3936 ..... [Public Act 102-752](#)

Creates the Student Confidential Reporting Act (Safe2Help). The Illinois State Police, in consultation with the Illinois Emergency Management Agency, State Board of Education, Department of Children and Family Services, and the Department of Human Services, shall to the extent that funds are appropriated for that purpose, establish a program for receiving reports and other information from the public regarding potential self-harm or potential harm or criminal acts directed at school students, school employees, or schools in this State. Requires the program to include a Safe2Help Illinois helpline (defined as a school helpline involving a statewide toll-free telephone number, social media, a website, or other means of communication, or a combination of a toll-free telephone number and another means of communication, that transmits voice, text, photographic, or other messages and information to the Safe2Help Illinois operators). Amends the Juvenile Court Act of 1987. Permits the disclosure of juvenile law enforcement records to the appropriate school official only if the agency or officer believes that there is an imminent threat of physical harm to students, school personnel, or others (removing "who are present in the school or on school grounds"). Provides Freedom of Information Act (FOIA) exemptions.

20 ILCS 2605/2605-620, 5 ILCS 860/1, 705 ILCS 405/5-915 ..... Effective Date January 1, 2023

House Bill 5501 ..... [Public Act 102-813](#)

Creates the First 2022 General Revisory Act. Combines multiple versions of Sections amended by more than one Public Act. Renumbers Sections of various Acts to eliminate duplication, specifically impacting the Illinois State Police Law from Public Act 102-345. Corrects obsolete cross-references and technical errors. Makes stylistic changes.

20 ILCS 2605, 2610 (numerous ILCS Chapters) ..... Effective Date May 13, 2022

House Bill 4392 ..... [Public Act 102-933](#)

Amends the Criminal Identification Act. Provides that, notwithstanding any other provision of law, the court shall not deny a petition for expungement or sealing because the petitioner has submitted a drug test taken within 30 days before the filing of the petition for expungement or sealing that indicates a positive test for the presence of cannabis within the petitioner's body. Defines "cannabis."

20 ILCS 2630/5.2 ..... Effective Date January 1, 2023

House Bill 4736 ..... [Public Act 102-756](#)

Creates the Crime Reduction Task Force. Establishes membership. Provides that the Task Force shall develop and propose policies and procedures to reduce crime in the State of Illinois. Provides that the members of the Task Force shall serve without compensation. Provides that the Task Force shall meet at least 4 times with the first meeting occurring within 60 days after the effective date of the Act. Provides that the Task Force shall review available research and best practices and take expert and witness testimony. Provides that the Task Force shall produce and submit a report detailing the Task Force's findings, recommendations, and needed resources to the General Assembly and the Governor on or before March 1, 2023. Provides that the Illinois Criminal Justice Information Authority shall provide administrative and technical support to the Task Force and be responsible for administering its operations and ensuring that the requirements of the Task Force are met. Repeals the Act on March 1, 2024.

20 ILCS 3926 ..... Effective Date May 10, 2022

House Bill 4736 ..... [Public Act 102-756](#)

Amends the Illinois Criminal Justice Information Act to create a grant program. Subject to appropriation, the Illinois Criminal Justice Information Authority shall establish a grant program for organizations and units of local government for the purposes of providing a tip hotline or other system for crime victims and witnesses that: (1) allows the callers or participants to remain anonymous; and (2) provides cash rewards for tips that lead to arrest.

20 ILCS 3930/7.10 ..... Effective Date May 10, 2022

House Bill 3699 ..... [Public Act 102-904](#)

Amends the Illinois Motor Vehicle Theft Prevention and Insurance Verification Act. Changes the short title of the Act to the Illinois Vehicle Hijacking and Motor Vehicle Theft Prevention and Insurance Verification Act. Specifies that it is the purpose of the Act to, among other things, reduce vehicle hijacking, to improve and support vehicle hijacking law enforcement, and to support the prosecution and administration of vehicle hijacking laws. Changes the name of the Illinois Motor Vehicle Theft Prevention and Insurance Verification Council to the Illinois Vehicle Hijacking and Motor Vehicle Theft Prevention and Insurance Verification Council. Provides that the Council is responsible for providing grants and financial support to assist in the identification, apprehension, and prosecution of hijackers, and the recovery of hijacked and stolen motor vehicles. Authorizes the Council to assess the scope of the vehicle hijacking problem. Provides that the Council is responsible for developing and sponsoring the implementation of plans and strategies for combating vehicle hijacking, and to improve the administration of vehicle hijacking laws. Changes the name of the Motor Vehicle Theft prevention and Insurance Verification Trust Fund to the Vehicle Hijacking and Motor Vehicle Theft Prevention and Insurance Verification Trust Fund. Provides that money in the Trust Fund may be used to provide financial support for law enforcement, prosecutors, and the judiciary for programs designed to reduce vehicle hijacking. Renames the State Police Motor Vehicle Theft Prevention Trust Fund to the Vehicle Hijacking and Motor Vehicle Theft Prevention Trust Fund.

20 ILCS 4005, 30 ILCS 105 and 625 ILCS 4-109 ..... Effective Date January 1, 2023



House Bill 3988 ..... [Public Act 102-1057](#)  
 Creates the Task Force on Missing and Murdered Chicago Women. The Task Force must examine and report on the following: (1) the systemic causes behind violence that Chicago women and girls experience, including patterns and underlying factors that explain why disproportionately high levels of violence occur against Chicago women and girls, including underlying historical, social, economic, institutional, and cultural factors that may contribute to the violence; (2) appropriate methods for tracking and collecting data on violence against Chicago women and girls, including data on missing and murdered Chicago women and girls; (3) policies and institutions such as policing, child welfare, medical examiner practices, and other governmental practices that impact violence against Chicago women and girls and the investigation and prosecution of crimes of gender-related violence against Chicago residents; (4) measures necessary to address and reduce violence against Chicago women and girls; and (5) measures to help victims, victims' families, and victims' communities prevent and heal from violence that occurs against Chicago women and girls. The Task Force shall report on or before December 31 of 2024.  
 20 ILCS 4119 ..... Effective Date January 1, 2023

## ***CHAPTER 30***

## ***FINANCE***

House Bill 900 ..... [Public Act 102-698](#)  
 FY23 Budget. Amends Public Act 102-17 by changing, adding, and repealing various FY2022 appropriations. Makes FY2023 appropriations and reappropriations for specified purposes. Some provisions are effective immediately; some provisions are effective July 1, 2022.  
 Numerous ILCS Sections ..... Effective Date July 1, 2022 (generally)

House Bill 4700 ..... [Public Act 102-699](#)  
 Creates the FY2023 Budget Implementation Act. Makes the changes necessary to implement the State budget for fiscal year 2023. Effective immediately, except that (i) some specified provisions take effect on July 1, 2022, and (ii) other specified provisions take effect upon becoming law or on the date Senate Bill 3023 of the 102nd General Assembly takes effect, whichever is later. Creates, 30 ILCS 105/6z-130, the Statewide 9-8-8 Trust Fund.  
 30 ILCS numerous ..... Effective Date July 1, 2022 (generally)

House Bill 4161 ..... [Public Act 102-1060](#)

Amends the Illinois Income Tax Act. Creates an income tax checkoff for donations to the 100 Club of Illinois Fund. Amends the State Finance Act to create the Fund. Provides that moneys deposited into the Fund shall be used to make grants to the 100 Club of Illinois for services in Illinois.

30 ILCS 105/5.935 and 35 ILCS 5/507LLL ..... Effective Date June 10, 2022

House Bill 3863 ..... [Public Act 102-755](#)

Amends the State Finance Act. Creates the Law Enforcement Recruitment and Retention Fund. Provides that moneys in the Fund shall be used by the Illinois Law Enforcement Training and Standards Board to award grants to units of local government, public institutions of higher education, and qualified nonprofit entities for the purpose of hiring and retaining law enforcement officers.

30 ILCS 105/5.970, 30 ILCS 105/6z-130 n ..... Effective Date June 10, 2022

House Bill 2770 ..... [Public Act 102-721](#)

Amends the Illinois Procurement Code. Requires the Capital Development Board and the Department of Transportation to prepare quarterly reports on the status of change order requests. Provides that a lease of real property owned by a public institution of higher education (rather than the University of Illinois) may exceed 10 years under specified circumstances. Requires construction agencies procuring construction and construction-related professional services to make reasonable efforts to contract with Illinois businesses and, in procuring construction and construction-related professional services for projects with a total construction cost of more than \$100,000, to provide a bid preference to a responsible bidder that is an Illinois business. Requires disclosure of financial interests for all bids and offers from responsive bidders, offerors, vendors, or contractors with an annual value in excess of the specified small purchase threshold under the Code. Exempts certain communications from procurement communication reporting requirements. Creates the State Procurement Task Force. Provides that the task force shall survey State procurement process and make recommendations to: (i) ensure that the process is equitable and efficient; (ii) provide departments with the flexibility needed to be successful; (iii) change the current structure of the procurement process; (iv) update the process to reflect modern procurement methods; (v) increase women-owned and minority-owned business participation; (vi) increase participation by State vendors; and (vii) reduce costs and increase efficiency of State procurements. Provides guidelines for appointing members to the task force. Provides that the Department of Central Management Services shall provide support to the task force. Provides that the task force shall submit specified reports to the Governor and General Assembly. Provides that the task force is repealed on January 1, 2025. Amends the Business Enterprise for Minorities, Women, and Persons with Disabilities Act. Provides that the Business Enterprise Council shall have the authority and responsibility to adopt a procedure to grant automatic certification to businesses holding a certification from specified entities and to develop and maintain a repository for specified non-certified vendors. Amends the Illinois Human Rights Act. Provides that the

Department of Human Rights, by rule, shall establish a reasonable opportunity to cure any noncompliance by a bidder prior to the awarding of a contract.

30 ILCS 500 (Numerous)..... Effective Date May 6, 2022; Some Provisions Effective Jan 01, 2023

Senate Bill 1915 ..... [Public Act 102-1081](#)

Amends the Illinois Procurement Code. When a State agency or institution of higher education is to award a contract to the lowest responsible bidder, an otherwise qualified bidder who will fulfill the contract through the use of compostable foodware or recyclable foodware may be given preference over other bidders unable to do so; provided that the bid is not more than 5% greater than the cost of products that are single-use plastic disposable foodware. The contract awarded the cost preference shall also include the option of providing the State agency or institution of higher education with single-use plastic straws.

30 ILCS 500/45-23 ..... Effective Date January 1, 2023

## ***CHAPTER 40***

## ***PENSIONS***

House Bill 1568 ..... [Public Act 102-719](#)

Amends the General Provisions Article of the Illinois Pension Code providing that a State policeman, investigator for the Secretary of State, conservation police officer, investigator for the Department of Revenue or the Illinois Gaming Board, investigator for the Office of the Attorney General, Illinois Commerce Commission police officer, or arson investigator under the Tier 2 provisions is entitled to an annuity calculated under the alternative retirement formula, in lieu of the regular or minimum retirement annuity, only if the person has withdrawn from service with not less than 20 years of eligible creditable service and has attained age 55 (instead of age 60), regardless of whether the attainment of age 55 (instead of age 60) occurs while the person is still in service.

40 ILCS 5/1-160 ..... Effective Date May 6, 2022

House Bill 4926 ..... [Public Act 102-956](#)  
Amends the State Employee Article of the Illinois Pension Code. Provides that the alternative retirement annuity provisions apply to a Tier 2 investigator for the Office of the Attorney General. Authorizes a Tier 2 investigator for the Office of the Attorney General to convert up to 8 years of certain service credit established before the effective date of the amendatory Act into eligible creditable service under the alternative retirement annuity provisions upon application and payment of a specified contribution. Provides that any benefit increase that results from the amendatory Act is excluded from the definition of "new benefit increase."  
40 ILCS 5/1-160 ..... Effective Date May 27, 2022

House Bill 4209 ..... [Public Act 102-1061](#)  
Amends the Downstate Police, Illinois Municipal Retirement Fund (IMRF), and State Universities Articles of the Illinois Pension Code to provide that a person may transfer to a fund established under the Downstate Police Article creditable service accumulated under IMRF.  
40 ILCS 5/3-110.10, 14, 7-139.14, 3-110.13, 15-134.4 ..... Effective Date June 10, 2022

Senate Bill 3778 ..... [Public Act 102-856](#)  
Amends the State Employee Article of the Illinois Pension Code. An investigator for the Department of Revenue, investigator for the Illinois Gaming Board, investigator for the Secretary of State, or arson investigator may elect to convert service credit earned under this Article to eligible creditable service, as defined by this Section, by filing a written election with the Board within 6 months after the effective date of this amendatory Act of the 102nd General Assembly and paying to the System an amount to be determined by the Board equal to (i) the difference between the amount of employee contributions originally paid for that service and the amounts that would have been contributed had such contributions been made at the rates applicable to investigators for the Department of Revenue, investigators for the Illinois Gaming Board, investigators for the Secretary of State, or arson investigators, plus (ii) the difference between the employer's normal cost of the credit prior to the conversion authorized by this amendatory Act of the 102nd General Assembly and the employer's normal cost of the credit converted in accordance with this amendatory Act of the 102nd General Assembly, plus (iii) interest thereon at the actuarially assumed rate for each year, compounded annually, from the date of service to the date of payment.  
40 ILCS 5/4-108.8, 7-139.8, 9-121.10, 14-110 ..... Effective Date January 1, 2023

Senate Bill 3785 ..... [Public Act 102-857](#)  
Amends the Downstate Police and Illinois Municipal Retirement Fund (IMRF) Articles of the Illinois Pension Code. Provides that within 6 months after the effective date of the amendatory Act, a person may transfer to a fund established under the Downstate Police Article creditable service accumulated under the Illinois Municipal Retirement Fund (IMRF) for service as a person employed by a participating municipality to perform administrative duties related to law enforcement upon payment to the police pension fund of a specified amount to be determined by the board.  
40 ILCS 5/3-110.10, 7-139.14 ..... Effective Date May 13, 2022



# **CHAPTER 50**

## **LOCAL GOVERNMENT**

House Bill 1568 ..... [Public Act 102-719](#)

Amends the Law Enforcement Intern Training Act requiring the Illinois Law Enforcement Training and Standards Board to collaborate with the Illinois Community College Board and the Board of Higher Education to create a report with recommendations to the General Assembly for establishing minimum requirements for credits that may transfer from public institutions of higher education to satisfy the requirements of law enforcement and correctional intern courses.

50 ILCS 708/24 ..... Effective Date January 1, 2023

Senate Bill 3932 ..... [Public Act 102-869](#)

Amends the Missing Persons Identification Act. Provides that a coroner or medical examiner with custody of human remains that are not identified within 72 hours of discovery shall promptly notify the Federal Bureau of Investigation of the location of those remains and the failure to identify the remains.

50 ILCS 722/15, 20 ..... Effective Date January 1, 2023

House Bill 5502 ..... [Public Act 102-983](#)

Initiative of the ISP Division of Statewide 9-1-1. Amends the Emergency Telephone System Act (ETSA). Codifies two federal statutes which are being implemented by the Federal Communications Commission (FCC) – Kari’s Law and RAY BAUM’S Act. Changes make it easier for callers to reach 911, and for emergency services to locate those callers. The ETSA is amended to include the relevant provisions of those two federal statutes to ensure Illinois remains compliant with federal law. Defines “Call back number,” “Key telephone system,” “Multi-line telephone system (MLTS),” “Shared residential MLTS service,” “Shared telecommunications services,” and “Temporary residence MLTS.” Provides that language grandfathering private residential switch or MLTS 9-1-1 services applies to entities that manage or operate a private residential switch service or shared residential or temporary residential MLTS service that was installed on or before February 16, 2020, and removes language requiring such entity to include an Automatic Location Identification (ALI) containing the physical address and distinct location for each living unit associated with the address. Modifies requirements for MLTS installed after February 16, 2020, and adds requirements for configuration of MLTS. Adds language concerning interconnected VoIP. Specifies that a public safety telecommunicator supervisor's responsibilities include answering, receiving, or transferring an emergency call for dispatch to the appropriate emergency responders (rather than to the appropriate responders).

50 ILCS 750 ..... Effective Date May 27, 2022

# ***CHAPTER 55***

## ***COUNTIES***

House Bill 1568 ..... [Public Act 102-719](#)  
Amends the Department of Revenue Law of the Civil Administrative Code of Illinois, the Counties Code, the Illinois Gambling Act, the Unified Code of Corrections, and the Probation and Probation Officers Act requiring programs to be established for specified officers, investigators, agents, and employees who are retiring in good standing to purchase specified badges or service firearms.  
55 ILCS 5/3-6042, 20 ILCS 2505/2505-306, 230 ILCS 10/5.4, 730 ILCS 5/3-2-10.5  
730 ILCS 110/15.2 ..... Effective Date May 6, 2022

# ***CHAPTER 65***

## ***MUNICIPALITIES***

House Bill 4736 ..... [Public Act 102-756](#)  
Creates the Co-Responder Pilot Program Division in the Illinois Municipal Code. Provides that the East St. Louis Police Department, Peoria Police Department, Springfield Police Department, and Waukegan Police Department shall establish, subject to appropriation, a co-responder unit no later than 6 months after the effective date of the amendatory Act, including the hiring of personnel as provided in the Division. Provides that, in addition to other responsibilities, the unit's social workers are responsible for conducting follow-up visits for victims who may benefit from mental or behavioral health services. Provides that the unit's primary area of focus shall be victim assistance. Includes other provisions. Repeals the Division on January 1, 2029.  
65 ILCS 5/11-1 ..... Effective Date May 10, 2022

# ***CHAPTER 105***

## ***SCHOOL CODE***

Senate Bill 4056 ..... [Public Act 102-894](#)

Amends the School Code. Makes changes concerning State Board of Education reporting, references to the Certification of Teachers Article and certification, reporting attacks on school personnel, the Annual State Report on Special Education Performance, the High-Cost Special Education Funding Commission, the evidence-based funding formula, a part-time provisional career and technical educator endorsement or a provisional career and technical educator endorsement on an educator license with stipulations, the heroin and opioid drug prevention pilot program, the Emotional Intelligence and Social and Emotional Learning Task Force, and the limitation on noninstructional costs in the Chicago school district. Concerning reporting of attacks on school personnel, clarifies, schools shall report all incidents to the State Board of Education through existing school incident reporting systems as they occur during the year by no later than August 1 for the preceding school year. The local law enforcement authority shall, by March 1 of each year, report the required data from the previous year to the Illinois State Police's Illinois Uniform Crime Reporting Program.

105 ILCS 5/10-21.7 (numerous School Code sections) ..... Effective Date May 20, 2022

House Bill 4316 ..... [Public Act 102-702](#)

Amends the School Code. The governing body of each school district, charter school, or nonpublic school shall implement a procedure under which notice is provided to the parents or guardians of an enrolled student, unless the student is at least 18 years of age or emancipated, with whom an employee, agent of the school, or a contractor of the school is alleged to have engaged in sexual misconduct as defined in subsection (c) of Section 22-85.5 of this Code. Per 22-85.5, "sexual misconduct" means any act, including, but not limited to, any verbal, nonverbal, written, or electronic communication or physical activity, by an employee or agent of the school district, charter school, or nonpublic school with direct contact with a student that is directed toward or with a student to establish a romantic or sexual relationship with the student. Prior to hiring an applicant to work directly with children or students, a school or contractor must ensure that the following criteria are met: (1) the school or contractor has no knowledge or information pertaining to the applicant that would disqualify the applicant from employment; (2) the applicant swears or affirms that the applicant is not disqualified from employment; (3) using the template developed by the State Board of Education, the applicant provides all of the following: (a) a list, including the name, address, telephone number, and other relevant contact information of the following: (i) the applicant's current employer; (ii) all former employers.

105 ILCS 5/22-85.10, 22-94..... Effective Date July 1, 2023

House Bill 5193 ..... [Public Act 102-971](#)  
Amends the Course of Study Article of the School Code. Provides that the safety education that school boards and other boards may provide instruction in includes safe gun storage.  
105 ILCS 5/27-17 ..... Effective Date January 1, 2023

House Bill 4994 ..... [Public Act 102-791](#)  
Amends the School Safety Drill Act. Provides that each year prior to the start of the school year, a school board shall file its threat assessment procedure and a list identifying the members of the school district's threat assessment team or regional behavior threat assessment and intervention team with (i) a local law enforcement agency and (ii) the regional office of education or, with respect to the Chicago school district, the State Board of Education. Amends the Freedom of Information Act. Exempts from disclosure any threat assessment procedure under the School Safety Drill Act and any information contained in the procedure from inspection and copying.  
105 ILCS 128/45 ..... Effective Date May 13, 2022

## ***CHAPTER 225***

# ***PROFESSIONS, OCCUPATIONS, AND BUSINESS OPERATIONS***

House Bill 4769 ..... [Public Act 102-953](#)  
Creates the Behavior Analyst Licensing Act. Provides for the licensure of behavior analysts and assistant behavior analysts. Creates the Behavior Analyst Licensing and Disciplinary Board. Provides qualifications for licensure application, including for those who have met certain requirements before the effective date of the Act. Establishes the powers and duties of the Department of Financial and Professional Regulation. Provides for grounds for disciplinary actions and for civil and criminal penalties for violations of the Act. Creates provisions concerning hearings and rehearings. Provides for judicial review of all final administrative decisions of the Department. Provides for provisions concerning orders, license restrictions and limitations, examinations, and Social Security Numbers on license applications. Provides each applicant for licensure as an assistant behavior analyst shall have his or her fingerprints submitted to the Illinois State Police in an electronic format that complies with the form and manner for requesting and furnishing criminal history record information as prescribed by the Illinois State Police. Provides that the criminal history record databases to be checked include, but are not limited to, civil, criminal, and latent fingerprint databases. Provides that the fee



charged by the Illinois State Police for conducting the criminal history records check shall not exceed the actual cost of the records check. Provides that the Illinois State Police shall furnish records of Illinois convictions as prescribed under the Illinois Uniform Conviction Information Act and shall forward the national criminal history record information to the Department.

225 ILCS 6/1 ..... Effective Date May 27, 2022

## ***CHAPTER 325***

### ***CHILDREN***

Senate Bill 3833 ..... [Public Act 102-861](#)

Amends the Abused and Neglected Child Reporting Act. Expands the list of mandated reporters under the Act to include physical therapists, physical therapy assistants, occupational therapists, occupational therapy assistants, and athletic trainers.

325 ILCS 5/4 ..... Effective Date January 1, 2023

## ***CHAPTER 405***

### ***MENTAL HEALTH AND***

### ***DEVELOPMENTAL DISABILITIES***

House Bill 5196 ..... [Public Act 102-972](#)

Amends the Mental Health and Developmental Disabilities Code. Modifies the definition of "developmental disability." Modifies the definition of "intellectual disability." Modifies various other acts and codes to reference the definitions of developmental disability and intellectual disability in the Mental Health and Developmental Disabilities Code.

405 ILCS 5/1-106, 1-116 ..... Effective Date January 1, 2023

House Bill 1321 ..... [Public Act 102-911](#)

Creates the First Responder Mental Health Grant Program Act. Provides that, subject to appropriation, there is created within the Department of Human Services a First Responder Behavioral Health Grant Program to provide grants to the following recipients: (1) units of local government; (2) law enforcement agencies; (3) fire protection districts; (4) school districts; (5)

public or private hospitals; or (6) ambulance services that employ first responders. Creates a First Responder Behavioral Health Grant Fund in the State treasury, which shall be used by the Secretary of Human Services to make grants to eligible recipients. Provides that recipients eligible for grants shall use the grants for expenses related to behavioral health care services for first responders, including, but not limited to, telehealth services. Provides that an employer may not reduce behavioral health care provided through a first responder's employee benefit package as a result of the receipt of grant funds under the Act. Provides that all records, notes, and conclusions by a treatment provider providing behavioral health care to first responders whose employers receive grants under the Act shall not be shared with the employer unless otherwise mandated by law. Provides the First Responder Behavioral Health Grant Fund is a special fund in the State treasury. Adds provisions amending the State Finance Act.

405 ILCS 135/1 ..... Effective Date January 1, 2023

## ***CHAPTER 410***

## ***PUBLIC HEALTH***

House Bill 4556 ..... [Public Act 102-1039](#)

Amends the Overdose Prevention and Harm Reduction Act. A pharmacist, physician, advanced practice registered nurse, or physician assistant, or the pharmacist's, physician's, advanced practice registered nurse's, or physician assistant's designee, may dispense drug adulterant testing supplies to any person. Drug adulterant testing supplies dispensed at a retail store containing a pharmacy under this Section may be dispensed only from the pharmacy department of the retail store. No quantity of drug adulterant testing supplies greater than necessary to conduct 5 assays of substances suspected of containing adulterants shall be dispensed in any single transaction.

410 ILCS 710/5, 10 ..... Effective Date June 2, 2022

House Bill 1780 ..... [Public Act 102-1055](#)

Creates the Drug Take-Back Act. Each covered manufacturer must, beginning January 1, 2024, or 6 months after becoming a covered manufacturer, individually or collectively implement an approved drug take-back program that complies with the requirements of this Act. A covered manufacturer must establish, fund, and implement a drug take-back program independently or as part of a group of covered manufacturers. "Covered manufacturer" means a manufacturer of a covered drug that is sold or offered for sale in Illinois. A person may serve as an authorized collector for a drug take-back program voluntarily or in exchange for compensation. Nothing in this Act requires any person to serve as an authorized collector for a drug take-back program.

"Authorized collector" means any of the following who collect covered drugs through participation in a drug take-back program: (1) a person who is registered with the United States Drug Enforcement Administration to collect controlled substances for the purpose of destruction; (2) a law enforcement agency; (3) a unit of local government working in conjunction with a law enforcement agency; or (4) a household waste drop-off point or one-day household waste collection event, as those terms are defined in Section 22.55 of the Environmental Protection Act.

410 ILCS 720/1 ..... Effective Date June 10, 2022

## ***CHAPTER 430***

## ***PUBLIC SAFETY***

Senate Bill 3865 ..... [Public Act 102-1030](#)

Amends various Acts to make changes concerning references to noncitizen individuals and non-domestic entities. Provides that it is the intent of the General Assembly in enacting the amendatory Act to make only nonsubstantive changes that remove the dehumanizing term "alien" from all Illinois statutory provisions. Provides that no change made by the amendatory Act shall be interpreted as to make any substantive change to existing law, including, but not limited to, eligibility for federal programs or benefits that are available to a person who meets the definition of "alien" under State or federal law. Effective immediately

430 ILCS 65 (other numerous ILCS Chapters) ..... Effective Date May 27, 2022

House Bill 5186 ..... [Public Act 102-1071](#)

Budgeting for Results Initiative. Amends the Firearm Owners Identification (FOID) Card Act. Statutory clean-up: deletes a duplicative reference to the State Police Firearm Services Fund in the FOID Act, which remains fully and more thoroughly defined in 20 ILCS 2605/2605-595.

430 ILCS 65/5.1 (repealed)..... Effective Date June 10, 2022

Senate Bill 3792 ..... [Public Act 102-1100](#)

Amends numerous statutory acts including the Firearm Concealed Carry Act. Changes references from "high school equivalency certificate" to "State of Illinois High School Diploma." A State of Illinois High School Diploma is a recognized high school equivalency certificate for purposes of reciprocity with other states. A high school equivalency certificate from another state is equivalent to a State of Illinois High School Diploma.

430 ILCS 66/80 (numerous other changes in law) ..... Effective Date January 1, 2023

# ***CHAPTER 510***

## ***ANIMALS***

House Bill 168 ..... [Public Act 102-0114](#)  
Amends the Humane Care for Animals Act. Provides that in addition to any other penalty, the court may order that a person and persons dwelling in the same household may not own, harbor, or have custody or control of any other animal if the person has been convicted of 2 or more of the following offenses: (1) a violation of aggravated cruelty; (2) a violation of animals for entertainment; or (3) a violation of dog fighting.  
510 ILCS 70/3.04 ..... Effective Date January 1, 2022

# ***CHAPTER 515***

## ***FISH***

Senate Bill 1878 ..... [Public Act 102-0368](#)  
Amends the Fish and Aquatic Life Code. In provisions concerning the value of protected species, removes the phrase "protected by this Code" from the provisions. Provides that a person who violates the Code or administrative rule (rather than only the Code) relating to specified unlawful actions concerning protected species valued in excess of a total of \$300 commits a Class 3 felony. Adds bowfin and paddlefish to a species list with a \$4 per pound or \$8 per pound fair market value or replacement cost. Removes bowfin from a species list for species with a \$1 per pound fair market value or replacement cost.  
515 ILCS 5/5-25 ..... Effective Date January 1, 2022

Senate Bill 1879 ..... [Public Act 102-369](#)  
Amends the Fish and Aquatic Life Code. Provides that it is unlawful for any person to take or attempt to take aquatic life by means of a pitchfork, underwater spear gun, bow and arrow or bow and arrow device, including a sling shot bow, spear, or gig along, upon, across, or from any public right-of-way or highway in the State.  
515 ILCS 5/10-110 ..... Effective Date January 1, 2022



# **CHAPTER 520**

## **WILDLIFE**

House Bill 4386 ..... [Public Act 102-932](#)

Amends the Wildlife Code. Defines "centerfire" and "single shot." Allows a person to take deer with a single shot centerfire rifle during the open season set by the Director of Natural Resources. Limits legal handguns and rifles to centerfire handguns that are either single shot or revolvers and centerfire rifles that are single shot. Limits legal ammunition for a centerfire handgun or rifle to a bottleneck centerfire cartridge of .30 caliber or larger with a case length not exceeding one and two-fifths inches, or a straight-walled centerfire cartridge of .30 caliber or larger, both of which must be available as a factory load with the published ballistic tables of the manufacturer showing a capability of at least 500 foot pounds of energy at the muzzle. Provides that it is unlawful while deer hunting: (1) to possess or be in close proximity to a rifle that is not centerfire; or (2) be in possession of or in close proximity to a magazine that is capable of making a rifle not a single shot.

520 ILCS 5/2.25, 2.26, 2.33 ..... Effective Date January 1, 2023

Senate Bill 3184 ..... [Public Act 102-837](#)

Amends the Herptiles-Herps Act, Fish and Aquatic Life Code, Wildlife Code, and Ginseng Harvesting Act. In provisions concerning violations, adds violations of the United States Code. Defines terms. Makes other changes. Specifically to Wildlife Code, provides it is unlawful to take, pursue or intentionally harass or disturb in any manner any wild birds or mammals by use or aid of any vehicle, conveyance, or unmanned aircraft as defined by the Illinois Aeronautics Act, except as permitted by the Code of Federal Regulations for the taking of waterfowl; except that nothing in this subsection shall prohibit the use of unmanned aircraft in the inspection of a public utility facility, tower, or structure or a mobile service facility, tower, or structure by a public utility, as defined in Section 3-105 of the Public Utilities Act, or a provider of mobile services as defined in Section 153 of Title 47 of the United States Code. It is also unlawful to use the lights of any vehicle or conveyance, any light connected to any vehicle or conveyance, or any other lighting device or mechanism from inside or on a vehicle or conveyance in any area where wildlife may be found except in accordance with this Act; however, nothing in this Section shall prohibit the normal use of headlamps for the purpose of driving upon a roadway. For purposes of this Section, any other lighting device or mechanism shall include, but not be limited to, any device that uses infrared or other light not visible to the naked eye, electronic image intensification, active illumination, thermal imaging, or night vision.

520 ILCS, 510 ILCS, 515 ILCS, 525 ILCS (various) ..... Effective Date May 13, 2022

# **CHAPTER 605**

## **ROADS & BRIDGES**

House Bill 260 ..... [Public Act 102-1042](#)

Amends the Freedom of Information Act. Provides that until July 1, 2023, images from cameras are exempt from disclosure. Amends the Expressway Camera Act. Provides that the program conducted by the Illinois State Police, the Illinois Department of Transportation, and the Illinois State Toll Highway Authority to increase the amount of cameras along the expressways in Cook County shall also increase cameras along Jean-Baptiste Pointe DuSable Lake Shore Drive. Requires details about the program objectives, counties where the program is operational, and policies under which the program operates to be made publicly available and posted online within 90 days of the effective date of the amendatory Act. Provides that a law enforcement agency may use images from an expressway camera to investigate vehicular hijacking, aggravated vehicular hijacking, terrorism, motor vehicle theft, or any forcible felony, including, but not limited to, offenses involving the use of a firearm (instead of only an offense involving the use of a firearm) and to detect highway conditions and facilitate highway safety and incident management. Adds provisions concerning retention of images from cameras, reporting requirements, and prosecutorial jurisdiction. Relocates the definition of "expressway" and defines terms. Changes the Act repeal date to July 1, 2025 (instead of July 1, 2023).

605 ILCS 140 and 5 ILCS 140/7.5..... Effective Date June 3, 2022

House Bill 4481 ..... [Public Act 102-1043](#)

Amends the Expressway Camera Act. Provides that the Illinois State Police, the Illinois Department of Transportation, and the Illinois State Toll Highway Authority shall work together to conduct a program to increase the amount of cameras along expressways and the State highway system in the counties of Boone, Bureau, Champaign, Cook, DeKalb, DuPage, Grundy, Henry, Kane, Kendall, Lake, LaSalle, Macon, Madison, McHenry, Morgan, Peoria, Rock Island, Sangamon, St. Clair, Will, and Winnebago (instead of only Cook County). Provides that any funds needed to conduct the program for use on expressways or State highway system under the jurisdiction of the Department of Transportation shall be taken from the Road Fund and shall be included in requests for qualification processes. Provides that any funds needed to conduct the program for use on expressways under the jurisdiction of the Illinois State Toll Highway Authority shall be paid for by funds from the Illinois State Tollway Highway Authority and shall be included in requests for qualification processes. Changes the Act repeal date to July 1, 2025 (instead of July 1, 2023).

605 ILCS 140..... Effective Date June 3, 2022

# **CHAPTER 625**

## **VEHICLE CODE**

Senate Bill 3216 ..... [Public Act 102-1011](#)  
Amends the Illinois Vehicle Code. Adds a licensed physical therapist as a person who can verify that a person is a person with disabilities for the purposes of the Code.

625 ILCS 5/1-159.1 ..... Effective Date January 1, 2023

House Bill 4825 ..... [Public Act 102-1069](#)

Amends the Illinois Vehicle Code. Provides that every original application for vehicle registration must provide space where the applicant voluntarily may indicate that the applicant, or other approved driver of the registered vehicle, has a health condition or disability that may impede effective communication with a peace officer. Also allows a parent of a child with a communication disorder to disclose that the child has a health condition or disability that may impede effective communication with a peace officer. Provides that the application shall include a checklist of common health conditions and disabilities that impede effective communication, which the applicant may select. Provides that the checklist must also include a blank space for the applicant to specify a condition that is not listed. Provides that the Secretary of State may request verification of a condition in the form of written statements by specified health professionals. Provides that the Secretary shall provide to the Illinois State Police the vehicle registration information of a person who indicated that the person, or other approved driver of the registered vehicle, has a health condition or disability that may impede effective communication. Provides that the Secretary may not provide to the Illinois State Police information that shows the person's specific health condition or disability, or that of another approved driver of the registered vehicle, without the consent of the person. Provides that the Illinois State Police shall establish a system to include the information in the statewide Law Enforcement Agencies Data System for the purpose of alerting a peace officer who makes a traffic stop that the operator of the stopped vehicle may have a health condition or disability that may impede effective communication.

625 ILCS 5/3-405 and 405.5 ..... Effective Date July 1, 2023

House Bill 5026 ..... [Public Act 102-967](#)

Amends the Illinois Vehicle Code. Removes language requiring the phrase "The Susan G. Komen Foundation" to be placed on mammogram license plates. Provides that all money in the Mammogram Fund shall be distributed by the Illinois Department of Public Health to the Illinois Breast and Cervical Cancer Program.

625 ILCS 5/3-643 ..... Effective Date January 1, 2023

House Bill 4434 ..... [Public Act 102-1099](#)  
Amends the Illinois Vehicle Code. Provides that professional sports teams license plates shall include the option to display the logo of the Chicago Sky, the Chicago Red Stars, the Chicago Fire. Removes the logo of the St. Louis Rams as an option for a professional sports team license plate.  
625 ILCS 5/3-658 ..... Effective Date July 1, 2023

House Bill 5078 ..... [Public Act 102-796](#)  
Amends the Illinois Vehicle Code. Provides that the Secretary of State shall issue Gold Star license plates to any Illinois resident who is a widow, widower, parent, child, stepchild, child through adoption, brother, half-brother, sister, and half-sister, sibling, daughter, son of a person who served in the Armed Forces of the United States and lost his or her life while serving in peacetime or war. Provides that no registration fee for a Gold Star license plate shall be required from children (in addition to surviving widows, widowers, or parents) of persons who served in the Armed Forces of the United States and who lost their lives while serving during time-specified armed hostilities, military operations, and terrorist attacks (instead of "while in service while in wartime").  
625 ILCS 5/3-664 ..... Effective Date January 1, 2023

House Bill 4163 ..... [Public Act 102-922](#)  
Amends the Illinois Vehicle Code. Allows the money in the Illinois Police Association Fund to be used for providing death benefits for the families of members of the Illinois Police Association dying of natural causes, and for providing scholarships to children and spouses of members of the Illinois Police Association dying of natural causes.  
625 ILCS 5/3-682 ..... Effective Date January 1, 2023

House Bill 5400 ..... [Public Act 102-809](#)  
Amends the Illinois Vehicle Code. Provides for the issuance of Future Farmers of America license plate decals by the Department of Agriculture. Creates the Future Farmers of America Fund. Provides that all money in the Future Farmers of America Fund shall be paid as grants to the Illinois Association of Future Farmers of America. Makes a corresponding change in the State Finance Act.  
625 ILCS 5/3-699.14 ..... Effective Date January 1, 2023

House Bill 5304 ..... [Public Act 102-807](#)  
Amends the Illinois Vehicle Code. Provides that the registration fee paid by any vehicle owner who is eligible under the Senior Citizens and Persons with Disabilities Property Tax Relief Act or who is the spouse of such a person shall be \$10 instead of \$24.  
625 ILCS 5/3-806.3 ..... Effective Date January 1, 2023

House Bill 3124 ..... [Public Act 102-759](#)  
Amends the Illinois Vehicle Code. Removes language exempting a law enforcement agency having jurisdiction solely over a municipality with a population over 1,000,000 from the requirement to maintain a tow rotation list.  
625 ILCS 5/4-203.5 ..... Effective Date January 1, 2023

Senate Bill 3096 ..... [Public Act 102-1002](#)  
Amends the Illinois Vehicle Code. Provides that the Secretary of State shall continue to monitor developments pertaining to digital driver's licenses and shall deliver a report to the General Assembly concerning these developments on or before December 31, 2022. Provides that the report shall include, but not be limited to: (1) advancements in technology standards necessary for the implementation of a digital driver's license; (2) production information on other states offering a digital driver's license to qualified drivers in their jurisdictions; and (3) advancements in the interoperability of digital driver's licenses.  
625 ILCS 5/6-101.5 ..... Effective Date May 27, 2022

Senate Bill 3007 ..... [Public Act 102-749](#)  
Amends the Illinois Vehicle Code (Illinois Secretary of State Omnibus). Provides that the Secretary of State is authorized to suspend or revoke the driving privileges of any person without a preliminary hearing upon a showing of the person's records or other sufficient evidence that the person has committed an out-of-State offense similar to the Illinois prohibition on the unlawful use of a license, has possessed cannabis while under 21 years of age, or has provided false information about his or her age to a cannabis establishment. Provides that driver rehabilitation specialists or programs are permitted to give driving instruction without being issued a license, except when the client of the specialist or program has never held a driver's license. Changes the implementation date concerning changes to the Secretary of State's requirements regarding the posting of certain information to the Commercial Driver's License Information System from June 22, 2021, to June 23, 2025. Provides that an individual shall be disqualified from operating a commercial motor vehicle for life if that individual uses a commercial motor vehicle in the commission of a felony involving an act or practice of severe forms of human trafficking. Amends the Probate Act of 1975. Provides when a court adjudges a respondent to be a person with a disability and appoints a plenary guardian for that person or enters an order finding that the respondent should not operate a motor vehicle, the court shall direct the circuit court clerk to notify the Secretary of State's Driver Services Department, in a form and manner prescribed by the Secretary of State, and shall forward a copy of the court order to the Secretary of State's Driver Services Department no later than 7 days after the entry of the order.  
625 ILCS 5/6-206, 401, 508.1, 514, 524, 755 ILCS 5/11a-12 ..... Effective Date January 1, 2023

House Bill 4230 ..... [Public Act 102-726](#)

Amends the Illinois Vehicle Code. In provisions governing qualifications for the issuance of a school bus driver permit, adds a provision that if an applicant's driver's license has been suspended within the 3 years immediately prior to the date of application for the sole reason of failure to pay child support, that suspension shall not bar the applicant from receiving a school bus driver permit.

625 ILCS 5/6-106.1 ..... Effective Date January 1, 2023

House Bill 3772 ..... [Public Act 102-905](#)

Amends the Illinois Vehicle Code. In provisions concerning the administrative adjudication of violations of traffic regulations, automated traffic law violations, and automated speed enforcement system violations, provides that a person shall not be liable for violations, fees, fines, or penalties during the period in which the motor vehicle was reported to the appropriate law enforcement agency as stolen or hijacked. In provisions concerning automated traffic law violations, automated speed enforcement systems, and automated railroad crossing enforcement systems, provides that a hearing officer may consider, as a defense to a violation, that the motor vehicle was hijacked before the violation occurred and not under the control of or in the possession of the owner or lessee at the time of the violation. In provisions concerning administrative fees and procedures for impounding vehicles for specified violations, provides that no administrative fees shall be imposed on the registered owner or the agents of that owner if the motor vehicle was stolen or hijacked at the time the vehicle was impounded. Provides that to demonstrate that the motor vehicle was hijacked or stolen at the time the vehicle was impounded, the owner or the agents of the owner or lessee must submit proof that a report concerning the motor vehicle was filed with a law enforcement agency in a timely manner. Provides that a hearing officer shall consider as a defense to the vehicle impoundment that the motor vehicle was stolen or hijacked at the time the vehicle was impounded. Provides that if an administrative hearing officer finds that a county or municipality impounded a motor vehicle that was stolen or hijacked at the time the vehicle was impounded, the county or municipality shall refund any administrative fees already paid by the registered owner or lessee of the vehicle. Makes corresponding changes

625 ILCS 5/11-208, 11-1201.1 ..... Effective Date January 1, 2023

House Bill 5496 ..... [Public Act 102-982](#)

Amends various Acts by replacing the term "accident," in relation to automobiles, motor vehicles, and traffic accidents, with the term "crash." Provides that a State agency may exhaust any forms or documents using "accident" prior to printing copies of a new version using "crash"

625 ILCS 5/11-400 (numerous) ..... Effective Date July 1, 2023

House Bill 5439 ..... [Public Act 102-733](#)

Amends the Illinois Vehicle Code. Amends the law on street racing; aggravated street racing to include street sideshows. Provides no person shall engage in a street sideshow on any street or highway of this State. "Street sideshow" means an event in which one or more vehicles block or impede traffic on a street or highway, for the purpose of performing unauthorized motor vehicle stunts, motor vehicle speed contests, or motor vehicle exhibitions of speed. "Motor



vehicle stunt" includes, but is not limited to, operating a vehicle in a manner that causes the vehicle to slide or spin, driving within the proximity of a gathering of persons, performing maneuvers to demonstrate the performance capability of the motor vehicle, or maneuvering the vehicle in an attempt to elicit a reaction from a gathering of persons. Further amends the Illinois Vehicle Code to provide that if a salvage dealer posts annually a bond in the amount of \$100,000, up to a maximum aggregate amount of \$100,000, with the Secretary of State, the Secretary of State shall automatically process any properly submitted application by the salvage dealer for a salvage certificate or junking certificate and issue the appropriate salvage certificate or junking certificate. Authorizes the Secretary of State Vehicle Services Department to conduct random samplings of automatically processed applications to ensure that the salvage dealer's applications for salvage certificates or junking certificates are accurate.

625 ILCS 5/11-506 and 625 ILCS 5/3-117.5..... Effective Date January 1, 2023

Senate Bill 3793 ..... [Public Act 102-859](#)

Amends the Illinois Vehicle Code. Adds community service as a penalty for failing to stop before meeting or overtaking a school bus that is stopped for the purpose of receiving or discharging pupils and has displayed visual signals. Adds community service as a penalty for driving a motor vehicle at a speed in excess of 20 miles per hour while passing a school zone or while traveling on a roadway on public school property or upon any public thoroughfare where children pass going to and from school during a school day.

625 ILCS 5/11-605, 11-1414..... Effective Date January 1, 2023

House Bill 5328 ..... [Public Act 102-978](#)

Amends the Illinois Vehicle Code. Provides that special speed limits while passing schools apply to local, county, or State roadways. Includes State roads in the definition of "park zone street."

625 ILCS 5/11-605, 605.3 ..... Effective Date January 1, 2023

Senate Bill 3495 ..... [Public Act 102-842](#)

Amends the Illinois Vehicle Code. The use of red or white oscillating, rotating or flashing lights, whether lighted or unlighted, is permitted on a vehicle operated by a fire chief, deputy fire chief, or assistant fire chief who has completed an emergency vehicle operation training course approved by the Office of the State Fire Marshal and designated or authorized by local authorities, fire departments, or fire protection districts. Permits the use of blue oscillating, rotating or flashing lights on rescue squad vehicles not owned by a fire protection district and on vehicles operated by certain persons designated or authorized by a fire department or fire protection district. Permits the installation of a traffic control signal preemption device on a vehicle belonging to a fire protection district.

625 ILCS 5/12-215, 12-601.1..... Effective Date January 1, 2023

Senate Bill 3629 ..... [Public Act 102-846](#)

Amends the Illinois Vehicle Code to create the Tow Notice Act concerning private parking agreements on the removal of vehicles at property owner's request. If a vehicle owner or other legally authorized person in control of the vehicle has a written agreement with a property owner or other person in lawful possession or control of the property, or his or her authorized

agent, permitting the vehicle to be parked on the property, the property owner or other person in lawful possession or control of the property, or his or her authorized agent, prior to requesting that a commercial vehicle relocater remove the vehicle from the property, shall give personal notice to the owner or other legally authorized person in control of the vehicle that the vehicle is subject to being towed. Personal notice must be provided at least 3 hours prior to the removal of the vehicle. This Section applies to a relocation performed pursuant to a specific request to remove the vehicle from a property owner or other person in lawful possession or control of the property, or his or her authorized agent. This Act applies only to vehicles that are operable.

625 ILCS 75/5 ..... Effective Date January 1, 2023

## ***CHAPTER 720***

# ***CRIMINAL CODE***

House Bill 5441 ..... [Public Act 102-1096](#)

Amends the Criminal Code of 2012. Provides that for purposes of the Sex Offenses Article of the Code, "unable to give knowing consent" also includes when the victim has taken an intoxicating substance or any controlled substance causing the victim to become unconscious of the nature of the act, and this condition was known or reasonably should have been known by the accused, but the accused did not provide or administer the intoxicating substance.

720 ILCS 5/11-0.1 ..... Effective Date January 1, 2023

Senate Bill 3019 ..... [Public Act 102-997](#)

Amends the Criminal Code of 2012. Provides that it is unlawful for a child sex offender to knowingly operate, manage, be employed by, or be associated with any carnival, amusement enterprise, or county or State fair when persons under the age of 18 are present.

720 ILCS 5/11-9.3 ..... Effective Date January 1, 2023

House Bill 4593 ..... [Public Act 102-939](#)

Amends the Criminal Code of 2012. Deletes provision that it is an affirmative defense to a charge of solicitation of a sexual act with a person who is under the age of 18 or who is a person with a severe or profound intellectual disability that the accused reasonably believed the person was of the age of 18 years or over or was not a person with a severe or profound intellectual disability at the time of the act giving rise to the charge.

720 ILCS 5/11-14.1 ..... Effective Date January 1, 2023

House Bill 1091 ..... [Public Act 102-757](#)

Creates the Illinois Integrity, Notification, and Fairness in Online Retail Marketplaces for Consumers (INFORM Consumers) Act. Requires online marketplaces to collect and disclose to consumers contact and other information about high-volume third-party sellers. Provides exceptions. Provides that if the Attorney General has reason to believe that any person has violated the Act, the Attorney General may bring an action to restrain by preliminary or permanent injunction the use of such a method, act, or practice. Creates the Organized Retail Crime Enforcement Fund in the State treasury. Provides that subject to appropriation, moneys in the Organized Retail Crime Enforcement Fund shall be used by the Office of the Attorney General to award grants to State's Attorneys' offices and law enforcement agencies to investigate, indict, and prosecute violations of organized retail crime. Amends the Criminal Code of 2012. Creates the offense of organized retail crime. Defines the offense and establishes penalties. Provides that a retail mercantile establishment that is a victim of a violation of retail theft, organized retail crime, financial institution fraud or related offenses, or looting shall have certain rights. Provides that an issuer shall not provide a debit or credit cardholder or a person who utilizes an account number or code the value in any manner of any item purchased with intent to defraud the issuer or a person providing an item of value. Amends the Statewide Grand Jury Act. Provides that a Statewide Grand Jury may investigate, indict, and prosecute violations of organized retail crime. Amends the State Finance Act to make conforming changes. Effective immediately, except that the Illinois Integrity, Notification, and Fairness in Online Retail Marketplaces for Consumers (INFORM Consumers) Act takes effect January 1, 2023.

720 ILCS 5/11-16, 17 and 725 ILCS 215..... Effective Date May 13, 2022; Some January 1, 2023

House Bill 3893 ..... [Public Act 102-918](#)

Amends the Criminal Code of 2012. Extends the sunset of the provision exempt from an eavesdropping violation, with prior request to and written or verbal approval of the State's Attorney of the county in which the conversation is anticipated to occur, recording or listening with the aid of an eavesdropping device to a conversation in which a law enforcement officer, or any person acting at the direction of a law enforcement officer, is a party to the conversation and has consented to the conversation being intercepted or recorded in the course of an investigation of a qualified offense from January 1, 2023, to January 1, 2027.

720 ILCS 5/14-3 ..... Effective Date May 27, 2022

House Bill 601 ..... [Public Act 102-903](#)

Amends the Criminal Code of 2012. Provides that commission of possession of burglary tools includes when a person, knowingly and with the intent to enter the motor vehicle and with the intent to commit therein a felony or theft, possesses a device designed to: (1) unlock or start a motor vehicle without the use or possession of the key to the motor vehicle; or (2) capture or duplicate a signal from the key fob of a motor vehicle to unlock or start the motor vehicle without the use or possession of the key to the motor vehicle.

720 ILCS 5/19-2 ..... Effective Date January 1, 2023

Senate Bill 3184 ..... [Public Act 102-837](#)  
Amends the Deadly Weapons Article of Criminal Code 2012. Limits specified exemption to hunting, trapping or fishing that are engaged in lawful hunting, trapping, or fishing under the provisions of the Wildlife Code or the Fish and Aquatic Life Code.  
720 ILCS 5/24-2 ..... Effective Date May 13, 2022

House Bill 4383 ..... [Public Act 102-889](#)  
Amends the Criminal Code of 2012. Provides that it shall be unlawful for any person to knowingly sell, offer to sell, or transfer an unserialized unfinished frame or receiver or unserialized firearm, including those produced using a three-dimensional printer, (commonly referred to as Ghost Gun) unless the party purchasing or receiving the unfinished frame or receiver or unserialized firearm is a federal firearms importer, federal firearms manufacturer, or federal firearms dealer. Provides that 180 days after the effective date of the amendatory Act, it shall be unlawful for any person to knowingly possess, transport, or receive an unfinished frame or receiver, unless: (A) the party possessing or receiving the unfinished frame or receiver is a federal firearms importer or federal firearms manufacturer; (B) the unfinished frame or receiver is possessed or transported by a person for transfer to a federal firearms importer or federal firearms manufacturer; or (C) the unfinished frame or receiver has been imprinted with a serial number issued by a federal firearms importer or federal firearms manufacturer as specified. Provides that 180 days after the effective date of the amendatory Act, unless the party receiving the firearm is a federal firearms importer or federal firearms manufacturer, it shall be unlawful for any person to knowingly possess, purchase, transport, or receive a firearm that is not imprinted with a serial number by (1) a federal firearms importer or federal firearms manufacturer in compliance with all federal laws and regulations regulating the manufacture and import of firearms or (2) a federal firearms manufacturer, federal firearms dealer, or other federal licensee authorized to provide marking services in compliance with the unserialized firearm serialization process. Specifies requirements for the firearm serialization process. Requires the Director of the Illinois State Police to issue a [public notice](#) regarding the provisions concerning serialization of unfinished frames or receivers, prohibition on unserialized firearms, exceptions, and penalties within 30 days after the effective date of the amendatory Act. Provides exemptions and establishes penalties for violations.  
720 ILCS 5/24-5.1 ..... Effective Date May 18, 2022

House Bill 3893 ..... [Public Act 102-918](#)  
Amends the Criminal Code of 2012. Extends the sunset of the RICO Article of the Code from June 11, 2022, to June 11, 2023.  
720 ILCS 5/33G-9..... Effective Date May 27, 2022

Senate Bill 2535 ..... [Public Act 102-1040](#)  
Amends the Pharmacy Practice Act and the Illinois Controlled Substances Act. Provides that prescribers who issue a prescription for an opioid shall inform the patient that opioids are addictive and that opioid antagonists are available by prescription or from a pharmacy.  
720 ILCS 570/312 and 225 ILCS 85/19.1 ..... Effective Date January 1, 2023

# **CHAPTER 725**

## **CRIMINAL PROCEDURE**

House Bill 4667 ..... [Public Act 102-779](#)

Amends the Unified Code of Corrections and the County Jail Act. Provides that deputies, county correctional officers, and correctional officers of the Department of Corrections shall be deemed to be qualified law enforcement officers or, if retired, shall be deemed qualified retired or separated law enforcement officers in Illinois for purposes of coverage under the federal Law Enforcement Officers Safety Act of 2004 and shall have all rights and privileges granted by that Act if they are otherwise compliant with the applicable laws of this State governing the implementation and administration of the federal Law Enforcement Officers Safety Act of 2004 in the State of Illinois. Amends the Criminal Code of 2012 to make conforming changes.

730 ILCS 5/3-2-14, 125/26.1 and 720 ILCS 5/24-2..... Effective Date January 1, 2023

House Bill 5525 ..... [Public Act 102-814](#)

Amends the Code of Criminal Procedure of 1963. Re-establishes the Commission on Children of Incarcerated Parents, within the Department of Human Services, which shall reflect the diversity of the State of Illinois, including geographic, racial, ethnic, and diversity of life experience. Provides that the Commission shall be responsible for implementing and coordinating the recommendations of the Task Force on Children of Incarcerated Parents. Provides for appointments to the Commission. Provides that once all its members have been appointed as provided in this Act, the Commission may exercise any power, perform any function, or take any action in furtherance of its purposes and goals. Provides that the Commission shall: (1) meet at least 4 times per year beginning within 30 days after the appointment of a quorum of its members; (2) identify resources, strategies, and legislative proposals to support the full administration and implementation of the Task Force on Children of Incarcerated Parents recommendations; (3) develop a strategic plan that outlines specific goals, information-gathering activities, benchmarks, and timelines towards achieving the purpose of the Commission to fully implement the recommendation of the Task Force on Children of Incarcerated Parents; and (4) deliver an annual report to the General Assembly and to the Governor to be posted on the Governor's and General Assembly's websites and provide to the public an annual report on its progress. Provides that a draft of the report shall be released for public comment and feedback and shall be solicited from relevant stakeholders, including individuals impacted by parental incarceration, law enforcement, and advocates from local governmental family services agencies and non-profit service providers. Provides that the General Assembly may appropriate funds to the Department of Human Services for the purpose of funding the work of the Commission or services provided under these provisions.

725 ILCS 5/106G-5..... Effective Date January 1, 2023

Senate Bill 3667 ..... [Public Act 102-853](#)

Amends the Code of Criminal Procedure of 1963, the Stalking No Contact Order Act, the Civil No Contact Order Act, and the Illinois Domestic Violence Act of 1986. Allows a person to file a petition for a protection order, stalking no contact order, civil no contact order, or order of protection either in-person or online. Requires a court in a county with a population above 250,000 to offer the option of a remote hearing to a petitioner for a protective order, stalking no contact order, civil no contact order, or order of protection. A court in a county with a population above 250,000 shall offer the option of a remote hearing to a petitioner for a protective order. The court has the discretion to grant or deny the request for a remote hearing. Each court shall determine the procedure for a remote hearing. The petitioner and respondent may appear remotely or in-person.

725 ILCS 5/112A-5.5, 740 ILCS 21,22 and 750 ILCS 60..... Effective Date January 1, 2023

Senate Bill 2942 ..... [Public Act 102-994](#)

Amends the Code of Criminal Procedure of 1963. Provides that in a prosecution for a criminal offense defined in the Sex Offense Article of the Criminal Code of 1961 or the Criminal Code of 2012 or for criminal sexual assault, aggravated criminal sexual assault, predatory criminal sexual assault of a child, criminal sexual abuse, or aggravated criminal sexual abuse when the alleged victim of the offense was under 18 years of age at the time of the offense, the court may exclude from the proceedings while the victim is testifying, regardless of the alleged victim's age at the time of the victim's courtroom testimony, all persons, who, in the opinion of the court, do not have a direct interest in the case, except the media. Provides that for the purposes of excluding disinterested parties, the court shall enter its finding that parties are disinterested and the basis for that finding into the record. Provides that when the court publishes to the trier of fact videos, photographs, or any depiction of a minor under 18 years of age engaged in a sex act, the court may exclude from the proceedings all persons, who in the opinion of the court, do not have a direct interest in the case, except the media.

725 ILCS 5/115-11 ..... Effective Date May 27, 2022

House Bill 4736 ..... [Public Act 102-756](#)

Amends the Gang Crime Witness Protection Act of 2013. Changes the name of the Act to the Violent Crime Witness Protection Act. Provides that, no later than January 1, 2023, the Illinois Criminal Justice Information Authority, in consultation with the Office of the Attorney General, shall establish a program to assist victims and witnesses who are actively aiding in the prosecution of perpetrators of violent crime (rather than gang crime), and appropriate related persons or victims and witnesses determined by the Authority to be at risk of a discernible threat of violent crime. Makes other changes. Amends the State Finance Act to make a conforming change. Provides that Violent Crime Witness Protection Program Fund moneys may also be requested by local law enforcement agencies and used to establish local violent crime witness protection programs.

725 ILCS 173 ..... Effective Date May 10, 2022



# ***CHAPTER 730***

## ***CORRECTIONS***

Senate Bill 2565 ..... [Public Act 102-1041](#)  
Amends the Drug Court Treatment Act. Amends the Veterans and Servicemembers Court Treatment Act. Defines "clinical treatment plan" and "peer recovery coach." Provides that a person is ineligible for a drug court, veterans and servicemembers court, or mental health court program if the person has been convicted of home invasion, aggravated vehicular hijacking, or aggravated driving under the influence that resulted in the death of another person or when the violation was a proximate cause of the death. Provides for education seminars currently offered for Drug Court Treatment Act prosecutors, judges, and public defenders for Veterans and Servicemembers Treatment Court and Mental Health Treatment Court prosecutors, judges, and public defenders.  
730 ILCS 166, 167, 168..... Effective Date June 2, 2022

# ***CHAPTER 740***

## ***CIVIL LIABILITIES***

Senate Bill 3157 ..... [Public Act 102-831](#)  
Amends the Stalking No Contact Order Act. Provides that when a petition for an emergency stalking no contact order is filed, the petition and file shall not be public and shall only be accessible to the court, law enforcement, petitioner, victim advocate, counsel of record for either party, and the State's Attorney for the county until the petition is served on the respondent. Provides that when a petition for an emergency stalking no contact order is granted, the petition, order, and file shall not be public and shall only be accessible to the court, law enforcement, petitioner, victim advocate, counsel of record for either party, and the State's Attorney for the county until the order is served on the respondent. Amends the Civil No Contact Order Act. Provides that when a petition for an emergency civil no contact order is filed, the petition and file shall not be public and shall only be accessible to the court, law enforcement, petitioner, rape crisis advocate, counsel of record for either party, and the State's Attorney for the county until the petition is served on the respondent. Provides that when a petition for a civil no contact order is granted, the petition and file shall not be public and shall only be accessible to the court, law enforcement, petitioner, rape crisis advocate, counsel of

record for either party, and the State's Attorney for the county until the petition is served on the respondent. Amends the Illinois Domestic Violence Act of 1986. Provides that when a petition for an emergency order of protection is granted, the order and file shall not be public and shall only be accessible to the court, petitioner, law enforcement, domestic violence advocate or counselor, counsel of record for either party, and the State's Attorney for the county until the order is served on the respondent.

740 ILCS 21, 22 and 750 ILCS 60 .....Effective Date May 13, 2022

House Bill 3772 .....[Public Act 102-905](#)

Amends the Crime Victims Compensation Act. Expands the definition of pecuniary loss, to include expenses incurred for the towing and storage of a victim's vehicle in connection with a crime of violence, to a maximum of \$1,000. Provides that an application for compensation shall set out the amount of benefits, payments, or awards, if any, payable under vehicle or towing insurance. Provides that, in order to be reimbursed, the applicant must show that he or she has exhausted the benefits reasonably available under full vehicle coverage insurance (including towing insurance, if available).

740 ILCS 45/7.1, 10.1 ..... Effective Date January 1, 2023

## ***CHAPTER 750***

### ***FAMILIES***

Senate Bill 257.....[Public Act 102-890](#)

Amends the Illinois Domestic Violence Act of 1986. Requires the Illinois National Guard to file a certified copy of any military order of protection with the clerk of the court in a judicial circuit in which the person entitled to protection resides or if the person entitled to protection is not a State resident, in a judicial circuit in which it is believed that enforcement may be necessary. Amends the Code of Criminal Procedure of 1963. Provides that a petition for a civil no contact order or a petition for a stalking no contact order may be filed by a service member of the Illinois National Guard or any reserve military component serving within the State who is a victim of non-consensual sexual conduct who has also received a Military Protective Order or the Staff Judge Advocate of the Illinois National Guard or any reserve military component serving in the State on behalf of a named victim who is a victim of non-consensual sexual conduct who has also received a Military Protective Order. Amends the Firearm Owners Identification Card Act. Changes the definition of "protective order" to include substantially similar protective orders issued by the court of another state, tribe, or United States territory or military tribunal. Amends the Victims' Economic Security and Safety Act. Provides that an employer shall not fail to hire, refuse to hire, discharge, constructively discharge, or harass any individual, otherwise discriminate against any individual with respect to the compensation, terms, conditions, or privileges of employment of the individual, or retaliate against an individual in any form or manner, and a public agency shall not deny, reduce, or terminate the

benefits of, otherwise sanction, or harass any individual, otherwise discriminate against any individual with respect to the amount, terms, or conditions of public assistance of the individual, or retaliate against an individual in any form or manner, because the individual involved attended, participated in, prepared for, requested leave to attend, participate in, or prepare for a court-martial or nonjudicial punishment proceeding pursuant to the Uniform Code of Military Justice relating to an incident of domestic violence, sexual violence, gender violence, or any criminal violence of which the individual or a family or household member of the individual was a victim, or requested or took leave for any other reason.

750 ILCS 60/222.5, 223, 302, 725 ILCS 112A, 430 ILCS 65/1.1 .....Effective Date May 19, 2022

## ***CHAPTER 815***

# ***BUSINESS TRANSACTIONS***

House Bill 107 ..... [Public Act 102-906](#)

Amends the Recyclable Metal Purchase Registration Law. Provides that every recyclable metal dealer in the State shall enter specified information into an electronic record-keeping system for each purchase of recyclable metal, a catalytic converter or its contents, or recyclable metal containing copper (rather than recyclable metal or recyclable metal containing copper). Provides that a recyclable metal dealer must complete and file a 1099-MISC on behalf of the seller, unless the seller has a current license as an automotive parts recycler or scrap processor issued by the Secretary of State. Provides that it is a violation of the Act for any person to possess, purchase, attempt to purchase, sell or attempt to sell (rather than sell or attempt to sell), or for any recyclable metal dealer to purchase or attempt to purchase, specified materials. Provides that a recyclable metal dealer shall not pay cash in payment for any catalytic converter or its contents having a value of \$100 or more. Provides that one representative of automotive recyclers in the State and one representative of fleet operators in the State shall serve on the Recyclable Metal Theft Task Force. Provides that any metal obtained not in accordance with the Act is subject to immediate forfeiture.

815 ILCS 325 .....Effective Date May 27, 2022

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