



State of Illinois
Illinois State Police
Director Brendan F. Kelly

101st General Assembly 2019 Spring Session Legislative Update



Illinois State Police



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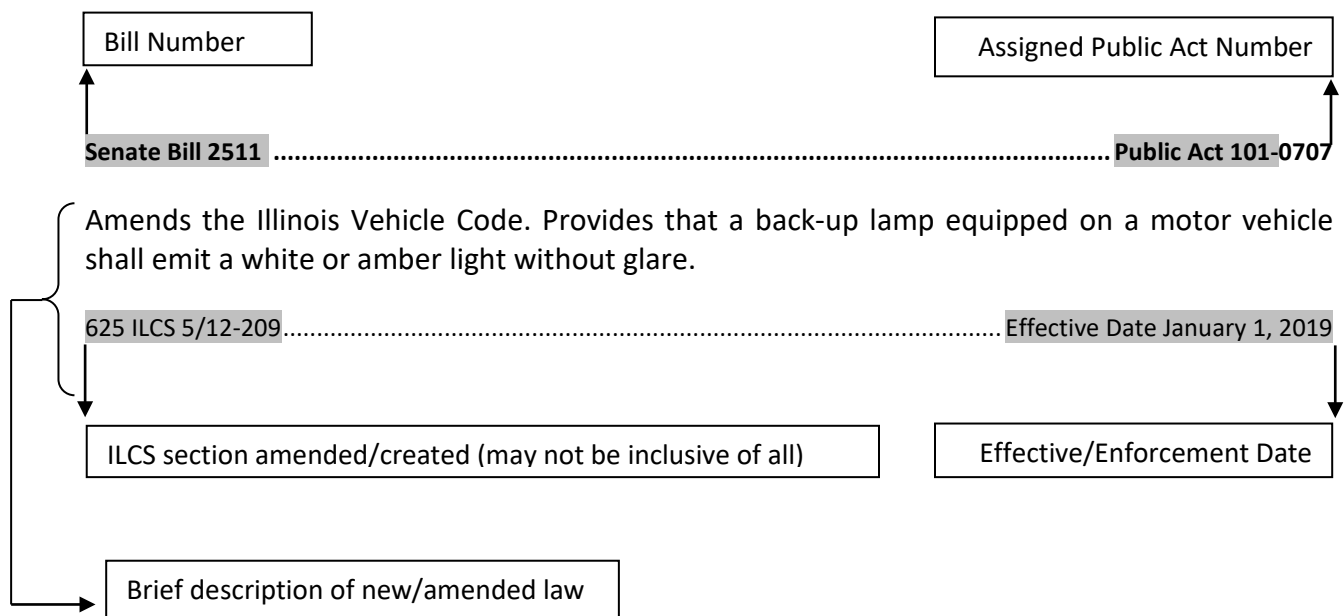
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The 101st General Assembly 2019 Spring Session Legislative Update is designed as a briefing concerning law enforcement and other state agency related legislation. **DO NOT take enforcement action based solely upon the description of any new laws or 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). You are encouraged to view the full public act and all current Compiled Statutes at <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.

Each entry should be read as follows:





Christopher Lambert
EOW: January 12, 2019



Brooke Jones-Story
EOW: March 28, 2019



Gerald W. Ellis
EOW: March 30, 2019



Nicholas J. Hopkins
EOW: August 23, 2019

CHAPTER 5

GENERAL PROVISIONS

Senate Bill 1699 Public Act 101-433
Amends the Freedom of Information Act. Follow-up legislation to Public Act 100-927. Prohibits, with exceptions, a law enforcement agency from publishing booking photographs on its social networking website (instead of its social media website). Provides that "social networking website" has the meaning provided in the Right to Privacy in the Workplace Act. Adds the same restrictions to the State Records Act.
5 ILCS 140/2.15, 160/4a Effective Date August 20, 2019

Senate Bill 1712 Public Act 101-434
Amends the Freedom of Information Act. Exempts from disclosure a public body's credit card numbers, debit card numbers, bank account numbers, Federal Employer Identification Number, security code numbers, passwords, and similar account information, the disclosure of which could result in identity theft or impression or defrauding of a governmental entity or a person.
5 ILCS 140/7 Effective Date January 1, 2020

House Bill 1637 Public Act 101-019
Creates the Keep Illinois Families Together Act. Provides that on or after the effective date of the Act, no law enforcement agency or official may enter into or remain in an agreement with U.S. Immigration and Customs Enforcement under a federal delegated authority program. Provides that nothing shall preclude a law enforcement official from otherwise executing that official's duties in ensuring public safety.
5 ILCS 835 Effective Date June 21, 2019

CHAPTER 10

ELECTIONS

Senate Bill 2090 Public Act 101-442
Amends the Election Code. Provides each election authority shall collaborate with the county jail within the jurisdiction of the election authority to facilitate voting by mail for voters eligible to vote in the county who are confined or detained in the county jail. Provides that in a county with a population of 3,000,000 or more, the election authority in the county shall establish a temporary branch-polling place in the county jail. Amends the Counties Code. Provides that

each election authority shall collaborate with the county jail within the jurisdiction of the election authority to facilitate voter registration for voters eligible to vote in that county who are confined or detained in the county jail. Amends the Unified Code of Corrections. Provides that upon release of a person who is eligible to vote, the Department of Corrections shall provide the person with a specified form that informs him or her that his or her voting rights have been restored. Amends the Unified Code of Corrections and Counties Code. Provides that upon discharge from a county jail or release from the Department of Corrections, a person shall be provided with a voter registration form. Provides that the Department, each county jail, and each county probation office shall provide an individual in its custody with specified information on voting rights.

10 ILCS 5/19-2.3, 55 ILCS 5/3-15003.3-4 and 730 ILCS 5/3-2-2.3.... Effective Date January 1, 2020

CHAPTER 15

EXECUTIVE OFFICERS

House Bill 808 Public Act 101-232
Amends the Illinois Identification Card Act. Reduces the fee for original, renewal, and duplicate standard Illinois Identification Cards issued to persons under 18 years of age from \$10 to \$5.
15 ILCS 335/12 Effective Date January 1, 2020

CHAPTER 20

EXECUTIVE BRANCH

Senate Bill 1136 Public Act 101-540
Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois. The Department shall conduct an annual presentation regarding the programs regarding programs created by the Department that were developed and implemented to increase the number of qualified employees with disabilities working in the State, and each State agency shall designate one or more persons with hiring responsibilities to attend the presentation.
20 ILCS 405/405-122 Effective Date August 23, 2019

Senate Bill 726..... Public Act 101-533
 Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois. Each State agency with 1,500 employees or more shall, and each executive branch constitutional officer may, offer at least one position per year to be filled by a person with a disability, as defined by the federal Americans with Disabilities Act, through an established trainee program.
 20 ILCS 415/17bEffective Date August 23, 2019

Senate Bill 1915 Public Act 101-378
 Amends the Department of State Police Law of the Civil Administrative Code of Illinois. Provides that the Office of the Director of State Police (rather than the DOA) shall: (1) exercise the rights, powers, and duties vested in the Department of State Police by the Governor's Office of Management and Budget Act; (2) exercise the rights, powers, and duties vested in the Department by the Personnel Code; and (3) exercise the rights, powers, and duties vested in the Department by the Fiscal Control and Internal Auditing Act. Changes the Division of Administration to the Division of Justice Services. Provides that the Division of Justice Services (rather than the Division of Forensic Services) shall exercise the rights, powers, and duties vested by law in the Department by the Criminal Identification Act.
 20 ILCS 2605/2605-25, 40, 45 Effective Date January 1, 2020

Senate Bill 1890 Public Act 101-018
 Creates the Lodging Establishment Human Trafficking Recognition Training Act. Requires hotels and motels to train employees in the recognition of human trafficking and protocols for reporting observed human trafficking to the appropriate authority. Provides that the Department of Labor shall develop the curriculum for the training. Provides that beginning June 1, 2020, a lodging establishment shall provide its employees with training in the recognition of human trafficking and protocols for reporting observed human trafficking to the appropriate authority. Provides that the Department shall develop and publish the human trafficking recognition training program by July 1, 2020. Amends the Department of State Police Law of the Civil Administrative Code of Illinois. Provides that the Director of State Police shall conduct or approve a training program in the detection and investigation of all forms of human trafficking, including, but not limited to "involuntary servitude", "involuntary sexual servitude of a minor", and "trafficking in persons" and that the program shall be made available to all cadets and state police officers. In the amendatory changes to the Illinois Police Training Act, provides that the curriculum of police training schools shall include training in the detection and investigation of all forms of human trafficking. Amends the Criminal Code of 2012, provides that a company is criminally liable for trafficking in persons when the company knowingly benefits, financially or by receiving anything of value, from participation in a venture that has engaged in an act of involuntary servitude or involuntary sexual servitude of a minor.
 20 ILCS 2605/2605-99, 50 ILCS 705/10.23
 720 ILCS 5/3-6, 10-9, 735 ILCS 5/13-225..... Effective Date June 20, 2019

Senate Bill 482..... Public Act 100-306
Amends the Department of State Police Law of the Civil Administrative Code of Illinois. Repeals a Cyber Gang Unit pilot program created in the Lake County Metropolitan Enforcement Group and the Cook County Sheriff's Office.

20 ILCS 2605/2605-580 rep.....Effective Date August 9, 2019

House Bill 2766 Public Act 101-375
Creates the First Responders Suicide Prevention Act. Provides that an emergency services provider, law enforcement agency, or collective bargaining organization shall ensure that peer support advisors receive appropriate training in counseling to conduct peer support counseling sessions. Provides that emergency services personnel and public safety personnel may refer any person to a peer support advisor within the emergency services provider or law enforcement agency, or if those services are not available within the agency, to another peer support counseling program that is available and approved by the emergency services provider or law enforcement agency. Creates the First Responders Suicide Task Force to pursue recommendations to help reduce the risk and rates of suicide among first responders, along with developing a mechanism to help reduce the risk and rates of suicide among first responders. Provides that the Department of State Police shall provide administrative support for the Task Force, and if the subject matter is either sensitive or classified, the Task Force may hold the hearings in private. Provides that the Task Force shall issue a final report to the General Assembly on or before December 31, 2020 and, one year after filing of its report, it is dissolved. Amends the Department of State Police Law of the Civil Administrative Code of Illinois, Illinois Police Training Act, and the Illinois Fire Protection Training Act to require training programs for police and firefighters to recognize signs of work-related cumulative stress and other related issues that may lead to suicide and offer appropriate solutions for intervention. In the amendatory changes to the Department of State Police Law of the Civil Administrative Code of Illinois, provides that the Department of State Police shall not make possession of a Firearm Owner's Identification Card a condition of continued employment if the State Police officer's Firearm Owner's Identification Card is revoked or seized because the State Police officer has been a patient of a mental health facility and the State Police officer has not been determined to pose a clear and present danger to himself, herself, or others as determined by a physician, clinical psychologist, or qualified examiner.

20 ILCS 2605/2605-610 (numerous others).....Effective Date August 16, 2019

House Bill 124 Public Act 101-374
Amends the State Police Act. Provides that persons appointed to be a Department of State Police officer shall, at the time of their appointment, be not less than 21 years of age, or 20 years of age and have successfully completed an associate's degree or 60 credit hours at an accredited college or university (rather than 2 years of law enforcement studies at an accredited college or university).

20 ILCS 2610/9 Effective Date January 1, 2020

House Bill 2028 Public Act 101-028
Amends the State Police Act. Provides that the Department of State Police shall pay directly or reimburse, up to a maximum of \$20,000 (rather than \$10,000) the burial expenses of each State police officer who is killed in the line of duty after June 30, 2018. Amends the Line of Duty Compensation Act. Provides that a burial benefit of up to a maximum of \$20,000 (rather than \$10,000) shall be payable to the surviving spouse or estate of a law enforcement officer or fireman who is killed in the line of duty after June 30, 2018.
20 ILCS 2610/12.2 & 820 ILCS 315/3.5 Effective Date January 1, 2020

Senate Bill 3136 Public Act 100-1130
Amends the State Police Act. Provides any person employed by the Department of State Police who tests positive in accordance with established Departmental drug testing procedures for any substance prohibited by the Cannabis Control Act may (rather than shall) be discharged from employment.
20 ILCS 2610/12.5 Effective Date November 27, 2018

Senate Bill 1987 Public Act 100-1186
Amends the State Police Act. Provides that the Department of State Police shall provide an appropriate level of training for its officers concerning the Health Care Violence Prevention Act. Amends the Health Care Violence Prevention Act. In provisions requiring that an institution or facility provide at least one guard trained in escort and custody of high-risk committed persons, provides that the custodial agency shall attest to such training through the Department of Corrections, Department of Juvenile Justice, or Department of State Police (currently, Department of Corrections or Department of State Police).
20 ILCS 2610/45 and 210 ILCS 160/30 Effective Date April 5, 2019

Senate Bill 482..... Public Act 101-306
Amends provisions of the Criminal Identification Act regarding a pilot program to waive fees in Cook County for filing certain petitions to expunge or seal records. Changes the date on which the program becomes inoperative from January 1, 2019 to January 1, 2021.
20 ILCS 2630/5.2 Effective Date August 9, 2019

CHAPTER 30

FINANCE

House Bill 142 Public Act 101-030
Creates the Rebuild Illinois Capital Financing Program of 2019. Amends the General Obligation Bond Act. Increases the amount of bonded indebtedness authorized to \$78,256,839,969 from

\$57,717,925,743, and specifies the uses for which the additional moneys may be used. Expands the Funds used to determine the debt limit to include the Fund for the Advancement of Education, the Commitment to Human Services Fund, and the Budget Stabilization Fund (currently, the General Revenue Fund, the Common School Fund, the General Revenue Common School Special Account Fund, and the Education Assistance Fund). Creates the Mass Transportation Bond Fund. Amends the Build Illinois Bond Act. Increases the amount of bonded indebtedness authorized to \$9,484,681,100 from \$6,246,009,000, and specifies the uses for which the additional moneys may be used. Amends the State Finance Act and the Regional Transportation Authority Act.

30 ILCS Numerous Effective Date June 28, 2019

Senate Bill 262..... Public Act 101-007
Makes various appropriations and re-appropriations for specified purposes. Amends Public Act 100-586 by changing and adding various appropriations and re-appropriations. Provides that specified appropriations may be used for prior year costs. Provides that specified appropriations shall be used for all costs incurred before July 1, 2019. Some provisions are effective immediately; some provisions are effective July 1, 2019; also contains other effective date provisions.

\$ FY 20 Appropriation Effective Date June 5, 2019

Senate Bill 1814 Public Act 101-010
Creates the FY2020 Budget Implementation Act. Provides that the purpose of the Act is to make the changes in State programs that are necessary to implement FY2020 budget recommendations.

30 ILCS numerous Effective Date June 5, 2019

House Bill 2936 Public Act 101-148
Amends the Illinois False Claims Act. Creates the State Whistleblower Reward and Protection Fund as a fund to be held outside of the State Treasury with the State Treasurer as custodian. Creates the Attorney General Whistleblower Reward and Protection Fund and the State Police Whistleblower Reward and Protection Fund as special funds in the State Treasury. Provides for the allocation of specified amounts, regardless of appropriation, from the State Whistleblower Reward and Protection Fund into the Attorney General Whistleblower Reward and Protection Fund and the State Police Whistleblower Reward and Protection Fund. Amends the State Finance Act to provide for the Attorney General Whistleblower Reward and Protection Fund and the State Police Whistleblower Reward and Protection Fund. Repeals the Whistleblower Reward and Protection Fund as a special fund in the State Treasury. Amends the Public Corruption Profit Forfeiture Act to make conforming changes.

30 ILCS 105/5.891 and 893 Effective Date July 26, 2019

CHAPTER 35

REVENUE

Senate Bill 689..... Public Act 101-009
Amends the Use Tax Act and the Service Use Tax Act. Contains provisions concerning marketplace facilitators. Extends the Manufacturing Machinery and Equipment Exemption to production related tangible personal property. Creates a credit for taxpayers who have been awarded a data center certificate of exemption. Provides that the amount of the income tax credit shall be 20% of the wages paid during the taxable year to a full-time or part-time employee of a construction contractor employed by a certified data center. Amends the Illinois Income Tax Act. Creates a deduction for trusts and estates for certain excess business losses. Creates an addition modification for corporations for certain foreign derived income. Creates a New Construction EDGE Credit based on the incremental income tax attributable to laborers or workers employed at construction sites associated with EDGE projects.
35 ILCS numerous Effective Date June 5, 2019

Senate Bill 1939 Public Act 101-032
Amends the Use Tax Act, the Service Use Tax Act, the Service Occupation Tax Act, and the Retailers' Occupation Tax Act. Provides that a specified percentage of the net revenue generated from sales of motor fuel and gasohol shall be deposited into the Road Fund. Amends the Motor Fuel Tax Law. Provides that the tax imposed on motor fuel shall be at the rate of 38 cents per gallon. Provides that the tax imposed on diesel shall be 7.5 cents per gallon. Makes changes concerning the distribution of proceeds.
35 ILCS numerous Effective Date June 28, 2019

CHAPTER 50

LOCAL GOVERNMENT

House Bill 51 Public Act 101-224
Provides that the amendatory Act may be referred to as the Peter Mendez Act. Amends the Illinois Police Training Act. Provides that curriculum for probationary police officers curriculum shall also include specified instruction in trauma-informed responses designed to ensure the physical safety and well-being of a child of an arrested parent or immediate family member.
50 ILCS 705/7 Effective Date August 9, 2019

House Bill 2767 Public Act 101-215
Amends the Illinois Police Training Act. Provides that the curriculum for police officer training schools shall include recognizing signs and symptoms of work-related cumulative stress, issues that may lead to suicide, and solutions for intervention with peer support resources. Provides that the minimum in-service training requirements, which a police officer must satisfactorily complete every 3 years, shall include officer wellness. Provides that the Illinois Law Enforcement Training Standards Board shall create, develop, or approve an in-service course addressing issues of officer wellness and suicide prevention. Provides that the course shall include instruction on job-related stress management techniques, skills for recognizing signs and symptoms of work-related cumulative stress, recognition of other issues that may lead to officer suicide, solutions for intervention, and a presentation on available peer support resources.
50 ILCS 705/10.23 Effective Date January 1, 2020

Senate Bill 2148 Public Act 101-577
Amends the Illinois Police Training Act. Amends the Law Enforcement Intern Training Act. Creates the Correctional Officer Intern Program. To be eligible to participate, the person must meet the minimum criteria established by the Illinois Law Enforcement Training Standards Board that includes, but is not limited to, physical fitness standards, educational standards, psychological standards, being at least 21 years of age, of good character, and not convicted of a felony offense or other crime involving moral turpitude under the laws of this State or any other State that, if convicted in this State, would be punishable as a felony or a crime of moral turpitude. Provides that the Board shall require correctional interns to undertake, at a minimum, the same training requirements as established for correctional officers. Provides that the Board certificate reserved for correctional officers shall not be awarded until the correctional intern is employed, has successfully completed the State certification exam, and meets the requirements.
50 ILCS 708/5, 10, 15, 20, 22, 23 25.....Effective Date August 23, 2019

House Bill 2591 Public Act 101-187
Amends the Illinois Police Training Act. Requires denial to an applicant for admission to a certified academy or decertification of a full-time or part-time police officer if the person has entered a plea guilty to a felony or certain specified misdemeanor offenses. Provides that the Illinois Law Enforcement Training Standards Board's investigators are peace officers and have all the powers possessed by policemen in cities and by sheriffs, and these investigators may exercise those powers anywhere in the State. Provides that an investigator shall not have peace officer status or exercise police powers unless he or she successfully completes the basic police training course mandated and approved by the Board or the Board waives the training requirement because of the investigator's prior law enforcement experience, training, or both. Provides that the Board shall not waive the training requirement unless the investigator has had a minimum of 5 years' experience as a sworn officer of a local, State, or federal law enforcement agency. Provides that any hiring agency that fails to train a law enforcement officer within this period shall be prohibited from employing this individual in a law enforcement capacity for one year from the date training was to be completed. Provides that if

an agency again fails to train the individual a second time, the agency shall be permanently barred from employing this individual in a law enforcement capacity.

50 ILCS 708/6, 6.1, 10.2 Effective Date January 1, 2020

House Bill 2708 Public Act 101-266

Amends the Missing Persons Identification Act. Provides that the law enforcement agency may attempt to gather at the time of the missing person report: (1) a DNA sample of the missing person; and (2) a DNA reference sample created from family members DNA samples for submission to the Department of State Police or a National Missing and Unidentified Persons System (NamUs) partner laboratory. Provides that if the person identified in the missing person report remains missing after 30 days, but not more than 60 days, the law enforcement agency may generate a report of the missing person within NamUs, and the law enforcement agency may attempt to obtain the additional information and materials that have not been received. Provides that the law enforcement agency may attempt to obtain a DNA sample from the missing person or a DNA reference sample created from family members DNA samples for submission to the Department of State Police or a NamUs partner laboratory. Provides that samples collected for DNA analysis may be submitted to a NamUs partner laboratory or other resource where DNA profiles are entered into local, State, and national DNA Index Systems within 60 days. Provides that the responsible law enforcement agency may make a NamUs report on the missing person within 60 days after the report of the disappearance of the missing person.

50 ILCS 722/5, 10 Effective Date January 1, 2021

CHAPTER 55

COUNTIES

Senate Bill 1114 Public Act 101-200

Amends the Counties Code. Provides that if a county finds that an imminent hazard to the public health or safety exists arising from an unfit condition which requires immediate action to protect the public health or safety, it may bring an action, without bond, for immediate injunctive relief, including causing the removal of unhealthy or unsafe accumulations or concentrations of the following: garbage; organic materials in an active state of decomposition, including, but not limited to, carcasses, food waste, or other spoiled or rotting materials; human or animal waste; debris; or other hazardous, noxious, or unhealthy substances or materials from a structure or property. Provides that a county may file a notice of lien for the cost and expense of actions taken. Limits the provisions to residential property of 1 acre or less. Adds provisions requiring the county to file with the circuit court a petition for an order authorizing the abatement of the condition that is causing the threat to health or safety, including provisions concerning notice and hearing regarding the petition. Makes other changes

55 ILCS 5/5-1121 Effective Date January 1, 2020

House Bill 909 Public Act 101-236
 Amends the Children's Advocacy Center Act. Provides that consent is not required for a forensic interview to be electronically recorded and that failure to record does not render a forensic interview inadmissible. Provides that a forensic interview, an electronic recording, or a transcription of an interview or electronic recording is confidential and exempt from public inspection and copying and may only be viewed by a court, attorneys, investigators, or experts for the purpose of judicial and administrative hearings and shall not be disseminated except pursuant to a court's protective order. Provides that nothing in the Act shall be construed to limit or prohibit electronically recorded forensic interviewing in accordance with provisions concerning surveillance and investigations in the Criminal Code of 2012 and Code of Criminal Procedure of 1963. Adds a definition and modifies a definition. Amends the Freedom of Information Act making conforming changes. Defines a "forensic interview transcription" as a verbatim transcript of a forensic interview for translating the interview into another language.
 55 ILCS 80/4.5, 2.5, 5 ILCS 140/7.5 Effective Date January 1, 2020

CHAPTER 105

SCHOOLS

Senate Bill 1658 Public Act 101-413
 Amends the School Code. Provides that, subject to appropriation or private donations, the State Board of Education shall award grants to school districts to support school safety and security. Provides that grant funds may be used for school security improvements, including professional development, safety-related upgrades to school buildings, equipment, including metal detectors and x-ray machines, and facilities, including school-based health centers. Requires the State Board to prioritize the distribution of grants to school districts designated as Tier 1 or Tier 2 under the evidence-based funding formula.
 105 ILCS 5/2-3.176 Effective Date January 1, 2020

Senate Bill 1941 Public Act 101-438
 Amends the School Code. Establishes the Safe Schools and Healthy Learning Environments Grant Program and grants under the program. Sets forth requirements for grant applicants and provisions for the distribution of funds appropriated for the program. Requires the State Board of Education to issue a yearly report on the results of the program in cooperation with school districts participating in the program. Provides that the State Board may adopt any rules necessary for the program. Grant funds may not be used to increase the use of school-based law enforcement or security personnel. Nothing shall prohibit school districts from involving law enforcement personnel when necessary and allowed by law.
 105 ILCS 5/2-3.176 Effective Date August 20, 2019

Senate Bill 456..... Public Act 101-531
 Amends the School Code. Provides that, every 2 years, each school district must review all existing policies and procedures concerning sexual abuse investigations at schools to ensure consistency with policies adopted under the School Code. Provides that, as a condition of employment, each school board must consider the status of a person who has been issued an indicated finding of abuse or neglect of a child by the Department of Children and Family Services under the Abused and Neglected Child Reporting Act or by a child welfare agency of another jurisdiction. Changes the definition of "alleged incident of sexual abuse". Makes changes to what a school must comply with after an alleged incident of sexual abuse is accepted for investigation by the Department of Children and Family Services or a law enforcement agency and while the investigations are being conducted by the local multidisciplinary team. With regard to the Personnel Record Review Act, provides that certain disclosure requirements under the Act do not apply to a school district who is sharing information related to an incident or an attempted incident of sexual abuse or severe physical abuse. Makes other changes.

105 ILCS 5/10-20.69, 21.9, 23.12Effective Date August 23, 2019

Senate Bill 1371 Public Act 101-548
 Amends the School Code. Door security locking means. "Door security locking means" means a door locking means intended for use by a trained school district employee in a school building for the purpose of preventing ingress through a door of the building. A school district may install a door security locking means on a door of a school building to prevent unwanted entry through the door. Local law enforcement officials and the local fire department must be notified of the location of any door security locking means and how to disengage it. Any specific tool needed to disengage the door security locking means from the outside of the room must, upon request, be made available to local law enforcement officials and the local fire department.

105 ILCS 5/10-20.69, 34-18.61.....Effective Date August 23, 2019

House Bill 2982 Public Act 101-072
 Amends the School Code. With regard to criminal history records checks and checks of the Statewide Sex Offender Database and Statewide Murderer and Violent Offender Against Youth Database, provides that if a criminal history records check or check of the Statewide Sex Offender Database or Statewide Murderer and Violent Offender Against Youth Database is performed by a regional superintendent for an applicant seeking employment as a substitute teacher with a school district, the regional superintendent may disclose to the State Board of Education whether the applicant has been issued a certificate based on those checks. Provides that if the State Board receives information on an applicant, then it must indicate in the Educator Licensure Information System for a 90-day period that the applicant has been issued or has not been issued a certificate.

105 ILCS 5/10-21.9, 34-18.5.....Effective Date July 12, 2019

House Bill 2627 Public Act 101-478
 Amends the School Code. Provides that, before detaining and questioning a student on school grounds who is under 18 years of age and who is suspected of committing a criminal act, a law enforcement officer, school resource officer, or other school security personnel must comply with certain requirements; defines "school grounds". Provides that the requirements do not limit the authority of a law enforcement officer to make an arrest on school grounds and do not apply to specified circumstances that would cause a reasonable person to believe that urgent and immediate action is necessary. Provides that, before detaining and questioning a student on school grounds who is under 18 years of age and who is suspected of committing a criminal act, a law enforcement officer, school resource officer, or other school security personnel must, among other requirements, (i) make reasonable efforts to ensure that the student's parent or guardian or school personnel is present during the questioning and (ii) if practicable, make reasonable efforts to ensure that a law enforcement officer trained in promoting safe interactions and communications with youth is present during the questioning.
 105 ILCS 5/22-85Effective Date August 23, 2019

House Bill 1561 Public Act 101-455
 Amends the Counties Code. Provides that counties may impose a tax to be used exclusively for school facility purposes, school resources officers, or mental health professionals (rather than exclusively for school facility purposes). Adds referendum language to levy, reduce, or discontinue the tax. Amends the Innovation Development and Economy Act and the School Construction Law to make conforming changes. Amends the School Code to make conforming changes and to provide that if a school district having a population of less than 500,000 inhabitants determines that it is necessary for school security purposes and the related protection and safety of pupils and school staff to hire a school resource officer or that personnel costs for school counselors, mental health experts, or school resource officers are necessary, the district may levy a tax or issue bonds as provided under a provision in the Code authorizing a school board to levy a tax or to borrow money and issue bonds for fire prevention, safety, energy conservation, accessibility, school security, and specified repair purposes if funds are not needed for those other purposes. Amends the School Safety Drill Act. Provides that each school district must implement a threat assessment procedure that may be part of a school board policy on targeted school violence prevention. Provides that a regional behavioral threat assessment and intervention team utilized by a school district must include mental health professionals and representatives from State, county, and local law enforcement agencies.
 105 ILCS 128/45Effective Date August 26, 2019

CHAPTER 110

HIGHER EDUCATION

Senate Bill 482..... Public Act 101-306
Amends the Higher Education Student Assistance Act. Repeals provision in the Higher Education Student Assistance Act concerning a forensic science grant program.
110 ILCS 947/65.80 rep.....Effective Date August 9, 2019

CHAPTER 210

HEALTH FACILITIES

Senate Bill 1258 Public Act 101-320
Amends the Emergency Medical Services (EMS) Systems Act. Provides that covered vehicle service provider personnel who treat and either release or transport to a health care facility an individual experiencing a suspected or an actual opioid overdose shall document in the patient's care report the date and time of the overdose, the location in latitude and longitude where the overdose victim was initially encountered, whether one or more doses of an opioid overdose reversal drug was administered, and whether the overdose was fatal or nonfatal when the overdose victim was initially encountered and during the transportation of the victim to a health care facility. Provides that a covered vehicle service provider shall also provide the information to a specified mapping application. Provides that the information documented by a covered vehicle service provider shall not be used in an opioid use-related criminal investigation or prosecution of the individual treated by the covered vehicle service provider personnel. Exempts from civil or criminal liability all covered vehicle service providers and covered vehicle service provider personnel who report the information in good faith. Amends the State Mandates Act to require implementation without reimbursement by the State.
210 ILCS 50/3.233.Effective Date August 9, 2019

CHAPTER 225

PROFESSIONS, OCCUPATIONS, AND BUSINESS OPERATIONS

House Bill 3631 Public Act 101-112
Amends the Child Care Act of 1969. Provides that, for applicants with access to confidential financial information or who submit documentation to support billing, the Department of Children and Family Services may, in its discretion, deny or refuse to renew a license to an applicant (rather than no applicant may receive a license from the Department or a child care facility licensed by the Department) who has been convicted of committing or attempting to commit any of the following felony offenses: financial institution fraud; identity theft; financial exploitation; computer tampering; aggravated computer tampering; computer fraud; deceptive practices; forgery; State benefits fraud; mail fraud and wire fraud; and theft.
225 ILCS 10/4.2 Effective Date July 19, 2019

Senate Bill 1965 Public Act 101-176
Amends the Health Care Worker Background Check Act. Provides that workforce intermediaries and organizations providing pro bono legal services may initiate a fingerprint-based criminal history record check if a conditional offer of employment has not been made and a background check has not been previously conducted for an individual who has a disqualifying conviction and is receiving services from a workforce, intermediary or an organization providing pro bono legal services. Defines the terms "workforce intermediaries" and "pro bono legal service organizations".
225 ILCS 46/33, 40 Effective Date July 31, 2019

CHAPTER 230

GAMING

Senate Bill 690..... Public Act 101-031
Creates the Leveling the Playing Field for Illinois Retail Act. Provides that the Department of Revenue shall establish standards for the certification of certified service providers and certified automated systems. Creates the Parking Excise Tax Act. Imposes a tax on the privilege of using a parking space in a parking area or garage for the use of parking one or more motor vehicles.

Amends the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois to require the Department of Commerce and Economic Opportunity to issue certificates of exemption from the Retailers' Occupation Tax Act, the Use Tax Act, the Service Use Tax Act, and the Service Occupation Tax Act, all locally imposed retailers' occupation taxes administered and collected by the Department, the Chicago non-titled Use Tax, the Electricity Excise Tax Act, and a credit certification against certain taxes imposed under the Illinois Income Tax Act to qualifying Illinois data centers. Amends the Illinois Income Tax Act, Use Tax Act, Service Use Tax, and Service Occupation Tax Act to make conforming changes. Amends the Retailers' Occupation Tax Act to make conforming changes and to provide that specified remote retailers are liable for all applicable State and locally imposed retailers' occupation taxes on all retail sales to Illinois purchasers. Amends the Cigarette Tax Act and Cigarette Use Tax Act. Imposes a tax upon any person engaged in business as a retailer of cigarettes at the rate of 149 mills per cigarette sold or otherwise disposed of in the course of such business (rather than the aggregate tax rate of 99 mills), which shall be distributed each month into the Capital Projects Fund. Creates the Illinois Works Jobs Program Act. Establishes the Illinois Works Preapprenticeship Program with the goal of creating a network of community-based organizations throughout the State that will recruit, prescreen, and provide preapprenticeship skills training. Provides that contractors and subcontractors may receive bid credits for employing apprentices who have completed the program. Creates the Illinois Works Apprenticeship Initiative. Provides that the goal of the initiative is that, for public works projects, apprentices will perform either 10% of the total labor hours actually worked in each prevailing wage classification or 10% of the estimated labor hours in each prevailing wage classification, whichever is less. Amends the Prevailing Wage Act to require contractors and subcontractors who participate in public works to report each worker's skill level. Creates the Sports Wagering Act. Authorizes sports wagering: by an organization licensee under the Illinois Horse Racing Act of 1975; by an owners licensee under the Illinois Gambling Act; and at or within a 5-block radius of a sports facility. Authorizes the Board to issue 3 online sports wagering operator licenses pursuant to an open and competitive selection process. Includes provisions for licensing sports governing bodies for providing official league data to be used for tier 2 sports wagers. Creates a Lottery sports wagering pilot program. Creates the State Fair Gaming Act. Authorizes video gaming at the Illinois State Fair and the DuQuoin State Fair by a concessioner licensed by the Illinois Gaming Board. Amends the Illinois Horse Racing Act of 1975 and the Riverboat Gambling Act to authorize electronic gaming at racetracks; makes conforming changes in various Acts. Further amends the Illinois Horse Racing Act of 1975. Makes various changes concerning Illinois Racing Board members. Indefinitely extends the authorization for advance deposit wagering. Authorizes the construction of a new racetrack limited to standardbred racing in Cook County. Further amends the Riverboat Gambling Act. Changes the short title to the Illinois Gambling Act; amends various Acts to make corresponding changes. Adds additional owners licenses, one of which authorizes the conduct of casino gambling in the City of Chicago. Increases the number of gaming positions for existing owners licensees. Makes various changes concerning Illinois Gaming Board members. Makes changes in provisions concerning the admission tax and privilege tax. Amends the Video Gaming Act to increase the amount of maximum wagers, to increase the number of terminals licensees may have on their premises, to add provisions restricting licenses in malls, to add provisions

concerning licensed large truck stop establishments, and to increase the terminal tax. Amends the State Finance Act to create various special funds in the State treasury. Makes other changes.

35 ILCS 230 numerousEffective Date June 28, 2019; some provisions January 1, 2020

House Bill 3334 Public Act 101-109
Amends the Illinois Horse Racing Act of 1975. Provides that inter-track wagering or simulcast wagering shall not be conducted by an inter-track wagering location licensee at any location within 100 feet of an existing church or school. In provisions amending the Raffles and Poker Runs Act, provides that the definition of "raffles" also does not include certain games under the Riverboat Gambling Act and the Video Gaming Act. Makes other changes.

230 ILCS 5/26Effective Date July 19, 2019

Senate Bill 1917 Public Act 101-360
Amends the Raffles and Poker Runs Act. Changes references to "statewide associations that represent law enforcement officials" to "associations that represent law enforcement officials" in provisions concerning licensing and raffles by law enforcement agencies and statewide associations that represent law enforcement officials.

230 ILCS 15/2, 9 Effective Date January 1, 2020

Senate Bill 1246 Public Act 101-318
Amends the Video Gaming Act. Provides that the Illinois Gaming Board shall provide written notice of an alleged violation of provisions concerning the use of a video terminal by a minor to establishments licensed to conduct video gaming within 15 days after the alleged occurrence of the violation. Provides that the Board shall establish a policy and standards for compliance operations to investigate whether an establishment licensed to conduct video gaming is permitting any person under the age of 21 years to use or play a video gaming terminal in violation of the Act or furnishing alcoholic liquor to persons under 21 years of age in violation of the Liquor Control Act of 1934. Requires the Board to adopt emergency and permanent rules concerning the policy and standards for compliance operations. Provides that an establishment licensed to conduct video gaming that is the subject of an enforcement action under these provisions and is found, pursuant to the enforcement action, to be in compliance with the Act shall be notified by the Board that no violation was found within 30 days after the finding.

230 ILCS 40/43, 58, 79.5Effective Date August 9, 2019

CHAPTER 235

LIQUOR

House Bill 2577 Public Act 101-037
Amends the Illinois Liquor Control Act. Provides that inspectors obtained by the Liquor Control Commission shall not be peace officers and shall not exercise any powers of a peace officer. Provides that investigators of the State Commission are peace officers with jurisdiction, including arrest powers, throughout the State. Provides that no investigator shall exercise the powers of a peace officer until he or she has qualified as a peace officer according to the requirements set by the Illinois Law Enforcement Training Standards Board. Requires the Executive Director of the State Commission to authorize each investigator and to issue a distinctive badge and identification. Provides that if any person is shipping alcoholic liquor into the State from a point outside the State in violation of the Act, authorizes the State Commission to issue a cease and desist notice, impose civil penalties, notify the foreign jurisdiction, or file a complaint with the State's Attorney's Office or the Attorney General. Provides that any retailer, caterer retailer, brew pub, special event retailer, special use permit holder, homebrewer special event permit holder, or craft distiller tasting permit holder who knowingly causes alcoholic liquors to be imported directly into the State from outside of the State for the purpose of furnishing, giving, or selling to another, except when having received the product from a duly licensed distributor or importing distributor, shall have his license suspended for 30 days (instead of 7 days) for the first offense. Provides that, upon receipt of a complaint or upon having knowledge that a person is engaged in the business as a manufacturer, importing distributor, distributor, or retailer, the State Commission shall conduct an investigation. Provides that the State Commission may investigate any and all unlicensed activity, may issue cease and desist notices, and may impose civil penalties.
235 ILCS 5/3-4, 3-12 Effective Date July 3, 2019

Senate Bill 1831 Public Act 101-016
Amends the Illinois Liquor Control Act. The bill allows for return of unused, saleable beer from special use permittees and caterers, under certain circumstances. The bill makes a minor change to the maximum dollar amount allowed for permanent outside signs. The bill codifies an existing rule into statute related to consignment sales and service or inspection of draft systems. The bill provides for leasing of certain dispensing equipment for a set period of time. Finally, the bill updates the definition of beer for taxing purposes to include flavored-malt beverages, which had at times been subjected to the higher tax rates of wine and/or spirits.
235 ILCS 5/6-5.5, 6-6.6, 8-1, 8-5 Effective Date June 14, 2019

CHAPTER 320

AGING

House Bill 3065 Public Act 101-496
Amends the Adult Protective Services Act. In a provision concerning face-to-face assessments conducted by a provider agency designated to receive reports of alleged or suspected abuse, neglect, financial exploitation, or self-neglect under the Act, provides that the assessments shall (rather than may) include interviews or consultations regarding the allegations with service agencies, immediate family members, and individuals (rather than with service agencies or individuals) who may have knowledge of the eligible adult's circumstances based on the consent of the eligible adult in all instances, except where the provider agency is acting in the best interest of an eligible adult who is unable to seek assistance for himself or herself and where there are allegations against a caregiver who has assumed responsibilities in exchange for compensation.
320 ILCS 20/5 Effective Date January 1, 2020

CHAPTER 325

CHILDREN

Senate Bill 1778 Public Act 101-564
Amends the Abused and Neglected Child Reporting Act. Organizes the list of mandated reporters under the Act into the following categories of professionals: (i) medical personnel; (ii) social services and mental health personnel; (iii) crisis intervention personnel; (iv) education personnel; (v) recreation or athletic program or facility personnel; (vi) child care personnel; (vii) law enforcement personnel; (viii) funeral home directors; (ix) clergy members; and (x) physicians and other specified medical personnel who provide abortions, abortion referrals, or contraceptives. Provides that persons required to report under the Act must complete an initial mandated reporter training within 3 months of their date of engagement in a professional or official capacity as a mandated reporter, or within the time frame of any other applicable State law that governs training requirements for a specific profession, and at least every 3 years thereafter. Provides that the trainings shall be in-person or web-based, and shall include, at a minimum, information on certain topics, including: (a) indicators for recognizing child abuse and child neglect, as defined under the Act; and (b) responding to a child in a trauma-informed manner. Provides that the mandated reporter training shall be provided through the Department of Children and Family Services, through an entity authorized to provide continuing

education for professionals licensed through the Department of Financial and Professional Regulation, the State Board of Education, the Illinois Law Enforcement Training Standards Board, or the Department of State Police, or through an organization approved by the Department to provide mandated reporter training. Requires the Department of Children and Family Services to make available a free web-based training for reporters.

325 ILCS 5/4, 11.5 and 50 ILCS 705/7 Effective Date January 1, 2020

House Bill 831 Public Act 101-043
Amends the Abused and Neglected Child Reporting Act. Provides that whenever the Department of Children and Family Services receives, by means of its statewide toll-free telephone number established for the purpose of reporting suspected child abuse or neglect or by any other means or from any mandated reporter, a report of suspected abuse or neglect of a child and the child is alleged to have been abused or neglected while receiving care in a hospital, including a freestanding psychiatric hospital licensed by the Department of Public Health, the Department of Children and Family Services shall: (i) notify the Directors of Public Health and Healthcare and Family Services of the report; and (ii) send a copy of the final finding to the Directors of Public Health and Healthcare and Family Services. Provides that the Department of Public Health shall receive information from unfounded reports involving children alleged to have been abused or neglected while hospitalized, including while hospitalized in freestanding psychiatric hospitals licensed by the Department of Public Health, as necessary for the Department of Public Health to conduct its licensing investigation. In a provision that grants the Department of Public Health and other investigative bodies access to records concerning child abuse and neglect reports, removes language that requires the Director of Children and Family Services to approve such access.

325 ILCS 5/4.4c, 7.4, 7.8..... Effective Date January 1, 2020

Senate Bill 1239 Public Act 101-583
Amends the Abused and Neglected Child Reporting Act. Provides that any report received by the Department of Children and Family Services alleging the abuse or neglect of a child by a person who is not the child's parent, a member of the child's immediate family, a person responsible for the child's welfare, an individual residing in the same home as the child, or a paramour of the child's parent shall immediately be referred to the appropriate local enforcement agency for consideration of criminal investigation or other action.

325 ILCS 5/7, 7.3 Effective Date January 1, 2020

CHAPTER 410

PUBLIC HEALTH

House Bill 3038 Public Act 101-073
Amends the Sexual Assault Survivors Emergency Treatment Act. Provides that the Department of Public Health may approve a sexual assault transfer plan for the provision of medical forensic services until January 1, 2022 if: (1) a treatment hospital with approved pediatric transfer has agreed, as part of an areawide treatment plan, to accept sexual assault survivors 13 years of age or older from the proposed transfer hospital, if the treatment hospital with approved pediatric transfer is geographically closer to the transfer hospital than a treatment hospital or another treatment hospital with approved pediatric transfer and such transfer is not unduly burdensome on the sexual assault survivor; and (2) a treatment hospital has agreed, as a part of an areawide treatment plan, to accept sexual assault survivors under 13 years of age from the proposed transfer hospital and transfer to the treatment hospital would not unduly burden the sexual assault survivor. Provides that an areawide treatment plan may include a written agreement with a treatment hospital with approved pediatric transfer that is geographically closer than other hospitals providing medical forensic services to sexual assault survivors 13 years of age or older stating that the treatment hospital with approved pediatric transfer will provide medical services to sexual assault survivors 13 years of age or older who are transferred from the transfer hospital. Provides that if the areawide treatment plan includes a written agreement with a treatment hospital with approved pediatric transfer, it must also include a written agreement with a treatment hospital stating that the treatment hospital will provide medical forensic services to sexual assault survivors under 13 years of age who are transferred from the transfer hospital.

410 ILCS 70 Effective Date July 12, 2019

Senate Bill 2023 Public Act 101-363
Amends the Compassionate Use of Medical Cannabis Pilot Program Act. Removes the word "Pilot" from the Act's short title and the Compassionate Use of Medical Cannabis Pilot Program. Makes conforming changes throughout the Act and statutes. Replaces the defined term "bona fide physician-patient relationship" with "bona fide health care professional-relationship" and makes conforming changes throughout the Act. Provides that specified maladies are debilitating medical conditions. Refers to certifying health care professionals (rather than physicians) throughout the Act. Provides that a certifying health care professional may not engage in fee splitting as prohibited under the Medical Practice Act of 1987. Provides that nothing in the Act shall preclude a certifying health care professional from referring a patient for health services, including certification, under the Act. Provides that a qualifying patient under the age of 18 shall not be prohibited from having up to 3 (instead of 2) designated caregivers. Provides that the Department of Public Health shall establish procedures to permit qualified veterans to participate in the Opioid Alternative Pilot Program. Provides that any

Department-approved quantity waiver process must be made available to qualified veterans. Requires the Department to provide for immediate changes to a registered qualifying patient's designated registered dispensing organization. Provides that the Department of Financial and Professional Regulation shall adopt rules permitting returns, and potential refunds, for damaged or inadequate products. Allows the Department of Financial and Professional Regulation to issue nondisciplinary citations for minor violations which may be accompanied by a civil penalty not to exceed \$10,000 per violation and shall contain specified information. Provides that if the licensee does not dispute the matter in the citation with the Department of Financial and Professional Regulation within 30 days after the citation is served, then the citation shall become final and shall not be subject to appeal. Repeals a provision concerning changing a designated dispensing organization.

410 ILCS 130.....Effective Date August 9, 2019

Senate Bill 455..... Public Act 101-370
Amends the School Code. Provides that a school district, public school, charter school, or nonpublic school must allow a school nurse or school administrator to administer a medical cannabis infused product to a student who is a registered qualifying patient (i) while on school premises, (ii) while at a school-sponsored activity, or (iii) before or after normal school activities, including while the student is in before-school or after-school care on school-operated property or while the student is being transported on a school bus. Provides that a school district, public school, charter school, or nonpublic school may authorize the self-administration of a medical cannabis infused product by a student who is a registered qualifying patient if the self-administration takes place under the direct supervision of a school nurse or school administrator. Before allowing the administration or self-administration of a medical cannabis infused product, requires the parent or guardian of a student who is a registered qualifying patient to provide written authorization for its use, along with a copy of the registry identification card of the student (as a registered qualifying patient) and the parent or guardian (as a registered designated caregiver). Requires the State Board of Education, in consultation with the Department of Public Health, to develop a training curriculum for school nurses and school administrators on the administration of medical cannabis infused products. Provides that prior to the administration of a medical cannabis infused product, a school nurse or school administrator must annually complete the training curriculum and must submit to the school's administration proof of completion of the training. Amends the Compassionate Use of Medical Cannabis Pilot Program Act to provide that a school nurse or school administrator is not subject to arrest, prosecution, or denial of any right or privilege, including, but not limited to, a civil penalty, for administering or assisting a student in self-administering a medical cannabis infused product under the School Code.

410 ILCS 130/25 and 105 ILCS 5/22-33..... Effective Date January 1, 2020

CHAPTER 415

ENVIROMENTAL SAFETY

House Bill 2076 Public Act 101-457
Amends the Environmental Protection Act. Provides that beginning January 1, 2020, no person shall manufacture thermal paper. Provides that no person shall distribute or use any thermal paper for the making of business or banking records. "thermal paper" means paper with bisphenol A added to the coating
415 ILCS 5/22.59Effective Date August 23, 2019

CHAPTER 430

PUBLIC SAFETY

Senate Bill 1139 Public Act 101-080
Amends the Firearm Owners Identification Card Act. Provides that a person who is under 21 years of age may apply for a Firearm Owner's Identification Card without parental consent required if he or she is an active duty member of the United States Armed Forces. Amends the Firearm Concealed Carry Act. Provides that a concealed carry license shall be renewed for a period of 5 years from the date of expiration on the applicant's current license upon the applicant completing the necessary requirements under the Act. Amends the Firearm Dealer License Certification Act. Provides that "retail location" does not include the World Shooting and Recreational Complex. Provides that the provisions of the Act related to the certification of a license do not apply to transfers of firearms to a resident registered competitor or attendee or non-resident registered competitor or attendee by a licensed federal firearms dealer at a competitive shooting event held at the World Shooting and Recreational Complex that is sanctioned by a national governing body.
430 ILCS 65/4, 8, 66/50, 68/5-5,25Effective Date July 12, 2019

Senate Bill 337..... Public Act 100-1178
Creates the Combating Illegal Gun Trafficking Act. Creates the Firearm Dealer License Certification Act. Provides that each Federal Firearms Licensee shall file with the Department of State Police a copy of its license, together with a sworn affidavit indicating that the license presented is in fact its license and that the license is valid. Provides that on or before January 2, 2021, each certified licensee operating a retail location in the State must maintain a video security system and shall maintain video surveillance of critical areas of the business premises,

including, but not limited to, all places where firearms are stored, sold, transferred, or carried, and each entrance and exit. Provides that on or before January 2, 2020, each certified licensee maintaining an inventory of firearms for sale or transfer must be connected to an alarm monitoring system or service that will notify local law enforcement of an unauthorized intrusion into the premises of the licensee where the firearm inventory is maintained. Creates the Gun Trafficking Information Act. Provides that the Department of State Police shall use all reasonable efforts in making publicly available, on a regular and ongoing basis, key information related to firearms used in the commission of crimes in this State, including, but not limited to: reports on crimes committed with firearms, locations where the crimes occurred, the number of persons killed or injured in the commission of the crimes, the state where the firearms used originated, the licensee that sold the firearm, and the type of firearms used.

430 ILCS 68/ Effective Date January 1, 2019

CHAPTER 520

WILDLIFE CODE

House Bill 3623 Public Act 101-444
 Amends the Wildlife Code. Provides that the Department of Natural Resources shall create a pilot program during the special 3-day, youth-only deer hunting season to allow for youth deer hunting permits that are valid statewide, excluding those counties or portions of counties closed to firearm deer hunting. Provides that the Department shall adopt rules to implement the pilot program. Provides that nothing shall be construed to prohibit the Department from issuing Special Hunt Area Permits for the youth-only deer hunting season or establishing, through administrative rule, additional requirements pertaining to the youth-only deer hunting season on Department-owned or Department-managed sites, including site-specific quotas or drawings. Provides that the provision become inoperative on January 1, 2023. Provides that no person shall have in his or her (rather than his) possession any firearm not authorized by administrative rule for a specific hunting season when taking deer. Provides that the Apprentice Hunter License shall be a non-renewable license that shall expire on the March 31 following the date of issuance (rather than a one-time, non-renewable license). Provides that the license shall entitle the licensee to hunt on private property while supervised by a validly licensed resident or nonresident hunter who is 21 years of age or older and to hunt on public property while supervised by a validly licensed resident or nonresident who is 21 years of age or older and has a hunter education certificate.

520 ILCS 5/3.1-5 and 2.26 Effective Date June 1, 2020

Senate Bill 1139 Public Act 101-080
Amends the Wildlife Code. Provides that a current or retired law enforcement officer
authorized by law to possess a concealed firearm shall be exempt from the provisions of the
Code prohibiting possession of those firearms.
520 ILCS 5/3.4b new Effective Date July 12, 2019

CHAPTER 605

ROADS & BRIDGES

House Bill 331 Public Act 101-042
Creates the Expressway Camera Act and provides that the Act may be referred to as the Tamara
Clayton 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 in Cook County. Provides that
images from expressway cameras may be used by any municipal police department, county
sheriff's office, State Police officer, or other law enforcement agency with jurisdiction over the
expressway in Cook County in the investigation of any offense involving the use of a firearm.
Provides that funds needed to conduct the program for use on expressways under the
jurisdiction of the Department of Transportation shall be taken from the Road Fund.
605 ILCS 140/5 Effective Date January 1, 2020

CHAPTER 625

VEHICLE CODE

House Bill 2315 Public Act 101-185
Amends the Illinois Vehicle Code. Allows SOS emails to attorneys and parties to an
administrative hearings to include driver's license numbers; Corrects prior drafting errors
regarding when the phrase "limited term" must appear on Real ID compliant DLs/IDs;Allows
law enforcement agencies, other than SOS, to seize cancelled/revoked/suspended license
plates (currently plates can only be seized by SOS police officers); Brings SOS into compliance
with federal regulation by allowing SOS to refuse/suspend/revoke registration if the applicant
makes a false statement in the registration application, if the applicant is acting on behalf of a
person/entity ineligible for registration or if the applicant/carrier is prohibited by FMSCA from
operating; Allows a driver who surrendered their DL to SOS upon suspension to apply for a

duplicate DL when the suspension terminates (instead of SOS retaining and then mailing the original DL to the driver when the suspension terminates); Per federal regulation, changes effective date (from 2018 to 2021) requiring CDL medical examiners to electronically report medical examination results; Per federal regulation, requires first time applicants for a CDL, an applicant upgrading their class of CDL or an applicant for a school bus, passenger or hazardous material endorsement to complete entry level driver training. Allows SOS to invalidate an ID card upon death, request of ID card holder, if the holder refuses to correct information on the ID card, or for other reasons SOS may set forth in administrative rule.

625 ILCS 5/2-111, 3-704, 6-115, 6-209, 6-500, 6-508.1..... Effective Date January 1, 2020

House Bill 1557 Public Act 101-053
Amends the Illinois Vehicle Code. Provides that the Secretary of State shall provide a pamphlet or post information informing customers of the availability of literacy and English as a second language classes at the Secretary of State Driver Service facilities. Provides that the Secretary may satisfy the requirement by providing the Internet address of a not-for-profit entity offering this information.

625 ILCS 5/2-127.5 Effective Date January 1, 2020

Senate Bill 102..... Public Act 101-395
Amends the State Vehicle Identification Act, the Counties Code, the Toll Highway Act, the Illinois Vehicle Code, and the Automated Traffic Control Systems in Highway Construction or Maintenance Zones Act. Provides that the Secretary of State may authorize the issuance of a digital registration plate to a vehicle in lieu of a set of static, metal registration plates, if the vehicle owner separately purchases the digital registration plate for a particular vehicle. Provides that the Secretary shall work with the vehicle owner and the distributor of the digital registration plates to coordinate the appropriate plate image and registration expiration to appear on the digital registration plate. Provides that one metal plate shall still be issued to the vehicle owner for the front end of the vehicle. Contains provisions governing: the renewal of digital registration plates; suspension and revocation of digital registration plates; and special license plates. Adds "digital registration plates" and "digital registration stickers" to references to "registration plates" and "registration stickers". Provides that the Secretary of State shall consult with law enforcement agencies when considering whether to approve the design of a digital license plate. Provides that the display device must allow for the automated image capture of letters and numbers during daytime and nighttime, including when the vehicle is parked or turned off. Provides that the Secretary of State may adopt rules regarding the images that may appear on digital registration plates. Provides that no image shall appear on a digital registration plate without prior approval of the Secretary.

625 ILCS 5/3 numerous statutes.....Effective Date August 16, 2019

House Bill 2856 Public Act 101-490
Amends the Illinois Vehicle Code. No later than July 1, 2021, the Secretary of State shall implement, manage, and administer an electronic lien and title system that will permit a lienholder to perfect, assign, and release a lien under this Code. The Secretary shall establish by administrative rule the standards and procedures relating to the management and

implementation of the mandatory electronic lien and title system established under this subsection. The Secretary may charge a reasonable fee for performing the services and functions relating to the management and administration of the system. The fee shall be set by administrative rule adopted by the Secretary.

625 ILCS 5/3-100.1 Effective Date January 1, 2020

House Bill 1494 Public Act 101-051

Amends the Illinois Vehicle Code. Provides for the issuance of a 90-day permit to operate a motor vehicle that was donated to a not-for-profit organization for the purpose of donating the motor vehicle to a low-income individual. Provides that no more than 2 permits may be issued for any one vehicle. Provides that a vehicle may be operated with the temporary permit only for specific purposes. Provides that an applicant shall provide proof of the not-for-profit status organization and proof of liability insurance covering the vehicle. Provides that the not-for-profit shall assume all liability for the operation of the vehicle upon accepting the donation. Provides that the vehicle shall meet registration requirements to qualify for a temporary permit. Provides that a copy of the permit shall be kept inside the vehicle at all times. Provides for the issuance of Global War on Terrorism license plates to residents who have earned the Global War on Terrorism Expeditionary Medal. Provides that the surviving spouse of a military service member who has been issued a Global War on Terrorism license plate may retain the plate so long as the spouse is a resident of Illinois and transfers the registration to his or her name within 180 days of the death of the service member. Provides that an individual may reclass his or her registration or plate upon acquiring a Global War on Terrorism license plate without a replacement plate fee or registration sticker cost. Provides that a vehicle owner who has been approved for benefits under the Senior Citizens and Persons with Disabilities Property Tax Relief Act or who is the spouse of such a person shall pay a \$24 registration fee for vehicles displaying a Global War on Terrorism license plate.

625 ILCS 5/3-407.5, 506, 699.17, 802, 806.3 Effective Date July 12, 2019

House Bill 3269 Public Act 101-505

Amends the Alternative Fuels Act. Provides that the Secretary of State may collect user fees for vehicles of the Second Division registered under plate category C. Amends the Illinois Vehicle Code. Provides that a dealer may use a special plate issued to the dealer to transport a vehicle sold to a customer either by towing or by driving the sold vehicle with the special plate attached to the vehicle. Provides that the Secretary may limit the number of special plates authorized that are issued to dealers, manufacturers, or transporters based on factors including, but not limited to, sales of vehicles, revenue, or number of employees. Adds background check and education requirements for applicants for a remittance agent license. Adds requirements for licensure of a new vehicle dealer or a used vehicle dealer. Defines "Buy Here, Pay Here used vehicle dealer" and creates licensure requirements for a Buy Here, Pay Here used vehicle dealer. Provides that the Secretary may create special dealership licenses for entities that specialize in specific types of used motor vehicles that may be based on model, make, age, or other factors that the Secretary deems appropriate. Provides that any owner who is not a manufacturer of the vehicle and chooses to lease a used vehicle for a period of less than 12 months shall ensure that the lessee maintains valid registration and liability insurance and

shall not collect any fees in connection with the registration of the vehicle unless the owner is also a licensed remittance agent.

625 ILCS 5/3-601, 602, 904, 5/5 numerous Effective Date January 1, 2020

Senate Bill 944..... Public Act 101-536
Amends the Illinois Vehicle Code. Adds motorcycles to the types of vehicles for which an eligible applicant may be issued a set of license plates for veterans with disabilities.

625 ILCS 5/3-609 Effective Date January 1, 2020

House Bill 2618 Public Act 101-262
Amends the Illinois Vehicle Code. Provides that, in lieu of receiving registration plates without payment of a fee under the Section authorizing issuance of plates for veterans with disabilities, any veteran who holds proof of a 50% or greater service-connected disability from the United States Department of Veterans Affairs may apply for a military series registration plate in the manner prescribed by the Secretary of State. Provides that, upon the veteran showing proof of the disability, a military series registration plate may be issued to the veteran without fee for the registration of one motor vehicle of the first division or one motor vehicle of the second division weighing not more than 8,000 pounds. In the Section concerning Medal of Honor plates, changes "Congressional Medal of Honor" to "Medal of Honor". Provides that the Secretary, upon receipt of an application made in the form prescribed by the Secretary of State, may issue National Guard license plates to Illinois residents who are current members, former members, or surviving spouses of former members of the Illinois National Guard, or the National Guard of any other State, the Commonwealth of Puerto Rico, or Washington D.C.

625 ILCS 5/3-609.1, 609.3, 621 Effective Date January 1, 2020

Senate Bill 1894 Public Act 101-358
Amends the Illinois Vehicle Code. Provides that children and stepchildren, in addition to the spouse and parents, of a police officer or firefighter who has died in the line of duty maybe issued special license plates.

625 ILCS 5/3-641 Effective Date January 1, 2020

Senate Bill 1183 Public Act 101-376
Amends the Illinois Vehicle Code. Provides that the Police Memorial Committee may use funds derived from the issuance of Police Memorial Committee license plates for the purpose of giving grants (in addition to scholarships) to spouses (in addition to children) of police officers killed in the line of duty.

625 ILCS 5/3-644Effective Date August 16, 2019

Senate Bill 946..... Public Act 101-372
Amends the Illinois Vehicle Code to allow for the issuance of pediatric cancer awareness decals for Universal special license plates by the Department of Human Services. Provides fees for the decals. Creates the Pediatric Cancer Awareness Fund as a special fund in the State treasury.

Provides that money in the Fund shall be paid as grants to the Cancer Center at Illinois for pediatric cancer treatment and research.

625 ILCS 5/3-699.14 Effective Date January 1, 2020

House Bill 2126 Public Act 101-248

Amends the State Finance Act. Creates the Post-Traumatic Stress Disorder Awareness Fund as a special fund in the State treasury. Amends the Illinois Vehicle Code to allow for the issuance of decals for Universal special license plates by K9s for Veterans, NFP. Provides for the original fee, renewal fees, and fee distribution for Universal special license plates with decals issued by the K9s for Veterans, NFP.

625 ILCS 5/3-699.14 Effective Date January 1, 2020

House Bill 2492 Public Act 101-256

Amends the Illinois Vehicle Code to allow for the issuance of decals for Universal special license plates by the International Association of Machinists and Aerospace Workers and its Local Lodge 701. Provides fees for the issuance of the decals. Creates the Guide Dogs of America Fund and the Mechanics Local 701 Training Fund as special funds in the State treasury. Makes corresponding changes in the State Finance Act.

625 ILCS 5/3-699.14 Effective Date January 1, 2020

House Bill 3041 Public Act 101-276

Amends the Illinois Vehicle Code to allow for the issuance of decals for Universal special license plates by the Illinois Department of Human Services. Provides fees for the issuance of the decals. Creates the Theresa Tracy Trot - Illinois CancerCare Foundation Fund as a special fund in the State treasury. Makes a corresponding change in the State Finance Act.

625 ILCS 5/3-699.14 Effective Date August 9, 2019

House Bill 3437 Public Act 101-282

Amends the Illinois Vehicle Code to allow for the issuance of developmental disabilities awareness decals for Universal special license plates by the Department of Human Services. Provides fees for the decals. Creates the Developmental Disabilities Awareness Fund as a special fund in the State treasury. Provides that money in the Fund shall be paid as grants to the Illinois Department of Human Services to fund legal aid groups to assist with guardianship fees for private citizens willing to become guardians for individuals with developmental disabilities but who are unable to pay the legal fees associated with becoming a guardian. Makes a corresponding change in the State Finance Act.

625 ILCS 5/3-699.14 Effective Date January 1, 2020

House Bill 2088 Public Act 101-245

Amends the Illinois Vehicle Code. Provides that the Secretary of State may issue Cold War license plates to Illinois residents that served in the United States Armed Forces between August 15, 1945 and January 1, 1992.

625 ILCS 5/3-699.17 Effective Date January 1, 2020

House Bill 2119 Public Act 101-247
Amends the Illinois Vehicle Code. Provides that the Secretary of State may issue United Nations Protection Force license plates to residents who served in the United Nations Protection Force in Yugoslavia. Provides that the original issuance fee shall be \$15 and the renewal fee shall be \$2.

625 ILCS 5/3-699.17 Effective Date January 1, 2020

House Bill 2669 Public Act 101-481
Amends the Illinois Vehicle Code. Deletes language requiring registration of certain farm wagon type trailers having a fertilizer spreader attachment and farm wagon type tank trailers. Removes the registration fee and existing width and weight restrictions for single unit self-propelled agricultural fertilizer implements.

625 ILCS 5/3-809 Effective Date January 1, 2020

Senate Bill 1934 Public Act 101-572
Amends the Illinois Vehicle Code to provides that no person in the State shall sell at auction a salvage vehicle to a nonresident individual or business licensed in the United States unless the nonresident, in addition to being licensed in another state or jurisdiction, provides a resale tax certificate, if applicable, and one of the following: a National Motor Vehicle Title Information System (NMVTIS) number, federal employer identification number, or government-issued driver's license or passport. Provides that a person in the State shall not sell at auction a salvage vehicle to an out-of-country buyer, unless if the nonresident is licensed in a jurisdiction that is not a state, then the nonresident shall provide to the seller the number of the nonresident's license issued by that jurisdiction and a copy of the nonresident's passport or the passport of an owner or officer of the nonresident entity or a copy of another form of government-issued identification from the nonresident or an owner or officer of the nonresident entity. Provides that an out-of-state salvage vehicle buyer who provides an address outside of the United States shall receive a salvage certificate stamped by the seller with the designation of "For Export Only" at the point of sale for each salvage vehicle purchased and the NMVTIS record shall be designated "EXPORT".

625 ILCS 5/5-301, 302, 803Effective Date August 23, 2019

House Bill 1494 Public Act 101-051
Amends the Illinois Vehicle Code. Provides for the issuance of a 90-day permit to operate a motor vehicle that was donated to a not-for-profit organization for the purpose of donating the motor vehicle to a low-income individual. Provides that no more than 2 permits may be issued for any one vehicle. Provides that a vehicle may be operated with the temporary permit only for specific purposes. Provides that an applicant shall provide proof of the not-for-profit status organization and proof of liability insurance covering the vehicle. Provides that the not-for-profit shall assume all liability for the operation of the vehicle upon accepting the donation. Provides that the vehicle shall meet registration requirements to qualify for a temporary permit. Provides that a copy of the permit shall be kept inside the vehicle at all times. Provides for the issuance of Global War on Terrorism license plates to residents who have earned the Global War on Terrorism Expeditionary Medal. Provides that the surviving spouse of a military

service member who has been issued a Global War on Terrorism license plate may retain the plate so long as the spouse is a resident of Illinois and transfers the registration to his or her name within 180 days of the death of the service member. Provides that an individual may reclass his or her registration or plate upon acquiring a Global War on Terrorism license plate without a replacement plate fee or registration sticker cost. Provides that a vehicle owner who has been approved for benefits under the Senior Citizens and Persons with Disabilities Property Tax Relief Act or who is the spouse of such a person shall pay a \$24 registration fee for vehicles displaying a Global War on Terrorism license plate.

625 ILCS 5/3-407.5 new, 506, 699.17 new, 802, 806.3Effective Date July 12, 2019

House Bill 2293 Public Act 101-089
Amends the Illinois Vehicle Code. Authorizes the Marine Corps Coordinating Council of Illinois to also provide grants to the Women Marines Association. Provides that any grant money paid from the Marine Corps Scholarship Fund shall be used, among other things, for scholarships for undergraduate, graduate, and career and technical education and certification

625 ILCS 5/3-651Effective Date July 19, 2019

Senate Bill 1602 Public Act 101-407
Amends the Illinois Vehicle Code. changes the definition of "community-based manufactured home dealer". Provides that a manufactured home dealer may operate a supplemental lot if the lot is located within 50 miles of the manufactured home dealer's principal place of business. Provides that records pertaining to a supplemental lot may be maintained at the principal place of business.

625 ILCS 5/5-101.2Effective Date August 16, 2019

House Bill 3216 Public Act 101-106
Amends the Illinois Identification Card Act and the Illinois Vehicle Code. Provides that for the purpose of issuing an identification card or driver's license with a veteran designation, acceptable forms of proof shall include, among other documents, Department of Defense form DD-2 (Retired) or a United States Department of Veterans Affairs summary of benefits letter. Provides new requirements for verification of veteran status. Makes conforming changes.

625 ILCS 5/ 6-106 and 15 ILCS 335/5 Effective Date January 1, 2020

House Bill 3534 Public Act 101-513
Amends the Illinois Identification Card Act and the Illinois Vehicle Code. Provides that upon the first issuance of a request for proposals for a digital driver's license and identification card issuance and facial recognition system issued after the effective date of this amendatory Act, and upon implementation of a new or revised system procured pursuant to that request for proposals, the Secretary of State shall permit applicants to choose between "male", "female", or "non-binary" when designating the applicant's sex on identification card and driver's license application forms. Provides that the sex designated by the applicant shall be displayed on the identification card or driver's license issued to the applicant.

625 ILCS 5/ 6-106 and 15 ILCS 335/5 Effective Date January 1, 2020

House Bill 3536 Public Act 101-287
Amends the Illinois Identification Card Act and the Illinois Vehicle Code. Provides that the Secretary of State shall accept a Department of Defense honorable discharge certificate from an applicant for a veteran designation as proof of veteran status if the applicant did not receive a Department of Defense certificate of release or discharge from active duty upon the completion of initial basic training.
625 ILCS 5/ 6-106 and 15 ILCS 335/5Effective Date August 9, 2019

House Bill 2383 Public Act 101-470
Amends the Illinois Vehicle Code, discretionary authority to suspend or revoke license or permit. A person convicted of a violation of Section 11-1002 or 11-1002.5 that resulted in a Type A injury to another, in which case the person's driving privileges shall be suspended for 12 months.
625 ILCS 5/ 6-206Effective Date July 1, 2020

Senate Bill 1344 Public Act 101-326
Amends the Illinois Identification Card Act and the Illinois Vehicle Code. Provides that "personally identifying information" includes, among other things, an individual's date of birth, height, weight, hair color, eye color, and email address. Restricts the release of personally identifying information within the Secretary of State's office to employees who have a need to know the information for issuance of driver's licenses, permits, or identification cards and investigation of fraud or misconduct. Provides that the Secretary may release highly restricted personal information only to: (1) officers and employees of the Secretary who have a need to access the information for the issuance of driver's licenses, permits, or identification cards and investigation of fraud or misconduct, (2) law enforcement officials for a criminal or civil law enforcement investigation, (3) the State Board of Elections for the purpose of providing the signature for completion of voter registration, and (4) any other entity the Secretary has authorized by rule. Provides that photos, signatures, and documents proving an applicant's identity for the obtainment of an identification card or driver's license are confidential and shall not be disclosed except to: (i) the individual to whom the card was issued, upon written request, (ii) officers and employees of the Secretary of State who have a need to have access to the stored images for purposes of issuing and controlling driver's licenses, permits, or identification cards and investigation of fraud or misconduct, (iii) law enforcement officials for a civil or criminal law enforcement investigation, and (iv) other entities that the Secretary may authorize by rule. Provides that the Secretary retains the right to require additional verification regarding the validity of a request from law enforcement to access social security information and that, if social security information is disclosed by the Secretary for official purposes, no liability shall rest with the Office of the Secretary of State or any of its officers or employees.
625 ILCS 5/1-159.2, 2-123, 6-110.1, 6-110.2, and 15 ILCS 335.....Effective Date August 9, 2019

Senate Bill 158..... Public Act 101-398
Amends the Toll Highway Act. Provides that the Authority shall have power to enter into an intergovernmental agreement or contract with a unit of local government or other public or private entity for a private bridge operator's collection, enforcement, and administration of

tolls, violations, fees, fines, charges, and penalties in connection with a bridge authorized under the Toll Bridge Act. Amends the Toll Bridge Act. Provides that county boards may fix toll rates by establishing a toll rate schedule setting a maximum toll rate. Provides that a private operator may enter into an agreement with the Illinois State Toll Highway Authority to provide electronic toll collection or toll violation enforcement services. Amends the Illinois Vehicle Code. Prescribes processes by which private and public tolling entities shall report violations to the Secretary of State. Provides that the Secretary of State may suspend a person's driver's license for failure to satisfy fines or penalties for toll violations. Prescribes process for the suspension of a driver's license due to tolling violations. Provides that, except as regarding toll bridges or as otherwise provided by law, nothing in the amendatory Act shall be construed to authorize a county, municipality, local government, or private operator to impose a toll upon any public road, street, or highway; nor shall any provision be construed to authorize, pursuant to an intergovernmental agreement or otherwise, the imposition of any toll upon any public road, street, or highway.

625 ILCS 5/7-704, 704.1, 305 ILCS 5/10-16.5, 735 ILCS 5/12-109 ...Effective Date August 16, 2019

Senate Bill 1473 Public Act 101-336
Amends the Illinois Public Aid Code. Provides the Department of Healthcare and Family Services may provide, by rule, if or how the Department will enforce interest in cases in which IV-D services are being provided. Amends the Illinois Vehicle Code. Provides that the Secretary of State may remove the suspension of an individual's driver's license made pursuant to the nonpayment of child support, whether that suspension occurred before or after the effective date of the amendatory Act, if the individual has arranged for payment of the arrearages and current support obligation in a manner satisfactory to the court or the Department of Healthcare and Family Services. Provides that interest on child support obligations may be collected by any means available under federal and State law, rules, and regulations providing for the collection of child support

625 ILCS 5/7-704, 704.1, 305 ILCS 5/10-16.5, 735 ILCS 5/12-109Effective Date August 9, 2019

House Bill 1613 Public Act 101-024
Amends the Illinois Vehicle Code. Deletes language providing that the Section concerning the traffic and pedestrian stop statistical study is repealed on July 1, 2019. Tasks the Illinois Criminal Justice Information Authority (ICJIA), rather than the Department of Transportation, with the collection, compilation, and analysis of the traffic stop statistical study data required by the Section. Creates the Traffic and Pedestrian Stop Data Use and Collection Task Force within the ICJIA to undertake these responsibilities. Prescribes membership for the Task Force and provides that it shall report its findings and recommendations to the Governor and the General Assembly by March 1, 2022 and every 3 years after.

625 ILCS 5/11-212 Effective Date June 21, 2019

Senate Bill 1918 Public Act 101-571
Amends the Illinois Vehicle Code. Provides that fees collected for the furnishing of copies of

accident reports by the Illinois State Police shall be deposited into the State Police Services Fund.

625 ILCS 5/11-416Effective Date August 23, 2019

Senate Bill 1862 Public Act 101-173

Dedicates the Act to the memory of Lieutenant Scott Gillen, Trooper Brooke Jones-Story, and Trooper Christopher Lambert. Amends the State Finance Act. Creates the Scott's Law Fund as a special fund in the State treasury. Amends the Illinois Vehicle Code. Provides that, when approaching a stationary authorized emergency vehicle, if changing lanes would be impossible or unsafe, a person shall proceed with due caution, reduce the speed of the vehicle maintaining a safe speed for road conditions and leaving a safe distance until safely past the stationary vehicles. Provides that, when approaching a disabled vehicle with lighted hazard lights on a highway having at least 4 lanes, of which at least 2 are proceeding in the same direction, a driver of a vehicle shall, proceeding with due caution, yield the right-of-way by making a lane change into a lane not adjacent to that of the disabled vehicle, if possible with due regard to safety and traffic conditions, or, if changing lanes would be impossible or unsafe proceeding with due caution, reduce the speed of the vehicle, maintaining a safe speed for road conditions and leaving a safe distance until safely past the stationary vehicles. Provides that a person who violates provisions prescribing how to safely approach an authorized emergency vehicle commits a business offense punishable by a minimum fine of \$250 and not more than \$10,000 for the first violation and a fine of not less than \$750 or more than \$10,000 for the second or subsequent violation (instead of a fine of not less than \$100 or more than \$10,000), and (i) if the violation results in damage to another vehicle, the person commits a Class A misdemeanor; and (ii) if the violation results in the injury or death of another person, the person commits a Class 4 felony. Provides that commission of the offense of reckless homicide while committing a violation of the Section concerning proper approach of a stationary authorized emergency vehicle shall be afforded as a factor in aggravation and extended-term sentencing. Provides that the Director of the State Police shall use all moneys in the Scott's Law Fund in the Department's discretion to fund the production of materials to educate drivers on approaching stationary authorized emergency vehicles, to hire off-duty Department of State Police for enforcement of the Section concerning proper approach of a stationary authorized emergency vehicle, and for other law enforcement purposes the Director deems necessary for such efforts. Provides that, for violations issued by a county or municipal police officer, the assessment shall be deposited into the county or municipality's Transportation Safety Highway Hire-back Fund to hire off-duty county police officers to monitor construction or maintenance zones in that county on highways other than interstate highways. Provides that the county, in its discretion, may also use a portion of the moneys in its Transportation Safety Highway Hire-back Fund to purchase equipment for county law enforcement and fund the production of materials to educate drivers on construction zone safe driving habits and approaching stationary authorized emergency vehicles. Amends the Criminal and Traffic Assessment Act. Imposes a conditional assessment of \$250 for a violation of provisions prescribing how to safely approach an authorized emergency vehicle. Amends the Criminal Code of 2012. Provides that a person who commits reckless homicide while violating provisions prescribing how to safely approach an authorized emergency vehicle shall be sentenced to a term of not less than 3 years and not more than 14

years, or, if the person caused the deaths of 2 or more persons, not less than 6 years and not more than 28 years. Amends the Unified Code of Corrections. Provides that a person charged with violating provisions prescribing how to safely approach an authorized emergency vehicle is not eligible for supervision.

625 ILCS 5/11-907, 907.5, 709, 730 ILCS 5/9 numerous others Effective Date January 1, 2020

Senate Bill 2038 Public Act 101-174

Amends the Illinois Vehicle Code. Provides that the Secretary of State shall include, in the Illinois Rules of the Road publication, information advising drivers to use the zipper merge method when merging into a reduced number of lanes. Provides that the Secretary of State shall include, in the question pool used for the written portion of the driver's license examination, at least one test question concerning driver responsibilities when approaching a stationary emergency vehicle. Creates the Move Over Task Force to study the issue of violations of the provisions of the Code prescribing how to safely enter a highway construction zone, approach a disabled vehicle, and approach an authorized emergency vehicle. Prescribes membership for the Task Force. Provides that the Task Force shall meet no fewer than 3 times and shall present its report and recommendations to the General Assembly no later than January 1, 2020. Repeals the Task Force on January 1, 2021.

625 ILCS 5/11-907.1, 6-109, 2-112..... Effective Date January 1, 2020

Senate Bill 1496 Public Act 101-172

Amends the Illinois Vehicle Code. Provides that that a driver who fails to obey the instructions of any official traffic-control device shall be fined no less than \$100 and no more than \$1,000. Increases the penalty for violating the Section regarding use of due caution in approaching or entering a highway construction or maintenance area or zone from a maximum fine of \$10,000 to a maximum fine of \$25,000.

625 ILCS 5/11-908 and 305 Effective Date January 1, 2020

House Bill 245 Public Act 101-123

Amends the Illinois Vehicle Code. Defines "mobile carrying device operator". Specifies that a "mobile carrying device" is primarily designed to remain within 10 feet of the personal property owner. Provides that a local authority may reasonably regulate the operation of mobile carrying devices in its jurisdiction. Provides that an operator of a mobile carrying device has the rights and obligations applicable to a pedestrian in the same circumstances and shall ensure that a mobile carrying device shall yield the right-of-way to pedestrians on a sidewalk or crosswalk. Provides that a personal property owner may not use a mobile carrying device to transport a person. Provides that a mobile carrying device operator who is not a natural person shall register with the Secretary of State. Provides that no contract seeking to exempt a mobile carrying device operator from liability for injury, loss, or death caused by a mobile carrying device shall be valid, and that contractual provisions limiting the choice of venue or forum, shortening the statute of limitations, shifting the risk to the user, limiting the availability of class actions, or obtaining judicial remedies shall be invalid and unenforceable.

625 ILCS 5/11-1412.3 and 1-144.01 and .02.....Effective Date July 26, 2019

House Bill 1873 Public Act 101-055
Amends the Illinois Vehicle Code. Doubles the fines for violations of the Section regarding approaching, overtaking, and passing school buses. Provides that a first violation of the Section or a local ordinance shall be subject to a mandatory fine of \$300 (instead of \$150) and a second or subsequent violation shall be subject to a mandatory fine of \$1,000 (instead of \$500).
625 ILCS 5/11-1414 Effective Date January 1, 2020

Senate Bill 1256 Public Act 101-319
Amends the Illinois Vehicle Code. A person who operates a motor vehicle with a gross vehicle weight rating of 8,000 pounds or more operating on diesel fuel on property that (i) offers paid parking services to vehicle owners, (ii) does not involve fuel dispensing, and (iii) is located in an affected area within a county of over 3 million residents but outside of a municipality of over 2 million residents may not cause or allow the motor vehicle, when it is not in motion, to idle for more than a total of 10 minutes within any 60-minute period under any circumstances if the vehicle is within 200 feet of a residential area.
625 ILCS 5/11-1429 Effective Date January 1, 2020

House Bill 2276 Public Act 101-468
Amends the Illinois Vehicle Code. Provides that a person shall not smoke in a motor vehicle containing a person under 18 years of age, regardless of whether the vehicle is in motion, at rest, or has its windows down. Defines smoking as inhaling, exhaling, burning, or carrying a lighted cigarette, cigar, pipe, weed, plant, regulated narcotic, or other combustible substance. Provides that a police officer may not stop a motor vehicle solely for a violation of the Section. Provides that a violation is a petty offense with a maximum fine of \$100 and that, for a second or subsequent offense, the fine is not to exceed \$250. Provides that the prohibition on smoking in a motor vehicle with a minor present does not apply to a person who is the sole occupant of the vehicle.
625 ILCS 5/11-1432 Effective Date June 1, 2020

Senate Bill 87 Public Act 101-189
Amends the Illinois Vehicle Code. Provides that no person shall drive or move any motor vehicle or equipment upon any highway with any lighting or combination of lighting with a smoked or tinted lens or cover.
625 ILCS 5/12-212 Effective Date January 1, 2020

Senate Bill 1381 Public Act 101-328
Amends the Illinois Vehicle Code. Deletes language allowing the Department of Transportation to designate streets or highways in the system of State highways as Class III highways and makes changes governing the designation of Class II highways. Deletes language regarding: the maximum length of vehicles on all non-State highways; and the highways that vehicles not exceeding 65 feet in overall length are allowed to access. Provides that combinations of vehicles over 65 feet in length with no overall length limitation are allowed certain access if there is no sign prohibiting access and the route is not being used as a thoroughfare between Class I or Class II highways. Provides that the maximum length limitation on non-designated

highways for a truck tractor in combination with a semitrailer is 65 feet overall dimension and 60 feet overall dimension for a truck tractor-semitrailer-trailer or truck tractor semitrailer-semitrailer. Provides that length limitations do not apply on legal holidays and for a tow truck in combination with a disabled vehicle or combination of disabled vehicles. Provides that a unit of local government shall affirm to the Department if it has no Class II designated truck routes. Provides that units of local government may report to the Department, and the Department shall post on its website, any limitations prohibiting the operation of vehicles imposed by ordinance or resolution in the unit of local government's non-designated highway system. Provides that, to be effective, an ordinance or resolution designating a Class II roadway need not require that signs be erected, but the designation shall be reported to the Department. Repeals a provision that requires local units of government to report to the Department all preferred truck routes, designated truck route networks, or whether there are no such truck routes.

625 ILCS 5/15-107, 116, 316 Effective Date January 1, 2020

House Bill 1876 Public Act 101-056

Amends the Illinois Vehicle Code. Provides that red or white oscillating, rotating, or flashing emergency lights may be used on a vehicle operated by a qualified deputy fire chief or assistant fire chief (in addition to a fire chief).

625 ILCS 5/12-215 Effective Date January 1, 2020

House Bill 2386 Public Act 101-090

Amends the Illinois Vehicle Code. Provides that the Secretary of State may suspend or revoke the driving privileges of a person who has committed a violation involving the use of an electronic communication device while driving that resulted in great bodily harm, permanent disability or disfigurement, and that in such case the driving privileges of the person shall be suspended for 12 months. Provides that a person who commits a violation of the Section prohibiting the operation of an electronic communication device while operating a motor vehicle, and the violation results in an accident causing great bodily harm to any person, shall be subject to a minimum fine of \$1,000.

625 ILCS 5/12-610.2 Effective Date July 1, 2020

Senate Bill 86..... Public Act 101-297

Amends the Illinois Vehicle Code. Provides that a person may not operate a motor vehicle on a roadway while using an electronic communication device to watch or stream video.

625 ILCS 5/ 12-610.2 Effective Date January 1, 2020

Senate Bill 1993 Public Act 101-362

Amends the Illinois Vehicle Code. Deletes language providing that each diesel-powered vehicle that is registered for a gross weight of more than 16,000 pounds or has a gross vehicle weight rating of more than 16,000 pounds and that is operated by an interstate carrier of property is subject to provisions that pertain to diesel emission inspections.

625 ILCS 5/13-114 Effective Date January 1, 2020

Senate Bill 1343 Public Act 101-547
Amends the Illinois Vehicle Code. Provides that "extreme heavy duty tow and recovery vehicle" means a tow truck manufactured as a unit having a lifting capacity of not less than 50 tons, and having either 4 axles and an unladen weight of not more than 80,000 pounds or 5 axles and an unladen weight not more than 90,000 pounds. Provides that, notwithstanding otherwise applicable gross and axle weight limits, an extreme heavy duty tow and recovery vehicle may lawfully travel to and from the scene of a disablement and clear a disabled vehicle if the towing service has obtained an extreme heavy duty tow and recovery permit for the vehicle. Provides that the form and content of the permit shall be determined by the Department of Transportation with respect to highways under its jurisdiction and by local authorities with respect to highways under their jurisdiction.

625 ILCS 5/15-301 Effective Date January 1, 2020

Senate Bill 24..... Public Act 101-294
Amends the Illinois Vehicle Code. Provides that no rail carrier shall operate a train or light engine used in connection with the movement of freight unless it has an operating crew consisting of at least 2 individuals. Provides that the minimum freight train crew size shall remain in effect until a federal law or rule encompassing the subject matter has been adopted. Grants the Illinois Commerce Commission the power to conduct evidentiary hearings, make findings, and issue and enforce orders, including sanctions, with respect to freight train crew member size. Provides that "train or light engine" does not include trains operated by a hostler service or utility employees.

625 ILCS 5/18c-7402 Effective Date January 1, 2020

Senate Bill 728..... Public Act 101-196
Creates the DUI Prevention and Education Commission Act. Creates the DUI Prevention and Education Commission, and provides for the membership of the Commission. Provides that the Department of Transportation shall provide administrative support to the Commission. Provides for the meetings and powers of the Commission. Creates the DUI Prevention and Education Fund as a special fund in the State treasury. Provides for the use of moneys in the DUI Prevention and Education Fund. Provides that the State Comptroller shall direct and the State Treasurer shall transfer any remaining balance in excess of \$30,000 from the Roadside Memorial Fund to the DUI Prevention and Education Fund. Amends the State Finance Act to provide for the DUI Prevention and Education Fund.

625 ILCS 70/ Effective Date January 1, 2020

CHAPTER 705

COURTS

Senate Bill 1378 Public Act 101-327
Amends the Jury Act. Provides that except as otherwise specifically provided by statute, no person who is qualified and able to serve as a juror may be excluded from jury service in any court of this State on the basis of, among other things, sexual orientation.
705 ILCS 305/2 Effective Date January 1, 2020

House Bill 2935 Public Act 101-0147
Amends the Juvenile Court Act of 1987. Provides that counsel appointed for the minor and any indigent party shall appear at all stages of the trial court proceeding, and the appointment shall continue through the permanency hearings and termination of parental rights proceedings subject to withdrawal, vacating of appointment, or substitution.
705 ILCS 405/1-5 Effective Date January 1, 2020

House Bill 2934 Public Act 101-0146
Amends the Juvenile Court Act of 1987. Provides that service of a summons and petition shall be made by leaving a copy at his or her usual place of abode with a person residing there.
705 ILCS 405/2-15 Effective Date January 1, 2020

Senate Bill 191..... Public Act 101-078
Amends the Juvenile Court Act of 1987. Provides that wardship concerning neglected, abused, and dependent minors terminates at 21 years of age rather than 19 years of age. Provides that a provision providing the wardship of the minor and any custodianship or guardianship respecting the minor for whom a petition was filed automatically terminates when the minor attains the age of 19 years becomes inoperative on and after the effective date of the amendatory Act. Provides that notwithstanding any provision of law to the contrary, the changes made by the amendatory Act apply to all cases that are pending on or after the effective date of the amendatory Act. Provides that when terminating wardship, if the minor is over 18, or if wardship is terminated in conjunction with an order partially or completely emancipating the minor in accordance with the Emancipation of Minors Act, the court shall also consider the following factors, in addition to the health, safety, and best interest of the minor and the public: (1) the minor's wishes regarding case closure; (2) the manner in which the minor will maintain independence without services from the Department of Children and Family Services; (3) the minor's engagement in services including placement offered by the Department; (4) if the minor is not engaged the Department's efforts to engage the minor; (5) the nature of communication between the minor and the Department; (6) the minor's

involvement in other State systems or services; (7) the minor's connections with family and other community support; and (8) any other factor the court deems relevant.

705 ILCS 405/2-31, 2-33.....Effective Date July 12, 2019

Senate Bill 1116 Public Act 101-079

Amends the Juvenile Court Act of 1987. Provides that "neglected" for purposes of the Act includes any minor under 18 years of age or a minor 18 years of age or older for whom the court has made a finding of probable cause to believe the that minor is abused, neglected, or dependent under the Act prior to the minor's 18th birthday. Provides that those who are dependent include any minor under 18 years of age or a minor 18 years of age or older for whom the court has made a finding of probable cause to believe the that minor is abused, neglected, or dependent under the Act prior to the minor's 18th birthday.

705 ILCS 405/2-27, 5-710.....Effective Date July 12, 2019

House Bill 1579 Public Act 100-238

Amends the Juvenile Court Act of 1987. Provides that before a sentencing order is entered by the court for a minor adjudged delinquent for disorderly conduct by transmitting or causing to be transmitted in any manner a threat of destruction of a school building or school property, or a threat of violence, death, or bodily harm directed against persons at a school, school function, or school event, whether or not school is in session, in which the minor made a threat of violence, death, or bodily harm against a person, school, school function, or school event, the court may (in the introduced bill, shall) order a mental health evaluation of the minor by a physician, clinical psychologist, or qualified examiner, whether employed by the State, by any public or private mental health facility or part of the facility, or by any public or private medical facility or part of the facility. Amends the Criminal Code of 2012 concerning disorderly conduct. Provides that the requirement for reimbursement of the unit of government for an emergency response only applies to false alarm of a threat that a bomb or explosive device has been placed in the school. Requires a person convicted of a false alarm that a bomb to reimburse the public agency for the reasonable costs of the emergency response by the public agency up to \$10,000.

705 ILCS 405/5-705 and 720 ILCS 5/26-1..... Effective Date January 1, 2020

Senate Bill 1993 Public Act 100-1162

Amends the Juvenile Court Act of 1987. Transfers definitions to the general definition provisions of the Act. Changes "law enforcement record" to "juvenile law enforcement record". Provides that "juvenile law enforcement record" includes records of arrest, station adjustments, fingerprints, probation adjustments, the issuance of a notice to appear, or any other records or documents maintained by any law enforcement agency relating to a minor suspected of committing an offense, and records maintained by a law enforcement agency that identifies a juvenile as a suspect in committing an offense, but does not include records identifying a juvenile as a victim, witness, or missing juvenile and any records created, maintained, or used for purposes of referral to programs relating to diversion as defined in the Act. Provides that automatic expungement shall not require law enforcement agencies to obliterate or otherwise destroy juvenile law enforcement records that would otherwise need to

be automatically expunged under the Act, except after 2 years following the subject arrest for purposes of use in civil litigation against a governmental entity or its law enforcement agency or personnel which created, maintained, or used the records. Provides that if a juvenile law enforcement record is subject to certain automatic expungement requirements under the Act, a juvenile law enforcement record created: (1) prior to January 1, 2018, but on or after January 1, 2013 shall be automatically expunged prior to January 1, 2020; (2) prior to January 1, 2013, but on or after January 1, 2000, shall be automatically expunged prior to January 1, 2023; and (3) prior to January 1, 2000 shall not be subject to the automatic expungement provisions of this Act. Provides that the expungement of juvenile law enforcement or juvenile court records shall not be subject to the record retention provisions of the Local Records Act

705 ILCS 405/5-920, 923, 925 Effective Date December 20, 2018

CHAPTER 720

CRIMINAL CODE

House Bill 2135 Public Act 101-130
 Amends the Criminal Code of 2012. Provides that a prosecution for criminal sexual assault, aggravated criminal sexual assault, or aggravated criminal sexual abuse may be commenced at any time (rather than within 10 years of the commission of the offense if the victim reported the offense to law enforcement authorities within 3 years after the commission of the offense).
 720 ILCS 5/3-5, 3-6 Effective Date January 1, 2020

House Bill 38 Public Act 101-223
 Amends the Criminal Code of 2012. Provides that it is an aggravating factor in sentencing for first degree murder that the murdered individual was a member of a congregation engaged in prayer or other religious activities at a church, synagogue, mosque, or other building, structure, or place used for religious worship. Provides that assault and battery committed in a church, synagogue, mosque, or other building, structure, or place used for religious worship are enhanced to aggravated assault or aggravated battery. Provides that the penalty for aggravated assault under this provision is a Class A misdemeanor. provides that aggravated battery committed by knowingly causing great bodily harm or permanent disability or disfigurement is a Class 2 felony when the person causes great bodily harm or permanent disability to an individual whom the person knows to be a member of a congregation engaged in prayer or other religious activities at a church, synagogue, mosque, or other building, structure, or place used for religious worship; and (2) provides that the offense of unlawful use of weapons also includes carrying or possessing with intent to use the same unlawfully against another, any firearm in a church, synagogue, mosque, or other building, structure, or place used for religious worship.
 720 ILCS 5/9-1, 12-2, 12-3.05, 24-1 Effective Date January 1, 2020

Senate Bill 1890 Public Act 101-018
Amends the Criminal Code of 2012 concerning statute of limitations to provide when the victim is 18 years of age or over at the time of the offense, a prosecution for involuntary servitude, involuntary sexual servitude of a minor, or trafficking in persons and related offenses under Section 10-9 of this Code may be commenced within 25 years after the commission of the offense. Amends the Criminal Code of 2012, provides that a company is criminally liable for trafficking in persons when the company knowingly benefits, financially or by receiving anything of value, from participation in a venture that has engaged in an act of involuntary servitude or involuntary sexual servitude of a minor.
720 ILCS 5/3-6, 10-9, 735 ILCS 5/13-225..... Effective Date June 20, 2019

House Bill 2133 Public Act 101-087
Amends the Criminal Code of 2012. Defines "computer" as a device that accepts, processes, stores, retrieves, or outputs data and includes, but is not limited to, auxiliary storage including cloud-based networks of remote services hosted on the Internet, and telecommunications devices connected to computers for the purposes of solicitation to meet a child, child pornography, unlawful use of encryption, and gambling provisions of the Code. Makes other technical changes.
720 ILCS 5/11-6.6, 20.1, 17-05, 17-52.5, 17-55, 28-2 Effective Date January 1, 2020

House Bill 3498 Public Act 101-285
Amends the Criminal Code of 2012. Provides that when the victim is under 18 years of age at the time of the offense, a prosecution for female genital mutilation may be commenced at any time. Provides that when a parent, guardian, or other person having physical custody or control of a child who knowingly facilitates or permits the circumcision, excision, or infibulation, in whole or in part, of the labia majora, labia minora, or clitoris of the child commits a Class 1 felony.
720 ILCS 5/12-34 and 3-6..... Effective Date January 1, 2020

Senate Bill 1139 Public Act 101-080
Amends the Criminal Code of 2012. Extends from January 1, 2020 to January 1, 2023, (in the introduced bill, January 1, 2025) the date of the inoperability of the eavesdropping exemption that provides 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 as defined in the exemption. UUW: Subsections 24-1(a)(4) and 24-1(a)(10) do not apply to or affect a qualified current or retired law enforcement officer qualified under the laws of this State or under the federal Law Enforcement Officers Safety Act.
720 ILCS 5/14-3 & 24-2 Effective Date July 12, 2019

Senate Bill 1294 Public Act 101-0324
Amends the Criminal Code of 2012 concerning identity theft. Changes references in the offense from "personal identification information" to "personal identifying information".
720 ILCS 5/16-30 Effective Date January 1, 2020

Senate Bill 69..... Public Act 101-394
Amends the Criminal Code of 2012. Provides that a person who commits the offense of financial exploitation of an elderly person or a person with a disability may be tried in any one of the following counties in which (1) any part of the offense occurred or (2) the victim or one of the victims reside. Provides that theft by deception from a person with a disability is a Class 2 felony. Provides that consent is not a defense to financial exploitation of an elderly person or a person with a disability if the accused knew or had reason to know that the elderly person or a person with a disability lacked capacity to consent.
720 ILCS 5/17-56, 16-1, 1-6..... Effective Date January 1, 2020

House Bill 1438 Public Act 101-027
Creates the Cannabis Regulation and Tax Act and amends various Acts. Provides that it is lawful for persons 21 years of age or older to possess, use, and purchase limited amounts of cannabis for personal use in accordance with the Act. Authorizes registered qualifying patients to cultivate limited amounts of cannabis for personal use. Provides for the regulation and licensing of various entities and occupations engaged in cultivation, dispensing, processing, transportation, and other activities regarding cannabis for adult use. Sets forth duties of an Illinois Cannabis Regulation Oversight Officer, the Department of State Police, the Department of Agriculture, the Department of Financial and Professional Regulation, the Department of Public Health, the Department of Commerce and Economic Opportunity, the Department of Human Services, the Department of Revenue, the State Treasurer, the Illinois Criminal Justice Information Authority, and other governmental entities. Provides for expungement of minor cannabis violations under specified circumstances. Creates a Restore, Reinvest, and Renew Program and a Restore, Reinvest, and Renew Program Board and contains various provisions regarding a low-interest loan program for social equity applicants, investment in communities that have suffered because of drug policies, and the promotion of cannabis business ownership by individuals who have resided in areas of high poverty and high enforcement of cannabis-related laws. Contains provisions regarding health and safety, packaging, advertising, local ordinances, providing financial services to a cannabis-related legitimate business, and other matters. Creates a Cannabis Cultivation Privilege Tax and a Cannabis Purchaser Excise Tax. Authorizes the imposition of a County Cannabis Retailers' Occupation Tax and a Municipal Cannabis Retailers' Occupation Tax. Provides for allocation of revenues and creates various funds in the State treasury. Repeals the Cannabis and Controlled Substances Tax Act. Contains home rule preemptions. Contains other provisions.
720 ILCS 550 numerous Effective Date June 25, 2019

House Bill 160 Public Act 101-0429
Amends the Cannabis Control Act. Provides that the enhanced penalties for delivering cannabis in a school or on school property do not apply to a violation in or on the grounds of a building

that is designated as a school but is no longer operational or active as a school, including a building that is temporarily or permanently closed by a unit of local government.

720 ILCS 550/5.2Effective Date August 20, 2019

Senate Bill 1665 Public Act 101-414

Amends the Illinois Controlled Substances Act concerning the Prescription Monitoring Program. Provides that beginning on and after the effective date of the amendatory Act, a licensed veterinarian shall be exempt from registration and prohibited from accessing patient information in the Prescription Monitoring Program. Provides that licensed veterinarians that are existing registrants shall be removed from the Prescription Monitoring Program. Exempts licensed veterinarians from the reporting requirements of the Program. Provides that if a person who is presenting an animal for treatment is suspected of fraudulently obtaining any controlled substance or prescription for a controlled substance, the licensed veterinarian shall report that information to the local law enforcement agency. Removes veterinarian members from the Prescription Monitoring Program Advisory Committee and the Peer Review Committee.

720 ILCS 570/314.5, 316, 320Effective Date August 16, 2019

House Bill 345 Public Act 101-002

Amends the Prevention of Tobacco Use by Minors and Sale and Distribution of Tobacco Products Act. Changes the short title of the Act to the Prevention of Tobacco Use by Persons under 21 Years of Age and Sale and Distribution of Tobacco Products Act. Prohibits the sale or furnishing of tobacco products, electronic cigarettes, or alternative nicotine products to a person under 21 years of age. Prohibits the purchase of tobacco products, electronic cigarettes, or alternative nicotine products by a person under 21 years of age. Makes changes regarding definitions, age verification, penalties, possession, and other matters. Repeals the Smokeless Tobacco Limitation Act.

720 ILCS 675, 677, 678, 685, & 235 ILCS 5/6-16.1Effective Date July 1, 2019

CHAPTER 725

CRIMINAL PROCEDURES

House Bill 2649 Public Act 101-480

Amends the Code of Criminal Procedure of 1963. Creates the Task Force on Children of Incarcerated Parents. Provides for membership of the Task Force. Provides that the Office of the Lieutenant Governor shall provide administrative and technical support to the Task Force and shall be responsible for administering its operations, appointing a chairperson, and ensuring that the requirements of the Task Force are met. Provides that the Task Force shall

have all appointments made within 30 days of the effective date of the amendatory Act. Provides that the first meeting shall be held no later than August 1, 2019. Provides that the Task Force shall review available research, best practices, and effective interventions to formulate recommendations. Provides that the Task Force shall submit a report of its findings and recommendations to the General Assembly and the Governor by December 31, 2019.

725 ILCS 5/106F-10, 15, 20Effective Date August 23, 2019

House Bill 92 Public Act 101-039
Amends the Code of Criminal Procedure of 1963. Provides that whenever a peace officer is aware of a warrant of arrest issued by a circuit court of the State for a person and the peace officer has contact with the person because the person is requesting or receiving emergency medical assistance or medical forensic services for sexual assault at a medical facility, if the warrant of arrest is not for a forcible felony, a violent crime, or an alleged violation of parole or mandatory supervised release, the peace officer shall contact the prosecuting authority of the jurisdiction issuing the warrant, or if that prosecutor is not available, the prosecuting authority for the jurisdiction that covers the medical facility to request waiver of the prompt execution of the warrant. Provides that the prosecuting authority may secure a court order waiving the immediate execution of the warrant and provide a copy to the peace officer. Provides that whenever a peace officer has a warrant of arrest for a person, subject to the same limitations described in this provision, and the peace officer has contact with the person because the person reported that he or she was sexually assaulted within the past 7 days, in addition to informing the person of his or her right to seek free medical attention and evidence collection and providing the written notice required by the Sexual Assault Incident Procedure Act, the officer shall also inform the person that if he or she chooses to go to a medical facility to seek any of those services, then the officer shall notify the prosecuting authority to request waiver of the prompt execution of the warrant.

725 ILCS 5/107-2 Effective Date June 1, 2020

House Bill 1583 Public Act 101-239
Amends the Code of Criminal Procedure of 1963. Provides that if an arrest warrant is sought and the request is made by electronic means that has a simultaneous video and audio transmission between the requester and a judge, the judge may issue an arrest warrant based upon a sworn complaint or sworn testimony communicated in the transmission. Provides that an arrest warrant may be issued electronically by electronic mail.

725 ILCS 5/107-9 Effective Date January 1, 2020

House Bill 2308 Public Act 101-138
Amends the Code of Criminal Procedure of 1963. Provides that in the event the defendant is unable to post bond, the court may impose a no contact provision with the victim or other interested party that shall be enforced while the defendant remains in custody.

725 ILCS 5/110-10 Effective Date January 1, 2020

Senate Bill 1609 Public Act 101-408
Amends the Code of Criminal Procedure of 1963. Provides that any person incarcerated on a bailable offense who does not supply bail and against whom a fine is levied on conviction of the offense shall be allowed a credit of \$30 (rather than \$5) for each day so incarcerated upon application of the defendant. Amends the Criminal and Traffic Assessment Act. Provides that any credit for time served prior to sentencing that reduces the amount a defendant is required to pay shall be deducted from the fine, if any, ordered by the court (rather than any credit for time served prior to sentencing that reduces the amount a defendant is required to pay shall be deducted first from the fine, if any, ordered by the court). Deletes that any remainder of the credit shall be equally divided between the assessments indicated in the ordered schedule and conditional assessments.
725 ILCS 5/110-14 and 705 ILCS 135/5-20..... Effective Date January 1, 2020

House Bill 3687 Public Act 101-521
Amends the Code of Criminal Procedure of 1963. Provides that upon arrest after commencement of a prosecution for a sex offense against a person known to be an employee, the State's Attorney shall immediately provide the superintendent of schools or school administrator that employs the employee with a copy of the complaint, information, or indictment.
725 ILCS 5/111-1Effective Date August 23, 2019

Senate Bill 1610 Public Act 101-409
Amends the Code of Criminal Procedure of 1963. Provides that if the defendant is arraigned on or after the effective date of the amendatory Act and the court fails to advise the defendant before the acceptance of a plea of guilty, guilty but mentally ill, or nolo contendere to a misdemeanor or felony offense of the consequences of the defendant's plea, if an alien, and the defendant shows that conviction of the offense to which the defendant pleaded guilty, guilty but mentally ill, or nolo contendere may have the consequence for the defendant of deportation, exclusion from admission to the United States, or denial of naturalization under the laws of the United States, the court, upon the defendant's motion, shall vacate the judgment and permit the defendant to withdraw the plea of guilty, guilty but mentally ill, or nolo contendere and enter a plea of not guilty. Provides that the motion shall be filed within 2 years of the date of the defendant's conviction.
725 ILCS 5/113-8 Effective Date January 1, 2020

House Bill 3584 Public Act 101-288
Amends the Rights of Crime Victims and Witnesses Act. Provides that the crime victim has the right to register with the Prisoner Review Board's victim registry. Provides that the crime victim has the right to submit a victim impact statement to the Board for consideration at hearings as provided in the Open Parole Hearings Act or at an executive clemency hearing. Provides that victim statements provided to the Board shall be confidential and privileged, including any statements received prior to the effective date of the amendatory Act, except if the statement was an oral statement made by the victim at a hearing open to the public. Provides that the Board shall receive and consider victim statements. Provides that the written report to the

Governor by the Board following an executive clemency hearing shall be confidential and privileged, including any reports made prior to the effective date of the amendatory Act. Makes conforming changes in the Unified Code of Corrections.

725 ILCS 120/4.5, 6, and 730 ILCS 5/3-3-4 and numerous Effective Date January 1, 2020

Senate Bill 1627 Public Act 101-411
Amends the Code of Criminal Procedure of 1963. Eliminates the amendatory changes made by Public Act 100-574 to the Code. Amends the Code of Civil Procedure. Provides that a movant may present a meritorious claim under this section if the allegations in the petition establish each of the following by a preponderance of the evidence: (1) she was convicted of a forcible felony; (2) her participation in the offense was a direct result of her suffering from post-partum depression or post-partum psychosis; (3) no evidence of post-partum depression or post-partum psychosis was presented by a qualified medical person at trial or sentencing, or both; (4) she was unaware of the mitigating nature of the evidence or, if aware, was at the time unable to present this defense due to suffering from post-partum depression or post-partum psychosis, or, at the time of trial or sentencing, neither was a recognized mental illness and as such she was unable to receive proper treatment; and (5) evidence of post-partum depression or post-partum psychosis as suffered by the person is material and noncumulative to other evidence offered at the time of trial or sentencing and it is of such a conclusive character that it would likely change the sentence imposed by the original court.

725 ILCS 5/122-1 Effective Date August 16, 2019

House Bill 2134 Public Act 101-460
Amends the Freedom From Location Surveillance Act. Provides that a law enforcement agency shall not obtain location information (rather than current or future location information) pertaining to a person or his or her effects without first obtaining a court order under the Code of Criminal Procedure of 1963 based on probable cause. Implements Carpenter v. United States, No. 16-402, 585 U.S. (2018).

725 ILCS 5/168 Effective Date August 23, 2019

Senate Bill 1411 Public Act 101-377
Amends the Sexual Assault Evidence Submission Act. Provides that the State Police shall by rule establish a sexual assault evidence tracking system that conforms to the recommendations made by the Sexual Assault Evidence Tracking and Reporting Commission in its report dated June 26, 2018. Provides that the Department of State Police shall design the criteria for the sexual assault evidence tracking system so that, to the extent reasonably possible, the system can use existing technologies and products. Provides that the sexual assault evidence tracking system shall be operational no later than than one year after the effective date of the amendatory Act. Provides that a treatment hospital, a treatment hospital with approved pediatric transfer, an out-of-state hospital approved by the Department of Public Health to receive transfers of Illinois sexual assault survivors, or an approved pediatric health care facility must comply with rules relating to the collection and tracking of sexual assault evidence adopted by the Department of State Police. Provides for the operations of the sexual assault

tracking system to be funded by appropriations from the State Crime Laboratory Fund, together with asset forfeiture and other funds appropriated by the General Assembly. Authorizes emergency rulemaking. Exempts information in the sexual assault evidence tracking system from disclosure under the Freedom of Information Act. Amends the Illinois Administrative Procedure Act, the Freedom of Information Act, the Sexual Assault Survivors Emergency Treatment Act, and the Unified Code of Corrections to make conforming changes.
 725 ILCS 202/50 and numerous others referencesEffective Date August 16, 2019

CHAPTER 730

CORRECTIONS

House Bill 2541 Public Act 101-441
 Creates the Re-Entering Citizens Civics Education Act.
 New Act Effective Date January 1, 2020

House Bill 3704 Public Act 101-219
 Amends the Unified Code of Corrections. Provides that services provided by the Department of Corrections for transitional and post-release treatment programs for juveniles committed to the Department shall include family engagement, including, but not limited to, visitation and programming. Provides that the Department shall designate those institutions and facilities which shall be maintained for persons assigned as adults (rather than adults and juveniles).
 730 ILCS 5/3-2.5-20, 3-6-1 Effective Date January 1, 2020

House Bill 2244 Public Act 101-382
 Amends the Unified Code of Corrections. Provides that the conditions of every parole and mandatory supervised release include that the subject: (1) not knowingly frequent (rather than frequent) places where controlled substances are illegally sold, used, distributed, or administered; and (2) except when the association described in (2)(A) or (2)(B) involves activities related to community programs, worship services, volunteering, engaging families, or some other pro-social activity in which there is no evidence of criminal intent: (A) not knowingly associate with other persons on parole or mandatory supervised release without prior written permission of his or her parole agent; or (B) not knowingly associate with persons who are members of an organized gang as that term is defined in the Illinois Streetgang Terrorism Omnibus Prevention Act.
 730 ILCS 5/3-3-7Effective Date August 16, 2019

House Bill 94 Public Act 101-440
 Amends the Unified Code of Corrections. Provides that the Department of Corrections shall award sentence credit accumulated prior to the effective date of this Act for participation in

full-time substance abuse programs, correctional industry assignments, educational programs, behavior modification programs, life skills courses, or re-entry planning provided by the Department of Corrections in an amount specified in this provision to an inmate serving a sentence for an offense committed prior to June 19, 1998, if the Department determines that the inmate is entitled to this sentence credit, based upon: (1) documentation provided by the Department that the inmate engaged in any full-time substance abuse programs, correctional industry assignments, educational programs, behavior modification programs, life skills courses, or re-entry planning provided by the Department and satisfactorily completed the assigned program as determined by the standards of the Department during the inmate's current term of incarceration; or (2) the inmate's own testimony in the form of an affidavit or documentation, or a third party's documentation or testimony in the form of an affidavit that the inmate likely engaged in any full-time substance abuse programs, correctional industry assignments, educational programs, behavior modification programs, life skills courses, or re-entry planning provided by the Department and satisfactorily completed the assigned program as determined by the standards of the Department during the inmate's current term of incarceration. Provides that if the inmate can provide documentation that he or she is entitled to sentence credit under this provision in excess of 45 days of participation in those programs, the inmate shall receive 90 days of sentence credit. Provides that if the inmate cannot provide documentation of more than 45 days of participation in those programs, the inmate shall receive 45 days of sentence credit. Provides that in the event of a disagreement between the Department and the inmate as to the amount of credit under this provision accumulated, if the Department provides documented proof of a lesser amount of days of participation in those programs, that proof shall control. Provides that if the Department provides no documentary proof, the inmate's proof as set forth in this provision shall control as to the amount of sentence credit provided. Provides that if the inmate has been convicted of a sex offense as defined in the Sex Offender Registration Act, sentencing credits under this provision shall be awarded by the Department only if the inmate successfully completed or is participating in sex offender treatment as defined by the Sex Offender Management Board. Provides that no inmate serving a term of natural life imprisonment shall receive sentence credit under this provision. Provides that sentence credits for specified offenses and purposes do not apply if the prisoner is required to serve 100% of his or her sentence (rather than not applying if the prisoner is serving a sentence for first degree murder or terrorism). Provides that under certain restrictions and exceptions an additional 180 days of sentence credit shall be awarded to any prisoner who obtains a bachelor's degree or who obtains a master's or professional degree while the prisoner is committed to the Department of Corrections.

730 ILCS 5/3-6-3 Effective Date January 1, 2020

House Bill 900 Public Act 101-235
Amends the Unified Code of Corrections. Repeals a provision making committed persons responsible to reimburse the Department of Corrections for the expenses incurred by their incarceration at a rate to be determined by the Department. Amends the Code of Civil Procedure to make conforming changes.

730 ILCS 5/3-7-6 rep Effective Date January 1, 2020

House Bill 3168 Public Act 101-105
Amends the Unified Code of Corrections. Provides that in felony cases, the presentence report shall include information concerning defendant's eligibility for a sentence to an impact incarceration program administered by the Department of Corrections. Provides that the court shall make a specific finding about whether the defendant is eligible for participation in a Department impact incarceration program, and if not, provide an explanation as to why a sentence to impact incarceration is not an appropriate sentence.
730 ILCS 5/5-3-2, 5-4-1 Effective Date January 1, 2020

House Bill 2444 Public Act 101-471
Amends the Unified Code of Corrections. Amends Factors in mitigation, the following grounds shall be accorded weight in favor of withholding or minimizing a sentence of imprisonment to provide the defendant is the parent of a child or infant whose well-being will be negatively affected by the parent's absence. Provides circumstances to be considered in assessing this factor in mitigation.
730 ILCS 5/5-5-3.1 Effective Date January 1, 2020

Senate Bill 416..... Public Act 101-401
Amends the Unified Code of Corrections. Provides that a defendant being found guilty of an administrative infraction related to an act or acts of public indecency or sexual misconduct in a penal institution shall be considered a factor in aggravation in sentencing.
730 ILCS 5/5-5-3.2 Effective Date January 1, 2020

Senate Bill 1750 Public Act 101-417
Amends the Unified Code of Corrections. Provides that if the defendant committed the offense of leaving the scene of an accident in violation of the Illinois Vehicle Code and the accident resulted in the death of a person and at the time of the offense, the defendant was: (1) driving under the influence of alcohol, other drug or drugs, intoxicating compound or compounds or any combination thereof as defined by the Illinois Vehicle Code; or (2) operating the motor vehicle while using an electronic communication device as defined in the Illinois Vehicle Code shall be an aggravating factor that is accorded weight in favor of imposing a term of imprisonment or may be considered by the court as reasons to impose a more severe sentence under the Code.
730 ILCS 5/5-5-3.2 Effective Date January 1, 2020

Senate Bill 1583 Public Act 101-406
Provides that an arrest warrant issued for an offender who violated a condition of his or her probation, conditional discharge, or supervision where there is danger of his or her fleeing the jurisdiction or causing serious harm to others or when the offender fails to answer a summons or notice from the clerk of the court or sheriff when the underlying conviction is for the offense of theft, retail theft, or possession of a controlled substance shall remain active for a period not to exceed 10 years from the date the warrant was issued unless a motion to extend the warrant is filed by the office of the State's Attorney or by, or on behalf of, the agency supervising the wanted person (in the introduced bill, an arrest warrant issued for an offender who violated a

condition of his or her probation, conditional discharge, or supervision where there is danger of his or her fleeing the jurisdiction or causing serious harm to others or when the offender fails to answer a summons or notice from the clerk of the court or sheriff shall remain active for a period not to exceed 5 years from the date the warrant was issued unless a motion to extend the warrant is filed by the office of the State's Attorney or by, or on behalf of, the agency supervising the wanted person). Provides that the provision is applicable to arrest warrants in Cook County on and after the effective date of the amendatory Act. Deletes language that provides that if a person is serving a sentence of probation, conditional discharge, or supervision for a firearm offense or forcible felony, the warrant shall remain active for a period of 10 years from the date the warrant was issued at which time the wanted person's period of probation, conditional discharge, or supervision shall terminate unsatisfactorily as a matter of law.

730 ILCS 5/5-6-4..... Effective Date January 1, 2020

House Bill 3151 Public Act 101-279
Amends the Unified Code of Corrections. Removes sunset date of December 31, 2020 for the provision creating the Illinois Sentencing Policy Advisory Council. Adds the Cook County Sheriff, or his or her designee as an ex-officio member of the Council. Provides that the Council shall determine the qualifications for and hire the Executive Director.

730 ILCS 5/5-8-8.....Effective Date August 9, 2019

House Bill 2040 Public Act 101-020
Creates the Private Detention Facility Moratorium Act. Provides that neither the State, nor any unit of local government, any county Sheriff, or any agency, officer, employee, or agent thereof, shall: (1) enter into an agreement of any kind for the detention of individuals in a detention facility owned, managed, or operated, in whole or in part, by a private entity; (2) pay, reimburse, subsidize, or defray in any way any costs related to the sale, purchase, construction, development, ownership, management, or operation of a detention facility that is or will be owned, managed, or operated, in whole or in part, by a private entity; (3) receive per diem, per detainee, or any other payment related to the detention of individuals in a detention facility owned, managed, or operated, in whole or in part, by a private entity; or (4) otherwise give any financial incentive or benefit to any private entity or person in connection with the sale, purchase, construction, development, ownership, management, or operation of a detention facility that is or will be owned, managed, or operated, in whole or in part, by a private entity.

730 ILCS 141..... Effective Date June 21, 2019

Senate Bill 1918 Public Act 101-571
Amends the Unified Code of Corrections. Provides that on the effective date the amendatory Act the Sex Offender Investigation Fund will be dissolved and the remaining balance shall be transferred into the Offender Registration Fund. Amends the Murderer and Violent Offender Against Youth Registration Act. Provides that the Murderer and Violent Offender Against Youth Registration Fund will be dissolved and the remaining balance shall be transferred into the Offender Registration Fund. Provides that provisions concerning the Murderer and Violent

Offender Against Youth Registration Fund are repealed on January 1, 2020. Makes conforming changes to the State Finance Act and the Sex Offender Registration Act.

730 ILCS 150/3, 10, 154/10, 60, 65 and 30 ILCS 105 various.....Effective Date August 23, 2019

House Bill 386 Public Act 101-231

Amends the Illinois Crime Reduction Act of 2009. Provides that the Department of Corrections and the Prisoner Review Board shall annually publish an exemplar copy of any evidence-based assessments, questionnaires, or other instruments used to set conditions of release. Provides that the Department of Corrections and the Prisoner Review Board shall release a report annually published on their websites that reports the following information about the usage of electronic monitoring and GPS monitoring as a condition of parole and mandatory supervised release during the prior calendar year. Provides report requirements.

730 ILCS 190/10 Effective Date January 1, 2020

CHAPTER 735

CIVIL PROCEDURE

Senate Bill 1882 Public Act 101-436

Amends Evidence Article of the Code of Civil Procedure. Provides that if a defendant's counsel seeks to discover the identity of an informant, then the defendant's counsel shall file a motion with the court alleging a good faith factual basis for believing that the prior representation of the informant creates a serious potential for an actual conflict of interest. Provides that the court: may deny the motion for lack of a factual basis; or, if it finds a sufficiently alleged factual basis, shall conduct an in camera hearing with the informant to ascertain whether an actual conflict of interest exists. Provides that if the court conducts an in camera hearing, the court shall: deny the motion if there is no basis to conclude that a serious potential for an actual conflict exists; or inform the petitioning counsel that his or her continued representation is a conflict. Provides that if the court concludes that a conflict exists, it shall notify the counsel of the nature of the conflict, subject to any condition of nondisclosure the court deems appropriate.

735 ILCS 5/8-802.3Effective Date August 20, 2019

Senate Bill 1868 Public Act 101-435

Amends the Limitations Article of the Code of Civil Procedure. Provides that the limitation period for damages for personal injury based on childhood sexual abuse do not run during a time period when the person abused is subject to fraudulent concealment by the abuser or by any person acting in the interest of the abuser.

735 ILCS 5/13-202.2Effective Date August 20, 2019

House Bill 2287 Public Act 101-136
 Amends the Code of Civil Procedure. Provides that an action may be commenced within 10 years of the last act committed in furtherance of the crime for an action arising out of: theft of property exceeding \$100,000 in value; identity theft; aggravated identity theft; financial exploitation of an elderly person or a person with a disability; or other specific offenses in the Criminal Code of 2012. Provides that if any other law provides for a longer limitation period, then the longer limitation period shall apply.
 735 ILCS 5/13-214.1 Effective Date July 26, 2019

CHAPTER 740

CIVIL LIABILITIES

House Bill 2309 Public Act 101-255
 Amends the Stalking No Contact Order Act, the Civil No Contact Order Act, and the Illinois Domestic Violence Act of 1986. Provides that when a petition for an emergency stalking no contact order, a civil no contact order, or an emergency order of protection is filed, the petition shall not be publicly available until the petition is served on the respondent. Provides that when a petition for an emergency stalking no contact order, a civil no contact order, or an emergency order of protection is granted, the order shall not be publicly available until the order is served on the respondent.
 740 ILCS 21/20, 95, 22/202 and 750 ILCS 60/202, 217 Effective Date January 1, 2020

House Bill 3396 Public Act 101-0508
 Amends the Stalking No Contact Order Act, the Civil No Contact Order Act, and the Illinois Domestic Violence Act of 1986. Provides that if an emergency civil no contact order or emergency order of protection is granted on a court holiday or evening, the court shall immediately file a certified copy of the order with the sheriff or other law enforcement official charged with maintaining Department of State Police records.
 740 ILCS 22/208, 218 and 750 ILCS 60/210, 222 Effective Date January 1, 2020

CHAPTER 750

FAMILIES

House Bill 2256 Public Act 101-135
Amends the Emancipation of Minors Act. Deletes language stating that no order of complete or partial emancipation may be entered if there is any objection by the minor's parents or guardian. Provides instead that an order of complete or partial emancipation may be entered if there is an objection by the minor's parents or guardian only if the court finds, in a hearing, that emancipation would be in the minor's best interests.
750 ILCS 30/2, 9 Effective Date July 26, 2019

House Bill 2818 Public Act 101-270
Amends the Address Confidentiality for Victims of Domestic Violence Act. Changes the name of the Act to the Address Confidentiality for Victims of Domestic Violence, Sexual Assault, or Stalking Act. Defines "sexual assault" and "stalking". Provides that a person who is a victim of, among other things, sexual assault or stalking may apply for the address confidentiality program under the Act. Makes corresponding changes in the Act and the Election Code.
750 ILCS 61/15 Effective Date January 1, 2021

CHAPTER 775

HUMAN RIGHTS

Senate Bill 1780 Public Act 101-565
Amends the Illinois Human Rights Act. Provides that it is a civil rights violation for an owner or any other person engaging in a real estate transaction, because of an arrest record to: refuse to engage in a real estate transaction with a person or to discriminate in making available such a transaction; alter the terms, conditions, or privileges of a real estate transaction or in the furnishing of facilities or services in connection therewith; refuse to receive or to fail to transmit a bona fide offer to engage in a real estate transaction from a person; refuse to negotiate for a real estate transaction with a person; represent a person that real property is not available for inspection, sale, rental, or lease when in fact it is so available, or fail to bring a property listing to his or her attention, or to refuse to permit him or her to inspect real property; make, print, circulate, post, mail, publish, or cause to made, printed, circulated, posted, mailed, or published, any notice, statement, advertisement, or sign, or use a form of application for a real estate transaction, or make a record or inquiry in connection with a prospective real estate

transaction, that indicates any preference, limitation, or discrimination based on an arrest record, or any intention to make any such preference, limitation, or discrimination; or offer, solicit, accept, use, or retain a listing of real property with knowledge that unlawful discrimination or discrimination on the basis of an arrest record in a real estate transaction is intended. Provides that the prohibition against the use of an arrest record shall not preclude an owner or any other person engaging in a real estate transaction from prohibiting the tenant, a member of the tenant's household, or a guest of the tenant from engaging in unlawful activity on the premises.

775 ILCS 5/1-103, 2-103, 3-102, 3-106 Effective Date January 1, 2020

House Bill 347 Public Act 101-182
Amends the Probate Act of 1975. Provides that a person convicted of assault, aggravated assault, battery, or aggravated battery of an elderly person shall not receive any property, benefit, or other interest by reason of the death of that elderly person.

755 ILCS 5/2-6.2 Effective Date January 1, 2020

CHAPTER 815

BUSINESS TRANSACTIONS

Senate Bill 1599 Public Act 101-431
Amends the Consumer Fraud and Deceptive Business Practices Act in relation to the dissemination of criminal record information. In provisions making it an unlawful practice for a person or entity that publishes for profit a person's criminal record information to fail to correct an error in the individual's criminal record information under specified circumstances, provides that those provisions also apply to other dissemination of the information and to publication in a criminal history report

815 ILCS 505/2QQQ Effective Date January 1, 2020

Senate Bill 1624 Public Act 101-343
Amends the Personal Information Protection Act. Provides that a data collector required to report breaches to more than 500 Illinois residents must provide notice to the Attorney General in the most expedient time possible but in no event later than when notice is provided to the consumer. Provides that the Attorney General may publish information concerning the breach.

815 ILCS 530/10, 55 Effective Date January 1, 2020

CHAPTER 820

EMPLOYMENT

House Bill 3101 Public Act 101-499
 Creates the Lodging Establishment Human Trafficking Recognition Training Act. Beginning June 1, 2020, a lodging establishment shall provide its employees with training in the recognition of human trafficking and protocols for reporting observed human trafficking to the appropriate authority. The Department of Human Services may consult, rather than obtain approval of, the United States Department of Justice for the human trafficking recognition training program developed under the Act.
 820 ILCS 95 Effective Date August 23, 2019

House Bill 834 Public Act 101-177
 Amends the Equal Pay Act of 2003. Provides that the exceptions to the equal pay requirement based on sex also apply to the equal pay requirement for African-American employees. Provides that an employer may prohibit a human resources employee, supervisor, or other employee whose job responsibilities require or allow access to other employees' wage or salary information from disclosing that information without prior written consent from the employee whose information is sought or requested. Provides that specified provisions shall not be construed to prevent an employer or employment agency from: providing information about the wages, benefits, compensation, or salary offered in relation to a position; or engaging in discussions with an applicant for employment about the applicant's expectations with respect to wage or salary, benefits, and other compensation. Provides that an employer is not in violation of specified provisions when a job applicant voluntarily and without prompting discloses his or her current or prior wage or salary history, including benefits or other compensation, on the condition that the employer does not consider or rely on the voluntary disclosures as a factor in determining whether to offer a job applicant employment, in making an offer of compensation, or in determining future wages, salary, benefits, or other compensation. Provides that a wage differential factor that is not based on sex or a factor that would constitute unlawful discrimination under the Illinois Human Rights Act must account for the differential
 820 ILCS 112/10, 30 Effective Date September 29, 2019

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