

# Legislative Report

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## TOI LEGISLATIVE REPORT



### Bill Information

#### **HB268** TWP-CONTRACTS BEYOND ELECTIONS *(YINGLING S)*

House Floor Amendment No. 1 - Replaces everything after the enacting clause. Amends the Township Code. Provides that a township board of trustees or township official may not enter into or authorize an employment, equipment, or service contract during the 14 days before a consolidated election through the third Monday in May following the consolidated election. Provides that a township board or township official may enter into a contract that does not extend more than 60 days after the third Monday of May following the consolidated election to address an emergency. Provides that an employment, equipment, or service contract entered into or authorized in violation of the Section is voidable.

#### CURRENT STATUS

2/23/2022 - Alternate Chief Sponsor Changed to Sen. Don Harmon

[HB268 Bill Page](#) 

#### **HB427** PROPERTY TAX-REFERENDUM *(YINGLING S)*

Amends the Property Tax Code. Provides that the election authority for Lake County shall cause to be submitted to the voters of Lake County at the first general election held after the effective date of the amendatory Act a referendum to convert the Office of the Chief Assessment Officer of Lake County to an elected office rather than an appointed office. Provides for the form of the referendum to be submitted. Provides that in the event that a majority of the electors voting on the referendum are in favor thereof, the Office of the Chief Assessment Officer of Lake County shall become an elected office. Provides requirements for the candidacy, election, and assumption of office of a Chief Assessment Officer of Lake County. Amends the Election Code to allow for the submission of a referendum regarding the Office of the Chief Assessment Officer of Lake County. Effective immediately.

#### CURRENT STATUS

4/19/2021 - Referred to Senate Assignments

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## HB2443 MOTOR FUEL-MARINE FUEL (DAVIDSMEYER C)

Amends the Motor Fuel Tax Law. Provides that, on and after July 1, 2021, marine fuel is exempt from the tax imposed under the Act. Provides that "marine fuel" means motor fuel specially formulated to be used in the propulsion of watercraft. Effective immediately.

### CURRENT STATUS

2/18/2022 - Rule 19(a) / Re-referred to Rules Committee

[HB2443 Bill Page](#) →

## HB4116 RIGHT TO PRIVACY-DRUG TEST (MORGAN B)

Amends the Right to Privacy in the Workplace Act. Provides that an employer may not refuse to hire an individual or discipline an employee because results of an individual's drug test indicate the presence of THC on the part of that individual. Permits an employer to enforce a pre-employment drug testing policy, zero-tolerance drug testing policy, random drug testing policy, or a drug-free workplace policy or disciplining an employee for violating such policy, but provides that an employer may not take adverse action against an employee solely because of a positive drug test for cannabis unless the test result exceeds limits set forth in certain DUI provisions of the Illinois Vehicle Code. Sets forth conditions under which an employer may discipline an employee for impairment. Provides that there is not a cause of action for any person against an employer for disciplining or terminating the employment of an individual when enforcing a compliant policy. Effective immediately.

House Committee Amendment No. 2 - Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes: Amends the Cannabis Regulation and Tax Act. Repeals provisions concerning employment and employer liability. Amends the Right to Privacy in the Workplace Act. Defines terms. Provides that discharge for the presence of tetrahydrocannabinol is permissible if the employee works in a safety sensitive position, if the employee demonstrates impairment, or if the test results for tetrahydrocannabinol exceeds the limits under specified provisions of the Illinois Vehicle Code. Replaces references to "cannabis" with "tetrahydrocannabinol" and "premises" with "workplace". Provides that nothing in the Act prohibits an employer from enforcing a pre-employment drug testing policy, random drug testing policy, or a drug-free workplace policy or from disciplining an employee or withdrawing a job offer to an applicant for violating such policy if the policy is applied to employees working in safety sensitive positions. Removes the effective date. Makes other changes.

House Floor Amendment No. 3 - Further amends the Cannabis Regulation and Tax Act. Provides that nothing in the Act shall be construed to create or imply a cause of action under the Act for any person against an employer for actions taken pursuant to an employer's workplace drug policy that complies with the Right to Privacy in the Workplace Act. Removes specified provisions concerning employment and employer liability. Removes the repeal provision. Amends the Right to Privacy in the Workplace Act. Provides that nothing in the Act prohibits an employer from disciplining or discharging an employee whose use of a lawful product adversely affects or impairs the employee's job performance, conduct, or ability to safely perform the assigned job duties in the employer's workplace during working hours or hours the individual is on call or implementing and enforcing workplace policies regarding the possession, use, or impairment of lawful products in the employer's workplace during working hours or hours the individual is on call. Provides that specified provisions do not apply to any employer (rather than any employer that is a non-profit organization) that, as one of its primary purposes or objectives, discourages the use of one or more lawful products by the general public. Provides that the definition of "safety sensitive position" includes a position working for a law enforcement agency in a capacity that impacts the safety of others. Provides that the definition of "critical services and infrastructure" means physical and cyber systems and assets that are so vital to the public (rather than State) that their incapacity, compromise, or destruction (rather than incapacity or destruction) would have a debilitating impact on physical or economic security, public health, or safety.

### CURRENT STATUS

3/30/2022 - Senate Executive

**Time & Location:** 2:00 PM, Capitol Building Room 212/ILGA.gov

[HB4116 Bill Page](#) →

## HB4251 TWP CD – COMPETITIVE BIDDING *(MCCOMBIE T)*

Amends the Township Code. Provides that any purchase by a township for services, materials, equipment, or supplies in excess of \$30,000 (rather than \$20,000) shall be contracted in specified ways. Provides that contracts for construction work whose estimated cost will exceed \$30,000 (rather than \$20,000) for township waterworks and sewerage systems shall be let to the lowest responsible bidder. Effective immediately.

### CURRENT STATUS

3/29/2022 - Passed Both Houses

### POSITION

Support

[HB4251 Bill Page](#) →

## HB4348 LAW ENFORCEMENT CAMERA GRANT *(WEST, II M)*

Amends the Law Enforcement Camera Grant Act. Defines "law enforcement officer" or "officer" as any person employed by a unit of local government (rather than a county, municipality, or township) or an Illinois public university as a policeman, peace officer or in some like position involving the enforcement of the law and protection of the public interest at the risk of that person's life. Provides that "unit of local government" has the meaning ascribed to it in Section 1 of Article VII of the Illinois Constitution. Effective immediately.

### CURRENT STATUS

3/4/2022 - Referred to Senate Assignments

[HB4348 Bill Page](#) →

## HB4393 LOCAL GOV-BEST VALUE BIDDING *(DIDECH D)*

Amends the Township Code, Illinois Municipal Code, Downstate Forest Preserve District Act, Park District Code, Illinois Local Library Act, Public Library District Act of 1991, School Code, and Illinois Highway Code. Provides that specified contracts may be let to the lowest responsible bidder or the best value bidder (rather than to the lowest responsible bidder). Provides that "best value" means the result determined by a procurement method that considers price and other criteria reflecting an objective and quantifiable analysis. Includes examples of such analysis.

House Floor Amendment No. 2 - Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes: Includes requirements for the resolution to include the identity of an officer or director of the bidder who is a family member of a board member, is a person with whom a board member maintains a close economic association, or is a person with whom a board member maintains a close political association. Defines terms. In the Township Code, Illinois Municipal Code, and the Illinois Highway Code, provides that, if an entity is eligible to be paid for or reimbursed, in whole or in part, with federal-aid funds, grants, or loans, and the provisions would result in the loss of those federal-aid funds, grants, or loans, then the contract is exempt from the requirements of the provisions in order to remain eligible for those federal-aid funds, grants, or loans. In the School Code provisions, adds language providing that a school board that awards a competitively bid contract in excess of \$25,000 to a third party for non-instructional services currently performed by an employee or bargaining unit member may only award such a contract to the lowest responsible bidder. Amends the Public Community College Act making similar changes made to the other Acts in the bill.

House Floor Amendment No. 4 - Provides that, if an entity is eligible to be paid for or reimbursed, in whole or in part, with federal-aid funds, grants, or loans, and the letting of a contract to the best value bidder under the provisions would result in the loss of those

federal-aid funds, grants, or loans, then the contract shall be let to the lowest responsible bidder (rather than the contract is exempt from the provisions).

## 🚩 CURRENT STATUS

3/4/2022 - Referred to Senate Assignments

[HB4393 Bill Page](#) →

## HB4489 GATA-APPLICABILITY (HOFFMAN J)

Amends the Grant Accountability and Transparency Act. Provides that the requirements established under the Act do not apply to awards, including capital appropriated funds, made by the Department of Transportation to units of local government for the purposes of surface transportation projects utilizing State and federal funds. Provides that the Act shall recognize that federal and federal pass-through awards from the Department of Transportation to units of local government are governed by and must comply with specified federal guidelines. Effective immediately.

House Committee Amendment No. 1 - Provides that the requirements established under the Grant Accountability and Transparency Act do not apply to awards, including capital appropriated funds, made by the Department of Transportation to units of local government for the purposes of transportation (rather than surface transportation) projects utilizing State and federal funds.

## 🚩 CURRENT STATUS

3/30/2022 - Senate Executive

**Time & Location:** 2:00 PM, Capitol Building Room 212/ILGA.gov

[HB4489 Bill Page](#) →

## HB5050 STATE POLICE-PATROL FUNDING (CRESPO F)

Amends the State Finance Act. Provides that moneys in the Road Fund may be allocated to and used by the Illinois State Police for the purposes of the Division of Patrol Operations and to fund the patrolling of Illinois public highways and expressways by the Illinois State Police. Makes conforming and other changes.

## 🚩 CURRENT STATUS

3/30/2022 - House Appropriations-Public Safety

**Time & Location:** 4:00 PM, Virtual Room 4 - ILGA.gov

[HB5050 Bill Page](#) →

## HB5204 WILDLIFE-NAVIGATIONAL LIGHTING (STONEBACK D)

Amends the Wildlife Code. Provides that the Department of Natural Resources shall encourage the owners of structures to eliminate nonflashing (steady burning) L-810 lights by a January 1, 2024. Provides that the owners of structures constructed on or after March 1, 2022 that are located within migratory flyways, or in ecologically sensitive areas, or are within one mile of a forest preserve or federal or State park or wildlife area shall turn off all lights not required for safety or maintenance between 12:00am through 7:00am during migratory seasons. Provides the Department of Natural Resources with rulemaking authority. Effective immediately.

House Floor Amendment No. 1 - Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Creates the Bird Conservation Commission Act. Creates the Bird Conservation Commission for the purpose of promoting bird conservation and providing education and awareness on issues concerning bird conservation. Adds provisions concerning the membership, duties, powers, and reporting requirements of the Commission. In provisions amending the Wildlife Code, provides that the owners of structures with a height over 50 feet above ground level constructed on or after March 1, 2022 that are located in ecologically sensitive areas, or are within one-half mile of a forest preserve or federal or State park or wildlife area shall turn off all lights not required for safety or maintenance between 11:00 p.m. and 7:00 a.m. during migratory seasons (instead of requiring owners of structures constructed on or after March 1, 2022 that are located within migratory flyways, or in ecologically sensitive areas, or are within one mile of a forest preserve or federal or State park or Wildlife area to turn off all lights not required for safety or maintenance between 12:00 a.m. through 7:00 a.m. during migratory seasons). Effective immediately.

#### CURRENT STATUS

3/4/2022 - Rule 19(a) / Re-referred to Rules Committee

[HB5204 Bill Page](#)



### **HB5369** VEH CD-GOV PLATES AND STICKERS *(HALBROOK B)*

Amends the Illinois Vehicle Code. Provides that no vehicle owned and operated by the State, a unit of local government, or a subsidiary body thereof shall display nongovernmental license plates. Provides that every vehicle owned and operated by a unit of local government, or any subsidiary body thereof, shall affix a sticker or decal that clearly denotes the unit of local government to which the vehicle belongs, to the license plate or, if necessary, the rear of the vehicle within 6 inches of the license plate, such that it is plainly visible to a vehicle approaching from behind. Exempts vehicles being used in undercover police operations. Effective immediately.

#### CURRENT STATUS

3/4/2022 - Rule 19(a) / Re-referred to Rules Committee

#### POSITION

Oppose

[HB5369 Bill Page](#)



### **SB928** CENTREVILLE TOWNSHIP-DISSOLVE *(HARMON D)*

House Committee Amendment No. 1 - Replaces everything after the enacting clause. Amends the Law Enforcement Criminal Sexual Assault Investigation Act. Makes a technical change in a Section concerning the short title.

#### CURRENT STATUS

3/30/2022 - Senate Bills on Second Reading

[SB928 Bill Page](#)




### **SB932** GOVERNMENT-TECH *(CASTRO C)*

Amends the Illinois Administrative Procedure Act. Makes a technical change in a Section concerning the Joint Committee on

Administrative Rules.

## CURRENT STATUS

2/25/2022 - Rule 3-9(a) / Re-referred to Assignments


[SB932 Bill Page](#) 

## **SB2154** PROP TX-ATTACHED PROPERTY *(TRACY J)*

Amends the Property Tax Code. Provides that buildings, structures, and improvements that are not permanently attached to the land are not considered property for the purposes of the Code.

## CURRENT STATUS

3/25/2022 - Rule 19(a) / Re-referred to Rules Committee

[SB2154 Bill Page](#) 

## **SB3082** LOCAL JOURNALISM TF-MEMBERS *(STADELMAN S)*

Amends the Local Journalism Task Force Act. Adds additional members to be appointed by the Governor to the Local Journalism Task Force within 30 days after effective date of the amendatory Act.

Senate Floor Amendment No. 1 - Amends the High-Speed Railway Commission Act. Provides that the following members of the High-Speed Railway Commission shall be appointed by the Governor: a representative of a labor organization representing rail workers; a representative of a trade organization related to the rail industry; a representative of the Metropolitan Mayors and Managers Association; a representative from the Illinois Railroad Association; a representative from the University of Illinois System; a representative from the Chicago Metropolitan Agency for Planning; a representative of the Illinois Municipal League; a representative of the Champaign-Urbana Mass Transit District; a representative of the Region 1 Planning Council; a representative of the McLean County Regional Planning Commission; and a representative of the East-West Gateway Council of Governments. Provides that the initial appointments shall be made by January 1, 2023 (rather than January 1, 2022).

Senate Floor Amendment No. 2 - Adds an immediate effective date.

## CURRENT STATUS

3/30/2022 - Senate Bills on Second Reading

[SB3082 Bill Page](#) 


## **SB3120** SUPPORT THROUGH LOSS ACT *(BUSH M)*

Senate Committee Amendment No. 3 - Replaces everything after the enacting clause. Amends the Child Bereavement Leave Act. Changes the name of the Act to the Family Bereavement Leave Act. Provides that all employees shall be entitled to use a maximum of 2 weeks (10 work days) of unpaid bereavement leave to be absent from work due to (i) a miscarriage; (ii) an unsuccessful round of intrauterine insemination or of an assisted reproductive technology procedure; (iii) a failed adoption match or an adoption that is not finalized because it is contested by another party; (iv) a failed surrogacy agreement; (v) a diagnosis that negatively impacts pregnancy or fertility; or (vi) a stillbirth. Provides that the employer may not require that the employee identify which category of event the leave

pertains to as a condition of exercising rights under the Act. Changes references from "child" to "covered family members". Defines terms.

#### CURRENT STATUS

3/30/2022 - Senate Bills on Third Reading


[SB3120 Bill Page](#) 

### **SB3477** VACANCY FRAUD ACT *(MURPHY L)*

Creates the Vacancy Fraud Act. Allows a taxing body or representative of a taxing body to file a vacancy fraud complaint with the county board of review if property is receiving vacancy relief and the property owner is not actively attempting to lease, sell, or alter the property. Sets forth factors in determining whether or not vacancy fraud has occurred. Sets forth penalties. Effective immediately.

#### CURRENT STATUS

2/25/2022 - Rule 3-9(a) / Re-referred to Assignments

[SB3477 Bill Page](#) 


### **SB3685** PROP TX-HEARINGS AND TRAINING *(STADELMAN S)*

Amends the Property Tax Code. Provides that courses and training for the Certified Illinois Assessing Officer certificate shall be held in a manner and format deemed appropriate by the Department of Revenue (currently, required to be held at various convenient locations throughout the State). Removes a requirement that the hearing concerning the tentative equalization factor shall be held in either Chicago or Springfield. Effective January 1, 2023.

#### CURRENT STATUS

4/1/2022 - House Revenue & Finance

**Time & Location:** 9:00 AM, Virtual Room 1 - ILGA.gov

[SB3685 Bill Page](#) 

### **SB3737** COUNTY JUDICIAL FACILITIES FEE *(HOLMES L)*

Amends the Counties Code. Provides that the county boards of Kane County, Kendall County, and Will County (currently, Kane County and Will County) may by ordinance impose a judicial facilities fee to be used for the building of new judicial facilities. Provides that in setting a judicial facilities fee and in the design and construction of the facilities, the county board shall set the fee and design and construct the facilities with the concurrence of the Chief Judge of the applicable judicial circuit or the presiding judge of the county in a multi-county judicial circuit (currently, the concurrence of the Chief Judge of the applicable judicial circuit). Effective July 1, 2022.

#### CURRENT STATUS

3/30/2022 - Senate Bills on Second Reading

## SB3789 LOCAL GOV CONSOLIDATION-10 YRS (MORRISON J)

Creates the Decennial Committees on Local Government Consolidation and Efficiency Act. Provides that, within one year after the effective date of the Act and at least once every 10 years thereafter, each unit of local government that may levy any tax (except municipalities and counties) must form a committee to: study local efficiencies, including an analysis of whether to consolidate with another unit of local government, municipality, or county; and create a report with recommendations regarding efficiencies, increased accountability, and consolidation. Provides that the duties of the committee include, but are not limited to, the study of the unit of local government's governing statutes, ordinances, rules, procedures, powers, jurisdiction, shared services, intergovernmental agreements, and interrelationships with other units of local government and the State. Provides that the committee shall collect data, research, analysis, and public input. Dissolves the committee after completion of its report. Provides for committee membership, meetings, and report requirements. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

Senate Floor Amendment No. 1 - Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes: Renames the Act to the Decennial Committees on Local Government Efficiency Act. Removes a requirement that a committee study whether the governmental unit should consolidate with another governmental unit, municipality, or county and makes conforming changes. Amends the School Code. Provides that the report that accompanies the school district's annual financial report must be adopted at an open meeting that allows for public comment. Amends the State Mandates Act to require implementation without reimbursement.

### ■ CURRENT STATUS

3/30/2022 - Senate Bills on Third Reading

## SB3894 PROP TX-ASSESSMENT (MUÑOZ A)

Amends the Department of Revenue Law of the Civil Administrative Code of Illinois. Requires the Department of Revenue to conduct a property tax assessment process study. Amends the Property Tax Code. Limits the increase in the assessment of any commercial or residential property to 15% over the assessed value in the previous tax year and 40% in any 3-year period. Provides that the limitation shall apply in counties with 3,000,000 or more inhabitants and may apply in other counties by ordinance or resolution of the county board. Provides that, in counties with 3,000,000 or more inhabitants, whenever the chief county assessment officer of the county substantively changes the procedure by which he or she assesses properties, the chief county assessment officer shall hold a 60-day public comment period to receive input from members of the public before the change takes effect.

### ■ CURRENT STATUS

2/25/2022 - Rule 3-9(a) / Re-referred to Assignments

## SB3895 PROP TX-REDUCED ASSESSED VALUE (GILLESPIE A)

Amends the Property Tax Code. Provides that to receive a reduction in assessed value, an owner, for the purpose of the initial application and only until the building is put in service, may provide proof of either a deed restriction or participation in a government program that includes legally enforceable affordability requirements comparable to the requirements of this Code and the chief



county assessment officer shall furnish a letter of intent to the applicant indicating that a preliminary assessment of the new construction or qualifying rehabilitation indicates that it will meet all eligibility requirements. Modifies "assessed value for the residential real property in the base year" to mean the assessed value used to calculate the tax bill, as certified by the Board of Review, for the tax year immediately prior to the tax year in which the building permit is issued; for property assessed as other than residential property, the "assessed value for the residential real property in the base year" means the assessed value that would have been obtained had the property been classified as residential as derived from the Board of Review's certified market value (currently, the value in effect at the end of the taxable year prior to the latter of: (1) the date of initial application; or (2) the date on which 20% of the total number of units in the property are occupied by eligible tenants paying eligible rent). Modifies "maximum income limits" to include when a property may be deemed to have satisfied the maximum income limits with a weighted average if municipal, state, or federal laws, ordinances, rules or regulations requires the use of a weighted average of no more than 60% of area median income for that property. Modifies "maximum rent" to include that a property may be deemed to have satisfied the maximum rent with a weighted average if municipal, state, or federal laws, ordinances, rules or regulations requires the use of a weighted average of no more than 60% of area median income for that property.

Senate Committee Amendment No. 1 - Removes provisions from the introduced bill providing that the owner may provide proof of either a deed restriction or participation in a government program that includes certain legally enforceable affordability requirements. Provides that the bill is effective immediately.

## CURRENT STATUS

3/30/2022 - Senate Bills on Third Reading

[SB3895 Bill Page](#) 

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