

# Legislative Report

**BOMA/Suburban Chicago**

February 23, 2018

The Senate has adjourned for the week. The House was not in Session this week. Both the House and Senate are scheduled to return Tuesday, February 27.

## EQUIFAX DATA BREACH RESPONSE

In a response to the massive Equifax data breach, the Illinois Senate Financial Institutions Committee favorably reported out House Bill 4095 with a unanimous bipartisan vote (8-0). The legislation bars credit reporting agencies from charging consumers a fee to place or lift a freeze on their credit report. The bill, sponsored by Representative Greg Harris, passed with unanimous bipartisan support (109 yes, 0 no) in the House last fall. Senator Bill Cunningham is the Senate sponsor.

A credit freeze prevents new account identity theft by stopping credit reporting agencies from sharing a consumer's credit report with potential new creditors. Most creditors will not issue new credit to a customer without a credit report from at least one of the big three credit reporting agencies. Credit monitoring services, often peddled to consumers in the wake of data breaches, provide inferior protection: they only alert consumers once identity theft has occurred.

House Bill 4095 makes it easier for consumers to protect themselves from identity theft by eliminating the fees charged by credit reporting agencies to place or lift a freeze on their credit report. Current state law allows credit reporting agencies to charge consumers \$10 to freeze or thaw their credit report; fees are currently waived for residents 65 and older, active service members, and victims of identity theft with a police report. Indiana, Maine, North Carolina and South Carolina already allow all residents to freeze and thaw their credit reports for free. Illinois is on track to be the first state to revise credit freelaws in response to the Equifax breach.

## MORE ON GOVERNOR'S BUDGET PROPOSAL

### Changes to State Health Insurance Programs

Rauner is again calling for changes to health insurance programs covering public employees and retired educators, something he began in his very first budget in 2015. Both ideas, though, would require legislative approval.

Rauner argues the state can save more than \$700 million from the insurance changes he wants to make. That includes \$470 million by forcing state workers to pay more of their health insurance costs, \$125 million by eliminating a subsidy for the Teachers' Retirement Insurance Program and \$4.4 million from eliminating the same subsidy to an insurance program for retired community college employees.

Rauner said another \$105 million can be saved by shifting some group health insurance costs to universities.

Rauner said his budget recommends “right-sizing employee health insurance plans so that government compensation is more in line with what the taxpayers have who are paying for it. Today, we pay almost 90 percent of the premiums for government employee health insurance policies that are way more expensive than plans in the private sector.”

Rauner wants the split between the state and workers to be closer to 60/40.

The American Federation of State, County and Municipal Employees, which represents about 38,000 state employees, said the governor’s numbers are misleading. The union says the state pays 76 percent of health care costs and employees pay 24 percent, which is the national median according to a 2014 study on state employee health plans by the Pew Charitable Trusts.

The union also contended the cost split in Massachusetts, a state Rauner said Illinois should emulate when it comes to state worker health insurance, is 69 percent/31 percent between employer and employee.

Although the impact of Rauner’s proposed changes varies depending on the plan an employee selects and number of dependents enrolled, AFSCME says the changes would increase an average employee’s health care costs by \$3,700 the first year.

In 2015, the administration said it wanted to change employee health insurance through negotiations with unions, including AFSCME. Since then, negotiations on a new contract with AFSCME have bogged down and the issue is now in the courts.

Consequently, Rauner shifted gears this year on his insurance proposal. He wants lawmakers to approve a bill that removes employee health insurance from issues that can be collectively bargained.

Higher costs would also be in store for enrollees in the Teachers’ Retirement Insurance Program if the changes go through, said opponents of the plan. About 77,000 people are covered by the program.

Funding for the TRIP program comes from four sources: the state subsidy, local school districts, currently active state teachers and premiums paid by people enrolled in the program. Retired teachers pay premiums as part of the program. The monthly premiums vary widely depending on the plan selected and whether someone is covered by Medicare. Monthly premiums are about \$246 for someone up to age 64 who is in an HMO and not covered by Medicare. For the same person age 65 and over the monthly cost is \$336. For someone in Medicare, regardless of age, the cost is about \$97 a month.

Retiree premiums now cover about 33 percent of the program costs. The state subsidy covers roughly 25 percent of the program cost, money the governor wants to eliminate.

The Center for Tax and Budget Accountability said in a report Friday that it believes Rauner's proposed change to TRIP would be found unconstitutional because of another case where the state tried to impose health insurance premiums on state retirees. The state Supreme Court ruled it unconstitutional

### **Rich Miller's Newspaper Column**

Last year's state budget caused some real consternation among local government leaders because the General Assembly slashed their share of the state income tax by 10 percent for one year and skimmed 2 percent off the top of several local sales taxes.

Gov. Bruce Rauner vetoed that budget. His veto was overridden, but the governor's new budget recycles those same two ideas as well as the overall concept of off-loading state costs onto local taxpayers.

The biggest is Rauner's proposal to shift some teacher and higher education pension costs to the local and university/college levels. The governor would shift 25 percent of costs per year to school districts and universities over just four years. That means, in four years, taxpayers in downstate and suburban school districts would pay over \$1 billion a year for pension payments that they don't pay now. And Chicago Public Schools would lose 100 percent of its state pension assistance in the first year, costing the city's taxpayers an extra \$228 million.

I just don't see how the governor could ever pull this one off. And that means whoever drafts the final budget will have to patch a \$591 million hole.

The budget proposal for next fiscal year also relies on an assumption that the General Assembly will pass an emergency \$1.1 billion supplemental appropriations bill for this fiscal year by March. Much of that money is for the Department of Corrections. Now that a new budget is in place, creditors are demanding payment.

Not to mention that other creditors are going to be forced to wait in long lines until somebody can figure out how to reduce the state's current \$9 billion backlog of unpaid bills because the governor's budget proposal almost totally punts that problem into the future.

Yes, the governor has lots of new money from the tax hike, so he should've been able to propose a far more balanced budget without all these gimmicks that probably won't pass (like the pension cost shift) and the deferrals (like the backlog problem) which have to be dealt with eventually.

Rauner also avoided making direct budgetary cuts with his tax reduction proposal that claims to cut the income tax rate by a miniscule quarter of a percentage point by relying on revenues

from a pension reform idea that may be unconstitutional and has not yet been endorsed by House Speaker Mike Madigan.

We're now left with two major unanswered questions.

First, is the governor finally serious about negotiating the budget? He had the legislative leaders over to his office last week, which is the first time that's happened in 14 months. But it was just a quickie budget briefing.

Second, will the Democrats work with Rauner to solve those problems in an election year or will they wait to see if Rauner loses?

Senate President John Cullerton issued a statement last week that may answer both questions: "I met with the governor this morning. He said he wants to roll back taxes and put more money in education. Here's the problem. His budget does the opposite. He spends the entire tax increase. And he cuts money for education. It's almost like he doesn't know what his budget does. I can't explain the disconnect. It seems intentionally deceptive and it's troubling."

So, probably a "no" on both.

## **DRUG PRICING FAIRNESS ACT**

State Rep. Will Guzzardi (D-Chicago) along with Attorney General Lisa Madigan and other allied organizations are pushing new legislation, the Illinois Generic Drug Pricing Fairness Act which attempts to stop companies from making essential drug prices too high.

The legislation gives the Illinois Attorney General's office the power to put the brakes on price gouging of essential off-patent or generic drugs. Drug companies that increase prices sharply must show documentation that they are raising prices due to increased production costs. If they can't do so, they will face civil penalties including restitution to customers and fines of up to \$10,000 per violation.

Maryland passed a generic drug bill in 2017, and over half of state legislatures in the country introduced similar bills.

In many instances, generic drugs play an important role in keeping healthcare costs down. But a scathing, bipartisan US Senate report described the process by which some generic companies gain monopolies over essential drugs and raise the prices exorbitantly. The Generic Drug Pricing Fairness Act takes aim specifically at this behavior.

The bill, HB4900, has been assigned to the House Human Services Committee.

## **LICENSING GUN DEALERS**

Gun control advocates are renewing their push to require Illinois firearm stores to get state licenses, saying federal regulations do not go far enough to ensure sales are handled properly.

Legislation to license dealers cleared the state Senate last year, but stalled in the House amid fierce opposition from gun rights groups. They contend that licensing would drive up the price of purchasing a firearm by as much as \$300.

Democrats in the Senate are hoping to calm those fears, advancing companion legislation on Wednesday to limit the cost of licensing fees to \$1,000 for a five-year period.

Lawmakers are revisiting the measure in the wake of last week's shooting in Parkland, Fla., in which 17 people were killed and others wounded by an attacker with an AR-15 semiautomatic rifle. Some lawmakers are calling for an outright ban on those weapons to try to curb mass shootings, an effort that has repeatedly failed in Illinois. But supporters of the licensing bill say the more widespread crisis is handgun violence that's permeated communities on the city's South and West sides.

Opponents argue that gun sellers are already licensed by the federal Bureau of Alcohol, Tobacco, Firearms and Explosives, which requires background checks. Todd Vandermyde, a former lobbyist for the National Rifle Association who now represents a group of gun dealers called the Federal Firearms Licensees of Illinois, said the state measure could prove expensive for a small mom and pop shop.

Under the state proposal, anyone who sells, leases or transfers firearms would have to be licensed by the Illinois Department of Financial and Professional Regulation. Dealers and their employees would have to undergo training to make sure they know how to properly conduct background checks, store guns, prevent thefts and thwart straw purchases, in which someone buys a gun on behalf of someone who is barred from doing so.

All retailers applying for a license must pass inspection and receive written approval from their local sheriff, and all employees will be required to have a valid Firearm Owner's Identification Card and pass the same background checks as those looking to purchase a gun. Regulators may also ask for fingerprints, a recent photograph and access to other records.

Shops would also be required to have a working surveillance system in place by Jan. 1, 2021 — a change from a former bill designed to give businesses more time for installation. Stores where firearms sales make up less than 20 percent of sales would be exempt from the new rules.

The measure passed on a 11-5 party line vote, with Republicans voting against it. It now heads to the full Senate for consideration, which could come as early as next week.

The Senate Executive Committee also advanced two related measures. One would require someone to have a FOID card to purchase prepackaged explosives. The other would allow family members or law enforcement officials to ask a judge to take away someone's guns or FOID card if they pose an immediate threat to themselves or others by having access to firearms.

## LEGISLATIVE WATCH LIST

- HB4062**     **CONS FRAUD-SCHOOL DATA** (DELUCA A) Amends the Consumer Fraud and Deceptive Business Practices Act. Defines "online real estate database provider". Provides that if an online real estate database provider includes, in its information concerning residential real property located in the State of Illinois, certain information on the quality of schools in which the residential real property is located, the online real estate database provider must use the most recent information available prepared by the State Board of Education. Provides that a violation of those provisions is an unlawful practice within the meaning of the Act.
- Current Status:* 2/27/2018 - House Consumer Protection, (First Hearing)  
      *Recent Status:* 1/30/2018 - House Consumer Protection, (First Hearing)1/24/2018 - Assigned to House Consumer Protection
- HB4202**     **INC TX-RATES** (BENNETT T) Amends the Illinois Income Tax Act. Provides that, for taxable years beginning on or after January 1, 2019, the rate of tax shall be 5% for corporations (currently, 7%). Makes conforming changes concerning distributions to the Local Government Distributive Fund. Effective immediately.
- Current Status:* 1/16/2018 - Referred to House Rules  
      *Recent Status:* 1/16/2018 - FIRST READING  
                          12/20/2017 - Filed with the Clerk by Rep. Thomas M. Bennett
- HB4203**     **MUNI CD-ANNEXATION LIMITATION** (ANDERSSON S) Amends the Illinois Municipal Code. Provides that an action contesting whether territory annexed by a municipality is contiguous shall be commenced no later than 10 years after the date the annexation ordinance is recorded. Makes conforming changes. Effective immediately.
- Current Status:* 2/28/2018 - House Judiciary - Civil, (First Hearing)  
      *Recent Status:* 2/14/2018 - Assigned to House Judiciary - Civil  
                          1/16/2018 - Referred to House Rules
- HB4268**     **HOME REPAIR-CONSUMER NOTICES** (THAPEDI A) Amends the Home Repair and Remodeling Act. Provides that "residence" means a single-family home or dwelling or a multiple-family home or dwelling containing 6 or fewer apartments, condominiums, town houses, or dwelling units, used or intended to be used by the consumer as his or her dwelling place (instead of "by occupants as dwelling places"). In the home repair consumer rights pamphlet, replaces notice language concerning lien waivers with the following: "Illinois law requires that, before payment, your contractor give you a sworn statement which lists: (1) all the persons or companies your contractor hired to work on your home and their addresses; and (2) the amounts previously paid, the amounts about to be paid, and the total amount owed after the payment to these persons or companies.

The sworn statement should be fully completed, signed, and notarized. When the contractor's sworn statement lists an amount due or to become due to a subcontractor, or when a subcontractor gives you notice of an amount due to the subcontractor, you must retain sufficient funds to pay that subcontractor. Subcontractors give the contractors lien waivers when they are paid. Ask your contractor for copies of these lien waivers. If your contractor tells you he or she needs a payment from you in order to pay subcontractors, you have the right to pay the subcontractors directly."

**Current Status:** 2/28/2018 - House Judiciary - Civil, (First Hearing)

**Recent Status:** 2/13/2018 - House Real & Personal Property Law Subcommittee, (First Hearing)2/13/2018 - House Judiciary - Civil, (First Hearing)

**HB4293** **INC TX-INVESTMENT SERVICES** (WELCH E) Amends the Illinois Income Tax Act. Imposes a privilege tax on partnerships and S corporations engaged in the business of conducting investment management services. Provides that the tax shall be imposed at the rate of 20% of the fees calculated by reference to the performance of the investment portfolio funds and not from the investment itself. Defines "investment management services".

**Current Status:** 3/1/2018 - House Revenue & Finance, (First Hearing)

**Recent Status:** 2/14/2018 - To Growth, Reform & Fairness Subcommittee  
2/14/2018 - House Revenue & Finance, (First Hearing)

**HB4306** **CONCEAL CARRY-BUSINESS LICENSE** (REICK S) Amends the Firearm Concealed Carry Act. Provides that a municipality, including a home rule unit, may not revoke, suspend, or refuse to renew a business license or otherwise interfere with a business license issued by the municipality to a business owner, including the holder of a retail liquor license issued under the Liquor Control Act of 1934, because the business owner lawfully permits a concealed carry licensee to carry firearms into his or her business establishment. Effective immediately.

**Current Status:** 1/26/2018 - Referred to House Rules

**Recent Status:** 1/26/2018 - FIRST READING  
1/23/2018 - Filed with the Clerk by Rep. Steven Reick

**HB4363** **CONTRACTOR EXPENDITURE REPORTS** (JIMENEZ WOJCICKI S) Amends the Business Enterprise for Minorities, Females, and Persons with Disabilities Act. Provides that any contractor awarded a contract under the Act shall be required to make periodic reports to the contracting State agency on all expenditures made to achieve compliance with the provisions of the Act. Provides for the required contents of the report. Provides remedies for a contractor's non-compliance with the commitment to businesses owned by minorities, women, or persons with disabilities under the Act. Provides additional terms by which a contracting State agency may terminate a contract under the Act. Allows a contracting State agency to have access to a contractor's books and records for compliance purposes.

**Current Status:** 2/28/2018 - House State Government Administration, (First Hearing)

**Recent Status:** 2/14/2018 - Assigned to House State Government Administration  
1/30/2018 - Referred to House Rules

**HB4378** **MUNI-HOME RULE TAX LIMITATION** (CABELLO J) Amends the Illinois Municipal Code. Provides that on and after the effective date of this amendatory Act, a home rule unit may not impose any tax increase or levy any new or additional tax without prior referendum approval. Limits home rule powers.

**Current Status:** 1/30/2018 - Referred to House Rules  
**Recent Status:** 1/30/2018 - FIRST READING  
1/30/2018 - Filed with the Clerk by Rep. John M. Cabello

**HB4390** **CRIM CD-CRIMINAL BUILDING MGMT** (WILLIS K) Amends the Criminal Code of 2012. Defines "commercial property", "dangerous condition", "first responder", "management or operational control", "person", and "serious bodily injury". Provides that first responder endangerment is committed when a person knowingly creates a dangerous situation and intentionally conceals the dangerous condition in a commercial property under his or her management or control and the dangerous condition is the primary cause of death or serious bodily injury of a first responder during the course of his or her official duties. Provides that first responder endangerment is a Class 4 felony.

**Current Status:** 2/21/2018 - Assigned to House Fire & Emergency Services  
**Recent Status:** 2/14/2018 - Added Co-Sponsor Rep. Elizabeth Hernandez  
2/14/2018 - Added Co-Sponsor Rep. Daniel Swanson

**HB4421** **E-VERIFY REQUIRE EMPLOYER** (REIS D) Amends the Right to Privacy in the Workplace Act. Requires every employer, after hiring an employee, to verify the employment eligibility of the employee through the E-Verify program. Provides that, in addition to any other requirement for an employer to receive a grant, loan, or performance-based incentive from any government entity, the employer shall register with and participate in the E-Verify program. Provides that before receiving the economic development incentive, the employer shall provide proof to the government entity that the employer is registered with and is participating in the E-Verify program. Provides that the State, its political subdivisions, and units of local government, including home rule units, shall require each employer to use an Employment Eligibility Verification System as a condition of receiving a government contract or a business license. Effective immediately.

**Current Status:** 1/31/2018 - Referred to House Rules  
**Recent Status:** 1/31/2018 - FIRST READING  
1/31/2018 - Chief Co-Sponsor Rep. C.D. Davidsmeyer

**HB4431** **FIRE DIST-EQUIP REIMBURSEMENT** (HOFFMAN J) Amends the Fire Protection District Act. In provisions regarding fixing, charging, and collecting fees for services rendered by a fire district against persons, businesses, and other entities who are not residents of the fire protection district, provides that additional charges may be levied to reimburse the district for equipment and apparatus utilized in response to the call for assistance where it can be demonstrated by the district that the additional equipment or apparatus was needed in the circumstances presented, but the rate per vehicle shall not exceed \$100 per hour. Effective immediately.

**Current Status:** 1/31/2018 - Referred to House Rules  
**Recent Status:** 1/31/2018 - FIRST READING  
1/31/2018 - Filed with the Clerk by Rep. Jay Hoffman

**HB4490** **MUNICIPAL REVENUE REFERENDUM** (CABELLO J) Amends the Illinois Municipal Code. Provides that, on and after the effective date of this amendatory Act, home rule municipalities and non-home rule municipalities may not impose any tax increase or levy any new or additional tax without prior referendum approval. Limits home rule powers. Effective immediately.

**Current Status:** 2/7/2018 - Added Chief Co-Sponsor Rep. Allen Skillicorn  
**Recent Status:** 2/2/2018 - Referred to House Rules  
2/2/2018 - FIRST READING

**HB4538 PROP TX-NATURAL DISASTER (HAYS C)** Amends the Property Tax Code. In a Section granting a natural disaster homestead exemption, removes language providing that the square footage of the rebuilt residential structure may not be more than 110% of the square footage of the original residential structure as it existed immediately prior to the natural disaster. Removes provisions providing that the taxpayer's initial application for a natural disaster homestead exemption must be made no later than the first taxable year after the residential structure is rebuilt. Provides that, if the square footage of the rebuilt structure exceeds 110% of the square footage of the original residential structure as it existed immediately prior to the natural disaster, then the amount of the natural disaster homestead exemption is the equalized assessed value per square foot of the rebuilt structure multiplied by 110% of the square footage of the original residential structure as it existed immediately prior to the natural disaster minus the base amount. Provides that the amendatory Act is retroactive to the 2012 taxable year. Sets forth provisions concerning the valuation of farm improvements that have been rebuilt following a natural disaster. Effective immediately.

**Current Status:** 3/1/2018 - House Revenue & Finance, (First Hearing)

**Recent Status:** 2/14/2018 - Assigned to House Revenue & Finance  
2/5/2018 - Referred to House Rules

**HB4564 MUNI CD-FREE SNOW REMOVAL (JONES T)** Amends the Illinois Municipal Code. Provides that a municipality shall provide free snow removal at the residence of a person with a disability, senior, or veteran when one inch or more of snow accumulates on the ground. Provides that a person with a disability, senior, or veteran may receive free snow removal under these provisions only after he or she registers with the municipality providing the following information to the municipality: identification; proof of current residence; and, if applicable, signing a statement affirming that he or she is a person with a disability or a veteran. Defines terms. Limits home rule powers. Effective July 1, 2019.

**Current Status:** 2/6/2018 - Referred to House Rules

**Recent Status:** 2/6/2018 - FIRST READING  
2/6/2018 - Filed with the Clerk by Rep. Thaddeus Jones

**HB4569 ABOVEGROUND FUEL STORAGE (PARKHURST L)** Amends the Gasoline Storage Act. Provides that each facility used for: (i) agricultural purposes at an agriculture site; (ii) refueling construction equipment at a construction site; or (iii) parking, operating, or maintaining a commercial vehicle fleet may store up to 12,000 gallons of any single type of fuel for dispensing in aboveground storage tanks that are constructed of steel, made vapor tight, and outside of buildings. Effective immediately.

**Current Status:** 2/27/2018 - House Environment, (First Hearing)

**Recent Status:** 2/22/2018 - House Committee Amendment No. 1 Referred to Rules Committee  
2/22/2018 - House Committee Amendment No. 1 Filed with Clerk by Rep. Lindsay Parkhurst

**HB4774 LOCAL-LOWEST RESPONSIBLE BID (KIFOWIT S)** Amends the Counties Code. In provisions regarding determination of the lowest responsible bidder in purchases by a county with fewer than 2,000,000 inhabitants for services, materials, and equipment, a local company that bids within 5% to 10% of the lowest bid, if that lowest bid is made by a non-local company, is the lowest responsible bidder. Provides that if more than one local company's bid is within 5% to 10% of the lowest bid made by a non-local company, the county board shall award the contract to the lowest responsible bidder among the local

company bids. Defines "local company" as a company or business entity located within the contracting county or any contiguous county in the State that has the majority of its regular, full-time workforce located within the contracting county or contiguous county. Amends the Township Code. Makes similar changes in provisions concerning construction contracts and contracts for services, materials, equipment, or supplies. Amends the Illinois Municipal Code. Makes similar changes in provisions concerning purchasing and public works contracts in municipalities of less than 500,000.

**Current Status:** 2/13/2018 - Referred to House Rules

**Recent Status:** 2/13/2018 - FIRST READING

2/13/2018 - Filed with the Clerk by Rep. Stephanie A. Kifowit

**HB4775 INC TX-PROPERTY TAXES** (ANDRADE, JR. J) Amends the Illinois Income Tax Act. Creates a deduction in an amount equal to the difference between (i) the amount paid by the taxpayer in property taxes during the taxable year and (ii) \$10,000, but not to exceed \$5,000 per taxpayer in any taxable year. Effective immediately.

**Current Status:** 2/13/2018 - Referred to House Rules

**Recent Status:** 2/13/2018 - FIRST READING

2/13/2018 - Filed with the Clerk by Rep. Jaime M. Andrade, Jr.

**HB4798 INCOME TAX-LLC** (WELCH E) Amends the Illinois Income Tax Act. Provides that a Personal Property Tax Replacement Income Tax in an additional amount equal to 7.5% of its net income shall be imposed on limited liability companies. Deletes language that exempts investment partnerships from a Personal Property Tax Replacement Income Tax.

**Current Status:** 2/14/2018 - Referred to House Rules

**Recent Status:** 2/14/2018 - FIRST READING

2/13/2018 - Filed with the Clerk by Rep. Emanuel Chris Welch

**HB4804 PROP TX-SINGLE BIDDER** (SOSNOWSKI J) Amends the Property Tax Code. Requires county collectors to adopt a single bidder rule sufficient to prohibit a tax purchaser from registering more than one related bidding entity. Provides that violation of a single bidder rule is a Class A misdemeanor for a first offense and a Class 4 felony for a second or subsequent offense. Provides that a second or subsequent offense shall operate as a bar to any future participation in tax sales within Illinois. Effective immediately.

**Current Status:** 2/14/2018 - Referred to House Rules

**Recent Status:** 2/14/2018 - FIRST READING

2/13/2018 - Filed with the Clerk by Rep. Joe Sosnowski

**HB4878 BIDS-OCCUPATION/USE EXEMPTION** (SEVERIN D) Amends the Department of Revenue Law of the Civil Administrative Code of Illinois. Provides that if an in-State retailer or serviceman bids on a purchase order or contract to provide materials, equipment, or supplies to a municipality with a population under 1,000,000, and that purchase order or contract involves an amount in excess of \$25,000, then the municipality may apply to the Department of Revenue for a certificate of exemption from the taxes imposed under specified local provisions of the Use Tax Act, the Service Use Tax Act, the Service Occupation Tax Act, and the Retailers' Occupation Tax Act for the in-State retailer or serviceman, or a third-party supplier of the retailer or serviceman, with respect to the materials, equipment, or supplies covered by the bid if: at least one other bid is received from an out-of-State retailer or serviceman; the in-State retailer or serviceman demonstrates the necessity of the exemption in order to submit the lowest responsible bid, including substantive proof furnished by the retailer or serviceman to the municipality or the Department of Revenue; and the in-State retailer provides an itemized estimate of cost

to the corporate authorities of the municipality. Defines terms. Makes confirming changes in the following Acts and Codes: the Use Tax Act, the Service Use Tax Act, the Service Occupation Tax Act, the Retailers' Occupation Tax Act, the Counties Code, the Illinois Municipal Code, the Salem Civic Center Law of 1997 of the Civic Center Code, the Metropolitan Pier and Exposition Authority Act, the Flood Prevention District Act, the Metro-East Park and Recreation District Act, the Local Mass Transit District Act, the Regional Transportation Authority Act, and the Water Commission Act of 1985. Effective immediately.

**Current Status:** 2/14/2018 - Referred to House Rules

**Recent Status:** 2/14/2018 - FIRST READING

2/14/2018 - Filed with the Clerk by Rep. Dave Severin

**HB5505 REALTY LICENSES-BOARDS** (MCCOMBIE T) Amends the Auction License Act, the Community Association Manager Licensing and Disciplinary Act, the Real Estate License Act of 2000, and the Real Estate Appraiser Licensing Act of 2002. Makes changes to the terms for members of the Auction Advisory Board, the Community Association Manager Licensing and Disciplinary Board, the Real Estate Administration and Disciplinary Board, and the Real Estate Appraisal Administration and Disciplinary Board. Provides that the members' terms shall be for 4 years and the term expires upon completion of the term. Provides that the Community Association Manager Licensing and Disciplinary Board that are serving on the Board on the effective date of the amendatory Act may serve the remainder of their unexpired terms. Provides that no member of the Real Estate Administration and Disciplinary Board shall be reappointed to the Board for a term that would cause his or her cumulative service to the Board to exceed 10 years (rather than 12 years). Makes changes to the appointment process for vacancies on the Auction Advisory Board, the Community Association Manager Licensing and Disciplinary Board, and the Real Estate Appraisal Administration and Disciplinary Board. Effective immediately.

**Current Status:** 2/16/2018 - Referred to House Rules

**Recent Status:** 2/16/2018 - FIRST READING

2/16/2018 - Filed with the Clerk by Rep. Tony McCombie

**HB5508 HOMELESS BILL OF RIGHTS** (FORD L) Amends the Bill of Rights for the Homeless Act. Provides that if a unit of local government determines that a person experiencing homelessness is living in a public space and requires that person to vacate the public space, the unit of local government shall: (i) provide a 48-hour notice to vacate to that person; (ii) offer to call a paramedic for medical treatment; (iii) offer to provide transportation to the nearest homeless shelter; and (iv) allow the person to collect all personal property and offer bags to transport the personal property.

**Current Status:** 2/16/2018 - Referred to House Rules

**Recent Status:** 2/16/2018 - FIRST READING

2/16/2018 - Filed with the Clerk by Rep. La Shawn K. Ford

**HB5543 MUNI-POWERS/HOME RULE REVENUE** (SKILLICORN A) Amends the Illinois Municipal Code. Gives non-home rule municipalities with a population of more than 2,000 the power to exercise all power provided to home rule units under Section 6 of Article VII of the Illinois Constitution, except for the powers to tax, to impose fees, and to incur debt. Provides that a home rule municipal retailer's occupation tax may be imposed up to a 1% increment if the corporate authorities of a home rule municipality by ordinance or resolution call for the submission to the electors of the municipality the question of whether the municipality shall impose such a tax or increase the rate of such a tax (rather than only shall be imposed in 1/4% increments). Effective immediately.

**Current Status:** 2/16/2018 - Referred to House Rules  
**Recent Status:** 2/16/2018 - FIRST READING  
2/16/2018 - Filed with the Clerk by Rep. Allen Skillicorn

**HB5565**     **PROP TX-RATE-REDUCED LUNCH** (MAYFIELD R) Amends the Property Tax Code. Provides that the aggregate tax rate extended against property located in a municipality in which at least 60% of the households qualify for the national school lunch program shall not exceed 3.5%. Provides that, if the county clerk is required to reduce the rate extended against property in accordance with those provisions, the county clerk shall proportionally reduce the extension for each taxing district in which the property is located. Effective immediately.

**Current Status:** 2/16/2018 - Referred to House Rules  
**Recent Status:** 2/16/2018 - FIRST READING  
2/16/2018 - Filed with the Clerk by Rep. Rita Mayfield

**HB5603**     **MUNI CD-FREE SNOW REMOVAL** (JONES T) Amends the Illinois Municipal Code. Provides that a municipality shall provide free snow removal at the residence of a person with a disability, senior, or veteran when one inch or more of snow accumulates on the ground. Provides that a person with a disability, senior, or veteran may receive free snow removal under these provisions only after he or she registers with the municipality providing the following information to the municipality: identification; proof of current residence; and, if applicable, signing a statement affirming that he or she is a person with a disability or a veteran. Defines terms. Limits home rule powers. Repeals the provisions 3 years after the effective date of the Act.

**Current Status:** 2/16/2018 - Referred to House Rules  
**Recent Status:** 2/16/2018 - FIRST READING  
2/16/2018 - Filed with the Clerk by Rep. Thaddeus Jones

**SB1435**     **INC TX-SOUNDPROOFING** (MURPHY L) Amends the Illinois Income Tax Act. Creates an income tax credit in an amount equal to the amount paid by the taxpayer during the taxable year for the purpose of purchasing acoustical materials, other materials, labor, and professional services to soundproof a residential home located at an eligible address against aircraft noise generated by an airport governed by the provisions of the Permanent Noise Monitoring Act. Provides that the credit may not reduce the taxpayer's liability to less than zero; however, the credit may be carried forward. Provides that the credit is exempt from the Act's automatic sunset provisions. Effective immediately.

**Current Status:** 1/30/2018 - Senate Revenue, (First Hearing)  
**Recent Status:** 1/26/2018 - Added as Chief Co-Sponsor Sen. Don Harmon  
1/24/2018 - Re-assigned to Senate Revenue

**SB1791**     **PROP TAX-VALUATION** (STADELMAN S) Amends the Property Tax Code. Provides that in all cases where a change in assessed valuation greater than \$300,000 is sought, the Property Tax Appeal Board shall make an independent determination of valuation. Provides criteria for determining which comparable properties are to be used, together with requirements and criteria for making the independent determination of valuation. Makes a conforming change. Effective immediately.

**Current Status:** 1/30/2018 - Senate Revenue, (First Hearing)  
**Recent Status:** 1/24/2018 - Re-assigned to Senate Revenue  
1/24/2018 - Referred to Senate Revenue

**SB1792**     **PROP TX-COMPLAINT-DISCLOSURE** (STADELMAN S) Amends the Property Tax Code. In provisions concerning hearings before the board of review or the Property Tax Appeal Board, provides that the complainant or appellant shall make timely disclosure to the assessor and the board or review or Property Tax Appeal Board, as applicable, of all relevant evidence or information known to the complainant or appellant, including, in cases where a change in assessed valuation over \$300,000 is sought, all appraisals prepared in anticipation of filing a complaint or appeal. Effective immediately.

**Current Status:** 1/30/2018 - Senate Revenue, (First Hearing)

**Recent Status:** 1/24/2018 - Re-assigned to Senate Revenue  
1/24/2018 - Referred to Senate Revenue

**SB1793**     **PROP TX-COMPARABLES** (STADELMAN S) Amends the Property Tax Code. Provides that, with respect to non-residential property, neither the board of review nor the Property Tax Appeal Board may consider comparable real property sales made subject to a private restriction or covenant in connection with the sale or rental of the property if that private restriction or covenant substantially impairs the use of the comparable property as compared to the property subject to assessment, or if that private restriction or covenant materially increases the likelihood of vacancy or inactivity on the property. Effective immediately.

**Current Status:** 1/30/2018 - Senate Revenue, (First Hearing)

**Recent Status:** 1/24/2018 - Re-assigned to Senate Revenue  
1/24/2018 - Referred to Senate Revenue

**SB1794**     **PROP TX-APPRAISAL DATABASE** (STADELMAN S) Amends the Property Tax Code. Provides that the Department of Revenue, with the assistance of the Office of Appraisals, shall maintain a database of all appraisals introduced as evidence in hearings before the Property Tax Appeal Board or the board of review. Provides that the database must be searchable by certain specified parameters. Effective immediately.

**Current Status:** 1/30/2018 - Senate Revenue, (First Hearing)

**Recent Status:** 1/24/2018 - Re-assigned to Senate Revenue  
1/24/2018 - Referred to Senate Revenue

**SB2211**     **FIRE SPRINKLER - DATABASE** (HARMON D) Amends the Fire Sprinkler Contractor Licensing Act. Provides that an individual who performs inspection and testing of fire sprinkler systems and control equipment must possess on his or her person a photo identification card issued by the State Fire Marshal as proof of compliance with the Act. Provides that the photo identification card shall be issued by the State Fire Marshal annually at a fee determined by the State Fire Marshal by rule. Provides that all inspections and testing of fire sprinkler systems and control equipment must be recorded on an inspection report issued by the State Fire Marshal and provides requirements for the inspection reports. Provides that all fire sprinkler systems must be affixed with a pre-printed label bearing specified information that shall be purchased by the licensed contractor from the State Fire Marshal. Provides that a copy of the inspection report must be forwarded to the State Fire Marshal within 24 hours after completion of the inspection. Provides that the fees for an inspection form and photo identification card shall be determined by the State Fire Marshal by rule. Provides that the State Fire Marshal has the power and duty to establish a database of all persons involved in the inspection or testing of existing fire sprinkler systems or control equipment.

**Current Status:** 2/15/2018 - Postponed - Licensed Activities and Pensions

**Recent Status:** 2/14/2018 - Senate Licensed Activities and Pensions, (First Hearing)2/7/2018 - Senate Licensed Activities and Pensions, (First Hearing)

**SB2224 REPEAL/RESTORE VARIOUS-SB9 (MCCARTER K)** If and only if Senate Bill 9 of the 100th General Assembly becomes law in the form in which it was amended by House Amendment No. 3, repeals the State Tax Lien Registration Act and the Revised Uniform Unclaimed Property Act created by that bill. Repeals provisions of Senate Bill 9 of the 100th General Assembly that would have repealed the Uniform Disposition of Unclaimed Property Act on January 1, 2018. Changes various Acts by restoring language deleted by Senate Bill 9 of the 100th General Assembly and deleting language added by Senate Bill 9 of the 100th General Assembly. Effective immediately.

**Current Status:** 1/30/2018 - Added as Chief Co-Sponsor Sen. Dan McConchie

**Recent Status:** 1/30/2018 - Senate Revenue, (First Hearing)1/24/2018 - Assigned to Senate Revenue

**SB2242 EMPLOYEE SICK LEAVE BENEFITS (MULROE J)** Amends the Employee Sick Leave Act. Permits an employee to use personal sick leave benefits for leave an employee is entitled to under the Victims' Economic Security and Safety Act. Permits an employer to limit the use of personal sick leave benefits for leave an employee is entitled to under the Victims' Economic Security and Safety Act. Provides that the Employee Sick Leave Act does not limit or extend the period of leave to which an employee is entitled under the Victims' Economic Security and Safety Act, regardless of whether the employee receives sick leave compensation during that leave. Effective immediately.

**Current Status:** 1/24/2018 - Assigned to Senate Labor

**Recent Status:** 10/18/2017 - Referred to Senate Assignments  
10/18/2017 - FIRST READING

**SB2475 RIVER EDGE ZONE-QUALIFICATIONS (MCCONNAUGHAY K)** Amends the River Edge Redevelopment Zone Act. Provides that, on and after the effective date, the Department of Commerce and Economic Opportunity may certify as a River Edge Redevelopment Zone any area that meets the qualifications set forth in the Act.

**Current Status:** 1/30/2018 - Referred to Senate Assignments

**Recent Status:** 1/30/2018 - FIRST READING  
1/30/2018 - Filed with Secretary by Sen. Karen McConaughay

**SB2502 USE/OCC TX-NOTIFICATIONS (BERTINO-TARRANT J)** Amends the Use Tax Act and the Service Use Tax Act. Provides that retailers and servicemen that do not collect the taxes under those Acts shall make the following reports and notifications: (1) a notification with each purchase made to an Illinois purchaser that use tax is due on certain purchases at retail made from the retailer and that the State requires the purchaser to file a use tax return; and (2) an annual notification to each Illinois purchaser detailing the total amount paid by the purchaser for Illinois purchases at retail during the previous calendar year. Provides that, if a purchaser has otherwise failed to file a return with the Department of Revenue and remit the proper amount of tax due, and if the purchaser receives a notification from a retailer under the provisions of the amendatory Act, then that purchaser must file a return and pay the tax by April 15 of the year in which the notification is received. Effective immediately.

**Current Status:** 2/7/2018 - Assigned to Senate Revenue

**Recent Status:** 2/6/2018 - Referred to Senate Assignments  
2/6/2018 - FIRST READING

**SB2621**     **MECHANICS LIENS-SUBCONTRACTORS** (MULROE J) Amends the Mechanics Lien Act. Deletes language providing that a subcontractor shall, within 90 days after the completion his or her obligations under the contract between the contractor and the subcontractor, or, if extra or additional work or material is delivered thereafter, within 90 days after the date of completion of such extra or additional work or final delivery of such extra or additional material, cause a written notice of his or her claim and the amount due. Provides instead that a subcontractor shall, within 90 days after the completion of the work or extra work or materials are furnished under the contractor's contract with the owner, cause a written notice of his or her claim and the amount due.

**Current Status:** 2/27/2018 - Senate Judiciary, (First Hearing)

**Recent Status:** 2/20/2018 - Senate Judiciary, (First Hearing)2/14/2018 - Assigned to Senate Judiciary

**SB3121**     **INC TX-SALES FACTOR** (NYBO C) Amends the Illinois Income Tax Act. For the purpose of calculating the sales factor when allocating business income of persons other than residents, removes provisions providing that the sale is in this State if the property is shipped from an office, store, warehouse, factory or other place of storage in this State and the purchaser is not taxable in the State of the purchaser. Removes provisions concerning purchasers who are doing business on a premises owned or leased by a person who has independently contracted with the seller for the printing of newspapers, periodicals or books. Removes provisions providing that sales of tangible personal property are not in this State if the seller and purchaser would be members of the same unitary business group but for the fact that either the seller or purchaser is a person with 80% or more of total business activity outside of the United States and the property is purchased for resale.

**Current Status:** 2/15/2018 - Referred to Senate Assignments

**Recent Status:** 2/15/2018 - FIRST READING  
2/15/2018 - Filed with Secretary by Sen. Chris Nybo

**SB3215**     **PROP TX-SALE IN ERROR** (BARICKMAN J) Amends the Property Tax Code. In provisions concerning sales in error, provides that, in cases where improvements upon the property sold have been substantially destroyed or rendered uninhabitable or otherwise unfit for occupancy, the court may order the holder of the certificate of purchase to assign the certificate to the county collector, upon request of the county collector. Provides that the county collector may further assign the certificate to the county, acting as trustee for taxing districts, or to a taxing district having an interest in the taxes sold. Provides that, if the certificate of purchase is assigned to the county delinquent tax agent because the improvements have been substantially destroyed or rendered uninhabitable or otherwise unfit for occupancy, then the county delinquent tax agent shall extend the redemption period by 36 months.

**Current Status:** 2/16/2018 - Referred to Senate Assignments

**Recent Status:** 2/16/2018 - FIRST READING  
2/16/2018 - Filed with Secretary by Sen. Jason A. Barickman

**SB3216**     **CIV PRO-FORECLOSURE LIMITATION** (BARICKMAN J) Amends the Code of Civil Procedure. Provides that actions for the recovery of real property following a foreclosure shall be brought within 3 years after possession is taken. Provides that every person in the actual possession of lands or tenements, under claim and color of title, as a purchaser following a foreclosure, and who for 3 successive years continues in possession, and also, during such time, pays all taxes legally assessed on the lands or tenements, shall be held

and adjudged to be the legal owner of the lands or tenements, to the extent and according to the purport of his or her paper title. In the Section concerning strict foreclosure of an omitted subordinate interest, provides that "omitted subordinate interest" includes a person who was a named party in a foreclosure action over which the court lacked personal jurisdiction due to defective service of process, or was a party over which the court initially had personal jurisdiction but whose judgment was vacated due to lack of personal jurisdiction over a co-defendant. Provides that a foreclosure proceeding may be reopened as to the defendant and co-defendants only if the defendant was a named party in the foreclosure action over which the court lacked personal jurisdiction due to defective service of process, and after the foreclosure proceeding is reopened, if the defendant is unsuccessful in defeating the foreclosure action, then the defendant or its co-defendants shall have the option to redeem the property. Provides that the redemption period shall extend 90 days after the entry of the order if the defendant has not been in possession of the real estate for a period of 6 months prior to the entry of the order. Provides that nothing in the Section concerning strict foreclosure affects any existing right that the holder of the certificate of sale or any person who acquired title following a judicial sale or any subsequent successor, assignee, transferee, or grantee of such a person may have against the defendant or the real estate. Makes other changes. Contains a statement of legislative purpose. Adds language concerning applicability and severability. Effective immediately.

**Current Status:** 2/16/2018 - Referred to Senate Assignments

**Recent Status:** 2/16/2018 - FIRST READING

2/16/2018 - Filed with Secretary by Sen. Jason A. Barickman

**SB3393 REAL ESTATE ACT-SPONSOR CARDS (ALTHOFF P)** Amends the Real Estate License Act of 2000. Removes provisions relating to sponsor cards issued by sponsoring brokers to managing brokers, brokers, or leasing agents. Adds provisions requiring a sponsoring broker to notify the Department of Financial and Professional Regulation within 24 hours of a sponsorship of a licensee in a manner provided by rule. When a licensee's employment with a sponsoring broker is terminated, requires the licensee and sponsoring broker to notify the Department of the termination within 24 hours in a manner provided by rule. Provides that the failure to provide that notification shall subject the sponsoring broker or licensee to discipline. Adds provisions regarding the Department's recognition of a sponsorship by a sponsoring broker. Makes conforming and other changes. Effective immediately.

**Current Status:** 2/16/2018 - Referred to Senate Assignments

**Recent Status:** 2/16/2018 - FIRST READING

2/16/2018 - Filed with Secretary by Sen. Pamela J. Althoff

**SB3394 PROF LICENSING-VARIOUS-MIN AGE (ALTHOFF P)** Amends the Community Association Manager Licensing and Disciplinary Act, the Home Inspector License Act, and the Real Estate License Act of 2000. Reduces the minimum age requirement for licensure as a community association manager, supervising community association manager, home inspector, broker, or managing broker to 18 years of age (rather than 21 years of age). Makes a conforming change. Effective immediately.

**Current Status:** 2/16/2018 - Referred to Senate Assignments

**Recent Status:** 2/16/2018 - FIRST READING

2/16/2018 - Filed with Secretary by Sen. Pamela J. Althoff

**SB3561 BLDG COMMISSION-DESIGN-BUILD (MUNOZ A)** Amends the Public Building Commission Act. Changes various repeal dates from June 1, 2018 to June 1, 2023 in

provisions concerning allowing public building commissions to use the design-build delivery method for public projects. Makes conforming changes.

**Current Status:** 2/16/2018 - Referred to Senate Assignments

**Recent Status:** 2/16/2018 - FIRST READING

2/16/2018 - Filed with Secretary by Sen. Antonio Muñoz

**SB3572**

**PROP TX-HOUSING-DISABILITIES** (CONNELLY M) Amends the Property Tax Code.

Provides that, beginning with the 2019 levy year, improvements to residential real property that are designed to provide living quarters for a person with a disability or special needs shall not increase the assessed valuation of the property during any taxable year in which the person uses the property as his or her primary residence. Effective immediately.

**Current Status:** 2/16/2018 - Referred to Senate Assignments

**Recent Status:** 2/16/2018 - FIRST READING

2/16/2018 - Filed with Secretary by Sen. Michael Connelly