

Legislative Report

BOMA/Suburban Chicago

March 2, 2018

The Senate and House have adjourned for the week. The House is scheduled to return Tuesday, March 6 and the Senate is set to return Tuesday, March 13.

HOSPITAL ASSESSMENT PROGRAM

On Wednesday, the Senate voted 53-3-1 in favor of Senate Bills 1773 and 1573, bipartisan legislation to authorize the continuation of the Hospital Assessment Program and enhance Medicaid managed care transparency and oversight. The redesigned Hospital Assessment Program brings in \$3.5 billion annually to support access to healthcare for over 3 million Illinoisans who are insured by Medicaid.

The legislation was the result of negotiations among a bipartisan Legislative Medicaid Work Group and Healthcare and Family Services Director Felicia Norwood and her team at HFS.

One of the key guiding principles for the assessment redesign is preserving access to healthcare for all Illinoisans, especially vulnerable populations in urban and rural communities across the state, including those served by Safety Net and Critical Access Hospitals.

Key components of the redesign legislation include:

- Modernizes the assessment program with payments based on updated patient utilization data, replacing current payments based on obsolete data from more than 10 years ago;
- Preserves and rationalizes \$850 million in Affordable Care Act funds that the State has secured and maximized for the past four years;
- Moves more than \$600 million from static, fixed payments to dynamic claim-based payments – so the “money follows the patient”;
- Recognizes and incentivizes the shift to more outpatient services;
- Includes a process and \$263 million fund to assist hospitals in transforming and adjusting to changes in their environment, so they can continue to serve their communities;
- Increases transparency and accountability on Medicaid MCO claims processing and payment performance; and
- Sunsets after two years to serve as a checkpoint to evaluate the program’s effectiveness.

The legislation now heads to the governor’s desk for approval.

STATE PENSION SHIFT

If it wasn't already evident before that the governor's proposal to shift hundreds of millions of dollars of state pension costs to schools and universities was struggling to gain bipartisan support, it is pretty crystal clear now.

GOP Rep. Dave McSweeney's House Resolution 27 which declares "the opinion of the Illinois House of Representatives that the proposed educational pension cost shift from the State of Illinois to local school districts, community colleges, and institutions of higher education is financially wrong" now has 60 sponsors and co-sponsors:

Rep. David McSweeney - Sam Yingling - Jerry Costello, II - Jay Hoffman - Mary E. Flowers, Norine K. Hammond, Allen Skillicorn, Bill Mitchell, Linda Chapa LaVia, Cynthia Soto, Stephanie A. Kifowit, Sara Wojcicki Jimenez, Katie Stuart, Terri Bryant, LaToya Greenwood, Sue Scherer, Deb Conroy, David B. Reis, Natalie A. Manley, John Cavaletto, C.D. Davidsmeyer, Charles Meier, Randy E. Frese, Michael Halpin, John Connor, Emanuel Chris Welch, Anna Moeller, Tony McCombie, Will Guzzardi, Litesa E. Wallace, Peter Breen, Carol Ammons, Monica Bristow, Natalie Phelps Finnie, Kelly M. Burke, John M. Cabello, Daniel Swanson, Christine Winger, Luis Arroyo, Camille Y. Lilly, Mark Batinick, Jehan Gordon-Booth, Nick Sauer, Chad Hays, Lawrence Walsh, Jr., Steven A. Andersson, Thaddeus Jones, Barbara Wheeler, Jonathan Carroll, Steven Reick, David A. Welter, Joe Sosnowski, Dave Severin, Keith R. Wheeler, Lindsay Parkhurst, Brad Halbrook, Rita Mayfield, Arthur Turner, Marcus C. Evans, Jr. and Nicholas K Smith

HOUSE TAKES ACTION TO TIGHTEN GUN LAWS

[Chicago Tribune](#)

Facing pressure to tighten gun laws after a Florida high school shooting and the slaying of a Chicago police officer, Illinois House lawmakers led by Democrats on Wednesday voted to create new rules for gun shops, ban the sale of "bump stocks" and restrict purchases of assault weapons.

The votes at the Capitol came as hundreds of gun control advocates including Cardinal Blase Cupich and Chicago police Superintendent Eddie Johnson called for action, while opponents argued that Democrats in control of the legislature were exploiting tragedy to score political points in an election year.

Even so, some Republican lawmakers broke with most of their party, particularly suburban lawmakers who said the changes represented a reasonable response to violence.

Republican Gov. Bruce Rauner largely has avoided weighing in on specific gun proposals, saying it's a matter for the federal government. He may have to soon, though, now that the House voted Wednesday to put on his desk a bill that would require gun retailers to get state licenses. Once the legislation arrives in Rauner's office, he will have 60 days to act. That means he will not have to make a decision until after the March 20 primary election in which he faces Rep. Jeanne Ives of Wheaton, who voted against the bill.

The day began with a plea to lawmakers from the influential leader of Chicago's Catholic Archdiocese to pass "sensible" gun control measures in the name of "murdered children" in Parkland, Florida, and Newtown, Connecticut.

As the day wore on, Cardinal Blase Cupich's call was echoed in emotional pleas from gun control advocates, many who have lost family members to violence, at rallies outside the Capitol.

And it ended with controversial legislation being sent to Gov. Bruce Rauner's desk that would require gun dealers to be licensed by the state, and not just the Bureau of Alcohol, Tobacco & Firearms.

The House, however, is still working to gain support on other measures, including one named after Chicago Police Cmdr. Paul Bauer, who was shot and killed while responding to an armed robbery in the James R. Thompson Center in the Loop earlier this month. The bill would ban the sale of body armor and high-capacity gun magazines to anyone other than police officers, licensed security guards and members of the armed forces. Shomari Legghette, charged with the murder, was allegedly wearing body armor and using a gun with an extra-capacity magazine when he is accused of shooting Bauer. Legghette also is a four-time felon.

- ❖ House Bill 1465, which raises the minimum age to purchase an assault rifle from 18 to 21. [[Passed the House 64-51](#) and is in the Senate]
- ❖ House Bill 1467, which bans the sale of bump stocks and other modifications like those used by the Las Vegas shooter to turn an arsenal of semi-automatic rifles into fully automatic machine guns. [[Passed the House 83-31](#) and is in the Senate]
- ❖ House Bill 1468, which requires a 72-hour "cooling off" period on all assault rifle sales. [[Passed the House 79-37](#) and is in the Senate]
- ❖ Senate Bill 1657 [[Passed the House 64-52](#) and goes to the governor] and House Bill 1273 [[House concurs 64-51-3](#) and goes to the governor], which ensure gun shops will comply with these and other state and federal laws by creating a gun dealer licensing system. These bills will hold gun dealers to the same standard as many other licensed professions including car dealerships, real estate agencies, and even beauty salons, to ensure gun shops meet basic levels of security and training.

PUBLIC SCHOOL ADMINISTRATIVE COSTS

In a unanimous vote on Wednesday morning, the House of Representatives' Elementary & Secondary Education- Licensing, Administration & Oversight committee recommended approval

of legislation sponsored by State Representative Peter Breen (R-Lombard) which would bring public school district administrative costs in line with national averages. The bill would also limit future administrative spending increases to the consumer price index or 5%, whichever is lower.

According to Breen, the General Assembly last took up the Limitation of Administrative Costs section of Illinois law in 1997, and two decades later, the metrics in that section used have become outdated and insufficient. "Whether school districts use shared service agreements, intergovernmental agreements, or the consolidation tools available to them, there are a variety of ways to get administrative costs back to the national average," Breen said. "The Better Government Association suggested last year that \$400 million could be saved if Illinois schools limited administrative spending to national averages, as outlined in this bill."

With the committee's 8-0 recommendation for approval, Breen's HB 4789 will now be forwarded to the House floor for a full debate and vote.

RAUNER VETOES CHARTER SCHOOL LIMIT BILL

February 28, 2018

To the Honorable Members of
The Illinois House of Representatives,
100th General Assembly:

Today I veto House Bill 768 from the 100th General Assembly, which would eliminate a route for charter school applicants and operators to appeal denial or closure decisions made by their local school boards.

This legislation would deny charter school applicants and operators the right to appeal local school board decisions through the Charter School Commission, instead sending every appeal to the judicial system. Furthermore, it would strip the Charter School Commission of responsibilities that are rightfully under its jurisdiction as a check on local school board decisions. The Commission has only approved 6 out of 48 appeals since its inception in 2011, and has a track record of careful consideration of what is best for students within local contexts, as it is statutorily bound to do. Further, the decisions of the Commission are already judicially reviewable. Current law provides applicants a second venue before turning to the courts.

The Charter School Commission is more well-equipped to facilitate the appeals process than local courts, and should continue to be empowered with the charge of ensuring that all Illinois children have access to a high-quality education.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 768, entitled "AN ACT concerning education", with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce Rauner
GOVERNOR

Bill Synopsis

Amends the Charter Schools Law of the School Code. Removes provisions allowing the State Charter School Commission to reverse a school board's decision to deny, revoke, or not renew a charter; makes related changes. Provides that if a charter school applicant submits a proposal to a school board outside of the process adopted by that school board for receiving charter school proposals on an annual basis, the applicant shall not have any right to submit its proposal to the State Charter School Commission as otherwise authorized. In a provision concerning a charter school proposed to be jointly authorized by 2 or more school districts and the school boards unanimously denying the charter school proposal with a statement that the school boards are not opposed to the charter school, but that they yield to the Commission in light of the complexities of joint administration, allows the charter applicant to submit the proposal to the Commission and requires the Commission to follow the same process and be subject to the same timelines for review as a school board. Allows the Commission to approve an application for a charter if certain conditions are met. Provide that the Commission may condition approval of an application on the acceptance of funding in an amount less than requested. Provides that final decisions of the Commission are subject to judicial review under the Administrative Review Law. Provides that if the Commission approves an application for a charter school, then the Commission shall act as the authorized chartering entity. Provides that if the Commission is the authorized chartering entity, then the Commission shall execute a charter agreement (instead of approve the charter agreement). Provides that the Commission has no authority to approve a charter school proposal that has been denied by a school board. Effective immediately.

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: 3/6/2018 - House Consumer Protection, (First Hearing)

Recent Status: 2/27/2018 - House Consumer Protection, (First Hearing)1/30/2018 - House Consumer Protection, (First Hearing)

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: 3/7/2018 - House Real & Personal Property Law Subcommittee, (First Hearing)

Recent Status: 3/7/2018 - House Judiciary - Civil, (First Hearing)2/28/2018 - To Real & Personal Property Law Subcommittee

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: 3/7/2018 - House Real & Personal Property Law Subcommittee, (First Hearing)

Recent Status: 3/7/2018 - House Judiciary - Civil, (First Hearing)2/28/2018 - 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: 3/8/2018 - House Growth, Reform, and Fairness Subcommittee, (First Hearing)

Recent Status: 3/8/2018 - House Revenue & Finance, (First Hearing)3/1/2018 - House Growth, Reform, and Fairness Subcommittee, (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: 3/7/2018 - House State Government Administration, (First Hearing)

Recent Status: 2/28/2018 - House State Government Administration, (First Hearing)2/14/2018 - Assigned to House State Government Administration

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: 3/1/2018 - Placed on Calendar 2nd Reading - Short Debate

Recent Status: 3/1/2018 - Do Pass as Amended / Short Debate Fire & Emergency Services Committee; 005-000-000
3/1/2018 - House Committee Amendment No. 1 Adopted in Fire & Emergency Services Committee; 005-000-000

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: 3/8/2018 - House Property Tax Subcommittee, (First Hearing)

Recent Status: 3/8/2018 - House Revenue & Finance, (First Hearing)3/1/2018 - To Property Tax Subcommittee

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.

House Committee Amendment No. 1 - Replaces everything after the enacting clause. Amends the Gasoline Storage Act. Provides that a facility used for: (i) agricultural purposes at an agricultural site; (ii) refueling construction equipment at a construction site; (iii) parking, operating, or maintaining a commercial vehicle fleet; or (iv) fueling at railway yards, may store an aggregate total of 12,000 gallons of fuel for dispensing in aboveground storage tanks, as long as the facility complies with all other requirements of the rules of the Office of the State Fire Marshal. Effective immediately.

Current Status: 3/1/2018 - Placed on Calendar Order of 3rd Reading - Short Debate

Recent Status: 3/1/2018 - Second Reading - Short Debate
3/1/2018 - SECOND READING

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: 3/1/2018 - Assigned to Senate Revenue

Recent Status: 1/30/2018 - Referred to Senate Assignments
1/30/2018 - FIRST READING

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: 3/1/2018 - Senate Committee Amendment No. 1 Assignments
Refers to Revenue

Recent Status: 2/27/2018 - Senate Committee Amendment No. 1 Referred to Assignments
2/27/2018 - Senate Committee Amendment No. 1 Filed with Secretary by Sen. Jennifer Bertino-Tarrant

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 - Postponed - Judiciary

Recent Status: 2/27/2018 - Senate Judiciary, (First Hearing)2/20/2018 - Senate Judiciary, (First Hearing)

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: 2/27/2018 - Assigned to Senate Revenue

Recent Status: 2/15/2018 - Referred to Senate Assignments
2/15/2018 - FIRST READING

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: 2/27/2018 - Assigned to Senate Revenue

Recent Status: 2/16/2018 - Referred to Senate Assignments
2/16/2018 - FIRST READING

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: 2/27/2018 - Assigned to Senate Judiciary

Recent Status: 2/16/2018 - Referred to Senate Assignments

2/16/2018 - FIRST READING

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: 2/27/2018 - Assigned to Senate Licensed Activities and Pensions

Recent Status: 2/16/2018 - Referred to Senate Assignments

2/16/2018 - FIRST READING

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: 2/27/2018 - Assigned to Senate Licensed Activities and Pensions

Recent Status: 2/16/2018 - Referred to Senate Assignments

2/16/2018 - FIRST READING

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: 2/27/2018 - Assigned to Senate State Government

Recent Status: 2/16/2018 - Referred to Senate Assignments

2/16/2018 - FIRST READING

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: 2/27/2018 - Assigned to Senate Revenue

Recent Status: 2/16/2018 - Referred to Senate Assignments
2/16/2018 - FIRST READING