

LEGISLATION 2019 – OUTLINE SUMMARY #C
101st General Assembly

LIVE BILLS
CRIMINAL, TRAFFIC & JUVENILE

Law Office of the Cook County Public Defender

Last update: 9-3-19

*denotes an immediate effective date

- a. New Offenses
- b. Amendment to Existing Offenses
- c. Criminal Procedure
- d. Code of Corrections
- e. Crime Victims
- f. Domestic Violence
- g. Drugs
- h. Juvenile [delinquency & abuse]
- i. Animals
- j. Sex Offenders
- k. Vehicle Code
- l. Firearms
- m. Omnibus
- n. Public Health
- o. Miscellanea
- p. Reentry Issues

Full text and bill status can be found at <http://www.ilga.gov>

A. NEW OFFENSES

Status:

B. AMENDMENT TO EXISTING OFFENSES

SB69 Financial Exploitation Elderly
SB1294 Identity Theft

P.A. 101-394, eff. 1-1-20
P.A. 101-324, eff. 1-1-20

HB38	Place of Worship; Agg Assault/Battery Penalty>	P.A. 101-223, eff. 1-1-20
HB2133	Cloud Computing	P.A. 101-087, eff. 1-1-20
*HB3334	Raffles/Poker Run	P.A. 101-109, eff. 7-19-19
HB3498	Female Genital Mutilation	P.A. 101-285, eff. 1-1-20

C. CRIMINAL PROCEDURE

*SB1139	Eavesdrop Extend – SAO Authority& FOID Tech	P.A. 101-080, eff. 7-12-19
SB1378	Jury – Unlawful Discrim/Sexual Orientation	P.A. 101-327, eff. 1-1-20
SB1583	PTR Warrant Purge from LEADS after X years	P.A. 101-406, eff. 1-1-20
SB1610	Guilty Plea – Alien Admonition	P.A. 101-409, eff. 1-1-20
*SB1627	Sec. 1401 Post-Partum Depression	P.A. 101-411, eff. 8-16-19
*SB1882	Informant Privilege/Attorney Conflict	P.A. 101-436, eff. 8-20-19
HB909	CAC Child Interview – AV w/o parental permis	P.A. 101-236, eff. 1-1-20
HB1583	Electronic Arrest Warrants; AV or E-mail	P.A. 101-239, eff. 1-1-20
*HB1613	Traffic/Pedestrian Stop Study	P.A. 101-024, eff. 6-21-19
*HB1637	ICE & Police – no enforcement	P.A. 101-019, eff. 6-21-19
*HB2134	Location Surveillance (Carpenter codified)	P.A. 101-460, eff. 8-23-19
HB2444	Bail Hearing – Parental Detention Standards	P.A. 101-471, eff. 1-1-20
*HB2627	Sch Cd – Police Interrogation/Parent	P.A. 101-478, eff. 8-23-19

D. CODE OF CORRECTIONS

SB416	Agg Sent Factors & public indecency jail	P.A. 101-401, eff. 1-1-20
SB1609	Fine \$ Jail Credit @ \$30/\$5 day	P.A. 101-408, eff. 1-1-20
SB1750	Agg Factor – Leaving Scene	P.A. 101-417, eff. 1-1-20
*HB51	Warrant/Child Present Training	P.A. 101-224, eff. 8-9-19
HB94	Sentence Credit Increase Pre TIS	P.A. 101-440, eff. 1-1-20
HB210	Tamms Work Camp TF	P.A. 101-449, eff. 1-1-20
HB386	IDOC EM Report	P.A. 101-231, eff. 1-1-20
HB900	No IDOC Rm & Bd Reimburse	P.A. 101-235, eff. 1-1-20
HB1579	Dis Conduct School; Risk Assess may	P.A. 101-238, eff. 1-1-20
*HB2040	No For-Profit Jail or Prison (ICE)	P.A. 101-020, eff. 6-21-19
HB2045	No IDOC Medical Co-pay	P.A. 101-086, eff. 1-1-20
*HB2244	MSR Condition: No Gang Contact unless...	P.A. 101-382, eff. 8-16-19
*HB3151.	SPAC Extend	P.A. 101-279, eff. 8-9-19
HB3168	Boot Camp Order, unless...	P.A. 101-105, eff. 1-1-20
HB3580	Good Conduct Credits; Pre 98	P.A. 101-154, eff. 1-1-20
HB3704	IDOC Services to Inmates	P.A. 101-219, eff. 1-1-20

E. CRIME VICTIMS

*SB1411	Track Sex Case Evidence	P.A. 101-377, eff. 8-16-19
SB1429	Immigration UST Visa Cross	P.A. 101-550, eff. 1-1-20
SB1507	Disseminate Private Images – Civil c/a	P.A. 101-556, eff. 1-1-20
SB1778	ANCRA Training; clergy mandate (8-803)	P.A. 101-564, eff. 1-1-20
HB92	Sex Victim w/ Outstanding Warrant	P.A. 101-039, eff. 6-1-20
HB347	Probate – Assault of Elderly	P.A. 101-182, eff. 1-1-20
HB831	Child Abuse Reports; DPH-DHFS	P.A. 101-043, eff. 1-1-20
*HB2118	Medicaid – Trafficking Victims	P.A. 101-246, eff. 8-9-19
HB2308	In Custody Order – No Contact Complainant	P.A. 101-138, eff. 1-1-20
HB2408	Removal of Compromising Images – Civil	P.A. 101-385, eff. 1-1-20
HB2818	AG Confidential Address.	P.A. 101-270, eff. 1-1-21
*HB3101	Human Trafficking Training	P.A. 101-499, eff. 8-23-19
HB3584	PRB Victim Discovery	P.A. 101-288, eff. 1-1-20
*HB3687	Sex Offender School Notice	P.A. 101-521, eff. 8-23-19

F. DOMESTIC VIOLENCE

SB399	Child Custody – No Disclosure of Address	P.A. 101-211, eff. 1-1-20
HR89	Dom Violence \$ Use – Attention	House Adopt
HB2309	OOP Issuance – ID Suppress until Service	P.A. 101-255, eff. 1-1-20
HB3396	Stalking No Contact Order -Same day entry	P.A. 101-508, eff. 1-1-20

G. DRUGS

*SB1828	Needle Exchange Program	P.A. 101-356, eff. 8-9-19
SB2023	Med Cannabis; HB1438 Sales Tax	P.A. 101-363, eff. 8-9-19
*HB160	Cannabis Del Enhance – Closed School	P.A. 101-429, eff. 8-20-19
HB1438	Cannabis Legal (buy 1-1-20); Licensing	P.A. 101-027, eff. 6-25-19

H. JUVENILE (Abuse & Delinquent)

*SB193	ANCRA Training	P.A. 101-528, eff. 8-23-19
*SB1116	Abuse Wardship – Age 18 when	P.A. 101-079, eff. 7-12-19
SB1743	DCFS – Foster Care Survey	P.A. 101-166, eff. 1-1-20
*SB1808	DCFS – Transitioning Youth	P.A. 101-167, eff. 7-26-19
HB1553	Juv Ct - Special Immigrant Minor	P.A. 101-121, eff. 1-1-20
*HB2256	Emancipation of Minors	P.A. 101-135, eff. 7-26-19
HB2571	Juvenile Abuse – Res Placement	P.A. 101-063, eff. 7-12 & 10-1-19
HB2934	Juv Ct -Service of Summons	P.A. 101-146, eff. 1-1-20

HB2935	Juv Ct – Appt of Counsel; term if...	P.A. 101-147, eff. 1-1-20
HB3701	DJJ – Various	P.A. 101-159, eff. 1-1-20

I. ANIMALS

*SB241	Cosmetics – Animal Tests	P.A. 101-303, eff. 8-9-19
HB3671	Service Animals – Landlord	P.A. 101-518, eff. 1-1-20

J. SEX OFFENDERS

SB218	TPR – Felony Sex Conviction	P.A. 101-529, eff. 1-1-20
*SB1868	Civil Stat Limitations – Child Sex Abuse	P.A. 101-435, eff. 8-20-19
*HB3038	Sex Assault Victim Treatment	P.A. 101-073, eff. 7-12-19
HB2135	Felony Sex Offenses – no Stat of Lim	P.A. 101-130, eff. 1-1-20

K. VEHICLE CODE

SB86	IVC – Use of Video Device	P.A. 101-297, eff. 1-1-20
SB87	No Tinted Lights	P.A. 101-189, eff. 1-1-20
*SB102	SOS- Digital Registration Plate	P.A. 101-395, eff. 8-16-19
SB1256	Excessive Truck Idling; Exemptions	P.A. 101-319, eff. 1-1-20
SB1343	Heavy Vehicle Tow	P.A. 101-547, eff. 1-1-20
*SB1344	SOS – Private Info	P.A. 101-326, eff. 8-9-19
SB1381	IVC highway Designation	P.A. 101-328, eff. 1-1-20
*SB1473	Child support & Driv License	P.A. 101-336, eff. 8-9-19
SB1496	Construction Zone Fines	P.A. 101-172, eff. 1-1-20
SB1993	Diesel Emissions – Not ISP	P.A. 101-362, eff. 1-1-20
SB2038	Rules of Road – Zipper Merge	P.A. 101-174, eff. 1-1-20
*HB245	IVC Mobile Carry Device	P.A. 101-123, eff. 7-26-19
HB808	ID Cards – Minors \$5	P.A. 101-232, eff. 1-1-20
HB1873	Pass School Bus – Fine >	P.A. 101-055, eff. 1-1-20
HB1876	Flashing Lights – Dep or Asst Fire Chief	P.A. 101-056, eff. 1-1-20
HB2121	School Bus Driver – Disqualifying Offenses	P.A. 101-458, eff. 1-1-20
HB2276	IVC Smoking – Minor Present	P.A. 101-468, eff. 6-1-20
HB2315	IVC Miscellany	P.A. 101-185, eff. 1-1-20
HB2383	Right of Way Viol – Harm/Death	P.A. 101-470, eff. 7-1-20
HB2386	Texting/Driving GBH; 12-month suspend	P.A. 101-090, eff. 7-1-20
HB2856.	IVC Electronic Liens	P. A. 101-490, eff. 1-1-20
HB3269	Dealer Licensing	P.A. 101-505, eff. 1-1-20
HB3534	SOS Documents – Gender Designate	P.A. 101-513, eff. 1-1-20

L. WEAPONS

*HB2766 1st Responders Suicide TF; Clear/Present Danger P.A. 101-375, eff. 8-16-19

M. OMNIBUS

SB690 Sports Betting & Infrastructure P.A. 101-031, eff. 6-28-19 & 1-1-20

*HB3249 101st General Revisory #1 P.A. 101-081, eff. 7-12-19

N. PUBLIC HEALTH & MENTAL HEALTH

*SB25 Reproductive Health Act P.A. 101-013, eff. 6-12-19

SB455 School Nurse & Medical Marijuana P.A. 101-370, eff. 1-1-20

SB1239 DCFS ANCRA Refer to SAO P.A. 101-583, eff. 1-1-20

SB1702 MHDDC Psych Exam via AV; Adv Prac Nurse P.A. 101-587, eff. 1-1-20

SB1568 Coroner – SIDS P.A. 101-338, eff. 1-1-20

*HB2459 Out-of-State Invol Admission (Iowa) P.A. 101-472, eff. 8-23-19

HB2708 Missing Person DNA P.A. 101-266, eff. 1-1-21

HB345 No Tobacco Products<21 P.A. 101-002, eff. 7-1-19

O. MISCELLANY

SJRCA001 Graduated Income Tax Adopt both

SB117 Student Record Destruction Notice P.A. 101-161, eff. 1-1-20

SB397 Court Reporters Act – Various P.A. 101-581, eff. 1-1-20

*SB1504 Civil Cost Waiver; Pro bono; Ltd App P.A. 101-036, eff. 6-28-19

*SB1699 Police Websites; Mugshot Ban w/ exemptions P.A. 101-433, eff. 8-20-19

SB1890 Human Trafficking Training; Police P.A. 100-018, eff. 6-20-19 & 1-1-20

SB1915 State Police Divisions P.A. 101-378, eff. 1-1-20

*SB1918 ISP Funds P.A. 101-571, eff. 8-23-19

SB2128 Shorthand Reporters – Voice Writing Pass Both; Full Veto

HB124 Illinois State Police –Employment P.A. 101-374, eff. 1-1-20

HB2591 Police Training Certification P.A. 101-187, eff. 1-1-20

HB2625 Judges – Cook County Sub-Circuit; Reapp P.A. 101-477, eff. 6-1-20

HB2767 Police Training – Mental Health P.A. 101-215, eff. 1-1-20

*HB2987	Disability TF Crim Justice.	P.A. 101-391, eff. 8-16-19
HJR007	ISP Review & Evaluate Rapid DNA Tech	Adopt both

P. REENTRY ISSUES

SB156	IDOC Access – Job Websites	P.A. 101-397, eff. 1-1-20
*SB482	Sealing Fee Waiver Extend – Cook	P.A. 101-306, eff. 8-9-19
SB1744	IDOC Medicaid Screen	P.A. 101-351, eff. 1-1-20
SB1780	Hum Rts Viol in Housing – Sealed Record, etc.	P.A. 101-565, eff. 1-1-20
*SB1965	Healthcare Worker Background Check	P.A. 101-176, eff. 7-31-19
SB2090	Jails; Prisons; Voting	P.A. 101-442, eff. 1-1-20
HB2541	Civics Lessons in IDOC	P.A. 101-441, eff. 1-1-20
*HB2649	Incarcerated Parent TF	P.A. 101-480, eff. 8-23-19
HB2670	DFPR Licensing – Mitigation	P.A. 101-388, eff. 1-1-20
*HB2941	Public Aid – Inmate Information	P.A. 101-115, eff. 7-22-19
HB3061	Healthcare Worker Background Checks	Pass both; Veto (same as)
*HB3631	Child Care Licensing – Felony Discretion	P.A. 101-112, eff. 7-19-19

[END]

2019 Legislation Passed
Law Office of the Cook County Public Defender

September 4, 2019

Senate Bills

House Bills

For status and full view, go to: www.ilga.gov

As these are summaries only, read full bill before reliance.

SJRCA0001

Short Description: CONAMEND-INCOME TAX RATES

Status: Adopted both Houses

ILCON Art. IX, Sec. 3

Summary

Proposes to amend the Revenue Article of the Illinois Constitution. Removes a provision that provides that a tax on income shall be measured at a non-graduated rate. Provides that the General Assembly shall provide by law for the rate or rates of any tax on or measured by income imposed by the State. Provides that the highest rate imposed on corporations may not exceed the highest rate imposed on individuals by more than a ratio of 8 to 5. Effective upon being declared adopted.

*SB25

Short Description: ABORTION RIGHTS

Status: P.A. 101-013, eff. 6-12-19

Statutes Amended In Order of Appearance	405 ILCS 5/3-610	New Act	210
ILCS 5/6.1 rep.	410 ILCS 70/9 rep.	720 ILCS 510/Act rep.	720
ILCS 513/Act rep.	735 ILCS 5/11-107.1 rep.	745 ILCS 30/Act rep.	5 ILCS 375/6.11
20 ILCS 505/5	5 ILCS 140/7.5	55 ILCS 5/3-3013	210 ILCS 5/2
210 ILCS 5/3	215 ILCS 5/356z.4	215 ILCS 5/356z.4a new	215
ILCS 125/5-3	215 ILCS 165/10	225 ILCS 60/22	225 ILCS 60/36
225 ILCS 65/65-35	225 ILCS 65/65-43	225 ILCS 95/7.5	410 ILCS 535/1
415			
ILCS 5/56.1	720 ILCS 5/9-1.2	720 ILCS 5/9-2.1	720 ILCS 5/9-3.2
720			
ILCS 5/12-3.1	735 ILCS 5/8-802	745 ILCS 70/3	750 ILCS 65/15

Summary

Creates the Reproductive Health Act. Provides that every individual has a fundamental right to make autonomous decisions about one's own reproductive health. Provides that every individual who becomes pregnant has a fundamental right to continue the pregnancy and give birth or to have an abortion, and to make autonomous decisions about how to exercise that

right. Provides that a fertilized egg, embryo, or fetus does not have independent rights under the law, of this State. Provides prohibited State actions. Provides that a party aggrieved by a violation of the Act may bring a civil lawsuit. Provides that a health care professional shall report each abortion performed to the Department of Public Health. Limits home rule powers.

Repeals provisions regarding abortion in the Ambulatory Surgical Treatment Center Act, the Sexual Assault Survivors Emergency Treatment Act, and the Injunction Article of the Code of Civil Procedure. Repeals the Illinois Abortion Law of 1975, the Partial-birth Abortion Ban Act, and the Abortion Performance Refusal Act. Makes corresponding changes in the Children and Family Services Act, the Counties Code, the Medical Practice Act of 1987, the Physician Assistant Practice Act of 1987, the Vital Records Act, the Criminal Code of 2012, the Health Care Right of Conscience Act, and the Rights of Married Persons Act.

Amends the Freedom of Information Act. Provides that information and records held by the Department collected under the Reproductive Health Act is exempt from inspection and copying. Amends the Ambulatory Surgical Treatment Center Act. Provides that that term "ambulatory surgical treatment center" does not include any facility in which the performance of abortion procedures is limited to those performed without general, epidural, or spinal anesthesia.

Amends the Illinois Insurance Code. Provides insurance requirements for the coverage of abortion. Makes corresponding changes in the State Employees Group Insurance Act, the Health Maintenance Organization Act, and the Voluntary Health Services Plans Act. Amends the Nurse Practice Act. Provides that operative surgery does not include abortions performed without general, epidural, or spinal anesthesia, and other gynecological procedures related to abortions. Amends the Environmental Protection Act. Provides that tissue and products from an abortion or miscarriage may be buried, entombed, or cremated. Effective immediately.

SB69

Short Description: FINANCIAL EXPLOITATION ELDERLY

Status: P.A. 101-394, eff. 1-1-20

720 ILCS 5/1-6

720 ILCS 5/16-1

720 ILCS 5/17-56

Summary

Amends the Criminal Code of 2012. Provides that a person who commits the offense of financial exploitation of an elderly person or a person with a disability may be tried in any one of the following counties in which (1) any part of the offense occurred or (2) the victim or one of the victims reside. Provides that theft by deception from a person with a disability is a Class 2 felony. Provides that consent is not a defense to financial exploitation of an elderly person or a person with a disability if the accused knew or had reason to know that the elderly person or a person with a disability lacked capacity to consent.

SB86

Short Description: VEH CD-USE OF VIDEO DEVICES

Status: P.A. 101-297, eff. 1-1-20

625 ILCS 5/12-610.2

Summary

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

SB87

Short Description: VEH CD-TINTED LIGHTS

Status: P.A. 101-189, eff. 1-1-20

625 ILCS 5/12-212

Synopsis As Introduced

Amends the Illinois Vehicle Code. Provides that no person shall drive or move any motor vehicle or equipment upon any highway with any lighting or combination of lighting with a smoked or tinted lens or cover.

*SB102

Short Description: SOS-DIGITAL REGISTRATION PLATE

Status: P.A. 101-395, eff. 8-16-19

30 ILCS 610/2

30 ILCS 610/3

55 ILCS 5/5-12006

605 ILCS 10/27.2

625 ILCS 5/multi

625 ILCS 7/15

625 ILCS 7/30

Summary

Amends the State Vehicle Identification Act, the Counties Code, the Toll Highway Act, the Illinois Vehicle Code, and the Automated Traffic Control Systems in Highway Construction or Maintenance Zones Act. Provides that the Secretary of State may authorize the issuance of a digital registration plate to a vehicle in lieu of a set of static, metal registration plates, if the vehicle owner separately purchases the digital registration plate for a particular vehicle. Provides that the Secretary shall work with the vehicle owner and the distributor of the digital registration plates to coordinate the appropriate plate image and registration expiration to appear on the digital registration plate. Provides that one metal plate shall still be issued to the vehicle owner for the front end of the vehicle. Contains provisions governing: the renewal of digital registration plates; suspension and revocation of digital registration plates; and special license plates. Adds "digital registration plates" and "digital registration stickers" to references to "registration plates" and "registration stickers". Includes a statement of legislative intent.

Provides that the Secretary of State shall consult with law enforcement agencies when considering whether to approve the design of a digital license plate. Provides that the display device must allow for the automated image capture of letters and numbers during daytime and nighttime, including when the vehicle is parked or turned off.

Provides that the Secretary of State may adopt rules regarding the images that may appear on digital registration plates. Provides that no image shall appear on a digital registration plate without prior approval of the Secretary. Effective immediately

SB117

Short Description: STUDENT RECORDS DESTRUCTION

Status: P.A. 101-161, eff. 1-1-20
105 ILCS 10/4

Synopsis As Introduced

Amends the Illinois School Student Records Act. Provides that if the rights and privileges accorded to a parent under the Act have been transferred to a student, a school must give reasonable prior notice to the student (rather than the parent) before any school student record is destroyed or any information is deleted from that record. Provides that a school may provide reasonable prior notice to a parent or student through (i) notice in the school's parent or student handbook, (ii) publication in a newspaper, (iii) U.S. mail delivered to the last known address of the parent or student, or (iv) other means provided the notice is confirmed to have been received.

SB156

Short Description: PRISONER ACCESS JOB WEBSITES

Status: P.A. 101-397, eff. 1-1-20

20 ILCS 1370/1-46 new

730 ILCS 5/3-7-8 new

Synopsis As Introduced

Amends the Department of Innovation and Technology Act and the Unified Code of Corrections. Provides that the Director of Corrections and the Secretary of Innovation and Technology shall jointly adopt a rule or best practices protocol that permits each committed person in a Department of Corrections institution or facility to access specific and approved job search and career building websites within a specified period before the person's release from the Department of Corrections institution or facility and to access only those job search and career building websites.

*SB193

Short Description: ANCRA REPORT REVIEW

Status: P.A. 101-528, eff. 8-23-19

325 ILCS 5/7.14

325 ILCS 5/7.22a new

325 ILCS 5/8.2

Summary

Amends the Abused and Neglected Child Reporting Act. Provides that prior to classifying a report of abuse or neglect as "indicated", "unfounded" or "undetermined", if the Department of Children and Family Services intends to classify the report as unfounded, the Department must first determine whether the report is subject to review and must complete the review process prior to classifying the report. Requires the Deputy Director of Child Protection to oversee a review process that ensures the Department reviews a random sample of at least 5% of child abuse and neglect reports in which the Department intends to be unfounded and any subject child of the report is not of compulsory school age as provided under the School Code. Provides that the review must be conducted by an area administrator outside the supervisory chain of the investigator and supervisor; and that the review shall ensure that the investigation was conducted in accordance with the Department's rules and procedures governing child abuse and neglect investigations and that the final intended finding is consistent with the goal of protecting the health, safety, and best interests of the child in all situations in which the child is

vulnerable to child abuse or neglect. Provides that if the reviewer determines the investigation or final recommended unfounded finding is inconsistent with the Department's rules and procedures, the reviewer shall document the findings in an Unfounded Review Report and forward the Unfounded Review Report to specified persons to ensure corrective steps are taken in the case before the final finding is entered. Requires the Deputy Director of Child Protection to oversee a review process that ensures the Department reviews a random sample of at least 5% of indicated reports in which any subject child of the report is not of compulsory school age as provided under the School Code, the child is not a youth in care, and the Department is not opening a case for any type of services. Provides that if the reviewer determines the investigation or final finding is inconsistent with the Department's rules and procedures, the reviewer shall document the findings in an Indicated Review Report and forward the Indicated Review Report to specified persons to ensure corrective steps are taken in the case. Requires the Department to report to the General Assembly its findings on the number of Unfounded Review Reports and Indicated Review Reports it documents. Provides that incentives that discourage or reward a decision to provide family preservation services after a report is indicated or a decision to refer a child for the filing of a petition under the Juvenile Court Act of 1987 are strictly prohibited and shall not be included in any contract, quality assurance, or performance review process. Provides that any decision regarding whether to provide family preservation services after an indicated report or to refer a child for the filing of a petition under the Juvenile Court Act of 1987 shall be based solely on the child's health, safety, and best interests and on any applicable law. Requires any Department employee responsible for reviewing contracts or program plans who is aware of a violation of these provisions to immediately refer the matter to the Inspector General of the Department. Effective immediately.

SB218

Short Description: PARENTAL RIGHTS TERMINATION

Status: P.A. 101-529, eff. 1-1-20

705 ILCS 405/2-13 750 ILCS 50/1

Summary

Amends the Juvenile Court Act of 1987. Provides that unless good cause exists that filing a petition to terminate parental rights is contrary to the child's best interests, the Department of Children and Family Services shall request the State's Attorney to file a petition or motion for termination of parental rights and appointment of guardian of the person with power to consent to adoption of the minor under the Act if the parent is criminally convicted of predatory criminal sexual assault of a child, aggravated criminal sexual assault, felony criminal sexual abuse, sexual exploitation of a child, permitting sexual abuse of a child, or criminal sexual assault. Makes technical changes.

Amends the Adoption Act. Adds to the offenses which create a presumption that a parent is deprived for purposes of the Act: (1) criminal sexual assault, (2) a person who commits criminal sexual abuse by the use of force or threat of force, (3) sexual exploitation of a child, (4) permitting sexual abuse of a child, and (5) any other similar offense in another state.

*SB241

Short Description: COSMETICS-ANIMAL TESTING

Status: P.A. 101-303, eff. 8-9-19
410 ILCS 620/17.2 new

Summary

Amends the Illinois Food, Drug, and Cosmetic Act. Provides that it is unlawful for a manufacturer to import for profit, sell, or offer for sale in this State any cosmetic, if the cosmetic was developed or manufactured using an animal test that was conducted or contracted by the manufacturer, or any supplier of the manufacturer, on or after the effective date. Provides exceptions to the prohibition. Provides that a violation of the Act shall be punishable by an initial fine of \$5,000 for the first day of each violation and an additional fine of \$1,000 for each day the violation continues. Provides that a violation may be enforced by the State's Attorney of the county in which the violation occurred. Immediate effective date.

SB397

Short Description: COURT REPORTERS ACT-VARIOUS

Status: P.A. 101-581, eff. 1-1-20
705 ILCS 70/multi

Summary

Amends the Court Reporters Act. Deletes language providing specific factors to consider when determining how many court reporters are needed in each circuit. Provides that the employer representative may authorize the chief judge of any circuit to appoint administrative, supervisory, and clerical staff when a need for such positions has been substantiated (rather than to appoint or designate a court reporter to a specific position). Provides that additional amounts paid to personnel shall be determined by the employer representative. Deletes language providing that additional amounts paid to personnel shall not exceed certain amounts. Provides that the audio or video recording system utilized by the court shall be approved by the Supreme Court. Deletes language providing that a court reporter shall not be in charge of an audio or video recording system where the system is the judge's personal property or has been supplied by a party or a party's attorney. Provides that a court reporting services employee may charge a page rate for the preparation of transcripts of court proceedings not to exceed the rate set by the employer representative (rather than not to exceed 25 cents per 100 words). Deletes language providing that the transcripts shall be filed and remain with the papers of the case. Provides that expense vouchers or claims submitted to the Office of the Comptroller for payment shall have the signed approval of the chief judge of the circuit court in which the court reporter is appointed (rather the chief judge of the circuit court in which the court reporter incurred the expense for which claim is made). Provides that each court reporter shall take a test to verify (rather than rate) his or her proficiency within one year of employment. Provides that the test shall be prepared and administered pursuant to standards set by rules. Provides that a proficiency test passed prior to employment may be accepted as proof of proficiency. Deletes language providing that the test shall consist of 3 parts and be administered at least every 6 months. Deletes language providing specific amounts for a court reporter's salary. Deletes language providing for credited court reporter proficiency ratings. Deletes language requiring an annual appropriation request to be made in January. Provides that the employer representatives (rather than the Supreme Court) shall collectively bargain over wages, hours, and terms and conditions of employment of all persons employed as court reporters, appoint

arbitrators under specified circumstances, and create a roster of arbitrators who are available and qualified for appointment.

Defines "court reporting services employee". Provides that in Cook County, supervisory and administrative personnel shall be appointed from among the court reporting services' pool of employees when such a need has been substantiated. In a Section concerning collective bargaining, changes references to "court reporters" to "court reporting services employees".

SB399

Short Description: CHILD CUSTODY-DISCLOSURE OF ADDRESS

Status: P.A. 101-211, eff. 1-1-20

750 ILCS 36/209

Summary

Amends the Uniform Child-Custody Jurisdiction and Enforcement Act. Provides that if a party states in the pleading or the affidavit that disclosure of an address would risk abuse or harm to the party or a family member, the address may be omitted from documents filed with the court. Provides that a party is not required to include in the pleading or affidavit a domestic violence safe house address or an address changed as a result of a protective order.

SB416

Short Description: INDECENCY IN JAIL; AGG SENTENCING FACTOR

Status: P.A. 101-401, eff. 1-1-20

730 ILCS 5/5-5-3.2

Summary

Amends the Unified Code of Corrections. Provides that a defendant being found guilty of an administrative infraction related to an act or acts of public indecency or sexual misconduct in a penal institution shall be considered a factor in aggravation in sentencing.

SB455

Short Description: SCH CD-NURSE-MEDICAL CANNABIS

Status: P.A. 101-370, eff. 1-1-20

105 ILCS 5/22-33 410 ILCS 130/25

Summary

Amends the School Code. Provides that a school district, public school, charter school, or nonpublic school must allow a school nurse or school administrator to administer a medical cannabis infused product to a student who is a registered qualifying patient (i) while on school premises, (ii) while at a school-sponsored activity, or (iii) before or after normal school activities, including while the student is in before-school or after-school care on school-operated property or while the student is being transported on a school bus. Provides that a school district, public school, charter school, or nonpublic school may authorize the self-administration of a medical cannabis infused product by a student who is a registered qualifying patient if the self-administration takes place under the direct supervision of a school nurse or school

administrator. Before allowing the administration or self-administration of a medical cannabis infused product, requires the parent or guardian of a student who is a registered qualifying patient to provide written authorization for its use, along with a copy of the registry identification card of the student (as a registered qualifying patient) and the parent or guardian (as a registered designated caregiver). Requires the State Board of Education, in consultation with the Department of Public Health, to develop a training curriculum for school nurses and school administrators on the administration of medical cannabis infused products. Provides that prior to the administration of a medical cannabis infused product, a school nurse or school administrator must annually complete the training curriculum and must submit to the school's administration proof of completion of the training.

Amends the Compassionate Use of Medical Cannabis Pilot Program Act to provide that a school nurse or school administrator is not subject to arrest, prosecution, or denial of any right or privilege, including, but not limited to, a civil penalty, for administering or assisting a student in self-administering a medical cannabis infused product under the School Code.

***SB482**

Short Description: SEALING FEE WAIVER – COOK COUNTY EXTEND

Status: P.A. 101-306, eff. 8-9-19

20 ILCS 2630/5.2 20 ILCS 2605/2605-580 rep. 110 ILCS 947/65.80 rep.

Summary:

Amends provisions of the Criminal Identification Act regarding a pilot program to waive fees in Cook County for filing certain petitions to expunge or seal records. Changes the date on which the program becomes inoperative from January 1, 2019 to January 1, 2021.

Repeals a Cyber Gang Unit pilot program created in the Lake County Metropolitan Enforcement Group and the Cook County Sheriff's Office. Repeals provision in the Higher Education Student Assistance Act concerning a forensic science grant program. Effective immediately.

SB690

Short Description: SPORTS BETTING & REVENUE

Status: P.A. 101-031, eff. 6-28-19 in part; 1-1-20 in part

Adds reference to: (800+ pages)

New Act	5 ILCS 100/5-45	20 ILCS 605/605-1025 new	30 ILCS multi	820
ILCS 130/5	5 ILCS 100/5-45	30 ILCS 105/5.896 new	230 ILCS 10/13	
	720 ILCS 5/28-1	720 ILCS 5/28-3	720 ILCS 5/28-5	30 ILCS 105/5.897 new
5 ILCS multi	20 ILCS 301/5-20	20 ILCS 1605/9.1	20 ILCS 2505/2505-305	30
ILCS 105/6z-45	35 ILCS 5/multi	70 ILCS 1825/5.1	205 ILCS 670/12.5	230 ILCS
5/multi	235 ILCS 5/5-1	235 ILCS 5/6-30	305 ILCS 5/10-17.15	430
ILCS 66/65	720 ILCS 5/28-1	720 ILCS 5/28-1.1	720 ILCS 5/28-2	720 ILCS
5/28-3	720 ILCS 5/28-5	720 ILCS 5/28-7	815 ILCS 122/3-5	815 ILCS 420/2
	30 ILCS 105/5.490 rep.	230 ILCS 5/2.1 rep.	230 ILCS 5/54 rep.	

Summary

Article 5 Leveling Playing Field for Illinois Retail Tax Act

Expand use of certified service providers and certified automated systems.

Article 10 Parking Excise Tax Act

Article 15 Amendatory Provisions

Administrative Procedure Act – Emergency Rule authorization

Department of Commerce – Tax Data Centers (tax credit)

Use Tax Act

Service Use Tax Act

Service Occupation Tax Act

Retailers Occupation Tax Act (remote retail)

Cigarette Tax Act (includes vaping)

Article 20 Works Jobs Program Act

Article 25 Sports Wagering Act

Section 25-25 Restrictions (age 21; no minor league/college; etc.)

Sports wagering authorized.

(a) Notwithstanding any provision of law to the contrary, the operation of sports wagering is only lawful when conducted in accordance with the provisions of this Act and the rules of the Illinois Gaming Board and the Department of the Lottery.

(b) A person placing a wager under this Act shall be at least 21 years of age.

(c) A licensee under this Act may not accept a wager on a minor league sports event.

(d) A licensee under this Act may not accept a wager for a sports event involving an Illinois collegiate team.

(e) A licensee under this Act may only accept a wager from a person physically located in the State.

(f) Master sports wagering licensees may use any data source for determining the results of all tier 1 sports wagers.

Section 25-900 Emergency Rulemaking

Section 25-905 State Finance Act

Section 25-910 Riverboat Gambling Act

Section 25-915 Criminal Code 720 ILCS 5/28-1 (Sports Wager exemption added)

Article 30 State Fair Gaming Act

Article 35 Amendatory Provisions

Emergency rulemaking

Section 35-5	Open Meetings Act exemption (Gaming Board)
Section 35—10	Revolving Door Prohibition (Gambling entity)
Section 35-15	Gambling Disorders
Section 35-20	Illinois Lottery Law
Section 35-25	Dept of Revenue (Investigators, etc.)
Section 35-30	State Finance Act
Section 35-35	Illinois Income Tax Act (Surcharge on gaming)
Section 35-40	Joliet Regional Port District
Section 35-45	Consumer Installment Loan Act (site restrictions)
Section 35-50	Illinois Horse Racing Act (Fines, fees for...)
Section 35-55	Illinois Riverboat Gambling Act (licensing; diversity program). Chicago casino. Chicago airports. \$ to Chicago State University Education Fund. Criminally prohibited activities under 230 ILCS 10/18 expanded to cover any gaming licensee. Forfeiture for violation.
Section 35-70	Public Aid Code
Section 35-75	Firearm Conceal Carry Act (prohibited areas)
Section 35-80	Gambling (720 ILCS 5/28-1) tech
Section 35-85	Payday Loan Reform Act; tech
Article 99 Act)	Severability; Immediate effective date (except Sec. 2 of Use Tax Act)

*SB1116

Short Description: JUV CT-APPLICABILITY (Abuse & Age at Adjudication)

Status: P.A. 101-079, eff. 7-12-19

20 ILCS 505/5 705 ILCS 405/2 multi 705 ILCS 405/5-710

Summary

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

changes apply to a case that is pending on or after the effective date of the amendatory Act. Makes conforming changes. Effective immediately.

*SB1139

Short Description: CRIM CD-EAVESDROP EXTENSION & FOID

Status: P.A. 101-080, eff. 7-12-19

720 ILCS 5/14-3 430 ILCS 65/4 430 ILCS 65/8 430 ILCS
66/50 430 ILCS 68/5-5 430 ILCS 68/5-25 520 ILCS 5/3.4b new 720
ILCS 5/24-2

Summary

Amends the Criminal Code of 2012. Extends from January 1, 2020 to January 1, 2023, the date of the inoperability of the eavesdropping exemption that provides with prior request to and written or verbal approval of the State's Attorney of the county in which the conversation is anticipated to occur, recording or listening with the aid of an eavesdropping device to a conversation in which a law enforcement officer, or any person acting at the direction of a law enforcement officer, is a party to the conversation and has consented to the conversation being intercepted or recorded in the course of an investigation of a qualified offense as defined in the exemption. Effective immediately.

Amends the Firearm Owners Identification Card Act. Provides that a person who is under 21 years of age may apply for a Firearm Owner's Identification Card without parental consent required if he or she is an active duty member of the United States Armed Forces.

Amends the Firearm Concealed Carry Act. Provides that a concealed carry license shall be renewed for a period of 5 years from the date of expiration on the applicant's current license upon the applicant completing the necessary requirements under the Act.

Amends the Firearm Dealer License Certification Act. Provides that "retail location" does not include the World Shooting and Recreational Complex. Provides that the provisions of the Act related to the certification of a license do not apply to transfers of firearms to a resident registered competitor or attendee or non-resident registered competitor or attendee by a licensed federal firearms dealer at a competitive shooting event held at the World Shooting and Recreational Complex that is sanctioned by a national governing body.

Amends the Wildlife Code. Provides that a current or retired law enforcement officer authorized by law to possess a concealed firearm shall be exempt from the provisions of the Code prohibiting possession of those firearms.

Amends the Criminal Code of 2012 to exempt current or retired law enforcement officers. Effective immediately

SB1239

Short Description: ANCRA-CRIM INVESTIGATIONS REFERRAL

Status: P.A. 101-583, eff. 1-1-20

325 ILCS 5/7 multi

Summary

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

SB1256

Short Description: EXCESSIVE IDLING

Status: P.A. 101-319, eff. 1-1-20

625 ILCS 5/11-1429

Summary

Amends the Illinois Vehicle Code. Provides that a person who operates a motor vehicle operating on diesel fuel in an affected area may not cause or allow the motor vehicle, when it is not in motion, to idle for more than a total of 10 minutes within any 60-minute period under any circumstances if the vehicle is within 200 feet of a residential area. Provides that if a person violates the provisions concerning excessive idling within 200 feet of a residential area, the law enforcement agency having jurisdiction over the residential area or the law enforcement agency having jurisdiction over the property on which the violation took place may enforce the provisions.

Provides that provisions limiting diesel fuel idling are restricted to properties that offer paid parking services to vehicle owners, do not involve fuel dispensing, and are located within a county of over 3 million residents but outside of a municipality of over 2 million residents. Provides that the provisions do not apply to school buses, waste hauling vehicles, facilities operated by the Department of Transportation, or vehicles owned by a public utility and operated to power equipment necessary in the restoration, repair, modification, or installation of a utility service.

Provides that the provisions regarding excessive idling apply to vehicles with a gross vehicle weight rating of 8,000 pounds or more. Exempts ambulances from the new provisions.

SB1294

Short Description: CRIM CD-IDENTITY THEFT

Status: P.A. 101-324, eff. 1-1-20

720 ILCS 5/16-30

Summary

Amends the Criminal Code of 2012 concerning identity theft. Changes references in the offense from "personal identification information" to "personal identifying information".

SB1343

Short Description: VEH CD-HEAVY DUTY TOW VEHICLE

Status: P.A. 101-547, eff. 1-1-20
625 ILCS 5/15-301

Summary.

Amends the Illinois Vehicle Code. Provides that "extreme heavy duty tow and recovery vehicle" means a tow truck manufactured as a unit having a lifting capacity of not less than 50 tons, and having either 4 axles and an unladen weight of not more than 80,000 pounds or 5 axles and an unladen weight not more than 90,000 pounds. Provides that, notwithstanding otherwise applicable gross and axle weight limits, an extreme heavy duty tow and recovery vehicle may lawfully travel to and from the scene of a disablement and clear a disabled vehicle if the towing service has obtained an extreme heavy duty tow and recovery permit for the vehicle. Provides that the form and content of the permit shall be determined by the Department of Transportation with respect to highways under its jurisdiction and by local authorities with respect to highways under their jurisdiction. Effective January 1, 2020.

*SB1344

Short Description: SOS-PRIVATE INFORMATION

Status: P.A. 101-326, eff. 8/9/19

15 ILCS 335/1A

15 ILCS 335/11

625 ILCS 5/1-159.2

625 ILCS 5/2-123

625 ILCS 5/6-110.1

625 ILCS 5/6-110.2 new

Summary

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

SB1378

Short Description: JURIES-UNLAWFUL DISCRIMINATION

Status: P.A. 101-327, eff. 1-1-20

705 ILCS 305/2

Synopsis As Introduced

Amends the Jury Act. Provides that except as otherwise specifically provided by statute, no person who is qualified and able to serve as a juror may be excluded from jury service in any court of this State on the basis of, among other things, sexual orientation.

SB1381

Short Description: VEH CD-HIGHWAY DESIGNATIONS

Status: P.A. 101-328, eff. 1-1-20

625 ILCS 5/1-126.1 625 ILCS 5/15-107 625 ILCS 5/15-116 625 ILCS
5/15-316 625 ILCS 5/11-214 rep.

Synopsis As Introduced

Amends the Illinois Vehicle Code. Deletes language allowing the Department of Transportation to designate streets or highways in the system of State highways as Class III highways and makes changes governing the designation of Class II highways. Deletes language regarding: the maximum length of vehicles on all non-State highways; and the highways that vehicles not exceeding 65 feet in overall length are allowed to access. Provides that combinations of vehicles over 65 feet in length with no overall length limitation are allowed certain access if there is no sign prohibiting access and the route is not being used as a thoroughfare between Class I or Class II highways. Provides that the maximum length limitation on non-designated highways for a truck tractor in combination with a semitrailer is 65 feet overall dimension and 60 feet overall dimension for a truck tractor-semitrailer-trailer or truck tractor semitrailer-semitrailer. Provides that length limitations do not apply on legal holidays and for a tow truck in combination with a disabled vehicle or combination of disabled vehicles. Provides that a unit of local government shall affirm to the Department if it has no Class II designated truck routes. Provides that units of local government may report to the Department, and the Department shall post on its website, any limitations prohibiting the operation of vehicles imposed by ordinance or resolution in the unit of local government's non-designated highway system. Provides that, to be effective, an ordinance or resolution designating a Class II roadway need not require that signs be erected, but the designation shall be reported to the Department. Repeals a provision that requires local units of government to report to the Department all preferred truck routes, designated truck route networks, or whether there are no such truck routes.

*SB1411

Short Description: TRACK-SEXUAL ASSAULT EVIDENCE

Status: P.A. 101-377, eff. 8-16-19

5 ILCS 100/5-45 5 ILCS 140/7.5 410 ILCS 70/5725 ILCS
202/50 new 730 ILCS 5/5-9-1.4 30 ILCS 805/8.43 new

Summary

Amends the Sexual Assault Evidence Submission Act. Provides that the State Police shall by rule establish a sexual assault evidence tracking system that conforms to the recommendations made by the Sexual Assault Evidence Tracking and Reporting Commission in its report dated June 26, 2018. Provides that the Department of State Police shall design the criteria for the sexual assault evidence tracking system so that, to the extent reasonably possible, the system can use existing technologies and products. Provides that the sexual assault evidence tracking system shall be operational no later than one year after the effective date of the amendatory Act.

Provides that a treatment hospital, a treatment hospital with approved pediatric transfer, an out-of-state hospital approved by the Department of Public Health to receive transfers of Illinois sexual assault survivors, or an approved pediatric health care facility must comply with rules relating to the collection and tracking of sexual assault evidence adopted by the Department of State Police. Provides for the operations of the sexual assault tracking system to be funded by appropriations from the State Crime Laboratory Fund, together with asset forfeiture and other funds appropriated by the General Assembly. Authorizes emergency rulemaking. Exempts information in the sexual assault evidence tracking system from disclosure under the Freedom of Information Act.

Amends the Illinois Administrative Procedure Act, the Freedom of Information Act, the Sexual Assault Survivors Emergency Treatment Act, and the Unified Code of Corrections to make conforming changes. Amends the State Mandates Act to require implementation without reimbursement.

Adds requirements and recommendations of the report created by the Sexual Assault Evidence Tracking and Reporting Commission issued on June 26, 2018 for implementation of the sexual assault evidence tracking system. Effective immediately.

SB1429

Short Description: EVIDENCE-IMMIGRATION STATUS

Status: P.A. 101-550, eff. 1-1-20

735 ILCS 5/Art. VIII Pt. 29 heading new

735 ILCS 5/8-2901 new

Summary

Amends the Evidence Article of the Code of Civil Procedure. Provides that evidence of a person's immigration status is not admissible in any civil proceeding unless: it is essential to prove an element of a claim or an affirmative defense; or a person or his or her attorney voluntarily reveals his or her immigration status to the court. Provides that a party intending to offer evidence regarding a person's immigration status shall file a written motion at least 14 days before trial. Provides that the court shall conduct an in camera hearing to review the probative value of the person's immigration status. Provides that if the court finds that the probative value of the person's immigration status outweighs its prejudicial nature, the court shall make findings of fact and conclusions of law regarding the permitted use of the evidence. Provides that the motion, related papers, and the record of the hearing shall be sealed and remain under seal unless the court orders otherwise.

Provides that evidence is also admissible if it is offered to prove an interest or bias of a witness, if it does not cause confusion of the issues or mislead the trier of fact, and the probative value of the evidence outweighs its prejudicial nature.

A person may not, with the intent to deter any person or witness from testifying freely, fully, and truthfully to any matter before trial or in any court or before a grand jury, administrative agency, or any other State or local governmental unit, threaten to or actually disclose, directly or indirectly, a person's or witness's immigration status to any entity or any immigration or law enforcement agency. A person who violates this subsection commits a Class C misdemeanor.

Comment: U-visas available for domestic violence, sex offenses, trafficking etc. for non-immigrant status. S-visas available for informants on certain crimes. In accord with other states: 2018 California Evidence Code 351.3 et seq; and Washington Rule of Evidence ER413.

People v. Morales, 2019 IL App (1st) 160225 (June 11, 2019) Cook Co., 2d Div. (HYMAN) Reversed and remanded. Defendant and 5 codefendants were convicted of a 2007 murder and robbery. Defendant made an arguable claim that State violated U.S. Supreme Court's 1963 Brady v. Maryland decision by failing to disclose the existence of an agreement with State's main witness about immigration assistance in exchange for his testimony. First-stage dismissal of Defendant's postconviction petition is reversed and remanded for 2nd-stage proceedings.

*SB1473

Short Description: VEH CD-LICENSE-CHILD SUPPORT

Status: P.A. 101-336, eff. 8-9-19

Statutes Amended In Order of Appearance	305 ILCS 5/10-16.5	625 ILCS 5/7-704	625	
ILCS 5/7-704.1	735 ILCS 5/12-109	305 ILCS 5/10-16.5	625 ILCS 5/7-704	625
ILCS 5/7-704.1	735 ILCS 5/12-109			

Summary

Amends the Illinois Public Aid Code. Deletes language providing for the collection of interest in cases in which IV-D services are being provided. Provides instead that the Department of Healthcare and Family Services may provide, by rule, if or how the Department will enforce interest in cases in which IV-D services are being provided.

Amends the Illinois Vehicle Code. Provides that the Secretary of State may remove the suspension of an individual's driver's license made pursuant to the nonpayment of child support, whether that suspension occurred before or after the effective date of the amendatory Act, if the individual has arranged for payment of the arrearages and current support obligation in a manner satisfactory to the court or the Department of Healthcare and Family Services. Provides that interest on child support obligations may be collected by any means available under federal and State law, rules, and regulations providing for the collection of child support. Effective immediately.

SB1496

Short Description: VEH CD-CONSTRUCTION ZONE

Status: P.A. 101-172, eff. 1-1-20
625 ILCS 5/11-908 625 ILCS 5/11-305

Summary

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

*SB1504

Short Description: CIV PRO-COSTS-WAIVER
Status: P.A. 101-036, eff. 6-28-2019
735 ILCS 5/5-105

Synopsis As Introduced

Amends the Code of Civil Procedure. Deletes language providing that if an attorney files an appearance on behalf of a person whose fees, costs, and charges were initially waived, the attorney must pay all fees, costs, and charges relating to the civil action, including any previously waived fees, costs, and charges, unless the attorney is either a civil legal services provider, representing his or her client as part of a court-sponsored pro bono program as, or appearing under a limited scope appearance. Effective immediately.

Commented: Limited scope appearance possible in 116-3 DNA action. Right to Counsel | 3d Dist. People v. Gawlak, 2017 IL App (3d) 150861 (November 20, 2017) Will Co. (SCHMIDT) Vacated and remanded. So affirmed by Supreme Court, not as a Powell v. Alabama violation, but as a supervisory order.

Defendant was convicted, after jury trial, of 2 counts of predatory criminal sexual assault and 1 count of aggravated criminal sexual abuse. Court's decision, in denying private counsel's request to enter a limited scope appearance on Defendant's postconviction motion for DNA testing under Section 116-3 of Code of Criminal Procedure, was arbitrary and violated Defendant's due process rights. Post-conviction rulings are civil in nature, so limited-scope representation appropriate. Fact other counsel represented defendant on pending PCP irrelevant. (HOLDRIDGE and LYTTON, concurring.) 2019 IL 123182

SB1507

Short Description: CIV PRO-DISSEMINATE PRIV IMAGE
Status: P.A. 101-556, eff. 1-1-20
New Act

Summary

Creates the Civil Remedies for Nonconsensual Dissemination of Private Sexual Images,

Section 5 Definitions

Section 10 Civil Action

(a) Except as otherwise provided in Section 15, if a depicted individual is identifiable to a reasonable person and suffers harm from the intentional dissemination or threatened dissemination by a person over the age of 18 of a private sexual image without the depicted individual's consent, the depicted individual has a cause of action against the person

if the person knew:

- (1) the depicted individual did not consent to the dissemination;
- (2) the image was a private sexual image; and
- (3) the depicted individual was identifiable.

(b) The following conduct by a depicted individual does not establish by itself that the individual consented to the nonconsensual dissemination of a private sexual image that is the subject of an action under this Act or that the individual lacked a reasonable expectation of privacy:

- (1) consent to creation of the image; or
- (2) previous consensual disclosure of the image.

(c) Nothing in this Act shall be construed to impose liability on an interactive computer service, as defined in 47 U.S.C. 230(f)(2), for content provided by another person.

Section 15 Exceptions to liability

Section 20 Privacy of Parties

Section 25 Remedies and Damages

Section 30 Statute of Limitations

Section 35 Severability

SB1568

Short Description: CORONER-SUDDEN INFANT DEATH

Status: P.A. 101-338, eff. 1-1-20

55 ILCS 5/3-3016 20 ILCS 2310/2310-236 new

Summary

Amends Coroner Division of the Counties Code. Requires an autopsy of an infant under one year of age (rather than 2 years of age) who has died suddenly and unexpectedly and the circumstances concerning the death are unexplained following investigation (rather than just unexplained). Replaces references to sudden infant death syndrome with references to both sudden unexpected infant death and sudden infant death syndrome in provisions about reporting suspected cases and identification on the death certificate

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Requires the Department of Public Health to develop and require the use of a form by coroners in the case of a death of an infant in which the cause of death is sudden unexpected infant death or sudden infant death syndrome. Provides that the form shall contain specified information to be recorded after a preliminary investigation. Requires the Department to publish current information concerning sudden unexpected infant death and sudden infant death syndrome. Provides that, at least once every 5 years, the Department shall review the form and determine whether updates need to be made for effectiveness and relevancy.

SB1583

Short Description: PROBATION VIOLATION WARRANT PURGE – COOK COUNTY

Status: P.A. 101-406, eff. 1-1-20
730 ILCS 5/5-6-4

Summary

Amends the Unified Code of Corrections

(k)(1) On and after the effective date of this amendatory Act of the 101st General Assembly, this subsection (k) shall apply to arrest warrants in Cook County only. An arrest warrant issued under paragraph (3) of subsection (a) when the underlying conviction is for the offense of theft, retail theft, or possession of a controlled substance shall remain active for a period not to exceed 10 years from the date the warrant was issued unless a motion to extend the warrant is filed by the office of the State's Attorney or by, or on behalf of, the agency supervising the wanted person. A motion to extend the warrant shall be filed within one year before the warrant expiration date and notice shall be provided to the office of the sheriff.

If a motion to extend a warrant issued under paragraph (3) of subsection (a) is not filed, the warrant shall be quashed and recalled as a matter of law under paragraph (1) of this subsection (k) and the wanted person's period of probation, conditional discharge, or supervision shall terminate unsatisfactorily as a matter of law. (k)(1) Effective 1-1-20.

Comment: akin to "slaughter call" in Cook County.

SB1609

Short Description: CRIM PRO-INCARCERATION FINE CREDIT

Status: P.A. 101-408, eff. 1-1-20

725 ILCS 5/110-14 705 ILCS 135/5-20

Summary

Amends the Code of Criminal Procedure of 1963. Provides that any person incarcerated on a bailable offense who does not supply bail and against whom a fine is levied on conviction of the offense shall be allowed a credit of \$30 (rather than \$5) for each day so incarcerated upon application of the defendant.

Amends the Criminal and Traffic Assessment Act. Provides that any credit for time served prior to sentencing that reduces the amount a defendant is required to pay shall be deducted from the fine, if any, ordered by the court.

SB1610

Short Description: CRIM PRO-ALIEN ADVISEMENT

Status: P.A. 101-409, eff. 1-1-20

725 ILCS 5/113-8

Synopsis As Introduced

Amends the Code of Criminal Procedure of 1963. Provides that if the defendant is arraigned on or after the effective date of the amendatory Act and the court fails to advise the defendant before the acceptance of a plea of guilty, guilty but mentally ill, or nolo contendere to a misdemeanor or felony offense of the consequences of the defendant's plea, if an alien, and the defendant shows that conviction of the offense to which the defendant pleaded guilty, guilty but

mentally ill, or nolo contendere may have the consequence for the defendant of deportation, exclusion from admission to the United States, or denial of naturalization under the laws of the United States, the court, upon the defendant's motion, shall vacate the judgment and permit the defendant to withdraw the plea of guilty, guilty but mentally ill, or nolo contendere and enter a plea of not guilty. Provides that the motion shall be filed within 2 years of the date of the defendant's conviction.

*SB1627

Short Description: CRIM PRO-POST PARTUM DEPRESSION

Status: P.A. 101-411, eff. 8-16-19

725 ILCS 5/122-1 735 ILCS 5/2-1401

Summary

Amends the Code of Criminal Procedure of 1963. Eliminates the amendatory changes made by Public Act 100-574 to the Code.

Amends the Code of Civil Procedure. Provides that a movant may present a meritorious claim under this section if the allegations in the petition establish each of the following by a preponderance of the evidence: (1) she was convicted of a forcible felony; (2) her participation in the offense was a direct result of her suffering from post-partum depression or post-partum psychosis; (3) no evidence of post-partum depression or post-partum psychosis was presented by a qualified medical person at trial or sentencing, or both; (4) she was unaware of the mitigating nature of the evidence or, if aware, was at the time unable to present this defense due to suffering from post-partum depression or post-partum psychosis, or, at the time of trial or sentencing, neither was a recognized mental illness and as such she was unable to receive proper treatment; and (5) evidence of post-partum depression or post-partum psychosis as suffered by the person is material and noncumulative to other evidence offered at the time of trial or sentencing and it is of such a conclusive character that it would likely change the sentence imposed by the original court. Provides that nothing in the new provision prevents a person from applying for any other relief under the Civil Practice Law or any other law otherwise available to her. Defines "post-partum depression" and "post-partum psychosis". Adds an immediate effective date to the bill.

*SB1699

Short Description: GOVT RECORDS-SOCIAL NETWORKING

Status: P.A. 101-433, eff. 8-20-19

5 ILCS 140/2.15 5 ILCS 160/4a

Synopsis As Introduced

Amends the Freedom of Information Act. Prohibits, with exceptions, a law enforcement agency from publishing booking photographs on its social networking website (instead of its social media website). Provides that "social networking website" has the meaning provided in the Right to Privacy in the Workplace Act. Adds the same restrictions to the State Records Act. Effective immediately.

SB1702

Short Description: MHDD CD-ADV PRACT PSY NURSE & AV EVALUATION

Status: P.A. 101-587, eff. 1-1-20

405 ILCS 5/ multi

Summary

Amends the Mental Health and Developmental Disabilities Code. Permits an advanced practice psychiatric nurse to order restraints or seclusion for a recipient of treatment. Provides that an advanced practice psychiatric nurse may examine a respondent and execute a certificate which states that the respondent is subject to involuntary admission on an inpatient basis and requires immediate hospitalization. Defines "advanced practice psychiatric nurse" as a nurse who is licensed to practice as an advanced practice registered nurse under the Nurse Practice Act and has been certified by the American Nurses Credentialing Center as a psychiatric mental health clinical nurse specialist or a psychiatric mental health nurse practitioner.

Provides that as soon as possible but not later than 24 hours, excluding Saturdays, Sundays and holidays, after emergency admission of a respondent to a mental health facility on an inpatient basis, the respondent shall be personally examined (rather than examined) by a psychiatrist. Provides that for the purpose of this provision, ***a personal examination includes an examination performed in real time (synchronous examination) via an Interactive Telecommunication System*** as defined in the Illinois Administrative Code. Provides that an examination via an Interactive Telecommunication System may only be used for certification under this Section when a psychiatrist is not on-site within the time period set forth in this Section. If the examination is performed via an Interactive Communication System, that fact shall be noted on the certificate.

SB1743

Short Description: DCFS-FOSTER CARE SURVEY

Status: P.A. 101-166, eff. 1-1-20

20 ILCS 505/42 new

20 ILCS 505/39.3

Summary

Amends the Children and Family Services Act. Requires the Department of Children and Family Services, in coordination with specified entities, to develop and process a standardized survey to gather feedback from children who are aging out of foster care and from children who have transitioned out of the foster care system. Provides that the survey shall include requests for information regarding the children's experience with and opinion of State foster care services, the children's recommendations for improvement of such services, the amount of time the children spent in the foster care system, and any other information deemed relevant by the Department. Provides that after the survey is created the Department shall circulate the survey to all youth participating in transitional living programs, independent living programs, or Youth in College and to all youth receiving scholarships or tuition waivers under the DCFS Scholarship Program. Requires the Department to conduct the survey every 5 years and to submit a report to the Governor and the General Assembly at the completion of each survey. Provides that the first report shall be submitted no later than December 1, 2021 and shall provide a detailed review of the survey results.

Further amends the Children and Family Services Act. Requires the Department of Children and Family Services to place a locked suggestion box in each group home, shelter, and transitional living arrangement that accepts youth in care for placement by the Department. Requires the Department to submit a report to the General Assembly each year outlining the issues and concerns submitted to the locked suggestion box and the solution to each issue and concern.

SB1744

Short Description: CD CORR- IDOC MEDICAID SCREENING

Status: P.A. 101-351, eff. 1-1-20

730 ILCS 5/3-14-1

Summary

Amends the Unified Code of Corrections. Provides that prior to release of a person on parole, mandatory supervised release, final discharge, or pardon the Department of Corrections shall screen every person for Medicaid eligibility. Requires correctional officials to assist an eligible person to complete a Medicaid application to ensure that the person begins receiving benefits immediately after his or her release. Provides that the application must include the eligible person's address associated with his or her residence upon release from the facility. Provides that if the residence is temporary, the eligible person must notify the Department of Human Services of his or her change in address upon transition to permanent housing.

SB1750

Short Description: CD CORR-AGGRAVATING FACTORS – LEAVING SCENE OF ACCIDENT

Status: P.A. 101-417, eff. 1-1-20

730 ILCS 5/5-5-3.2

Summary

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

SB1778

Short Description: ANCRA-MANDATED REPORTER TRAINING; POLICE TRAINING

Status: P.A. 101-564, eff. 1-1-20

325 ILCS 5/4 325 ILCS 5/11.5

50 ILCS 705/7

Summary:

Amends the Abused and Neglected Child Reporting Act. Organizes the list of mandated reporters under the Act into the following categories of professionals: (i) medical personnel; (ii) social services and mental health personnel; (iii) crisis intervention personnel; (iv) education

personnel; (v) recreation or athletic program or facility personnel; (vi) child care personnel; (vii) law enforcement personnel; (viii) funeral home directors; (ix) clergy members (though Sec. 8-803 privilege retained); and (x) physicians and other specified medical personnel who provide abortions, abortion referrals, or contraceptives. Provides that when 2 or more persons who work within the same workplace and are required to report under the Act share a reasonable cause to believe that a child may be an abused or neglected child, a single report may be made by a designated reporter, with written confirmation. Provides that nothing in the Act requires a child to come before the mandated reporter in order for the reporter to make a report of suspected child abuse or child neglect. Provides that persons required to report under the Act must complete mandated reporter training within 3 months of their date of engagement in a professional or official capacity as a mandated reporter, and at least every 3 years thereafter (or as otherwise required under their licensing statute, e.g. medical personnel 6 years). Provides that the trainings shall be in-person or web-based, and shall include, at a minimum, information on certain topics, including: (a) indicators for recognizing child abuse and child neglect, as defined under the Act; and (b) responding to a child in a trauma-informed manner. Provides that the mandated reporter training shall be provided through the Department of Children and Family Services, through an entity authorized to provide continuing education for professionals licensed through the Department of Financial and Professional Regulation, the State Board of Education, the Illinois Law Enforcement Training Standards Board, or the Department of State Police, or through an organization approved by the Department to provide mandated reporter training. Requires the Department of Children and Family Services to make available a free web-based training for reporters. Requires each mandated reporter to report to his or her employer and, when applicable, to his or her licensing or certification board that he or she received the mandated reporter training. Provides that beginning January 1, 2021, if a mandated reporter receives licensure from the Department of Financial and Professional Regulation or the State Board of Education, and his or her profession has continuing education requirements, the training mandated under the Act shall count towards meeting the licensee's required continuing education hours. Requires the Department of Children and Family Services to develop culturally-sensitive materials on child abuse and child neglect, the statewide toll-free telephone number established under the Act, and the process for reporting any reasonable suspicion of child abuse or child neglect.

Provides that educational personnel required to report under the Abused and Neglected Child Reporting Act must do so only to the extent required under a specified provision of the Act . Provides that when 2 or more persons who work within the same workplace and are required to report under the Act share a reasonable cause to believe that a child may be an abused or neglected child, one of those reporters may be designated to make a single report, which includes other mandated reporter's identifiers. In a provision requiring mandated reporters to complete reporter training within 3 months (now 1 year) of their date of engagement in a professional or official capacity as a mandated reporter, or pursuant to any other applicable State law that governs training requirements for a specific profession. Retraining at least every 3 years thereafter. Requires certain medical personnel who work with children in their professional or official capacity to complete mandated reporter training at least every 6 years. Requires such medical personnel to attest at each time of licensure renewal on their renewal form that they understand they are a mandated reporter of child abuse and neglect, that they are aware of the process for making a report, that they know how to respond to a child in a trauma-informed manner, and that they are aware of the role of child protective services and the role of a reporter

after a call has been made. Requires medical personnel who do not work with children in their professional or official capacity to make similar affirmations in lieu of repeated training.

Mandates a DCFS public awareness program.

Attorney's "privileged communication" or IRPC Rule 1.6 exemption retained.

Amends the Illinois Police Training Act. Provides that the curriculum for probationary police officers at all certified police training schools shall include a block of instruction addressing the mandatory reporting requirements under the Abused and Neglected Child Reporting Act. Provides that minimum in-service training requirements, which a police officer must complete every 3 years, shall include training on reporting child abuse and neglect.

SB1780

Short Description: HUMAN RIGHTS VIOL – HOUSING – CRIM HIST ARREST

Status: P.A. 101-565, eff. 1-1-20

775 ILCS 5/3-102.5 new; 5/1-103, 5/2-103, 5/3-102, 5/3-106

Summary

Amends the Illinois Human Rights Act. Provides that it is a civil rights violation for an owner or any other person engaging in a real estate transaction, because of an arrest record to: refuse to engage in a real estate transaction with a person or to discriminate in making available such a transaction; alter the terms, conditions, or privileges of a real estate transaction or in the furnishing of facilities or services in connection therewith; refuse to receive or to fail to transmit a bona fide offer to engage in a real estate transaction from a person; refuse to negotiate for a real estate transaction with a person; represent a person that real property is not available for inspection, sale, rental, or lease when in fact it is so available, or fail to bring a property listing to his or her attention, or to refuse to permit him or her to inspect real property; make, print, circulate, post, mail, publish, or cause to be made, printed, circulated, posted, mailed, or published, any notice, statement, advertisement, or sign, or use a form of application for a real estate transaction, or make a record or inquiry in connection with a prospective real estate transaction, that indicates any preference, limitation, or discrimination based on an arrest record, or any intention to make any such preference, limitation, or discrimination; or offer, solicit, accept, use, or retain a listing of real property with knowledge that unlawful discrimination or discrimination on the basis of an arrest record in a real estate transaction is intended. Provides that the prohibition against the use of an arrest record shall not preclude an owner or any other person engaging in a real estate transaction from prohibiting the tenant, a member of the tenant's household, or a guest of the tenant from engaging in unlawful activity on the premises. Makes conforming changes. Effective January 1, 2020.

*SB1808

Short Description: DCFS-TRANSITIONING YOUTH

Status: P.A. 167, eff. 7-26-19

20 ILCS 505/42 new

Synopsis As Introduced

Amends the Children and Family Services Act. Provides that in order to intercept and divert

youth in care from experiencing homelessness, incarceration, unemployment, and other similar outcomes the Department of Children and Family Services and several specified agencies shall enter into an interagency agreement for the purpose of providing preventive services to youth in care and young adults who are aging-out of or have recently aged out of the custody or guardianship of the Department. Provides that the intergovernmental agreement shall require the Department and the other specified agencies to: (i) establish an interagency liaison to review cases of at-risk youth in care and young adults; and (ii) connect such youth in care and young adults to the appropriate supportive services and treatment programs to stabilize them during their transition out of State care. Requires the Department and the other specified agencies to determine how best to provide housing, education, and employment services to at-risk youth in care and young adults. Requires the Department and other agencies to submit annual reports to the General Assembly on: (1) the number of youth in care and young adults who were intercepted during the reporting period and the supportive services and treatment programs they were connected with; and (2) the duration of the services such youth received in order to stabilize them during their transition out of State care. Requires the Department to submit annual reports to the General Assembly on: (a) the number of youth in care and young adults who are aging out or have aged out of State care during the reporting period; and (b) the length and type of services that were offered to such and the youth's status. Effective immediately.

*SB1828

Short Description: NEEDLE AND HYPODERMIC PROGRAM

Status: P.A. 101-356, eff. 8-9-19

New Act

20 ILCS 301/5-23

720 ILCS 635/1

720 ILCS 635/2

Summary

Amends the Needle and Hypodermic Syringe Access Program Act. Retains provision that persons or entities that promote scientifically proven ways of mitigating health risks associated with drug use and other high-risk behaviors may establish and operate a needle and hypodermic syringe access program. Provides objectives for programs established under the Act. Includes language requiring programs to provide specified services. Retains provision that no employee or volunteer of or participant in a program shall be charged with or prosecuted for possession of specified substances. Retains provision that law enforcement officers who in good faith arrest or charge a person entitled to immunity under the Act shall not be subject to civil liability for the arrest or filing of charges. Retains provision that prior to commencing operations under the Act, an organization shall report specified information to the Department of Public Health.. Provides that the Department of Human Services shall conduct an evidence-based treatment needs assessment to be submitted to the General Assembly by December 31, 2019 (to include number and type of licensed treatment programs, number of medical professionals currently authorized to prescribe buprenorphine, etc.).

Renames the Needle and Hypodermic Syringe Access Program Act the Overdose Prevention and Harm Reduction Act. Provides that the Department of Human Service's report on drug overdose trends statewide shall provide information on the current substance use disorder treatment capacity within the State. Requires the report to include an inventory of the State's substance use disorder treatment capacity. Provides that the Department may support specified drug overdose projects by facilitating the acquisition of opioid antagonist medication approved

for opioid overdose reversal. Provides specified elements the Department may promote in supporting best practices in drug overdose prevention programming.. Makes other changes.

Amends the Hypodermic Syringes and Needles Act. Provides that the Act shall not prohibit the sale, possession, or use of hypodermic syringes or hypodermic needles by a staff person, volunteer, or participant in a needle or hypodermic syringe access program. Effective immediately.

*SB1868

Short Description: CIVIL SUIT LIMITATIONS-CHILD SEX ABUSE

Status: P.A. 101-435, eff. 8-20-19

735 ILCS 5/13-202.2

Summary:

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

*SB1882

Short Description: EVIDENCE-INFORMANT PRIVILEGE

Status: P.A. 101-436, eff. 8-20-19

735 ILCS 5/8-802.3

Synopsis As Introduced

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

Comment: Purported problem with some defense counsel who assert CI must be identified to avoid a conflict of interest.

SB1890

Short Description: HUMAN TRAFFICKING -Training

Status: P.A. 100-018, eff. 6-20-2019; 1-1-2020 in part

Adds reference to: 50 ILCS 705/10.23 new 720 ILCS 5/3-6 720
ILCS 5/10-9 735 ILCS 5/13-225 New Act 20 ILCS 2605/2605-99 new 50
ILCS 705/7

Summary

Amends the Illinois Police Training Act. Provides that all law enforcement officers must take human trafficking training. Amends the Criminal Code of 2012. Provides that when the victim is 18 years of age or over at the time of the offense, a prosecution for involuntary servitude, involuntary sexual servitude of a minor, or trafficking in persons and related offenses may be commenced within 25 years (rather than 3 years) after the commission of the offense. Provides that a company commits trafficking in persons when the company benefits, financially or by receiving anything of value, from participation in a venture that has engaged in an act of involuntary servitude or involuntary sexual servitude of a minor. Amends the Code of Civil Procedure. Provides that an action under the Trafficking Victims Protection Act must be commenced within 25 (rather than 10) years of the date the limitation period begins to run or within 25 (rather than 10) years of the date the plaintiff discovers or through the use of reasonable diligence should discover both (1) that the sex trade, involuntary servitude, or human trafficking act occurred, and (2) that the defendant caused, was responsible for, or profited from the sex trade, involuntary servitude, or human trafficking act. Makes other changes.

Creates the Lodging Establishment Human Trafficking Recognition Training Act. Requires hotels and motels to train employees in the recognition of human trafficking and protocols for reporting observed human trafficking to the appropriate authority. Provides that the Department of Labor shall develop the curriculum for the training. Provides that beginning June 1, 2020, a lodging establishment shall provide its employees with training in the recognition of human trafficking and protocols for reporting observed human trafficking to the appropriate authority. Provides that the Department shall develop and publish the human trafficking recognition training program by July 1, 2020. Amends the Department of State Police Law of the Civil Administrative Code of Illinois.

Provides that the Director of State Police shall conduct or approve a training program in the detection and investigation of all forms of human trafficking, including, but not limited to "involuntary servitude", "involuntary sexual servitude of a minor", and "trafficking in persons" and that the program shall be made available to all cadets and state police officers. In the amendatory changes to the Illinois Police Training Act, provides that the curriculum of police training schools shall include training in the detection and investigation of all forms of human trafficking. In the amendatory changes to the Criminal Code of 2012, provides that a company is criminally liable for trafficking in persons when the company knowingly benefits, financially or by receiving anything of value, from participation in a venture that has engaged in an act of involuntary servitude or involuntary sexual servitude of a minor. Makes other changes. Some provisions effective immediately.

SB1915

Short Description: ST POLICE-DIVISIONS

Status: P.A. 101-378, eff. 1-1-20

20 ILCS 2605/2605-25

20 ILCS 2605/2605-40

20 ILCS 2605/2605-45

Summary

Amends the Department of State Police Law of the Civil Administrative Code of Illinois. Provides that the Office of the Director of State Police (rather than the Division of Administration) shall: (1) exercise the rights, powers, and duties vested in the Department of State Police by the Governor's Office of Management and Budget Act; (2) exercise the rights, powers, and duties vested in the Department by the Personnel Code; and (3) exercise the rights, powers, and duties vested in the Department by the Fiscal Control and Internal Auditing Act. Changes the Division of Administration to the Division of Justice Services. Provides that the Division of Justice Services (rather than the Division of Forensic Services) shall exercise the rights, powers, and duties vested by law in the Department by the Criminal Identification Act.

*SB1918

Short Description: ST POLICE-FUND CONSOLIDATION

Status: P.A. 101-571, eff. 8-23-19

30 ILCS 105/multi	730 ILCS 5/5-9-1.15	730 ILCS 150/multi	730
ILCS 154/multi	625 ILCS 5/11-416		

Summary

Amends the Unified Code of Corrections. Provides that on the effective date the amendatory Act the Sex Offender Investigation Fund will be dissolved and the remaining balance shall be transferred into the Offender Registration Fund.

Amends the Murderer and Violent Offender Against Youth Registration Act. Provides that the Murderer and Violent Offender Against Youth Registration Fund will be dissolved and the remaining balance shall be transferred into the Offender Registration Fund. Provides that provisions concerning the Murderer and Violent Offender Against Youth Registration Fund are repealed on January 1, 2020. Makes conforming changes to the State Finance Act and the Sex Offender Registration Act. Effective immediately.

Retains language providing that 50% of the moneys in the Offender Registration Fund shall be allocated by the Department of State Police for sheriffs' offices and police departments. Provides that the remaining moneys in the Fund received under the amendatory Act shall be allocated to the Illinois State Police for education and administration of the Act . Makes technical changes.

Amends the Illinois Vehicle Code. Provides that fees collected for the furnishing of copies of accident reports by the Illinois State Police shall be deposited into the State Police Services Fund.

*SB1965

Short Description: HEALTH CARE WORKER BACKGROUND

Status: P.A. 101-176, eff. 7-31-19

225 ILCS 46/33	225 ILCS 46/40	225 ILCS 46/15
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Summary

Amends the Health Care Worker Background Check Act. Provides that an individual otherwise

qualified for and intending to apply for a direct care position who has a disqualifying conviction may initiate a fingerprint-based criminal history record check where a conditional offer of employment has not been made and such a background check has not been previously conducted, and allows those individuals to request a waiver of the prohibition of employment.

Provides that workforce intermediaries and organizations providing pro bono legal services may initiate a fingerprint-based criminal history record check if a conditional offer of employment has not been made and a background check has not been previously conducted for an individual who has a disqualifying conviction and is receiving services from a workforce, intermediary or an organization providing pro bono legal services. Defines the terms "workforce intermediaries" and "pro bono legal service organizations". Makes other changes. Effective immediately.

SB1993

Short Description: VEH CD-DIESEL EMISSIONS

Status: P.A. 101-362, eff. 1-1-20

625 ILCS 5/13-114

Synopsis As Introduced

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

*SB2023

Short Description: MEDICAL CANNABIS

Status: P.A. 101-363, eff. 8-9-19

30 ILCS 500/1-10	35 ILCS 5/201	35 ILCS 105/3-1	35 ILCS 110/3-10
35 ILCS 115/3-10	35 ILCS 120/2-10	55 ILCS 5/5-1006.8	105 ILCS 5/22-33
225 ILCS 60/22	225 ILCS 65/70-5	225 ILCS 95/21	410
ILCS 130/multi	410 ILCS 130/173 new	410 ILCS 130/135 rep.	410
ILCS 130/220 rep.	625 ILCS 5/2-118.2	625 ILCS 5/6-206.1	625 ILCS 5/11-501
ILCS 5/11-501.9	720 ILCS 550/5.3		625

Summary

Amends the Nurse Practice Act and the Physician Assistant Practice Act of 1987. Provides that violating the Compassionate Use of Medical Cannabis Program Act is grounds for disciplinary action under the Acts.

Amends the Compassionate Use of Medical Cannabis Pilot Program Act. Removes the word "Pilot" from the Act's short title and the Compassionate Use of Medical Cannabis Pilot Program. Makes conforming changes throughout the Act and statutes. Replaces the defined term "bona fide physician-patient relationship" with "bona fide health care professional-relationship" and makes conforming changes throughout the Act. Provides that specified maladies are debilitating medical conditions. Refers to certifying health care professionals (rather than physicians) throughout the Act. Provides that a certifying health care professional may not engage in fee splitting as prohibited under the Medical Practice Act of 1987. Provides that nothing in the Act

shall preclude a certifying health care professional from referring a patient for health services, including certification, under the Act. Provides that a qualifying patient under the age of 18 shall not be prohibited from having up to 3 (instead of 2) designated caregivers.

Provides that the Department of Public Health shall establish procedures to permit qualified veterans to participate in the Opioid Alternative Pilot Program. Provides that any Department-approved quantity waiver process must be made available to qualified veterans. Requires the Department to provide for immediate changes to a registered qualifying patient's designated registered dispensing organization. Provides that the Department of Financial and Professional Regulation shall adopt rules permitting returns, and potential refunds, for damaged or inadequate products.

Allows the Department of Financial and Professional Regulation to issue nondisciplinary citations for minor violations which may be accompanied by a civil penalty not to exceed \$10,000 per violation and shall contain specified information. Provides that if the licensee does not dispute the matter in the citation with the Department of Financial and Professional Regulation within 30 days after the citation is served, then the citation shall become final and shall not be subject to appeal. Repeals a provision concerning changing a designated dispensing organization. Repeals a provision repealing the Act on July 1, 2020. Makes other changes. Effective immediately.

Provides that if and only if House Bill 1438 becomes law (P.A. 101-027; eff. 6-25-19/1-1-20), then the Counties Code is amended. Provides that County Cannabis Retailers' Occupation Tax may not exceed: (i) 3.75% of the gross receipts of sales made in unincorporated areas of the county; and (ii) 3% of the gross receipts of sales made in a municipality located in the county (removing provisions limiting to 0.75% of the gross receipts of sales made in a municipality located in a non-home rule county and 3% of gross sales receipts made in a municipality located in a home rule county). Effective immediately or on the date House Bill 1438 takes effect, whichever is later.

SB2038

Short Description: VEH CD-ZIPPER MERGE; Rules of the Road

Status: P.A. 101-174, eff. 1-1-20

625 ILCS 5/2-112 625 ILCS 5/6-109 625 ILCS 5/11-907.1 new

Summary

Amends the Illinois Vehicle Code. Provides that the Secretary of State shall include, in the Illinois Rules of the Road publication, information advising drivers to use the zipper merge method when merging into a reduced number of lanes (drivers in merging lanes are expected to use both lanes to advance to the lane reduction point and merge at that location, alternating turns).

Provides that the Secretary of State shall include, in the question pool used for the written portion of the driver's license examination, at least one test question concerning driver responsibilities when approaching a stationary emergency vehicle. Creates the Move Over Task Force to study the issue of violations of the provisions of the Code prescribing how to safely enter a highway construction zone, approach a disabled vehicle, and approach an authorized

emergency vehicle. Prescribes membership for the Task Force. Provides that the Task Force shall meet no fewer than 3 times and shall present its report and recommendations to the General Assembly no later than January 1, 2020. Repeals the Task Force on January 1, 2021. Adds to the Move Over Task Force one representative, appointed by the Governor, from a bona fide labor organization representing certified road flaggers and other road construction workers.

SB2090

Short Description: JAILS-PRISONS-VOTING

Status: P.A. 101-442, eff. 1-1-20

Statutes Amended In Order of Appearance 10 ILCS 5/19-2.3 new 10 ILCS 5/19A-20 55
ILCS 5/3-15003.3 new 55 ILCS 5/3-15003.4 new 730 ILCS 5/3-2-2.3 new
730 ILCS 5/3-14-1

Summary

Amends the Election Code. Provides that each election authority shall collaborate with the county jail within the jurisdiction of the election authority to facilitate voting by mail for voters eligible to vote in the county who are confined or detained in the county jail. Provides that in a county with a population of 3,000,000 or more, the election authority in the county shall establish a temporary branch polling place in the county jail. Provides that individuals who facilitate a vote by mail process must receive training on the process, responsibilities, and requirements of implementing a vote by mail program. Contains additional provisions concerning the temporary branch polling place in the county jail. Prohibits certain individuals from being election judges in a temporary branch polling place in a county jail.

Amends the Counties Code. Provides that each election authority shall collaborate with the county jail within the jurisdiction of the election authority to facilitate voter registration for voters eligible to vote in that county who are confined or detained in the county jail. Provides that a county jail shall provide a voter registration application to any person in custody at the jail who requests an application and is eligible to vote.

Amends the Unified Code of Corrections. Provides that upon release of a person who is eligible to vote, the Department of Corrections shall provide the person with a specified form that informs him or her that his or her voting rights have been restored.

Amends the Unified Code of Corrections and Counties Code. Provides that upon discharge from a county jail or release from the Department of Corrections, a person shall be provided with a voter registration form. Provides that the Department, each county jail, and each county probation office shall provide an individual in its custody with specified information on voting rights. Makes other changes.

SB2128

Short Description: CERTIFIED SHORTHAND REPORTERS

Status: Passed both Houses; Full Veto (unintended consequences)

Statutes Amended In Order of Appearance 225 ILCS multi 5 ILCS multi
20 ILCS 2105/2105-115 210 ILCS 50/3.40 240 ILCS 30/10

Summary

Amends the Illinois Certified Shorthand Reports Act of 1984. Changes the short title of the Act to the Illinois Certified Shorthand Reporters and Voice Writer Reporters Act. Allows for certification of voice writer reporters. Changes the name of the Certified Shorthand Reporters Board to the Certified Shorthand Reporters and Voice Writer Reporters Board and increases the Board to 9 members (rather than 7) with the addition of 2 certified voice writer reporters. Makes conforming changes throughout the Act and various other Acts. Amends the Code of Civil Procedure. Provides that unless a verbatim record of the testimony or deposition is prepared and certified by an individual certified under the Illinois Certified Shorthand Reporters and Voice Writer Reporters Act, no testimony taken by deposition shall be offered in any court and no testimony offered in the record of administrative proceedings shall be offered. Provides that testimony taken outside of the State shall be deemed to be in conformity with the provisions if the testimony was prepared and certified by a court reporter authorized to prepare and certify deposition testimony in the jurisdiction in which the testimony was taken.

In provisions amending the Illinois Certified Shorthand Reporters Act of 1984 (changed to the Illinois Certified Shorthand Reporters and Voice Writer Reporters Act in the engrossed bill), changes the definition of "practice of voice writer reporting". Makes changes to provisions concerning the use of titles for certified shorthand reporters and certified voice writer reporters. Retains the number of members of the Certified Shorthand Reporters Board (changed to the Certified Shorthand Reporters and Voice Writer Reporters Board in the engrossed bill) to 7. Provides that one member of the Board may be a certified voice writer reporter with specified requirements. Provides that members of the Board shall have no liability in any action based upon any disciplinary proceeding or other activity performed in good faith as members of the Board.

Amends the Court Reporters Act. Includes voice writer reporting as a means by which a court reporter shall make a full reporting of the evidence and proceedings in trials and judicial proceedings. Makes related changes to provisions amending the Code of Civil Procedure.

House Bills/Resolutions

HJR007

Short Description: ISP-FORENSIC SERVICES-AUDIT

Status: Adopted both Houses

Summary

Directs the Illinois State Police to review and evaluate its varied duties and responsibilities to determine the most effective and efficient use of Rapid DNA technology and to recommend

improvements to Illinois' DNA submission laws with the goal of taking full advantage of Rapid DNA technology throughout Illinois.

HR89

Short Description: DOMESTIC VIOLENCE-FINANCIAL

Status: House Adopted

Synopsis As Introduced

Urges more attention be directed to the financial aspect of domestic abuse and that laws and policies be crafted to help those victims of financial abuse.

*HB38

Short Description: CRIM CD-PLACE OF WORSHIP

Status: P.A. 101-223; eff. 1-1-20

720 ILCS 5/9-1

720 ILCS 5/12-2

720 ILCS 5/12-3.05

720 ILCS 5/24-1

Summary

Amends the Criminal Code of 2012. Provides that it is an aggravating factor in sentencing for first degree murder that the murdered individual was a member of a congregation engaged in prayer or other religious activities at a church, synagogue, mosque, or other building, structure, or place used for religious worship. Provides that assault and battery committed in a church, synagogue, mosque, or other building, structure, or place used for religious worship are enhanced to aggravated assault or aggravated battery. Provides that the penalty for aggravated assault under this provision is a Class A misdemeanor. Provides that **aggravated battery under this provision is a Class 2 felony when the person causes great bodily harm or permanent** disability to an individual whom the person knows to be a member of a congregation engaged in prayer or other religious activities at a church, synagogue, mosque, or other building, structure, or place used for religious worship. Provides that a person also commits the offense of unlawful use of weapons when the person knowingly carries or possesses with intent to use the same unlawfully against another, any firearm in any school church, synagogue, mosque, or other building, structure, or place used for religious worship. Provides that a violation is a Class 2 felony. Makes technical changes. Effective immediately.

*HB51

Short Description: POLICE TRAINING; CHILD OF ARRESTEE

Status: P.A. 101-224, eff. 8-9-19

50 ILCS 705/7

Summary

Provides that the amendatory Act may be referred to as the Peter Mendez Act. Amends the Illinois Police Training Act. Provides that curriculum for probationary police officers curriculum shall also include specified instruction in trauma-informed responses designed to ensure the physical safety and well-being of a child of an arrested parent or immediate family member. Immediate effective date.

HB92

Short Description: SEXUAL ASSAULT VICTIM WITH OUTSTANDING WARRANT

Status: P.A. 101-039, eff. 6-1-20

725 ILCS 5/107-2

Summary

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

HB94

Short Description: EARNED SENTENCE CREDIT (Pre TIS)

Status: P.A. 101-440, eff. 1-1-20

730 ILCS 5/3-6-3

Summary

Amends the Unified Code of Corrections. Provides that the Department of Corrections shall award sentence credit accumulated prior to the effective date of the amendatory Act for participation in full-time substance abuse programs, correctional industry assignments, educational programs, behavior modification programs, life skills courses, or re-entry planning provided by the Department of Corrections in an amount specified in this provision to an inmate serving a sentence for an offense committed prior to June 19, 1998 (TIS), if the Department determines that the inmate is entitled to this sentence credit, based upon: (1) documentation provided by the Department that the inmate engaged in any full-time substance abuse programs, correctional industry assignments, educational programs, behavior modification programs, life skills courses, or re-entry planning provided by the Department and satisfactorily completed the assigned program as determined by the standards of the Department during the inmate's current term of incarceration; or (2) the inmate's own testimony in the form of an affidavit or documentation, or a third party's documentation or testimony in the form of an affidavit that the inmate likely engaged in any full-time substance abuse programs, correctional

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

HB124

Short Description: GOVERNMENT-ILLINOIS STATE POLICE
Status: P.A. 101-374, eff. 1-1-20
20 ILCS 2610/9

Summary

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

Provides that persons certified for appointment as State Police officers shall be of good sound mind and body, be of good moral character, be citizens of the United States, have no criminal records, possesses the prerequisites of training and experience (rather than training, education, and experience) as the Department of State Police Merit Board may prescribe, and be required to pass mental and physical tests and examinations prescribed by the Board.

Provides that Department of State Police officers appointed subsequent to successful completion of an associate's degree or 60 credit hours at an accredited college or university must not otherwise be disqualified. Provides that nothing in the provisions concerning the qualifications for appointment as a State Police officer limits the Board's ability to prescribe education prerequisites or requirements to certify Department of State Police officers for promotion as provided in the Act.

*HB160

Short Description: CANNABIS-DELIVERY PENALTY - SCHOOL

Status: P.A. 101-429, eff. 8-20-19

720 ILCS 550/5.2

Summary

Amends the Cannabis Control Act. Provides that the enhanced penalties for delivering cannabis in a school or on school property does not apply to a violation that occurs in or on the grounds of a building that is designated as a school but is no longer operational or active as a school, including a building that is temporarily or permanently closed by a unit of local government. Effective immediately.

Comment: Under current law 500' penalty enhancement near school restricted to when students are present, includes after-school programs. See P.A. 100-003, eff. 1-1-18.

HB210

Short Description: CD CORR-TAMMS WORK CAMP TASKFORCE

Status: P.A. 101-449, eff. 1-1-20

730 ILCS 5/3-2-2.3 new

Summary

Amends the Unified Code of Corrections. Creates the Tamms Minimum Security Unit Task Force to study using the Tamms Minimum Security Unit as a vocational training facility for the Department of Corrections. Creates membership for the Task Force. Provides that the Department of Corrections shall provide administrative support to the Task Force. Provides that Task Force shall submit a report to the Governor and the General Assembly on or before December 31, 2020 with its recommendations. Dissolves the Task Force on January 21, 2021

Provides that one member of the Tamms Minimum Security Unit Task Force shall be appointed by the Lieutenant Governor to serve as chair. Provides that the Task Force shall include one member of a labor organization representing a plurality of Department of Corrections employees.

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*HB245

Short Description: VEH CD-MOBILE CARRYING DEVICE

Status: P. A. 101-123, eff. 7-26-19

625 ILCS 5/1-144.01 new 625 ILCS 5/11-1412.3 new 625 ILCS 5/1-144.02 new
625 ILCS 5/11-208

Summary

Amends the Illinois Vehicle Code. Defines "mobile carrying device". Provides that a mobile carrying device may be operated on a sidewalk or crosswalk so long as it is operated in accordance with local ordinances, a personal property owner is actively monitoring its operation and navigation, and it is equipped with a braking system that enables it to perform a controlled stop. Prohibits a personal property owner operating a mobile carrying device from failing to

comply with traffic or pedestrian control devices and signals, unreasonably interfering with pedestrians or traffic, transporting hazardous materials, or operating on a street or highway other than in a crosswalk. Provides that a mobile carrying device has the rights and obligations applicable to a pedestrian in the same circumstances, except that it shall yield the right-of-way to pedestrians on a sidewalk or crosswalk.

Mobile carrying device defined: (a) An electrically powered device that: (1) is operated on sidewalks and crosswalks and intended primarily for transporting personal property; (2) weighs less than 90 pounds, excluding cargo;(3) has a maximum speed of 12.5 miles per hour; (4) is equipped with a technology to transport personal property with the active monitoring of a property owner; and(5) is primarily designed to remain within 10 feet of the personal property owner. (b) A mobile carrying device is not considered a vehicle unless expressly defined by law as a vehicle.

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

HB345

Short Description: NO TOBACCO PRODUCTS-UNDER 21

Status: P.A. 101-002, eff. 7-1-19

Statutes Amended In Order of Appearance

35 ILCS 130/6 35 ILCS 143/10-25 235 ILCS 5/6-16.1 705 ILCS 405/5-615 705 ILCS
405/5-710 720 ILCS 675/Act title 720 ILCS 675/0.01 720 ILCS 675/1
720 ILCS 675/2 720 ILCS 675/1.5 rep. 720 ILCS 677/5 720 ILCS 677/10
720 ILCS 677/15 720 ILCS 678/1 720 ILCS 678/5 720 ILCS
678/6 720 ILCS 678/7 720 ILCS 678/8 720 ILCS 680/Act rep.
720 ILCS 685/2 720 ILCS 685/4

Synopsis As Introduced

Amends the Prevention of Tobacco Use by Minors and Sale and Distribution of Tobacco Products Act. Changes the name of the Act to the Prevention of Tobacco Use by Persons under 21 Years of Age and Sale and Distribution of Tobacco Products Act. Raises the age for whom tobacco products, electronic cigarettes, and alternative nicotine products may be sold to and possessed by from at least 18 years of age to at least 21 years of age. Defines "electronic cigarette". Repeals the Smokeless Tobacco Limitation Act. Amends various other Acts to make conforming changes. Effective July 1, 2019.

HB347

Short Description: PROBATE-BAR -ASSAULT OF ELDERLY

Status: P.A. 101-182, eff. 1-1-20

755 ILCS 5/2-6.2

Synopsis As Introduced

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

HB386

Short Description: IDOC/PRB PROTOCOLS FOR CONDITIONS OF MSR

Status: P.A. 101-231, eff. 1-1-20

730 ILCS 190/10

Summary

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

HB808

Short Description: SOS-ID CARDS UNDER AGE 18

Status: P.A. 101-232, eff. 1-1-20

15 ILCS 335/12

Synopsis As Introduced

Amends the Illinois Identification Card Act. Reduces the fee for original, renewal, and duplicate standard Illinois Identification Cards issued to persons under 18 years of age from \$10 to \$5.

HB831

Short Description: CHILD ABUSE REPORTS-DPH-DHFS

Status: P.A. 101-043, eff. 1-1-20

325 ILCS 5/11.1 325 ILCS 5/4.4c new 325 ILCS 5/7.4 325 ILCS 5/7.8

Summary

Amends the Abused and Neglected Child Reporting Act. Provides that whenever the Department of Children and Family Services receives, by means of its statewide toll-free telephone number established for the purpose of reporting suspected child abuse or neglect or by any other means or from any mandated reporter, a report of suspected abuse or neglect of a child and the child is alleged to have been abused or neglected while receiving care in a

hospital, including a freestanding psychiatric hospital licensed by the Department of Public Health, the Department of Children and Family Services shall: (i) notify the Directors of Public Health and Healthcare and Family Services of the report; and (ii) send a copy of the final finding to the Directors of Public Health and Healthcare and Family Services. Provides that the Department of Public Health shall receive information from unfounded reports involving children alleged to have been abused or neglected while hospitalized, including while hospitalized in freestanding psychiatric hospitals licensed by the Department of Public Health, as necessary for the Department of Public Health to conduct its licensing investigation. In a provision that grants the Department of Public Health and other investigative bodies access to records concerning child abuse and neglect reports, removes language that requires the Director of Children and Family Services to approve such access.

Comment: HB 831 is an initiate of the FCAA –IL (Foster Care Alumni of America II Chapter) to address an issue that was brought to light with the recent Hartgrove articles. Specifically, DPH, who licenses the hospital, did not have basic information about the DCFS investigations.

HB900

Short Description: REPEAL INCARCERATION COST-RIMB

Status: P.A. 101-235, eff. 1-1-20

730 ILCS 5/3-2-2 730 ILCS 5/3-12-2 730 ILCS 5/3-12-5 730 ILCS 5/3-7-6 rep.
735 ILCS 5/4-101

Synopsis As Introduced

Amends the Unified Code of Corrections. Repeals provision that committed persons shall be responsible to reimburse the Department of Corrections for the expenses incurred by their incarceration at a rate to be determined by the Department. Amends the Code of Civil Procedure to make conforming changes.

Note: Current IDOC practice is the same.

HB909

Short Description: CHILDREN'S ADVOCACY-INTERVIEW

Status: P.A. 101-236, eff. 1-1-20

5 ILCS 140/7.5 55 ILCS 80/2.5 55 ILCS 80/4.5 new

Synopsis As Introduced

Amends the Children's Advocacy Center Act. Provides that consent is not required for a forensic interview to be electronically recorded and that failure to record does not render a forensic interview inadmissible. Provides that a forensic interview, an electronic recording, or a transcription of an interview or electronic recording is confidential and exempt from public inspection and copying and may only be viewed by a court, attorneys, investigators, or experts for the purpose of judicial and administrative hearings and shall not be disseminated except pursuant to a court's protective order. Provides that nothing in the Act shall be construed to limit or prohibit electronically recorded forensic interviewing in accordance with provisions concerning surveillance and investigations in the Criminal Code of 2012 and Code of Criminal Procedure of 1963. Adds a definition and modifies a definition. Amends the Freedom of Information Act making conforming changes..

Defines a "forensic interview transcription" as a verbatim transcript of a forensic interview for the purpose of translating the interview into another language. Makes a conforming change. Effective January 1, 2020.

*HB1438

Short Description: LEGALIZED CANNABIS POSSESSION – SMALL AMOUNTS

Status: P.A. 101-027, eff. 6-25-19 (licensing); 1-1-20 (sales)

205 ILCS 510/12	New Act	5 ILCS 100/5-45	5 ILCS 140/7.5	20 ILCS
2505/2505-210	20 ILCS 2630/5.2	30 ILCS 105/5.891, etc. new		30 ILCS
105/6z-107 new	30 ILCS 500/1-10	35 ILCS 105/9	35 ILCS 110/9	35
ILCS 115/9	35 ILCS 120/3	35 ILCS 520/Act rep.	50 ILCS 705/9	50
ILCS 705/10.12	55 ILCS 5/5-1006.8 new	55 ILCS 5/5-1009	65 ILCS 5/8-11-6a	
65 ILCS 5/8-11-22 new	205 ILCS 5/48	205 ILCS 305/8	410 ILCS 130/210	
625 ILCS 5/2-118.2	625 ILCS 5/11-501.2	625 ILCS 5/11-501.9	625 ILCS	
5/11-501.10 new	625 ILCS 5/11-502.1	625 ILCS 5/11-502.15 new	705 ILCS	
405/5-401	720 ILCS 550/multi	735 ILCS 5/2-1401	765 ILCS 605/33 new	820
ILCS 55/5				

Creates the Cannabis Regulation and Tax Act and amends various Acts. Provides that it is lawful for persons 21 years of age or older to possess, use, and purchase limited amounts of cannabis for personal use in accordance with the Act. Authorizes registered qualifying patients to cultivate limited amounts of cannabis for personal use. Provides for the regulation and licensing of various entities and occupations engaged in cultivation, dispensing, processing, transportation, and other activities regarding cannabis for adult use. Sets forth duties of an Illinois Cannabis Regulation Oversight Officer, the Department of State Police, the Department of Agriculture, the Department of Financial and Professional Regulation, the Department of Public Health, the Department of Commerce and Economic Opportunity, the Department of Human Services, the Department of Revenue, the State Treasurer, the Illinois Criminal Justice Information Authority, and other governmental entities.

Provides for expungement of minor cannabis violations under specified circumstances.

Creates a Restore, Reinvest, and Renew Program and a Restore, Reinvest, and Renew Program Board and contains various provisions regarding a low-interest loan program for social equity applicants, investment in communities that have suffered because of drug policies, and the promotion of cannabis business ownership by individuals who have resided in areas of high poverty and high enforcement of cannabis-related laws. Contains provisions regarding health and safety, packaging, advertising, local ordinances, providing financial services to a cannabis-related legitimate business, and other matters. Creates a Cannabis Cultivation Privilege Tax and a Cannabis Purchaser Excise Tax. Authorizes the imposition of a County Cannabis Retailers' Occupation Tax and a Municipal Cannabis Retailers' Occupation Tax. Provides for allocation of revenues and creates various funds in the State treasury. Repeals the Cannabis and Controlled Substances Tax Act. Contains home rule preemptions. Contains other provisions. **Effective immediately in part; Sales effective 1-1-20.**

Comments:

See stand-alone summary.

Wild v. Carriage Funeral Holdings, Inc.

Superior Court of New Jersey, Appellate Division Mar 27, 2019 458 N.J. Super. 416

Overview: New Jersey Legislature declaring that nothing in Compassionate Use Act, N.J.S.A. § 24:6I-14, shall be construed to require an employer to accommodate the medical use of marijuana in any workplace, did not mean that the Law Against Discrimination, N.J.S.A. §§ 10:5-1 to 10:5-49, may not impose such an obligation.

HB1553

Short Description: JUV CT-SPECIAL IMMIGRANT MINOR

Status: P.A. 101-121, eff. 1-1-20

705 ILCS 405/2-4a 750 ILCS 5/603.11 new 750 ILCS 46/613.5 new
750 ILCS 50/17.01 new 750 ILCS 60/214.5 new 755 ILCS 5/11-5.5 new

Summary

Amends the Juvenile Court Act of 1987. Provides that the court has jurisdiction to make the findings necessary to enable a minor who has been adjudicated a ward of the court to petition the United States Citizenship and Immigration Services for classification as a special immigrant juvenile under federal law. Provides that if a motion requests findings regarding Special Immigrant Juvenile Status and the evidence, which may consist solely of, but is not limited to, a declaration of the minor, supports the findings, the court shall issue an order that includes the following findings: (1) the minor is declared a dependent of the court or the minor is legally committed to, or placed under the custody of, a State agency or department, or an individual or entity appointed by the court; (2) that reunification of the minor with one or both of the minor's parents is not viable due to abuse, neglect, abandonment, or other similar basis; and (3) that it is not in the best interest of the minor to be returned to the minor's or parent's previous country of nationality or last habitual residence. Makes other changes.

Amends the Illinois Marriage and Dissolution of Marriage Act, Illinois Parentage Act of 2015, the Adoption Act, and the Probate Act of 1975. Provides that a court of the State that is competent to petitions under those Acts has jurisdiction to make the findings necessary to enable a child, who is the subject of the action, to petition the United States Citizenship and Immigration Services for classification as a Special Immigrant Juvenile under federal law. Provides that if a motion requests findings regarding Special Immigrant Juvenile Status under federal law, and the evidence, which may consist solely of, but is not limited to, a declaration by the child, supports the findings, the court shall issue an order with certain specifications. Makes other changes.

HB1579

Short Description: DISORDERLY CONDUCT-SCHL-MINOR

Status: P.A. 101-238, eff. 1-1-20

705 ILCS 405/5-705 720 ILCS 5/26-1

Summary

Amends the Juvenile Court Act of 1987. Provides that before a sentencing order is entered by the court for a minor adjudged delinquent for disorderly conduct by transmitting or causing to be transmitted in any manner a threat of destruction of a school building or school property, or a threat of violence, death, or bodily harm directed against persons at a school, school function, or

school event, whether or not school is in session, in which the minor made a threat of violence, death, or bodily harm against a person, school, school function, or school event, the court may order a mental health evaluation of the minor by a physician, clinical psychologist, or qualified examiner, whether employed by the State, by any public or private mental health facility or part of the facility, or by any public or private medical facility or part of the facility. Provides that a statement made by a minor during the course of a mental health evaluation conducted under the Act is not admissible on the issue of delinquency during the course of an adjudicatory hearing held under the Act.

Amends the Criminal Code of 2012 concerning disorderly conduct. Provides that the threat may be made in any manner. Provides that reimbursement by the defendant for the costs of an emergency response to a school does not apply if the court determines that the defendant is indigent.

In the amendatory changes to the Criminal Code of 2012, provides that the requirement for reimbursement of the unit of government for an emergency response only applies to false alarm of a threat that a bomb or explosive device has been placed in the school. Requires a person convicted of a false alarm that a bomb, explosive of any nature or a container holding poison gas, a deadly biological or chemical contaminant, or radioactive substance is concealed in a place where its explosion or release would endanger human life to reimburse the public agency for the reasonable costs of the emergency response by the public agency up to \$10,000.

In the amendatory changes to the Juvenile Court Act of 1987, provides that neither the physician, clinical psychologist, qualified examiner, or his or her employer shall be held criminally, civilly, or professionally liable for performing a mental health examination before the court enters a sentencing order for a minor adjudicated delinquent for a disorderly conduct violation of making a threat of violence, death, or bodily harm against a person, school, school function, or school event, except for willful or wanton misconduct.

HB1583

Short Description: CRIM PRO - ELECTRONIC ARREST WARRANTS

Status: P.A. 101-239, eff. 1-1-20

725 ILCS 5/107-9

Summary

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

*HB1613

Short Description: TRAFFIC/PEDESTRIAN STOP STUDY

Status: P.A. 101-024, eff. 6-21-19

625 ILCS 5/11-212

Summary

Amends the Illinois Vehicle Code. Deletes language providing that the Section concerning the traffic and pedestrian stop statistical study is repealed on July 1, 2019. Provides that the Illinois Criminal Justice Information Authority shall report specified findings and recommendations to the Governor and the General Assembly on March 1, 2022. Tasks the Illinois Criminal Justice Information Authority (ICJIA), rather than the Department of Transportation, with the collection, compilation, and analysis of the traffic stop statistical study data required by the Section.

Creates the Traffic and Pedestrian Stop Data Use and Collection Task Force within the ICJIA to undertake these responsibilities. Prescribes membership for the Task Force and provides that it shall report its findings and recommendations to the Governor and the General Assembly by March 1, 2022 and every 3 years after. Effective immediately.

*HB1637

Short Description: ICE AND POLICE

Status: P.A. 101-019, eff. 6-21-19

New Act

Summary:

Creates the Keep Illinois Families Together Act. Provides that on or after the effective date of the Act, no law enforcement agency or official may enter into or remain in an agreement with U.S. Immigration and Customs Enforcement under a federal delegated authority program. Provides that nothing shall preclude a law enforcement official from otherwise executing that official's duties in ensuring public safety. Defines terms. Effective immediately.

HB1873

Short Description: PASSING SCHOOL BUS

Status: P.A. 101-055, eff. 1-1-20

625 ILCS 5/11-1414

Summary:

Amends the Illinois Vehicle Code. Doubles the fines for violations of the Section regarding approaching, overtaking, and passing school buses. Provides that a first violation of the Section or a local ordinance shall be subject to a mandatory fine of \$300 (instead of \$150) and a second or subsequent violation shall be subject to a mandatory fine of \$1,000 (instead of \$500).

Comment: Court supervision is not available under 730 ILCS 5/5-6-1(f), and a 3-months suspension is mandated in 5/11-1414.

HB1876

Short Description: IVC FLASHING LIGHTS

Status: P.A. 101-056, eff. 1-1-20

625 ILCS 5/12-215

Summary

Amends the Illinois Vehicle Code. Provides that red or white oscillating, rotating, or flashing

emergency lights may be used on a vehicle operated by a qualified deputy fire chief or assistant fire chief (in addition to a fire chief).

*HB2040

Short Description: FOR-PROFIT CORRECTIONAL BAN

Status: P.A. 101-020, eff. 6-21-19

New Act

Summary

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

HB2045

Short Description: CD CORR-NO MEDICAL CO PAYMENTS

Status: P.A. 101-086, eff. 1-1-20

730 ILCS 5/3-6-2

Synopsis As Introduced

Amends the Unified Code of Corrections. Provides that neither the Department of Corrections nor the Department of Juvenile Justice may require a committed person or person committed to any facility operated by the Department of Juvenile Justice to pay any co-payment for receiving medical or dental services.

*HB2118

Short Description: TRAFFICKING VICTIMS & PUBLIC AID

Status: P.A. 101-246, eff. 8-9-19

305 ILCS 5/16-7

Summary

Amends the Survivor Support and Trafficking Prevention Article of the Illinois Public Aid Code. Provides that the provisions of the Article are inoperative on and after June 30, 2022 (rather than June 30, 2019). Effective immediately.

HB2121

Short Description: VEH CD-BUS DRIVER - OFFENSES

Status: P.A. 101-458, eff. 1-1-20

625 ILCS 5/6-106.1

Summary

Provides that an applicant for a school bus permit must not have been convicted of committing or attempting to commit within the last 20 years specified Class A misdemeanors under the Cannabis Control Act.

HB2133

Short Description: CRIM LAW-CLOUD COMPUTING

Status: P.A. 101-087, eff. 1-1-20

720 ILCS 5/17-52.5 720 ILCS 5/17-55 720 ILCS 5/11-6.6 720
ILCS 5/11-20.1 720 ILCS 5/17-0.5 720 ILCS 5/28-2

Summary

Amends the Criminal Code of 2012. Defines "computer" as a device that accepts, processes, stores, retrieves, or outputs data and includes, but is not limited to, auxiliary storage including cloud-based networks of remote services hosted on the Internet, and telecommunications devices connected to computers for the purposes of solicitation to meet a child, child pornography, unlawful use of encryption, and gambling provisions of the Code. Makes other technical changes.

*HB2134

Short Description: LOCATION SURVEILLANCE/CARPENTER V US

Status: P.A. 101-460, eff. 8-23-19

725 ILCS 168/multi

Summary:

Amends the Freedom From Location Surveillance Act. Provides that "electronic device" means any device that enables access to, or use of an electronic communication service that provides the ability to send or receive wire or electronic communications, including wireless communications connecting the device to a telephone network. Modifies the definition of "location information" to include information concerning the location of an electronic device that, in whole or in part, is generated by or derived from the possession of the device (rather than only operation of the device). Provides that a law enforcement agency shall not obtain location information (rather than current or future location information) pertaining to a person or his or her effects without first obtaining a court order under the Code of Criminal Procedure of 1963 based on probable cause. Provides that the Act does not apply to a law enforcement agency obtaining basic subscriber information from a service provider under a valid court order or search warrant (removes subpoena). Makes other changes. Effective immediately.

Comment: codification of SCOTUS Carpenter decision.

HB2135

Short Description: CRIM PROSECUTIONS-SEX OFFENSES

Status: P.A. 101-130, eff. 1-1-20

720 ILCS 5/3-5

720 ILCS 5/3-6

Synopsis As Introduced

Amends the Criminal Code of 2012. Provides that a prosecution for criminal sexual assault, aggravated criminal sexual assault, or aggravated criminal sexual abuse may be commenced at any time (rather than within 10 years of the commission of the offense if the victim reported the offense to law enforcement authorities within 3 years after the commission of the offense).

Makes conforming changes.

Comment: Expired statute of limitations cannot be resurrected. Held: A law enacted after expiration of a previously applicable limitations period violates the Ex Post Facto Clause when it is applied to revive a previously time-barred prosecution. *Stogner v. California*, 539 U.S. 607 (2003).

Unexpired statute of limitations can be extended. *U.S. v. Jeffries*, 405 F.3d 682 (8th Cir. 2005)

*HB2244

Short Description: CD CORR-CONDITIONS OF PAROLE (Gang Contact)

Status: P.A. 101-382, eff. 8-16-19

730 ILCS 5/3-3-7

Synopsis As Introduced

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

*HB2256

Short Description: EMANCIPATION OF MINORS

Status: P.A. 101-135, eff. 7-26-19

750 ILCS 30/2

750 ILCS 30/9

Synopsis As Introduced

Amends the Emancipation of Minors Act. Deletes language stating that no order of complete or partial emancipation may be entered if there is any objection by the minor's parents or guardian. Provides instead that an order of complete or partial emancipation may be entered if there is an objection by the minor's parents or guardian only if the court finds, in a hearing, that emancipation would be in the minor's best interests. Effective immediately.

HB2276

Short Description: VEH CD-SMOKING; PRESENT MINOR

Status P.A. 101-468, eff. 6-1-20

625 ILCS 5/11-1432 new

Summary

Amends the Illinois Vehicle Code. Provides that a person shall not smoke in a motor vehicle containing a person under 18 years of age, regardless of whether the vehicle is in motion, at rest, or has its windows down. Defines smoking as inhaling, exhaling, burning, or carrying a lighted cigarette, cigar, pipe, weed, plant, regulated narcotic, or other combustible substance. Provides that a police officer may not stop a motor vehicle solely for a violation of the Section. Provides that a violation is a petty offense with a maximum fine of \$100 and that, for a second or subsequent offense, the fine is not to exceed \$250.

Provides that the prohibition on smoking in a motor vehicle with a minor present does not apply to a person who is the sole occupant of the vehicle.

HB2308

Short Description: CRIM PRO-NO CONTACT-VICTIM

Status: P.A. 101-138, eff. 1-1-20

725 ILCS 5/110-10

Synopsis As Introduced

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

HB2309

Short Description: PROTECTIVE ORDERS-SUPPRESS UNTIL SERVED

Status: P.A. 101-255, eff. 1-1-20

Statutes Amended In Order of Appearance	740 ILCS 21/20	740 ILCS 21/95
	740 ILCS 22/202	740 ILCS 22/213
	750 ILCS 60/202	750 ILCS 60/217

Synopsis As Introduced

Amends the Stalking No Contact Order Act, the Civil No Contact Order Act, and the Illinois Domestic Violence Act of 1986. Provides that when a petition for an emergency stalking no contact order, a civil no contact order, or an emergency order of protection is filed, the petition shall not be publicly available until the petition is served on the respondent. Provides that when a petition for an emergency stalking no contact order, a civil no contact order, or an emergency order of protection is granted, the order shall not be publicly available until the order is served on the respondent.

HB2315

Short Description: SOS-VARIOUS-ADMINISTRATION

Status: P.A. 101-185, eff. 1-1-20

Statutes Amended In Order of Appearance	5 ILCS 100/10-75	15 ILCS 335/8	625
ILCS 5/2-111	625 ILCS 5/3-704	625 ILCS 5/6-115	625 ILCS 5/6-209
ILCS 5/6-500	625 ILCS 5/6-508.1		625

Synopsis As Introduced

Amends the Illinois Administrative Procedure Act. Allows the Secretary of State to provide service by email of a document containing a driver's license number.

Amends the Illinois Identification Card Act. Provides that Every Real ID compliant identification card or Real ID compliant Person with a Disability Identification Card issued under the Act to an applicant who is not a United States citizen or permanent resident, other than a conditional resident, shall be marked "Limited Term".

Amends the Illinois Vehicle Code. Provides that every Real ID compliant driver's license issued under this Code to an applicant who is not a United States citizen or permanent resident, other than a conditional resident, shall be marked "Limited Term". Defines "medical examiner's certificate". Provides that the Secretary shall deny, suspend, or revoke registration if the applicant fails to disclose material information required or if the applicant has made a materially false statement on the application, or the applicant has applied as a subterfuge for the real party in interest who has been issued a Federal out-of-service order or if the applicant's business is operated, managed or otherwise controlled or affiliated with a person who is ineligible for registration, including the applicant entity, a relative, family member, corporate officer or shareholder. The Secretary shall deny, suspend, or revoke registration for either a (i) vehicle if the motor carrier responsible for the safety of the vehicle has been prohibited from operating by the Federal Motor Carrier Safety Administration; or (ii) for a carrier whose business is operated, managed or otherwise controlled or affiliated with a person who is ineligible for registration, which may include the owner, a relative, family member, corporate officer, or shareholder of the carrier. Provides that any law enforcement agency, in addition to the Secretary of State, may seize or confiscate documents or plates issued by the Secretary upon expiration, revocation, cancellation or suspension thereof, or if it is fictitious, or if it has been unlawfully or erroneously issued. Provides requirements for consenting to accept service of documents by email.

Provides that the Secretary of State may invalidate a standard Illinois Identification Card or an Illinois Person with a Disability Identification Card: (1) when the holder voluntarily surrenders the standard Illinois Identification Card or an Illinois Person with a Disability Identification Card and declares his or her intention to do so in writing; (2) upon the death of the holder; (3) upon the refusal of the holder to correct or update information contained on a standard Illinois Identification Card or an Illinois Person with a Disability Identification Card; and (4) as the Secretary deems appropriate by administrative rule. Defines "entry-level driver training". Provides that effective February 7, 2020, unless the person is exempted by federal regulation, no person shall be issued an original (first time issuance) CDL, an upgraded CDL or a school bus (S), passenger (P), or hazardous Materials (H) endorsement unless the person has successfully completed entry-level driver training (ELDT) taught by a training provider listed on the federal Training Provider Registry. Provides that persons who obtain a CLP before February 7, 2020 are not required to complete ELDT if the person obtains a CDL before the CLP or renewed CLP expires. Provides that except for persons seeking the H endorsement, persons must complete the theory and behind-the-wheel (range and public road) portions of ELDT within one year of completing the first portion. Provides that the Secretary shall post specified information to the CDLIS driver record beginning June 22, 2021 (instead of 2018).

Provides that provisions regarding the expiration of REAL ID-compliant identification cards and driver's licenses apply to persons with an approved application for asylum or that have entered the United States in refugee status.

HB2383

Short Description: VEH CD-RIGHT OF WAY-HARM/DEATH

Status: P. A. 101-470, eff. 7-1-20

625 ILCS 5/6-206

Summary

Amends the Illinois Vehicle Code. Provides that a person "convicted" of a specified violation of the provisions of the Code governing the right-of-way at crosswalks that resulted in a Type A injury to another shall have his or her driving privileges suspended for 12 months. Specifies a violation of Section 11-1002 or 11-1002.5 that resulted in a Type A injury. Effective July 1, 2020.

Comment: Under existing Law, petty offense with death = no court supervision (730 ILCS 5/5-6-1 [r]).

HB2386

Short Description: VEH CD-TEXTING BODILY HARM

Status: P.A. 101-090, eff. 7-1-20

625 ILCS 5/12-610.2 ; 625 ILCS 5/6-206

Summary

Amends the Illinois Vehicle Code. Provides that the Secretary of State may suspend or revoke the driving privileges of a person who has "committed" a violation involving the use of an electronic communication device while driving that resulted in great bodily harm, permanent disability or disfigurement, and that in such case the driving privileges of the person shall be suspended for 12 months.

Provides that a person who commits a violation of the Section prohibiting the operation of an electronic communication device while operating a motor vehicle, and the violation results in an accident causing great bodily harm, etc. to any person, shall be subject to a minimum fine of \$1,000. Effective date July 1, 2020.

HB2408

Short Description: REMOVAL OF COMPROMISING IMAGES - CIVIL

Status: P.A. 101-385, eff. 1-1-20

New Act

Summary

Creates the Removal of Private Compromising Images Act. Defines terms. Provides that a person shall not post a private compromising image of another person online. Provides that a person may file a petition for a take-down order if the person discovers that a private compromising image of himself or herself is posted online. Provides that if the court finds that the defendant posted a private compromising image, then the court shall enter a take-down order and the defendant shall immediately delete or remove the private compromising image

from the website. Provides that upon the return of service date, if the plaintiff presents prima facie evidence that the image at issue is a private compromising image of the plaintiff, then the court shall enter an emergency take-down order without a hearing to have the image removed from the website immediately. Provides that a person who is found to have posted a private compromising image of another person by a court shall be liable for damages. Provides that the amount of damages shall be at the discretion of the court. Provides that nothing in the Act shall be construed to impose liability on an interactive computer service for content provided by another person.

HB2444

Short Description: PARENTAL SENTENCING– CHILD HARM

Status: P. A. 101-471, eff. 1-1-2020

730 ILCS 5/5-5-3.1

Summary

Amends the Unified Code of Corrections. Provides that if the defendant is the parent of a child or infant or cares for a dependent whose well-being will be affected by the parent's absence that fact shall be accorded weight in favor of withholding or minimizing a sentence of imprisonment. Provides circumstances to be considered in assessing this factor in mitigation.

*HB2459

Short Description: OUT-OF-STATE INVOL ADMIT SUNSET

Status: P.A. 101-472, eff. 8-23-19

405 ILCS 110/45

Synopsis As Introduced

Amends the Out-of-State Person Subject to Involuntary Admission on an Inpatient Basis Mental Health Treatment Act. Extends the repeal date of the Act from January 1, 2020 to January 1, 2025. Effective immediately.

HB2541

Short Description: RE-ENTERING CITIZENS CIVIC ED

Status: P.A. 101-441, eff. 1-1-20

New Act

Synopsis As Introduced

Creates the Re-Entering Citizens Civics Education Act. Provides that the Department of Corrections and the Department of Juvenile Justice shall provide a nonpartisan peer-led civics program throughout the correctional institutions of the State to teach civics to soon-to-be released citizens who will be re-entering society. Provides for the curriculum and eligibility for the program. Provides that the program shall be taught by peer educators who are citizens incarcerated in the Department of Corrections and the Department of Juvenile Justice facilities and specially trained by experienced peer educators and established nonpartisan civic organizations. Provides that the nonpartisan civic organizations shall provide adequate training to peer educators on matters including, but not limited to, voting rights, governmental

institutions, current affairs, and simulations of voter registration, election, and democratic processes, and shall provide periodic updates to program content and to peer educators. Provides that the Department of Corrections shall adopt rules to carry out the Act within 12 months after the effective date of the Act. Provides that the funding for the voting rights and registration peer education program shall be subject to appropriation by the General Assembly. Contains provisions regarding funding for the program. Effective January 1, 2020.

Provides that established nonpartisan civic organizations may be assisted by area political science or civics educators at colleges, universities, and high schools and by nonpartisan organizations providing re-entry services. Provides that the Department of Corrections and the Department of Juvenile Justice should aim to include the peer reeducation workshop in conjunction with other pre-release procedures and movements. Adds references to superintendents and wardens.

HB2571

Short Description: RESIDENTIAL TREATMENT-MINORS

Status: P.A. 101-063, eff. 7-12-19 in part; 10-1-19 in part

225 ILCS 10/2.17 225 ILCS 10/4 705 ILCS 405/2-28

Summary

Amends the Child Care Act of 1969. Provides that "foster family home" means a facility for child care in residences of families who receive no more than 6 (rather than 8) children unrelated to them, unless all the children are of common parentage, or residences of relatives who receive no more than 6 related children placed by the Department of Children and Family Services, unless the children are of common parentage, for the purpose of providing family care and training for the children on a full-time basis, except the Director of Children and Family Services, pursuant to Department regulations, may waive the numerical limitation of foster children who may be cared for in a foster family home for any of the following reasons to allow: (1) a parenting youth in foster care to remain with the child of the parenting youth; (2) siblings to remain together; (3) a child with an established meaningful relationship with the family to remain with the family; or (4) a family with special training or skills to provide care to a child who has a severe disability.

Amends the Juvenile Court Act of 1987. Provides that within 35 days after placing a child in its care in a qualified residential treatment program, as defined by the federal Social Security Act, the Department shall file a written report with the court and send copies of the report to all parties. Provides that within 20 days of the filing of the report, the court shall hold a hearing to consider the Department's report and determine whether placement of the child in a qualified residential treatment program provides the most effective and appropriate level of care for the child in the least restrictive environment and if the placement is consistent with the short-term and long-term goals for the child, as specified in the permanency plan for the child. Makes other changes.

Further amends the Child Care Act of 1969. Provides that an application to operate a foster family home shall include the name and address of at least one relative who can attest to the applicant's capability to care for the child or children. Effective July 1, 2019, except the Juvenile Court Act of 1987 provisions of the bill are effective October 1, 2019.

HB2591

Short Description: POLICE TRAINING-CERTIFICATION

Status: P.A. 101-187, eff. 1-1-20

50 ILCS 705/8.1

50 ILCS 705/6

50 ILCS 705/6.1

50 ILCS 705/10.2

Summary

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

HB2625

Short Description: CIR COURTS-COOK SUBCIRCUITS

Status: P.A. 101-477, eff. 6-1-20

705 ILCS 35/multi

Summary

Amends the Circuit Courts Act. Provides that in 2021, the General Assembly shall redraw the boundaries of the subcircuits of the Circuit of Cook County to reflect the results of the 2020 federal decennial census. Provides that a resident judgeship assigned to a subcircuit shall continue to be assigned to that subcircuit. Provides that any vacancy in a resident judgeship existing on or occurring after the effective date of a law redrawing the boundaries of the subcircuits shall be filled by a resident of the redrawn subcircuit.

Provides that the General Assembly shall redraw the subcircuit boundaries after every federal decennial census. Provides that the subcircuits shall be compact, contiguous, and substantially equal in population. Provides that the General Assembly shall also redraw the subcircuit boundaries in 2021, and after every federal decennial census, in the 12th, 16th, 17th, 19th, and 22nd circuits.

*HB2627

Short Description: SCHOOL CODE INTERROGATION

Status: P.A. 101-48, ff. 8-23-19

105 ILCS 5/22-85 new

Summary

Amends the School Code. Provides that, before detaining and questioning a student on school grounds who is under 18 years of age and who is suspected of committing a criminal act, a law enforcement officer, school resource officer, or other school security personnel must comply with certain requirements; defines "school grounds". Provides that the requirements do not limit the authority of a law enforcement officer to make an arrest on school grounds and do not apply to specified circumstances that would cause a reasonable person to believe that urgent and immediate action is necessary.

Provides that, before detaining and questioning a student on school grounds who is under 18 years of age and who is suspected of committing a criminal act, a law enforcement officer, school resource officer, or other school security personnel must, among other requirements, (i) make reasonable efforts to ensure that the student's parent or guardian or school personnel is present during the questioning and (ii) if practicable, make reasonable efforts to ensure that a law enforcement officer trained in promoting safe interactions and communications with youth is present during the questioning. Effective immediately.

Comment: Motivated by Naperville teen suicide (sexting/child porn investigation).

*HB2649

Short Description: INCARCERATED PARENTS-CHILDREN TASK FORCE

Status: P.A.101-480, eff. 8-23-19

725 ILCS 5/106F-15 new 725 ILCS 5/106F-20 new

Summary:

Amends the Code of Criminal Procedure of 1963. Creates the Task Force on Children of Incarcerated Parents. Provides for membership of the Task Force. Provides that the Office of the Lieutenant Governor shall provide administrative and technical support to the Task Force and shall be responsible for administering its operations, appointing a chairperson, and ensuring that the requirements of the Task Force are met. Provides that the Task Force shall have all appointments made within 30 days of the effective date of the amendatory Act. Provides that the first meeting shall be held no later than August 1, 2019. Provides that the Task Force shall review available research, best practices, and effective interventions to formulate recommendations. Provides that the Task Force shall submit a report of its findings and recommendations to the General Assembly and the Governor by December 31, 2019. Makes other changes. Effective immediately.

HB2670

Short Description: DFPR LICENSING – MITIGATION

Status: P.A. 101-388, eff. 1-1-20

20 ILCS 2105/2105-131

Summary

Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. Defines "mitigating factors" for the purposes of provisions concerning the licensure, certification, or registration of applicants with criminal convictions. Provides that mitigating factors are not a bar to licensure, instead they provide guidance for the Department of Financial and Professional Regulation when considering licensure, registration, or certification for an applicant with criminal history. Provides that the Department, upon a finding that an applicant for a license, certificate, or registration was previously convicted of a felony or misdemeanor that may be grounds for refusing to issue a license or certificate or to grant a registration, shall consider the circumstances surrounding the offense or offenses. Provides that the Department shall consider any mitigating factors from the point of arrest or indictment when determined to be appropriate. Makes other changes.

HB2708

Short Description: MISSING PERSON DNA SYSTEM

Status: P.A. 101-266, eff. 1-1-21

50 ILCS 722/5

50 ILCS 722/10

50 ILCS 722/5

50 ILCS 722/10

Summary

Amends the Missing Persons Identification Act.. Provides that the law enforcement agency may attempt to gather at the time of the missing person report: (1) a DNA sample of the missing person; and (2) a DNA reference sample created from family members DNA samples for submission to the Department of State Police or a National Missing and Unidentified Persons System (NamUs) partner laboratory. Provides that if the person identified in the missing person report remains missing after 30 days, but not more than 60 days, the law enforcement agency may generate a report of the missing person within NamUs, and the law enforcement agency may attempt to obtain the additional information and materials that have not been received. Provides that the law enforcement agency may attempt to obtain a DNA sample from the missing person or a DNA reference sample created from family members DNA samples for submission to the Department of State Police or a NamUs partner laboratory. Provides that samples collected for DNA analysis may be submitted to a NamUs partner laboratory or other resource where DNA profiles are entered into local, State, and national DNA Index Systems within 60 days. Provides that the responsible law enforcement agency may make a NamUs report on the missing person within 60 days after the report of the disappearance of the missing person. Makes other changes. Effective January 1, 2021.

*HB2766

Short Description: 1ST RESPONDER TASK FORCE; EAP; CLEAR/PRESENT DANGER

Status: P.A. 101-375, eff. 8-16-19

Adds reference to:

50 ILCS 705/7

50 ILCS 725/7.2

50 ILCS 740/8

55 ILCS 5/3-6012.2 new

55 ILCS 5/3-6050 new

65 ILCS 5/11-1-14 new

65 ILCS 5/11-6-11 new 730 ILCS 110/19 new

Summary:

Creates the First Responders Suicide Prevention Act. Provides that an emergency services

provider, law enforcement agency, or collective bargaining organization shall ensure that peer support advisors receive appropriate training in counseling to conduct peer support counseling sessions. Provides that emergency services personnel and public safety personnel may refer any person to a peer support advisor within the emergency services provider or law enforcement agency, or if those services are not available within the agency, to another peer support counseling program that is available and approved by the emergency services provider or law enforcement agency. Confidentiality standards established, with exceptions (ex. Suicidal/homicidal ideation). FOIA exemption established.

Creates the First Responders Suicide Task Force to pursue recommendations to help reduce the risk and rates of suicide among first responders, along with developing a mechanism to help reduce the risk and rates of suicide among first responders. Provides that the Department of State Police shall provide administrative support for the Task Force, and if the subject matter is either sensitive or classified, the Task Force may hold the hearings in private. Provides that the Task Force shall issue a final report to the General Assembly on or before December 31, 2020 and, one year after filing of its report, is dissolved.

Amends the Department of State Police Law of the Civil Administrative Code of Illinois, Illinois Police Training Act, and the Illinois Fire Protection Training Act to require training programs for police and firefighters to recognize signs of work-related cumulative stress and other related issues that may lead to suicide and offer appropriate solutions for intervention. In the amendatory changes to the Department of State Police Law of the Civil Administrative Code of Illinois, provides that the Department of State Police shall not make possession of a Firearm Owner's Identification Card a condition of continued employment if the State Police officer's Firearm Owner's Identification Card is revoked or seized because the State Police officer has been a patient of a mental health facility and the State Police officer has not been determined to pose a clear and present danger to himself, herself, or others as determined by a physician, clinical psychologist, or qualified examiner. Like change to the Illinois Police Training Act. Makes other changes. Effective immediately.

HB2767

Short Description: POLICE TRAINING-MENTAL HEALTH

Status: P.A. 101-215, eff. 1-1-20

50 ILCS 705/7

50 ILCS 705/10.23 new

Summary

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

HB2818

Short Description: ATTY GEN-CONFIDENTIAL ADDRESS

Status: P.A. 101-270, eff. 1-1-21

750 ILCS 61/multi 10 ILCS 5/20-3

Summary

Amends the Address Confidentiality for Victims of Domestic Violence Act to the Address Confidentiality for Victims of Domestic Violence, Sexual Assault, or Stalking Act. Provides that a person who is a victim of, among other things, sexual assault or stalking may apply for the address confidentiality program under the Act. Defines "sexual assault" and "stalking". Makes corresponding changes in the Act and the Election Code. Effective January 1, 2021.

*HB2856

Short Description: IVC - ELECTRONIC TITLES & LIENS

Status: P.A. 490, eff. 1-1-20

625 ILCS 5/3-100.1 625 ILCS 5/3-100.2

Summary

Amends the Illinois Vehicle Code. Provides that, beginning on July 1, 2021, the (1) creation, distribution, and receipt of certificates, certifications, affidavits, applications, assignments, statements, notices, documents, and other records; (2) use of signatures; (3) delivery of records; and (4) payment of required fees shall be made in electronic form as those functions relate to the implementation and ongoing management and administration of an electronic lien and title system to process the electronic notation and release of security interests in motor vehicles. Provides that the Secretary of State may charge a fee of up to \$1 for each electronic notation and release of security interest. Provides that the Secretary may contract with a private contractor to facilitate the electronic processes. Provides that, beginning on July 1, 2021, the Secretary shall require a licensee to submit any record required to be submitted to the Secretary using electronic media deemed feasible by the Secretary and that electronic submittal, receipt, and delivery of records and electronic signatures shall be supported by a signed agreement between the Secretary and the submitter.

Provides that, no later than July 1, 2021, the Secretary of State shall implement, manage, and administer an electronic lien and title system and establish by administrative rule the standards and procedures relating to the management and implementation of the system. Provides further that the Secretary may charge a reasonable fee, set by administrative rule, for performing the services and functions relating to the management and administration of the system.

HB2934

Short Description: JUV CT-SERVICE OF SUMMONS

Status: P.A. 101-146, eff. 1-1-20

705 ILCS 405/2-15

Synopsis As Introduced

Amends the Juvenile Court Act of 1987. Provides that service of a summons and petition shall be made by leaving a copy at his or her usual place of abode with a person residing there.

HB2935

Short Description: JUV CT TPR-APPOINTMENT OF COUNSEL

Status: P.A. 101-147, eff. 1-1-20

705 ILCS 405/1-5

Synopsis As Introduced

Amends the Juvenile Court Act of 1987 (Art I – Neglect). Provides that counsel appointed for the minor and any indigent party shall appear at all stages of the trial court proceeding, and the appointment shall continue through the permanency hearings and termination of parental rights proceedings subject to withdrawal, vacating of appointment, or substitution.

Comment: Possible response to In re M.B., 2019 IL App (2d) 181008 (May 6, 2019) Winnebago Co. (JORGENSEN) Vacated and remanded.

Court found that Respondent father was unfit to parent his 3 minor children, and that it was in children's best interests that his parental rights be terminated. Court violated Respondent's due process rights when court, sua sponte, vacated his attorney's appointment before the unfitness hearing. Respondent was an active participant in court process prior to dispositional hearing, and his absences from hearings appear to coincide with criminal issues and an outstanding warrant. Respondent's counsel was present at every hearing. One 21-day continuance to comply with Rule 13(c) would not have been onerous burden on the State. Proceeding in Respondent's absence, but leaving intact counsel's appointment, would have alleviated State's concern that parent could delay unfitness or best-interests finding by refusing to cooperate or by failing to appear. (McLAREN and HUDSON, concurring.)

*HB2941

Short Description: PUBLIC AID-INMATE INFORMATION

Status: P.A. 101-115, eff. 7-22-19

305 ILCS 5/12-4.7b

Synopsis As Introduced

Amends the Illinois Public Aid Code. Requires the Illinois Department of Corrections, the Cook County Department of Corrections, and the office of the sheriff of every other county to honor all intergovernmental agreements with the Department of Human Services concerning the exchange of inmate information and to provide all required information in a timely manner. Effective immediately.

*HB2987

Short Description: DISABIL-CRIM JUST-TASK FORCE

Status: P.A. 101-391, eff. 8-16-19

New Act

Summary

Creates the Protection of Individuals with Disabilities in the Criminal Justice System Task Force

Act of 2019. Re-establishes the Protection of Individuals with Disabilities in the Criminal Justice System Task Force. Specifies membership and appointment of the Task Force.

Provides that the Guardianship and Advocacy Commission shall provide administrative and other support to the Task Force. Provides that the Task Force shall consider issues that affect adults and juveniles with disabilities with respect to their involvement with the police, detention and confinement in correctional facilities, representation by counsel, participation in the criminal justice system, communications with their families, awareness and accommodations for their disabilities, and concerns for the safety of the general public and individuals working in the criminal justice system. Provides that the Task Force shall make recommendations to the Governor and to the General Assembly regarding policies, procedures, legislation, and other actions that can be taken to protect the public safety and the well-being and rights of individuals with disabilities in the criminal justice system. Provides that the Task Force shall submit a report with its findings and recommendations to the Governor, the Attorney General, and to the General Assembly on or before September 30, 2020. Repeals Act on January 1, 2022.

Adds to the membership of the Task Force a representative of an organization that provides independent oversight of correctional facilities appointed by the Governor. Increases the membership on the Task Force from 25 to 28 members. Adds the Director of Children and Family Services or his or her designee, the Department of Juvenile Justice Independent Juvenile Ombudsman, and the Director of the Illinois Law Enforcement Training Standards Board to the Task Force. Effective immediately.

*HB3038

Short Description: SEXUAL ASSAULT-TREATMENT

Status: P.A. 101-073, eff. 7-12-19

410 ILCS 70/2

Summary

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

medical forensic services to sexual assault survivors under 13 years of age who are transferred from the transfer hospital. Effective immediately.

*HB3061

Short Description: HEALTH CARE WORKER BACKGROUND

Status: Passed both Houses; Full Veto (SB1965 identical)

225 ILCS 46/multi

Summary

Amends the Health Care Worker Background Check Act. Provides that an individual otherwise qualified for and intending to apply for a direct care position who has a disqualifying conviction may initiate a fingerprint-based criminal history record check where a conditional offer of employment has not been made and such a background check has not been previously conducted, and allows those individuals to request a waiver of the prohibition of employment.

Provides that workforce intermediaries and organizations providing pro bono legal services may initiate a fingerprint-based criminal history record check if a conditional offer of employment has not been made and a background check has not been previously conducted for an individual who has a disqualifying conviction and is receiving services from a workforce, intermediary or an organization providing pro bono legal services. Defines the terms "workforce intermediaries" and "pro bono legal service organizations". Makes other changes. Effective immediately.

*HB3101

Short Description: HUMAN TRAFFICKING TRAINING

Status: P.A. 101-499, eff. 8-23-19

New Act

Summary

Creates the Lodging Establishment Human Trafficking Recognition Training Act. Requires hotels and motels to train employees in the recognition of human trafficking and protocols for reporting observed human trafficking to the appropriate authority. Provides that the Department of Human Services shall develop the curriculum for the training. Requires the training by hotels and motels to begin by June 1, 2020 (?).

Limits the scope of the training requirement to employees who routinely interact with guests. Requires lodging establishments to provide its employees with training within 6 months of beginning employment and every 2 years thereafter. Provides that a lodging establishment may use its own training curriculum or that of a third party if the curriculum meets minimum standards.

Provides that the Department of Human Services may consult with the United States Department of Justice for the human trafficking recognition training program developed under the Act. Provides that the human trafficking recognition training program shall be developed and published no later than July 1, 2020.

*HB3151

Short Description: IL SENTENCE POL COUNCIL-EXTEND

Status: P.A. 101-279, eff. 8-9-19

730 ILCS 5/5-8-8

Synopsis As Introduced

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

HB3168

Short Description: CD CORR-IMPACT INCARCERATION

Status: P.A. 101-105, eff. 1-1-20

730 ILCS 5/5-3-2 730 ILCS 5/5-4-1

Summary

Amends the Unified Code of Corrections. Provides that in felony cases, the presentence report shall include information concerning defendant's eligibility for a sentence to an impact incarceration program administered by the Department of Corrections. Provides that the court shall make a specific finding about whether the defendant is eligible for participation in a Department impact incarceration program, and if not, provide an explanation as to why a sentence to impact incarceration is not an appropriate sentence.

Comment: Response to significant IDOC boot camp referral reductions in recent years.

<https://www2.illinois.gov/idoc/reportsandstatistics/Pages/AnnualReportforImpactIncarcerationPrograms.aspx>

*HB3249

Short Description: FIRST 2019 GENERAL REVISORY

Status: P.A. 101-081, eff. 7-12-19

Includes 625 ILCS, 705 ILCS, 720 ILCS, 725 ILCS, 730 ILCS multi

Synopsis As Introduced

Creates the First 2019 General Revisory Act. Combines multiple versions of Sections amended by more than one Public Act. Renumbers Sections of various Acts to eliminate duplication. Corrects obsolete cross-references and technical errors. Makes stylistic changes. Effective immediately.

HB3269

Short Description: SOS-DEALER LICENSING

Status: P.A. 101-505, eff. 1-1-20

415 ILCS 120/35 625 ILCS 5/3-multi 625 ILCS 5/5-multi

Synopsis As Introduced

Amends the Alternative Fuels Act. Provides that the Secretary of State may collect user fees for vehicles of the Second Division registered under plate category C.

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

*HB3334

Short Description: RAFFLES/POKER RUNS-VARIOUS

Status: P.A. 101-109, eff. 7-19-19

230 ILCS 15/multi

720 ILCS 5/28-1

230 ILCS 5/26

Synopsis As Introduced

Amends the Raffles and Pokers Runs Act. Provides that raffles shall be governed by the governing body of the municipality or county with jurisdiction over the location where the winning chances in the raffle are determined. Provides that a license shall authorize the holder of such license to sell raffle chances throughout the State, including beyond the borders of the licensing municipality or county. Provides that sponsoring organizations may contract with third parties to provide certain services to the sponsoring organization in connection with the operation of a raffle or poker run and may pay reasonable compensation for such services. Makes changes in provisions concerning licenses, applications, issuance, restrictions, and ineligible persons; conduct of raffles and poker runs; managers and bonds; records; and political committees. Incorporates provisions concerning raffles by law enforcement agencies and statewide associations that represent law enforcement officials into the rest of the Act. Makes corresponding changes in the Criminal Code of 2012.

Amends the Illinois Horse Racing Act of 1975. Provides that inter-track wagering or simulcast wagering shall not be conducted by an inter-track wagering location licensee at any location within 100 feet (rather than 500 feet) of an existing church or school. Removes language prohibiting inter-track wagering or simulcast wagering by an inter-track wagering location licensee at a location within 500 feet of residences of more than 50 registered voters. In provisions amending the Raffles and Poker Runs Act, provides that the definition of "raffles" also does not include certain games under the Riverboat Gambling Act and the Video Gaming Act. Removes poker runs from provisions concerning sponsoring organizations contracting with

third parties. Removes provisions requiring poker runs to be licensed by the county with jurisdiction over the key location. Makes other changes. Effective immediately.

HB3396

Short Description: STALKING/DV NO CONTACT-NOTICE FILING Status:
P.A. 101-508, eff. 1-1-20 740
ILCS 21/60 740 ILCS 21/115 740 ILCS 22/208 740 ILCS 22/208 740
ILCS 22/218 750 ILCS 60/210 750 ILCS 60/222

Summary

Amends the Stalking No Contact Order Act. Provides that if an emergency stalking no contact order is granted on a court holiday or evening, the court shall immediately file a certified copy of the order with the sheriff or other law enforcement official charged with maintaining Department of State Police records (rather than on the next court day).

Makes the same change in the Civil No Contact Order Act and the Illinois Domestic Violence Act of 1986: Provides that if an emergency civil no contact order or emergency order of protection is granted on a court holiday or evening, the court shall immediately file a certified copy of the order with the sheriff or other law enforcement official charged with maintaining Department of State Police records (rather than on the next court day).

HB3498

Short Description: CRIM CD-FEMALE GEN MUTILATION
Status: P.A. 101-285, eff. 1-1-20
720 ILCS 5/3-6 720 ILCS 5/12-34

Summary

Amends the Criminal Code of 2012. Provides that when the victim is under 18 years of age at the time of the offense, a prosecution for female genital mutilation may be commenced at any time. Provides that a parent, guardian, or other person having physical custody or control of a child who knowingly facilitates or permits the circumcision, excision, or infibulation, in whole or in part, of the labia majora, labia minora, or clitoris of the child commits female genital mutilation. Provides that a violation is a Class 1 felony.

HB3534

Short Description: SOS DOCS-GENDER DESIGNATIONS
Status: P.A. 101-513, eff. 1-1-2020
15 ILCS 335/5 625 ILCS 5/6-106

Summary:

Amends the Illinois Identification Card Act and the Illinois Vehicle Code. Provides that upon the first issuance of a request for proposals for a digital driver's license and identification card issuance and facial recognition system issued after the effective date of this amendatory Act, and upon implementation of a new or revised system procured pursuant to that request for proposals, the Secretary of State shall permit applicants to choose between "male", "female", or

"non-binary" when designating the applicant's sex on identification card and driver's license application forms. Provides that the sex designated by the applicant shall be displayed on the identification card or driver's license issued to the applicant.

HB3580

Short Description: CD CORR-GOOD CONDUCT CERTIFICATE

Status: P.A. 101-154, eff. 1-1-20

730 ILCS 5/5-5.5-25

Summary

Amends the Unified Code of Corrections. Provides that a certificate of good conduct may be granted to relieve an eligible offender of any employment, occupational licensing, or housing bar (rather than just an employment bar).

Provides that a certificate of good conduct does not limit any employer, landlord, judicial proceeding, administrative, licensing, or other body, board, or authority from accessing criminal background information; nor does it hide, alter, or expunge the record. Provides that the existence of a certificate of good conduct does not preclude a landlord or an administrative, licensing, or other body, board, or authority from retaining full discretion to grant or deny the application for housing or licensure.

HB3584

Short Description: VICTIM STATEMENTS-PRB DISCOVERY

Status: P.A. 101-288, eff. 1-1-20

Statutes Amended In Order of Appearance 725 ILCS 120/4.5 725 ILCS 120/6

730 ILCS 5/3-3-4 730 ILCS 5/3-3-13 730 ILCS 5/3 multi 730 ILCS 5/5 multi

730 ILCS 105/10 730 ILCS 105/25 730 ILCS 105/35 rep.

Summary

Amends the Rights of Crime Victims and Witnesses Act. Provides that the crime victim has the right to register with the Prisoner Review Board's victim registry. Provides that the crime victim has the right to submit a victim impact statement to the Board for consideration at hearings as provided in the Open Parole Hearings Act or at an executive clemency hearing. Provides that victim impact statements received by the Board shall be confidential and privileged.

Amends the Open Parole Hearings Act. Provides that unless otherwise provides, the Board shall not release any material to the inmate, the inmate's attorney, any third party, or any other person that contains any information from the victim who has provided a victim impact statement to the Board, unless provided with a waiver from the victim. Provides that the Board shall not release the names or addresses of any person on its victim registry to any other person except the victim, a law enforcement agency, or other victim notification system. Provides that victim impact statements received by the Board shall be confidential and privileged. Makes conforming changes in the Unified Code of Corrections.

Provides that the victim of the crime for which the prisoner has been sentenced has the right to register with the Prisoner Review Board's victim registry. Provides that victims registered with

the Board shall receive reasonable written notice not less than 30 days prior to the parole hearing or target aftercare release date. The victim has the right to submit a victim statement for consideration by the Prisoner Review Board or the Department of Juvenile Justice in writing, on film, videotape, or other electronic means, or in the form of a recording prior to the parole hearing or target aftercare release date, or in person at the parole hearing or aftercare release protest hearing, or by calling the toll-free number established by the Board. Provides that victim statements provided to the Board shall be confidential and privileged, including any statements received prior to the effective date of the amendatory Act, except if the statement was an oral statement made by the victim at a hearing open to the public. Provides that the Board shall receive and consider victim statements. Provides that the written report to the Governor by the Board following an executive clemency hearing shall be confidential and privileged, including any reports made prior to the effective date of the amendatory Act. Makes technical changes in the Unified Code of Corrections concerning cross references to provisions concerning parole review of persons under the age of 21 at the time of the commission of an offense. Repeals a provision of the Open Parole Hearings Act concerning victim impact statements.

Note: Precipitated by judicial ruling in Civil rights case where CPD officers later sued by enhonored inmate who had been denied clemency. Andersen v. City of Chicago, No. 16 C 1963 (USDC ND IL 2019)

*HB3631

Short Description: CHILD CARE-APPLICANT-FELONY

Status: P.A. 101-112, eff. 7-19-19

225 ILCS 10/4.2

Synopsis As Introduced

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

HB3671

Short Description: SERVICE ANIMALS-ACCOMMODATIONS; LANDLORDS

Status: P.A. 101-518, eff. 1-1-20

New Act

Summary

Creates the Assistance Animal Integrity Act. Defines terms. Provides that a housing provider who receives a request from a person to make an exception to the housing provider's policy prohibiting or restricting animals on the housing provider's property because the person requires the use of an assistance animal may require the person to produce reliable documentation of the disability and disability-related need for the animal only if the disability or disability-related need is not readily apparent or known to the housing provider. Provides requirements for

documentation that a person has a disability and requires the use of an assistance animal as a reasonable accommodation in housing under the federal Fair Housing Act or the Illinois Human Rights Act. Provides that a housing provider may deny a documented request for accommodation or rescind a granted request if the accommodation imposes either an undue financial and administrative burden or a fundamental alteration to the nature of the operations of the housing provider or if, after conducting an individualized assessment, there is reliable objective evidence that the specific assistance animal: (i) poses a direct threat to the health or safety of others that cannot be reduced or eliminated by another reasonable accommodation; (ii) causes substantial physical damage to the property of others that cannot be reduced or eliminated by another reasonable accommodation; or (iii) has engaged in a pattern of uncontrolled behavior that its handler has not taken effective action to correct. Provides that a housing provider may require a resident to cover the costs of repairs for damage the animal causes to the resident's dwelling unit or the common areas, reasonable wear and tear excepted, in the same manner it would for damage caused by any other resident, but may not require a resident to pay a pet-related deposit, pet fee, or related pet assessment and also may not require purchase of special liability insurance or coverage for the assistance animal. Provides that nothing in the Act shall be construed as requiring documentation of a specific diagnosis regarding a disability or disability-related need. Provides that nothing in the Act prohibits a housing provider from verifying the authenticity of the documentation submitted under the Act. Provides that, notwithstanding any other provision of law to the contrary, a housing provider shall not be liable for injuries caused by a person's assistance animal permitted on the housing provider's property as a reasonable accommodation to assist the person with a disability. Provides that nothing in the Act shall be construed to: limit individuals' rights under specified laws; or limit the liability of housing providers under such laws.

*HB3687

Short Description: SEX OFFENSE-NOTICE TO SCHOOLS

Status: P.A. 101-521, eff. 8-23-19

725 ILCS 5/111-1

Summary

Amends the Code of Criminal Procedure of 1963. Provides that upon arrest after commencement of a prosecution for a sex offense against a person known to be an employee of a school, the State's Attorney shall immediately provide the superintendent of schools or school administrator that employs the employee with a copy of the complaint, information, or indictment. Provides that the notification shall not diminish the rights, privileges, or remedies of an employee under a collective bargaining agreement or employment contract. Defines "employee" and "sex offense". Effective immediately.

HB3701

Short Description: JUVENILE JUSTICE-VARIOUS

Status: P.A. 101-159, eff. 1-1-20

Statutes Amended In Order of Appearance 20 ILCS 415/12g 20 ILCS 2630/5.2 705
ILCS 405/5-710 705 ILCS 405/5-750 730 ILCS 5/3-2.5-61

Synopsis As Introduced

Amends the Personnel Code. Provides that the Department of Central Management Services is not required to verify positions within the Department of Juvenile Justice requiring licensure by the State Board of Education under the School Code.

Amends the Criminal Identification Act. Makes a technical change concerning the sealing of records.

Amends the Juvenile Court Act of 1987. Provides that if a minor committed to the Department of Juvenile Justice and who resides in the State is charged under the criminal laws of this State, the criminal laws of any other state, or the federal jurisdiction with similar penalties with an offense that could result in a sentence of imprisonment within the Department of Corrections, another state's department of corrections, or the federal Bureau of Prisons, the commitment to the Department of Juvenile Justice and all rights and duties created by that commitment are automatically suspended pending final disposition of the criminal charge.

Amends the Unified Code of Corrections. Provides that the Department of Juvenile Justice shall include in its a report to the Governor and General Assembly staff-to-youth ratios in accordance with the federal Prison Rape Elimination Act definitions. Makes other changes.

Provides that the Department of Central Management Services is not required to verify the license, endorsement, or both, of individuals seeking positions within the Department of Juvenile Justice requiring licensure by the State Board of Education.

Provides that if, while on aftercare release, a minor committed to the Department of Juvenile Justice who resides in the State is charged under the criminal laws of this State, the criminal laws of any other state, or federal law with an offense that could result in a sentence of imprisonment within the Department of Corrections, the penal system of any state, or the federal Bureau of Prisons, the commitment to the Department of Juvenile Justice and all rights and duties created by that commitment are automatically suspended pending final disposition of the criminal charge. Makes conforming changes.

HB3704

Short Description: CD CORR-JUVENILES

Status: P.A. 101-219, eff. 1-1-20

730 ILCS 5/3-2.5-20 730 ILCS 5/3-6-1

Summary

Amends the Unified Code of Corrections. Provides that services provided by the Department of Corrections for transitional and post-release treatment programs for juveniles committed to the Department shall include family engagement, including, but not limited to, visitation and programming. Provides that the Department shall designate those institutions and facilities which shall be maintained for persons assigned as adults (rather than adults and juveniles).