

**County of Kendall, Illinois**  
**LAW, JUSTICE, AND LEGISLATION COMMITTEE**  
**Kendall County Courthouse Law Library**  
**807 W. John Street; Yorkville, IL.**  
**Monday, April 8, 2019– 3:15 p.m.**  
**Meeting Agenda**

**1. Call to order**

**2. Pledge of allegiance**

**3. Roll call and determination of a quorum: Tony Giles (Chair), Judy Gilmour, Audra Hendrix, Matthew Prochaska, Robyn Vickers**

**4. Approval of the agenda**

**5. Approval of the March 11, 2019 meeting minutes**

**6. Public comment**

**7. Status reports**

A. Coroner

B. Emergency Management Agency

C. Public Defender

D. Court Services

E. Sheriff's Office

1. Operations division

2. Records division

3. Corrections division

**8. Old Business**

**9. New Business**

**10. Legislative update**

**11. Chairman's report/comments**

**12. Executive session**

**13. Adjournment**

**COUNTY OF KENDALL, ILLINOIS**  
**Law, Justice and Legislation Committee**  
**Kendall County Courthouse Law Library**  
**Monday, March 11, 2019**  
**Meeting Minutes**

**Call to Order and Pledge Allegiance** - Chair Tony Giles called the meeting to order at 3:24p.m. and led the Pledge of Allegiance.

**Roll Call:**

<b>Committee Member</b>	<b>Status</b>	<b>Arrived at Meeting</b>	<b>Left Meeting</b>
Tony Giles	Here		
Judy Gilmour	Here		
Audra Hendrix	ABSENT		
Matthew Prochaska	Here		
Robyn Vickers	Here		

**With four members present voting aye, a quorum was determined to conduct business.**

**Others Present:** Sheriff Dwight Baird, Chief Deputy Mike Peters, Chief Deputy Coroner Levi Gotte, EMA Director Joe Gillespie, Circuit Clerk Robyn Ingemunson, Public Defender Vicki Chuffo, Facilities Management Director Jim Smiley, and State’s Attorney Eric Weis

**Approval of the Agenda** –Member Prochaska made a motion to approve the agenda, second by Member Gilmour. **With four members present voting aye, the motion carried.**

**Approval of Minutes** – Member Prochaska made a motion to approve the February 11, 2019 meeting minutes, second by Member Gilmour. **With four members present voting aye, the motion carried.**

**Public Comment - None**

**Status Reports**

**Coroner** – Chief Deputy Coroner Gotte reviewed the monthly report with the committee, and reported 31 deaths for the month of February. Deputy Gotte stated that personnel provided a morgue tour to Aurora University Criminal Justice class, and an open-to-the-public morgue tour, continued with the “Lights of Hope” support group for families and friends impacted by an overdose related death, and attended “A Way Out” program at the Kane County Sheriff’s Office. Written report provided in packet.

**EMA** – Director Gillespie reported the EMA Search and Rescue Squad participated in three missing person searches, and one evidence search, for a gun used in an armed robbery in Dixon in February. Nine EMA members participated in an IAP creation exercise about a train derailment, and will continue monthly training about the IAP, with a knowledge test in late summer. Gillespie also briefed the committee on upcoming National Weather Service event and training in the Jury Assembly Room, the national Weather Service Basic Severe Storm and Tornado Spotter Class on April 8, 2019, and the Dresden exercise. They continued the Siren, STARCOM and WSPY Emergency Alert System (EAS) testing. Written report included in packet.

**Public Defender** – Written report provided in packet.

**Sheriff's Report**

- a. Operations Division – Written report provided. Sheriff Baird reported 32 presentations and events, including a presentation on Anti-Bullying at Long Beach Elementary School in Boulder Hill, the “Ask a Police Officer” event at the Oswego Senior Center luncheon, and the Dementia Friendly Community Kick-Off event at the Oswego Senior Center, and car-seat installation that will continue throughout the summer. The Sheriff’s Office also participated in the Special Olympics Polar Plunge benefit event in February.

Sheriff Baird stated they are down five positions in the Patrol section of the Office, and hope to hire fill four positions by the end of this month.

- b. Records Division – Written report provided. Discussion on the increase in Sheriff’s Sales this year. Sheriff Baird stated that most were postponed from December due to the holidays.
- c. Corrections Division – Written report provided. Chief Deputy Peters reported they recently had the health and sanitation inspection of the jail kitchen, and passed with no violations. Sheriff Baird said they will go out to bid for the food service contract this spring, and hope to have a contract recommendation for Board approval in May or June.

Sheriff Baird also reported that Chief Peters is in negotiating talks with the Federal Marshall Office after the housing of federal prisoners for the past three years, and the increased costs of housing those prisoners.

**Old Business** - None

**New Business**

*Discussion of State Bill 1216* – Member Giles briefed the committee on the proposed bill and how it might affect the County. Member Prochaska stated that he had contacted UCCI, and ISACo earlier in the day, and said that neither organization felt this bill would progress very far. **There was consensus by the committee that a Resolution Opposing the bill should be presented to the County Board for approval on March 19, 2019.**

**Chairman’s Report/Comments** – Chairman Giles reminded the committee that the April 8<sup>th</sup> meeting will also meet in the Law Library due to jury trials meeting in the Jury Assembly Room those two weeks.

**Public Comment** - None

**Legislative Update** – Member Prochaska asked that monthly Legislative Updates from ISACo be included in meeting packets.

**Executive Session** – Not needed

**Items for County Board Approval** – *Approval of a Resolution Opposing SB 1216*

**Adjournment** – Member Vickers made a motion to adjourn the meeting, second by Member Gilmour.  
**With all in agreement, the meeting adjourned at 4:11p.m.**

Respectfully Submitted,

Valarie McClain  
Administrative Assistant and Recording Clerk



**KENDALL COUNTY CORONER**  
————— JACQUIE PURCELL —————

Description	**	Month: March (FY 2019)	Fiscal Year-to- Date	March 2018
Total Deaths		21	98	22/102
Natural Deaths		20	94	21/96
Accidental Deaths		0	0	1
Pending		0	0	0
Suicidal Deaths		1	3	0
Homicidal Deaths		0	0	0
Undetermined		0	1	0
Toxicology		1	6	2
Autopsies		1	6	2
Cremation Authorizations		11	45	12/60
<b>Scenes Responded to:</b>		<b>Transported by Coroner's Office:</b>		<b>External Examinations:</b>
2		1		1

**PERSONNEL/OFFICE ACTIVITY:**

1. On March 5, Coroner Purcell provided a presentation for the Medical Careers class at Yorkville High School.
2. On March 6, Coroner Purcell facilitated the 'Lights of Hope' support group for families and friends who have been impacted by an overdose related death.
3. On March 7, Chief Deputy Coroner Gotte provided a presentation to the Law Enforcement Class and Health Occupations Class at Indian Valley Vocational Center.
4. On March 11, Coroner Purcell provided a presentation to the Law Enforcement Class at Oswego High School.
5. On March 12, Chief Deputy Coroner Gotte attended training for 'Lost Person Behavior' presented by IL Search and Rescue Council.
6. On March 14, Coroner Purcell provided a presentation for Operation Impact at Oswego East High School.
7. There were a total of 13 community service hours served throughout the month of March.

**FINANCIAL ACTIVITY:**

**1. EXPENSES**

1. General Budget Total Expenses: \$6481.49
2. SUDORS Grant Expenditures: \$52.23
3. Death Certificate Surcharge Expenditures: \$372.35
4. Special Fees Expenditures: 761.17

**2. REVENUE**

1. Special Fees Revenue: \$450.00

————— CARORUM AD CURAM —————

# Kendall County Emergency Management Agency

1102 Cornell Lane, Yorkville Illinois 60560

630-553-7500

Joseph T. Gillespie, Director

Tracy Page, Deputy Director

## EMA/Search and Rescue Report

### March 2019

March 4 - Special Olympics Polar Plunge. Ten (10) volunteers helped with setup/meal tickets/bus traffic at the SO Special Olympics Polar Plunge at Kendall County Fairgrounds/Loon Lake sites. Four (4) Search and Rescue personnel from Kendall County EMA Search and Rescue plus six (6) additional personnel from three (3) area agencies participated. Three (3) additional EMA member also participated but in their duties as Sheriff Auxiliary.

Lost Person Behavior 8-hour training was taught to sixty-three (3) deputies with the Kendall County Sheriff's Office by Kimberly Gotte of Kendall County EMA Search and Rescue over four (4) Tuesday sessions.

March 9 - Multi Agency Search and Rescue Training in the subject of Daylight Search Techniques. A mock search was held with sixty (60) Search and Rescue professionals from ten (10) area agencies were in attendance, along with two (2) Cook County Forest Preserve Police Officers, including six (6) from Kendall County EMA Search and Rescue

March 11 - Emergency Management monthly meeting/training. Business meeting with announcements/reports. Training was a more in depth look at some of the forms within the IAP. Each month these trainings will continue. Ten (10) KCEMA members participated in the training.

March 24-25 - ILEAS Annual Conference (Springfield) - Two (2) Kendall County EMA Search and Rescue personnel and personnel from two (2) other area agencies promoted our Search and Rescue capabilities at the annual ILEAS Conference.

Continued with siren testing on the first Tuesday morning of the month

Continued with STARCOM testing first Tuesday morning of the month

Continued with WSPY EAS testing first Tuesday morning of the month

### Upcoming Important Dates:

TONIGHT - April 8<sup>th</sup> – NWS Weather Spotter Training (open to the public)  
New Life Church – 7pm

June 25<sup>th</sup> – Dresden Pre-Exercise

July 30<sup>th</sup> – Dresden Exercise

TO: Law, Justice and Legislation Committee Members

FROM: Victoria Chuffo, Public Defender; Monthly Report VC

NUMBER OF CASES ASSIGNED TO EACH PUBLIC DEFENDER  
AS OF APRIL 8, 2019

VICTORIA CHUFFO, Public Defender

- 120 cases / last month 125 cases - Felony cases

COURTNEY TRANSIER, First Asst. Public Defender

- 205 cases / last month 201 cases - Felony cases

MICHAEL MONTGOMERY, Asst. Public Defender

320 cases / last month 324 cases - Felony/ Juvenile cases

LINDSEY LACHANSKI, Asst. Public Defender

389 cases/ last month 398 cases -  
Misdemeanor/Traffic/Juvenile cases

JESSICA DEETS, Asst. Public Defender

383 case/ last month 394 cases -  
Misdemeanor/Traffic/Juvenile cases

My office has been appointed a total of 185 new cases between March 11, 2019 and April 8, 2019. The Kendall County Public Defender's Office currently has 1,417 open cases as of today's date; April 8, 2019. The Public Defender appointments for traffic, truancy and civil law violations have increased since last month. My office has been appointed to 47 individuals for bond call only since January 2019.

**To:** Kendall County Board \* Law, Justice and Legislation Committee  
**From:** Alice Elliott, Director \* Kendall County Court Services  
**Date:** 04-09-19  
**Re:** Monthly Report

**Juvenile Detention - FY2019 ~ Costs Incurred**

Kendall County Court Services FY2019 Summary - Juvenile Detention					Same Time 2018	Same Time 2017	Same Time FY2016	Same Time FY2015	Same Time FY2014
Month	Total New Admissions	Total Holdovers*	Total Days	Total Cost Incurred					
12/2018	13	6	147	\$17,640.00	\$10,450.00	\$8,690.00	\$15,620.00	\$3,000.00	\$3,400.00
01/2019	10	3	101	\$12,120.00	\$9,020.00	10,560.00	15,180.00	8,400.00	7,600.00
02/2019	9	3	86	\$10,320.00	\$11,330.00	15,070.00	11,110.00	4,100.00	9,400.00
03/2019	09	2	57	\$6840.00	\$21,730.00	9,900.00	3,410.00	2,300.00	4,300.00
04/2019					\$15,960.00	13,640.00	5,940.00	2,400.00	3,000.00
05/2019					\$10,560.00	5,610.00	4,180.00	7,800.00	11,510.00
06/2019					\$7,320.00	6,270.00	11,660.00	5,500.00	13,600.00
07/2019					\$1,1760.00	1,540.00	10,120.00	8,400.00	8,700.00
08/2019					\$12,000.00	3,850.00	11,880.00	7,400.00	6,300.00
09/2019					\$9120.00	9,130.00	2,640.00	16,000.00	11,200.00
10/2019					\$15,120.00	10,780.00	5,610.00	15,440.00	5,600.00
11/2019					\$18,600.00	5,170.00	11,110.00	15,100.00	1,400.00
<b>TOTAL</b>				<b>\$46,920.00</b>	<b>\$152,970.00</b>	<b>\$100,210.00</b>	<b>\$108,460.00</b>	<b>\$95,840.00</b>	<b>\$86,010.00</b>

\*Holdover=A minor detained on the last day of the previous month carried over to the first day of the current month.

**Kendall County Fiscal Year 2019 (Juvenile Detention):**

Amount Budgeted: \$ 110,000.00  
 Amount Expended: \$ 46,920.00  
 Amount Remaining: \$ 69,080.00

**Kendall County Fiscal Year 2019 (Juvenile Board & Care):**

Amount Budgeted: \$ 70,000.00  
 Amount Expended: \$ 21,417.00  
 Amount Remaining: \$ 48,583.00

**Juvenile Board & Care - FY2019 ~ Costs Incurred**

	Number of Minors Placed	Days Paid	Total Monthly Cost Incurred	Total Cost Incurred
12/2018	1	31****	\$5487.00	\$5,487.00
01/2019	1	31***	\$5487.00	\$5487.00
02/2019	1	28***	\$4956.00	\$4956.00
03/2019	1	31***	\$5487.00	\$5487.00
04/2019				
05/2019				
06/2019				
07/2019				
08/2019				
09/2019				
10/2019				
11/2019				
<b>TOTAL</b>				<b>\$21,417.00</b>

\*\* - The parent has been ordered to reimburse the county \$1577.00 per month toward this expense.

**Items Worthy of notice to the County Board:** The Probation Officers are all members of the Illinois Probation Court Services Association (IPCSA). Our involvement in this organization is of benefit to the county in two ways. 1) As Criminal Justice Reform throughout the state marches on, the need for skilled, well-informed community correctional personnel has never been more critical for public safety. IPCSA members are active participants in the forefront of changes with an ability to voice the individual needs of our county during statewide discussions regarding public policy. Recently one of our officers has stepped up to a leadership role in the sex offender committee by agreeing to co-chair. This will put him in a position to bring back to the county, the most up to date information pertaining to best practices for supervising this specialized population in the community with enhanced public safety. 2) The second benefit to the county relates to our organization's commitment to testifying at state appropriation hearings to urge for 100 percent funding for salary reimbursements for the county. Part of this process is educating the legislators in both the House and Senate regarding the importance of properly funding our positions. We will continue to engage other professionals throughout the state and nation to ensure Kendall County residents have a robust and skilled probation department that is committed to providing the best level of community corrections possible.



# **KENDALL COUNTY SHERIFF'S OFFICE**

## **MONTH-END REPORT**



**MARCH**

**2019**

**OPERATIONS DIVISION**

<b>POLICE SERVICES</b>	<b>March-18</b>	<b>March-19</b>
Calls for Service	609	601
Police Reports	313	318
Total Arrests	97	87
Cannabis Civil Law Citations Issued	6	2
Ordinance Citations Issued	2	0

<b>TRAFFIC SERVICES</b>	<b>March-18</b>	<b>March-19</b>
Traffic Contacts	1,149	588
Traffic Citations Issued	296	157
DUI Arrests	3	4

<b>TRAFFIC CRASH INVESTIGATIONS</b>	<b>March-18</b>	<b>March-19</b>
Property Damage	30	39
Personal Injury	8	14
Fatalities	0	0
<b>TOTAL CRASH INVESTIGATIONS</b>	<b>38</b>	<b>53</b>

<b>VEHICLE USAGE</b>	<b>March-18</b>	<b>March-19</b>
Total Miles Driven by Sheriff's Office	66,041	55,758
Vehicle Maintenance Expenditures	\$2,970.40	\$3,199.79
Fuel Expenditures	\$10,757.43	\$9,873.02
Fuel Gallons Purchased	4,674	4,258
Squad Damage Reports	0	0

<b>AUXILIARY DEPUTIES</b>	<b>March-18</b>	<b>March-19</b>
Ride-A-Long Hours	0	0
Auxiliary Hours	46	52
<b>TOTAL AUXILIARY HOURS</b>	<b>46</b>	<b>52</b>

<b>EVIDENCE/PROPERTY ROOM</b>	<b>March-18</b>	<b>March-19</b>
New Items into Property Room	116	100
Disposal Orders Processed	0	12
Items Disposed Of	14	5
DVD/VHS Copy Requests	66	39
Items Sent to Crime Lab for Processing	8	7
Pounds of Prescription Meds Collected from Drop Box Program	33	7

<b>INVESTIGATIONS/COPS ACTIVITIES</b>	<b>March-18</b>	<b>March-19</b>
Total Cases Assigned (Patrol/Invest)	34	29
Total Cases Closed (Patrol/Invest)	50	22
Total Current Open Cases (Patrol/Invest)	145	136
Community Policing Meetings/Presentations	33	37

**RECORDS DIVISION**

<b>SHERIFF SALES</b>	<b>March-18</b>	<b>March-19</b>
Sales Scheduled	43	24
Sales Cancelled	20	12
Sales Conducted	23	12

<b>CIVIL PAPERWORK</b>	<b>March-18</b>	<b>March-19</b>
Papers Filed/Received	261	204
Papers Served/Executed	222	149

<b>REPLEVINS/LEVY</b>	<b>March-18</b>	<b>March-19</b>
Replevin/Levy Scheduled	2	0
Replevin/Levy Conducted	2	0

<b>SUBPOENA/FOIA REQUESTS</b>	<b>March-18</b>	<b>March-19</b>
Accident Reports	34	33
Background Checks	21	18
Incidents	85	63
Subpoenas	1	9
<b>TOTAL REQUESTS</b>	<b>141</b>	<b>123</b>

<b>WARRANTS</b>	<b>March-18</b>	<b>March-19</b>
Total Warrants on File	1,393	1,428
New Warrants Issued	121	134
Total Warrants Served	109	106
Warrants Quashed	31	24

<b>EVICCTIONS</b>	<b>March-18</b>	<b>March-19</b>
Evictions Scheduled for Month	14	18
Evictions Cancelled	12	8
Evictions Conducted	2	10

<b>FEES</b>	<b>March-18</b>	<b>March-19</b>
Civil Process Fees	\$11,592.50	\$5,013.50
Sheriff Sales Fees	\$11,964.50	\$8,400.00
Records Fees/Fingerprinting	\$165.00	\$399.45
Bond Processing Fees	\$1,118.58	\$976.17
<b>TOTAL FEES COLLECTED</b>	<b>\$24,840.58</b>	<b>\$14,789.12</b>

## ***CORRECTIONS DIVISION***

<b>JAIL POPULATION</b>	<b>March-18</b>	<b>March-19</b>
New Intake Bookings	229	236
Inmates Released	215	232
Federal Inmate ADP	23	96
Kendall County Inmate ADP	73	66
Other Jurisdictions Inmate ADP	98	4
Average Daily Population	165	166

<b>JAIL MEALS</b>	<b>March-18</b>	<b>March-19</b>
Number of Meals Prepared Consolidated Food	14,823	14,781
Price Per Meal	\$1.20	\$1.23

<b>INMATE TRANSPORTS</b>	<b>March-18</b>	<b>March-19</b>
To and From Kendall County Courthouse	104	32
Other County Court Transports	5	6
Out of County Prisoner Pickups	18	6
To I.D.O.C	12	2
Medical/Dental Transports	10	3
Court ordered medical transports	0	3
Juvenile To and From Youth Homes/Courts	10	10
Federal Transports	29	27
<b>TOTAL INMATE TRANSPORTS</b>	<b>188</b>	<b>89</b>

<b>INMATE WORK CREWS</b>	<b>March-18</b>	<b>March-19</b>
Number of Inmates	8	9
Number of Locations	4	3
<b>TOTAL HOURS WORKED</b>	<b>12</b>	<b>12</b>

<b>REVENUE</b>	<b>March-18</b>	<b>March-19</b>
Amount Invoiced for Inmates Housed for Other Juris.	\$126,060.00	\$7,860.00
Amount Invoiced for Federal Housing	\$35,850.00	\$221,325.00
Amount Invoiced for Federal Court Transport	\$7,038.23	\$17,422.30
Amount Invoiced for Federal Medical Transport	\$123.05	\$1,311.22
<b>TOTAL INVOICED</b>	<b>\$169,071.28</b>	<b>\$247,918.52</b>

<b>MEDICAL BILLING</b>	<b>March-18</b>	<b>March-19</b>
Medical Contractual Services	\$15,005.64	\$15,278.11
Prescriptions	\$4,012.93	\$1,095.04
Medical	\$549.37	\$88.97
Dental	\$0.00	\$0.00
Emergency Medical Services	\$0.00	\$53.10
Medical Supplies	\$344.74	\$386.61
<b>TOTAL MEDICAL BILLING</b>	<b>\$19,912.68</b>	<b>\$16,901.83</b>

<b>Outstanding FTA Fees</b>	<b>March-18</b>	<b>March-19</b>
FTA Fees- Outstanding	\$300.00	\$75.00

<b>Sex Offender / Violent Offenders Against Youth Registrations</b>	<b>March-18</b>	<b>March-19</b>
Sex Offender Registrations	8	6
Sex Offender - Address Verifications Completed	6	12
Sex Offender - Address Verification Attempted	8	19
<b>Total # of Sex Offenders- Jurisdiction/Entire County</b>	<b>34/69</b>	<b>28/73</b>
Violent Offenders Against Youth Registrations	1	3
VOAY - Address Verification Completed	0	0
VOAY - Address Verification Attempted	0	0
<b>Total # of VOAY- Jurisdiction/Entire County</b>	<b>5/11</b>	<b>4/17</b>

<b>COURT SECURITY</b>	<b>March-18</b>	<b>March-18</b>
Entries	13,795	13,358
Items X-rayed	5,615	5,185
Bond Call - Video/In Person	51	50/19
Kendall Prisoners	102	53
Other Prisoners	42	32
Arrests made at Courthouse	24	23
Contraband Refused	88	82

## ***KCSO TRAINING***

<b>CORRECTIONS DIVISION</b>	<b>March-18</b>	<b>March-19</b>
<b>NATURE OF TRAINING</b>		
Corrections Basic Academy		128
ILEETA Conference		40
Annual ILEAS Conference		16
Active Attack Integrated Response Course Train the Trainer		80
Fundamentals of Criminal Intelligence		120
Web Based Training		33.25
Lost Person Behaviors		200
CERT Training		28
Police Mid-Management roll in the 21st century		40
<b>TOTAL HOURS</b>	<b>449</b>	<b>685.25</b>

<b>OPERATIONS DIVISION</b>		<b>March-18</b>	<b>March-19</b>
<b>NATURE OF TRAINING</b>			
Financial Crimes Training			13
Death Investigation Seminar			32
ALICE Training Instructor			16
All Hazards Incident Management Team Training			80
Crisis Intervention Team			40
IDEAO Training Conference			24
Tactical Trauma and Shock Management: Train the Trainer			16
Annual ILEAS Conference			48
Active Attack Integrated Response Course Train the Trainer			120
Latent Print Technology Work Shop: A Latent Print Practicum			16
Multijurisdictional Task Force Commanders Training			16
Web based training			45.5
Fundamentals of Criminal Intelligence			220
Bloodstain Evidence Workshop			16
Lost Person Behaviors			216
Suburban Law Enforcement Academy			168
<b>TOTAL HOURS</b>		<b>899</b>	<b>0</b>

<b>COURT SECURITY</b>		<b>March-18</b>	<b>March-19</b>
<b>NATURE OF TRAINING</b>			
Active Attack Integrated Response Course Train the Trainer			40
Crisis Intervention Team			40
Web Based Training			8
<b>TOTAL HOURS</b>		<b>25</b>	<b>88</b>

<b>CORRECTIONS/OPERATIONS COMBINED</b>		<b>March-18</b>	<b>March-19</b>
<b>NATURE OF TRAINING</b>			
SRT		64	40
<b>TOTAL HOURS</b>		<b>64</b>	<b>40</b>

<b>RECORDS DIVISION</b>		<b>March-18</b>	<b>March-19</b>
<b>NATURE OF TRAINING</b>			
Web Based			2
<b>TOTAL HOURS</b>		<b>17</b>	<b>2</b>

<b>AUXILIARY</b>		<b>March-18</b>	<b>March-19</b>
<b>NATURE OF TRAINING</b>			
Web Based			1.5
Lost Person Behaviors			8
Meeting/Training			71
<b>TOTAL HOURS</b>		<b>65</b>	<b>80.5</b>

## **ISACo Progress Update**

### **April 1, 2019**

The Illinois State Association of Counties (ISACo) has made tremendous strides since it was incorporated during the spring of 2018. The progress to date is identified below:

- retained the services of an executive director and executive assistant.
- opened an office in Springfield just blocks from the Statehouse.
- launched a website ([www.isacoil.org](http://www.isacoil.org)).
- launched social media platforms (Facebook and Twitter).
- approved a budget for 2019.
- assembled a contact database of more than 1,600 county officials and state legislators
- published a weekly e-newsletter that provides a timely and comprehensive update on the status of legislation affecting counties.
- added a comprehensive tracked bill list to the website that allows people to review legislation by category. This is the first such categorized bill list offered for Illinois counties.
- provided legislative representation for counties during the 2018 fall Veto Session.
- convened four meetings of the Board of Directors and elected officers for 2019-2020.
- adopted formal legislative statements to guide our advocacy efforts.
- hired two contractual lobbying firms to represent ISACo Caucuses.
- published a report identifying new laws enacted in 2018 of interest to counties.
- adopted a protocol for reviewing and determining positions on legislation of interest to counties.
- took official positions on 93 bills introduced in the General Assembly and communicated our positions to the sponsors in writing.
- invited to participate on the Illinois Department of Agriculture's Rural Broadband Working Group.
- invited by the Governor's Office to participate on a cannabis taxation and revenue allocation working group.
- engaged the Illinois Municipal Retirement Fund to urge that the Fund reconsider and reverse its decision to lower its assumed investment rate assumption.
- planned and hosted a breakfast for the Illinois delegation during the March NACo Legislative Conference.
- planned and hosted an Open House in March.
- welcomed Ogle County as our newest member county.
- entered into a contractual agreement for membership outreach and sponsorships.
- developed a brochure for use in recruiting new members.



## ISACo Bill Positions

March 29, 2019

### Support

#### [HJR 37](#)

Creates the Rural Development Task Force to study the conditions, needs, issues, and problems in the agriculture industry and evaluate any action or legislation that may be necessary to promote economic development in the rural areas of the State. **SUPPORT.**

#### [HR 71](#)

Urges the Illinois Department of Transportation to consider that a higher percentage of all new revenues and new transportation investments be distributed for local roads. **SUPPORT.**

#### [HB 158](#)

Amends the Illinois Income Tax Act. Provides that, from February 1, 2020 through January 31, 2021, the amount transferred from the General Revenue Fund to the Local Government Distributive Fund shall be: (i) 8.5% of the net revenue realized from the tax imposed on individuals, trusts, and estates, and (ii) 9.355% of the net revenue realized from the tax imposed on corporations. Provides that, from February 1, 2021 through January 31, 2022, the amount transferred from the General Revenue Fund to the Local Government Distributive Fund shall be: (i) 9% of the net revenue realized from the tax imposed on individuals, trusts, and estates, and (ii) 9.57% of the net revenue realized from the tax imposed on corporations. Provides that, from February 1, 2022 through January 31, 2023, the amount transferred from the General Revenue Fund to the Local Government Distributive Fund shall be: (i) 9.5% of the net revenue realized from the tax imposed on individuals, trusts, and estates, and (ii) 9.785% of the net revenue realized from the tax imposed on corporations. Provides that, beginning on February 1, 2023, the Treasurer shall transfer each month from the General Revenue Fund to the Local Government Distributive Fund an amount equal to 10% of the net revenue realized from the tax imposed on individuals, trusts, estates, and corporations during the preceding month. **SUPPORT.**

#### [HB 216](#)

Amends the State Finance Act, the Counties Code, the Illinois Municipal Code, the Metro-East Park and Recreation District Act, the Local Mass Transit District Act, the Regional Transportation Authority Act, and the Water Commission Act of 1985. Eliminates certain transfers into the Tax Compliance and Administration Fund. **SUPPORT.**

#### [HB 221](#)

Amends the Code of Criminal Procedure of 1963. Provides that notwithstanding any other provision of law to the contrary, a county with a population of less than 3,000,000 does not have to comply with the changes made by Public Act 100-1 (the Bail Reform Act of 2017) if the county board adopts a resolution for that purpose on or after the effective date of the amendatory Act. **SUPPORT.**

#### [HB 250](#)

Amends the Property Tax Code and the Mobile Home Local Services Tax Enforcement Act. Provides that tax sales need not be held within the county. **SUPPORT.**

### HB 251

Amends the Property Tax Code. Provides that the notice of application for judgment and sale may be mailed by first-class mail (currently, registered or certified mail). Provides that the envelope containing the notice shall be clearly marked "Notice of Judgment and Sale of Unpaid Property Taxes". Removes a requirement that the county collector must present proof of the mailing to the court along with the application for judgement. **SUPPORT.**

### HB 841

Amends the Criminal Code of 2012. Creates the offense of first responder endangerment. Provides that a person commits the offense when he or she knowingly creates a dangerous condition and intentionally conceals the dangerous condition in a commercial property under his or her management or operational control and the dangerous condition is found to be the primary cause of the death or serious bodily injury of a first responder in the course of his or her official duties. Provides that a violation is a Class 4 felony. Defines various terms. **SUPPORT.**

### HB 884

Amends the Illinois Finance Authority Act. Provides that the Illinois Finance Authority may administer a local infrastructure revolving loan program. Provides that the program shall, in instances where sufficient loan funds exist to permit applications to be accepted, provide zero-interest and low-interest loans to units of local government to be used for specified infrastructure projects. Creates the Local Infrastructure Revolving Loan Fund, and provides for the use of the Fund. Provides for a continuing appropriation of moneys from the Fund to the Authority for payment to units of local government for specified purposes. Provides for the maximum amount of the loan to be given and repayment of the loan. Authorizes the Authority to adopt rules to administer the program. Amends the State Finance Act to provide for the Local Infrastructure Revolving Loan Fund. **SUPPORT.**

### HB 928

Creates the 2020 Census Grant Program Act. Creates the 2020 Census Grant Program for the purpose of issuing matching grants to local governments and nonprofit organizations to support the accurate counting of the population of the State and its local jurisdictions, and the collection of basic demographic and housing information of the population of this State for the 2020 Census. Creates the 2020 Census Grant Program Panel and provides for its membership. Provides administrative support for the Grant Panel. Provides for the awarding of funds under the Grant Program. Requires notice to be given to units of local government and nonprofit organizations concerning the Grant Program. Provides that for fiscal year 2020, the Governor shall include in the annual State budget for the 2020 Census Grant Program an appropriation of \$33,000,000. Provides legislative findings. Defines terms. Repeals the Act on January 1, 2022. **SUPPORT.**

### HB 1449

Amends the Zoning Division of the Counties Code. Provides that a county board may, by majority vote (rather than by ordinance) and without a further public hearing, deny, grant, or grant subject to conditions a proposed special use on receiving the report from the board of appeals (rather than the board may adopt a proposed special use on receiving the report or it may refer the proposal back to the board of appeals for further consideration). **SUPPORT.**

### HB 1452

Amends the Illinois Enterprise Zone Act. Provides that, in calendar year 2019, the Department of Commerce and Economic Opportunity may certify an additional 25 Enterprise Zones. Provides that, for Enterprise Zones scheduled to expire after January 1, 2024, the application process shall begin 5 years prior to the year in which the Zone expires. Provides that the Department of Commerce and Economic Opportunity may award partial points during the application process if the applicant demonstrates job creation and investment levels below the threshold set forth in the statute. Provides that the Department of Commerce and Economic Opportunity may adjust the scoring for applicants that are located entirely within a county with a population of less than 300,000 if the Department finds that the designation will help to alleviate the effects of poverty and unemployment within the proposed Enterprise Zone. Provides for provisional certification of substantially complete Enterprise Zone applications. **SUPPORT.**

### HB 1573

Amends the State Finance Act, Counties Code, Illinois Municipal Code, Metro-East Park and Recreation District Act, Local Mass Transit District Act, Regional Transportation Authority Act, and Water Commission Act of 1985. Provides that the amounts transferred into the Tax Compliance and Administration Fund shall be reduced from 1.5% to 1%. Effective July 1, 2019. **SUPPORT.**



### HB 1597

Amends the State Finance Act. Creates the Transportation Maintenance Fund. Provides that moneys in the Transportation Maintenance Fund shall be used by the Department of Transportation for the maintenance and construction of roads and bridges in the State. Provides for transfers from the General Revenue Fund to the Transportation Maintenance Fund if the average balance in the General Revenue Fund for any fiscal year exceeds the average balance in the General Revenue Fund for the immediately preceding fiscal year by more than 2%. **SUPPORT.**

### HB 2124

Amends the Open Meetings Act. Provides that a public body may hold a closed meeting to consider the appointment, employment, compensation, discipline, performance, or dismissal of specific employees, specific independent contractors, or specific volunteers (currently, only specific employees) of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee, independent contractor, or volunteer of the public body or against legal counsel for the public body to determine its validity. **SUPPORT.**

### HB 2489

Amends the Mobile Home Local Services Tax Act. Provides that the Secretary of State shall provide the county collector in each county a quarterly report of the transfer of title of mobile homes. **SUPPORT.**

### HB 2545

Amends the Counties Code. Provides that the county board or county board of commissioners may establish an urban agricultural area after receipt of an application by a qualified farmer or partner organization. Provides for the formation of an urban agricultural area committee that shall conduct the activities necessary to advise the county board or county board of commissioners on the designation, modification, and termination of an urban agricultural area. Provides that a county may provide for abatements of property taxes levied against real property located within an urban agricultural area that is used by a qualifying farmer for processing, growing, raising, or otherwise producing agricultural products. Provides that a county may authorize an entity providing water, electricity, or other utilities to an urban agricultural area to allow qualified farmers or partner organizations in the urban agricultural area to pay wholesale or otherwise reduced rates or pay reduced or waived connection charges. Limits restrictions, regulations, special assessments, and levies that a county may place on property in urban agricultural areas. Amends the Department of Agriculture Law of the Civil Administrative Code of Illinois. Provides that the Department shall adopt rules consistent with the purposes of the new provisions, including, at a minimum, rules defining specified terms. Provides that upon request from a county, the Department shall issue opinions regarding the consistency of applicants covered under these definitions. Amends the Property Tax Code and Illinois Municipal Code making conforming changes. **SUPPORT.**

### HB 2634

Amends the Workers' Compensation Act. Limits attorney's fees to 15%, rather than 20%, of the sum that would be due under the Act for 364 weeks of permanent total disability based upon the employee's average weekly wage. **SUPPORT.**

### HB 2635

Amends the Workers' Compensation Act. Changes the compensation rates for certain accidental injuries to the levels that existed before Public Act 94-277 took effect. Removes language requiring employers to make payments on annual adjustments to the compensation rate in awards for permanent total disability for every accident occurring on or after July 20, 2005 but before November 11, 2005 (the date Public Act 94-695 took effect). Directs the Workers' Compensation Medical Fee Advisory Board to develop a fee payment schedule for procedures, treatments, and services covered under the Act based upon fees for such procedures, treatments, and services authorized under Medicare. Makes other changes. **SUPPORT.**

### HB 2650

Amends the Environmental Protection Act. Requires the Environmental Protection Agency to adopt rules to expand the usage of federally allowable set-aside programs within the Water Revolving Fund, including, but not limited to, programs that provide financial assistance to utilities exploring consolidation or other collaborative approaches with separate utilities for the purpose of improving efficiency, sustainable water management, and equitable water rates. **SUPPORT.**

#### HB 2780

Amends the Counties Code. Provides that a county board that imposes a non-home rule hotel tax may, by ordinance, impose up to a 1% additional hotel tax in the county, except not in municipalities that already impose a hotel tax. Prohibits taxes from being imposed on gross rental receipts of permanent residents of a hotel, motel, or resort. Provides that the additional hotel tax shall be used by the county for the costs associated with providing infrastructure, police protection, and emergency services in support of tourism and conventions within the county. **SUPPORT.**

#### HB 2781

Amends the Prevailing Wage Act. Provides that the Act does not apply to wages paid to all laborers, workers, and mechanics employed by or on behalf of a public body engaged in a public works project with a total cost of \$20,000 or less if the public body notifies the Department of Labor of each project for which the waiver is used within 60 days of commencing the project. Provides that the Department shall make available a form with which public bodies may make this notification. Provides that the Department shall submit an annual report detailing the number of projects engaged using the waiver in the preceding year, the total number of employees engaged in those projects, the total cost of those projects without using prevailing wage standards, the total cost of those projects using prevailing wage standards, and any other information the Department deems appropriate. **SUPPORT.**

#### HB 2988

Amends the Counties Code. In provisions concerning wind farms and electric-generating wind devices, makes the provisions applicable even if a county has or has not formed a zoning commission and adopted formal zoning. Clarifies that only a county may establish standards for wind farms, electric-generating wind devices, and commercial wind energy facilities in unincorporated areas of the county outside of the zoning jurisdiction of a municipality and the 1.5 mile radius surrounding the zoning jurisdiction of a municipality. **SUPPORT.**

#### HB 3180

Amends the Counties Code. Provides that a county may adopt an ordinance with reasonable regulations concerning the operation of any business that involves exposure of specified anatomical areas or performance of specified sexual activities by a person within the business' premises or that offers or provides sexually-oriented entertainment services or activities (rather than that offers or provides activities by employees, agents, or contractors of the business that involve exposure of specified anatomical areas or performance of specified sexual activities in view of any patron, client, or customer of the business). Provides if a county has established a licensing program as part of its regulation of adult entertainment facilities, the findings, decision, and orders of the licensing official or licensing body is subject to review in the circuit court of the county and that the Administrative Review Law apply to and govern the judicial review. Allows a county having a code hearing unit to enforce and prosecute violations of the adult entertainment facilities ordinance through its administrative adjudication program. **SUPPORT.**

#### HB 3198

Amends the Illinois Municipal Code. Provides that not less than 75% of the amounts collected by a municipality within DuPage County pursuant to the municipal hotel operators' occupation tax and municipal hotel use tax shall be used to promote tourism within that municipality. Requires that the municipality that belong to a not-for-profit organization headquartered in DuPage County that is recognized by the Department of Commerce and Economic Opportunity as a certified local tourism and convention bureau entitled to receive State tourism grant funds. Provides that the remainder of the amounts collected may be used by the municipality for economic development or capital infrastructure. Repeals the provisions on January 1, 2021. **SUPPORT.**

#### SB 146

Amends the State Finance Act, Counties Code, Illinois Municipal Code, Metro-East Park and Recreation District Act, Local Mass Transit District Act, Regional Transportation Authority Act, and Water Commission Act of 1985. Provides that the amounts transferred into the Tax Compliance and Administration Fund shall be reduced from 1.5% to 1%. Effective July 1, 2019. **SUPPORT.**

**SB 189**

Amends the Property Tax Code, the Local Government Financial Statement Act, the Illinois Municipal Budget Law, the Medical Service Facility Act, the Innovation Development and Economy Act, and the Illinois Municipal Code. Changes various provisions requiring notice by publication in newspapers to allow an option of publication on websites of municipalities and specified units of local government. **SUPPORT.**

**SB 196**

Amends the Open Meetings Act. Provides that a public body may hold a closed meeting to consider the appointment, employment, compensation, discipline, performance, or dismissal of specific employees, specific independent contractors, or specific volunteers (currently, only specific employees) of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee, independent contractor, or volunteer of the public body or against legal counsel for the public body to determine its validity. **SUPPORT.**

**SB 198**

Amends the Illinois Highway Code. Provides that a county board of any county, any township, or any municipality may use motor fuel tax funds allotted to it for the operation costs of any public transportation service, for capital improvements designed to improve or enhance pedestrian, bicycle, or transit mobility, or for infrastructure used to support publicly or privately owned electric vehicles. **SUPPORT.**

**SB 1114**

Amends the Counties Code. Provides that if a county finds that an imminent hazard to the public health or safety exists arising from an unfit condition which requires immediate action to protect the public health or safety, it may bring an action, without bond, for immediate injunctive relief, including causing the removal of unhealthy or unsafe accumulations or concentrations of the following: garbage; organic materials in an active state of decomposition, including, but not limited to, carcasses, food waste, or other spoiled or rotting materials; human or animal waste; debris; or other hazardous, noxious, or unhealthy substances or materials from a structure or property. Provides that a county may file a notice of lien for the cost and expense of actions taken. **SUPPORT.**

**SB 1152**

Amends the Counties Code and Illinois Municipal Code. Provides that a county or municipal administrative hearing unit or code hearing unit may adjudicate of a violation of a county (or a participating unit of local government) ordinance or municipal ordinance of specified offenses relating to distracted driving, red light violations, and violations caught on automated traffic law enforcement systems or similar local offenses. **SUPPORT.**

**SB 1179**

Amends the Counties Code. Provides that counties may impose regulations, eliminate uses, buildings, or structures or require permits for parcels of land consisting of less than 20 acres being used for animal husbandry (other than equine activity) within or adjacent to residential zoning districts in counties with a population in excess of 675,000. **SUPPORT.**

**SB 1184**

Amends the Counties Code. Provides that the county board or board of county commissioners of a county may prohibit the sale of and the use of coal tar sealant product and high polycyclic aromatic hydrocarbon sealant product on any surface, except for highway structures, including, but not limited to, a driveway, parking area, playground, sidewalk, bike trail, or roadway within the county. Amends the Municipal Code making similar changes. **SUPPORT.**

**SB 1245**

Amends the Open Meetings Act. Provides that a public body may hold closed meetings to consider, among other subjects, deliberations or portions of deliberations for decisions of the Illinois Gaming Board in which specified information is discussed. **SUPPORT.**

### SB 1341

Amends the Illinois Income Tax Act. Provides that, beginning on July 1, 2019, the amount transferred from the General Revenue Fund to the Local Government Distributive Fund shall be equal to 1/10 of the net revenue realized from the income tax imposed on individuals, trusts, estates, and corporations during the preceding month (currently, 6.06% of the net revenue realized from the income tax imposed upon individuals, trusts, and estates and 6.85% of the net revenue realized from the income tax imposed upon corporations). Effective July 1, 2019. **SUPPORT.**

### SB 1550

Amends the Illinois Income Tax Act. Provides that an amount equal to 10% of the net revenue realized from the State income tax during the preceding month shall be transferred from the General Revenue Fund to the Local Government Distributive Fund (currently, the amount transferred is equal to the sum of (i) 6.06% of the net revenue realized from the tax imposed upon individuals, trusts, and estates and (ii) 6.85% of the net revenue realized from the tax imposed upon corporations). **SUPPORT.**

### SB 1580

Amends the Counties Code. Provides that a county may adopt an ordinance with reasonable regulations concerning the operation of any business that involves exposure of specified anatomical areas or performance of specified sexual activities by a person within the business' premises or that offers or provides sexually-oriented entertainment services or activities (rather than that offers or provides activities by employees, agents, or contractors of the business that involve exposure of specified anatomical areas or performance of specified sexual activities in view of any patron, client, or customer of the business). Provides if a county has established a licensing program as part of its regulation of adult entertainment facilities, the findings, decision, and orders of the licensing official or licensing body is subject to review in the circuit court of the county and that the Administrative Review Law apply to and govern the judicial review. Allows a county having a code hearing unit to enforce and prosecute violations of the adult entertainment facilities ordinance through its administrative adjudication program. **SUPPORT.**

### SB 1581

Amends the Counties Code. Provides that the special county retailers' occupation tax for public safety, public facilities, mental health, substance abuse, or transportation may additionally be imposed for senior citizen programs and social services in the county. Changes the name from the Special County Retailers' Occupation Tax For Public Safety, Public Facilities, Mental Health, Substance Abuse, or Transportation to the Special County Retailers' Occupation Tax. Amends the Transportation Development Partnership Act and the Simplified Sales and Use Tax Administration Act to make conforming changes. **SUPPORT.**

### SB 1600

Creates the 2020 Census Grant Program Act. Creates the 2020 Census Grant Program for the purpose of issuing matching grants to local governments and nonprofit organizations to support the accurate counting of the population of the State and its local jurisdictions, and the collection of basic demographic and housing information of the population of this State for the 2020 Census. Creates the 2020 Census Grant Program Panel and provides for its membership. Provides administrative support for the Grant Panel. Provides for the awarding of funds under the Grant Program. Requires notice to be given to units of local government and nonprofit organizations concerning the Grant Program. Provides that for fiscal year 2020, the Governor shall include in the annual State budget for the 2020 Census Grant Program an appropriation of \$33,000,000. Provides legislative findings. Defines terms. Repeals the Act on January 1, 2022. **SUPPORT.**

### SB 1621

Amends the Illinois Complete Count Commission Act to provide that members serving on the Commission on the effective date of this amendatory Act may be reappointed as members for consecutive decennial census terms. Adds the Lieutenant Governor as a member of the Illinois Complete Count Commission. Provides that any vacancies occurring on or after the effective date of this amendatory Act may be filled by the Lieutenant Governor. Provides that the Lieutenant Governor (currently, Secretary of State) shall serve as chairperson of the Commission. Provides that the census outreach strategy shall have a strategic focus on addressing hard to count and underserved communities that the census historically overlooks, including, but not limited to, homeless persons, senior citizens and veterans. Provides for local complete count commissions. Requires the Commission to issue a report (currently, final report) specifying its recommended outreach strategy for implementation for the 2020 Census no later than January 1, 2020 (currently, June 30 2019). Requires the Commission to submit a final report to the General Assembly no later than December 31, 2020 detailing the work of the Commission concerning outreach, promotion, and community support during the 2020 calendar year. **SUPPORT.**

### SB 1712

Amends the Freedom of Information Act. Exemptions from disclosure a public body's credit card numbers, bank account numbers, and other confidential account information that the disclosure of which could produce public loss. **SUPPORT.**

### SB 1912

Amends the Architectural, Engineering, and Land Surveying Qualifications Based Selection Act. In a Section concerning small contracts under the Act, provides that specified provisions do not apply to architectural, engineering, and land surveying contracts with an estimated basic professional services fee of less than \$100,000 (currently, \$25,000). **SUPPORT.**

### SB 1929

Amends the Freedom of Information Act. Exempts from inspection and copying interagency or intra-agency memoranda or letters that would not be available by law to a party other than an agency in litigation with the agency. Provides that the exemption does not apply to a record created 25 years or more before the date on which the record is requested. **SUPPORT.**

### SB 1966

Amends the State Appellate Defender Act. Creates the Public Defender Bail Reform Grant Program to assist county public defenders in implementing a provision of the Code of Criminal Procedure of 1963 which requires counsel at bail hearings. Provides that the Public Defender Bail Reform Grant Program is to be administered by the State Appellate Defender, under the direction of the State Appellate Defender Commission. Provides that the State Appellate Defender shall request funds for this grant program within its annual appropriation. Provides for eligibility and administration of the grant program. Makes other changes. **SUPPORT.**

### SB 2135

Amends the Freedom of Information Act. Exempts from inspection and copying a law enforcement record created for law enforcement purposes if the public body that is the recipient of the request did not create the record and did not participate in or have a role in any of the events that are the subject of the record. Provides that if a public body receives a request for a law enforcement record created for law enforcement purposes that it did not create, the public body shall direct the requester to the public body that created the law enforcement record. Deletes language exempting from inspection and copying a law enforcement record created for law enforcement purposes and contained in a shared electronic record management system if the law enforcement agency that is the recipient of the request did not create the record, did not participate in or have a role in any of the events which are the subject of the record, and only has access to the record through the shared electronic record management system. **SUPPORT.**



#### SB 2144

Creates the Complete Streets Act. Requires the Department of Transportation to use federal or State funds allocated for transportation projects to improve safety, access, and mobility for users of the various modes of transportation. Creates the Complete Streets Advisory Board. Provides that the Governor shall appoint members representing various agencies, organizations, or interest groups to the Advisory Board. Provides that the Advisory Board, in coordination with a representative or representatives of the Department, shall prepare a report on the status of the implementation of the Complete Streets Initiative. Provides that the Advisory Board shall submit its initial report and recommendations to the Governor, the Department, and the General Assembly on or before January 1, 2021, and annually on January 1 of each subsequent year. Defines the terms "Advisory Board", "Department", "multimodal", "multimodal planning or multimodal transportation planning", and "user or users". **SUPPORT.**

#### **Oppose**

#### HB 44

Amends the Freedom of Information Act. Provides that a law enforcement agency may not electronically provide or publish booking photographs unless: (1) the booking photograph is posted to social media to assist in the search for a missing person or to assist in the search for a fugitive, person of interest, or individual wanted in relation to a crime other than a petty offense, business offense, Class C misdemeanor, or Class B misdemeanor; or (2) the person is convicted of a crime other than a petty offense, business offense, Class C misdemeanor, or Class B misdemeanor. Deletes language providing that a law enforcement agency may publish on its social media website booking photographs relating to charges other than civil offenses, petty offenses, business offenses, Class C misdemeanors, and Class B misdemeanors. Amends the Consumer Fraud and Deceptive Business Practices Act. Provides that it is an unlawful practice for a for-profit publishing entity that publishes on a publicly available Internet website or in any other publication that charges a fee for removal or correction of the information to fail to remove within 30 days, without the imposition of any fee, the criminal record information of a person who provides the entity with: a pardon from the Governor or a certificate of innocence stating that the person is innocent of all offenses relating to the criminal record information; court records indicating that the person was found not guilty or that the case ended without a finding of guilt; or an order to expunge or seal the criminal record information of the person. Provides that a violating entity is subject to a civil penalty of \$1,000 per day, plus attorney's fees, which shall be deposited into the General Revenue Fund. **OPPOSE.**

#### HB 49

Amends the Criminal Identification Act. Provides that records of charges that result in an acquittal or dismissal with prejudice, except for minor traffic offenses, may be immediately expunged after the final disposition of the case. Provides that upon entry of judgment, the defendant shall be informed of this right and the proper procedures to follow to have records that are eligible be immediately expunged. Provides that the petition may be filed on behalf of the defendant by his or her attorney at the final disposition hearing, or by the defendant at any time. Provides that the State's Attorney may not object to an immediate expungement petition and the presiding trial judge shall enter an order granting or denying the petition during the hearing in which the petition is filed. Provides that no fees shall be charged by the circuit court clerk or the Department of State Police for processing petitions filed under this provision. Makes other changes. **OPPOSE.**

#### HB 51

Amends the Unified Code of Corrections. Provides that if an offender defaults in the payment of a fine or any installment of that fine, no less than 30 days before the issuance of a warrant, a notice shall be mailed to the offender by first class mail to the most recent address which the offender has provided to the court. Provides that the notice shall contain the following information: (1) the amount of the fine which is due and owing; (2) the docket number of the case in which the fine was assessed; (3) the due date for payment of the fine; (4) instructions as to how payment of the fine may be made; (5) an explanation that intentional refusal to pay the fine may result in imprisonment; and (6) instructions as to how the offender may request a hearing to present evidence that the offender did not intentionally refuse to pay the fine and that failure to pay was the result of the offender's inability to pay the fine. Makes technical changes. **OPPOSE.**

#### HB 54

Amends the Unified Code of Corrections. Provides that if an offender defaults in the payment of a fine or any installment of that fine, the court may issue a summons for his or her appearance (deletes warrant of arrest). Provides that the court may issue a warrant of arrest, if after being served with a summons, the offender fails to appear for the scheduled hearing. **OPPOSE.**

### HB 56

Creates the Peace Officer Accountability Act. Provides that before a peace officer is permitted to carry a firearm in the unit of government in which he or she is employed, the peace officer must either: (1) live in the unit of government in which he or she serves; or (2) complete 200 hours of specified work or training. Provides that the unit of government shall require each peace officer employed by the unit of government before entering upon the officer's duties to have a liability insurance policy. Provides that the public shall have access to all documents concerning promotions, which documents are subject to disclosure under the Freedom of Information Act. Provides that each peace officer, before discharging his or her duties as a peace officer, shall sign an affidavit declaring that he or she will report all unethical and unlawful conduct of other peace officers immediately to the internal affairs division of the department. Provides that the exclusive representative of a peace officer bargaining unit may not enter into a contract or collective bargaining agreement with the department that permits unconstitutional conduct by peace officers. Amends the Illinois Police Training Act. Provides that the minimum standards for police academies shall include 20 hours of race relations training, acquaintance with the youth residing in the unit of government in which the officers will serve, when discharging a firearm, the avoidance of the use of deadly force except when necessary to protect the life of the officer and on methods of using less than deadly force to disarm a suspect. Provides annual 20 hours of training of peace officers in race relations and constitutional methods of the use of force. Amends various other Acts to make conforming changes. **OPPOSE.**

### HB 187

Amends the Criminal Identification Act. Provides that records of charges that result in an acquittal or dismissal with prejudice, except for minor traffic offenses, may be immediately expunged after the final disposition of the case. Provides that upon entry of judgment, the defendant shall be informed of this right and the proper procedures to follow to have records that are eligible be immediately expunged. Provides that the petition may be filed on behalf of the defendant by his or her attorney at the final disposition hearing, or by the defendant at any time. Provides that the State's Attorney may not object to an immediate expungement petition and the presiding trial judge shall enter an order granting or denying the petition during the hearing in which the petition is filed. Provides that no fees shall be charged by the circuit court clerk or the Department of State Police for processing petitions filed under this provision. Makes other changes. **OPPOSE.**

### HB 191

Creates the Safe Spaces in Public Places Act. Defines terms. Provides that beginning with the 2020-2021 academic year, each institution of higher learning must install and operate a walk-through metal detector at each public entrance of the institution and during any special event on any campus of the institution if more than 1,000 people are present at the event. Amends the Officers and Employees Article of the Counties Code. Provides that as part of his or her duty to maintain the security of a courthouse, a sheriff shall maintain a walk-through metal detector at each point of entry into the courthouse. Provides that a courthouse shall ensure that all members of the public, other than employees of the county or individuals who display proper credentials, who enter the courthouse at a point of entry are subjected to screening by a walk-through metal detector. Amends the School Code. Provides that beginning with the 2020-2021 school year, a school board shall require each school under its authority to install and operate a walk-through metal detector at all public entrances of the school. Amends the Hospital Licensing Act. Provides that a hospital shall maintain a metal detector at each point of entry into the hospital; defines "point of entry". Provides that a hospital shall ensure that all members of the public, other than the employees of the hospital who display proper credentials, who enter the hospital at a point of entry are subjected to screening by a metal detector. **OPPOSE.**

### HB 195

Amends the Election Code. Provides that for the 2020 general primary election, each election authority shall mail to every registered voter within that election authority's jurisdiction a vote by mail ballot. Provides that this provision is inoperative the day after the date of the 2020 general primary election. Provides that for any local election following the 2020 general primary election, a city may adopt an ordinance or resolution permitting the election authority with jurisdiction over the city to send every registered voter residing within that city a vote by mail ballot. Provides that if a city adopts the ordinance or resolution, then the election authority with jurisdiction over the city must mail every registered voter residing within that city a vote by mail ballot. Provides that ballots under the provisions must be mailed to voters a reasonable amount of time before the date of the election. Provides that the receipt of a ballot under the provisions does not prevent a voter from instead casting a ballot in person. Provides that the State Board of Elections may adopt any rules necessary to implement the provisions. **OPPOSE.**

### HB 198

Amends the Illinois Vehicle Code. Creates a traffic ticket fine waiver program available to a defendant who is in default or is unable to pay required fines, fees, costs, or court assessments, or who has a suspended driver's license, resulting from a minor traffic offense under the Code or a similar provision of a local ordinance. Provides that upon submission of the application to enter into the program, the court shall grant the defendant (1) the ability to convert the amount due into court-approved public community service or (2) a partial obligation waiver. Provides that the program shall apply only to a defendant convicted of a minor traffic offense committed no earlier than 2 years before the effective date. Defines "minor traffic offense". Makes conforming changes. **OPPOSE.**

### HB 257

Amends the Election Code. Provides that for the 2020 general primary election and each election thereafter, each election authority shall mail to every registered voter within that election authority's jurisdiction a vote by mail ballot. Provides that ballots under the provisions must be sent to voters in a reasonable amount of time before the date of the election. Provides that the receipt of a ballot does not prevent a voter from instead casting a ballot in person. Provides that the State Board of Elections may adopt any rules necessary to implement the provisions. **OPPOSE.**

### HB 269

Amends the Workers' Compensation Act. Permits a single commissioner to approve of enforcement actions under provisions of the Act concerning insuring an employer's ability to pay compensation, replacing the current requirement of a panel of 3 commissioners. Permits the Illinois Workers' Compensation Commission to, if an employer's business is declared to be extra hazardous, issue a work-stop order while awaiting a ruling from the Commission or while awaiting proof of insurance by the employer. Provides that investigative actions must be acted upon within 90 days of the issuance of a complaint. Raises the maximum allowable penalty for noncompliance with certain insurance requirements from \$2,000 to \$10,000. Doubles the maximum allowable penalties, to \$1,000 per day, with a minimum penalty of \$20,000, for employers found to be in noncompliance more than once. Provides that an employer with 2 or more violations may no longer self-insure or purchase an insurance policy from a private broker for one year or until all penalties are paid, during which time the employer must purchase insurance from the Assigned Risk Pool through the National Council on Compensation Insurance. **OPPOSE.**

### HB 306

Amends the Counties Code. Provides that a county board may, by ordinance, assume control over county recorder fees. Provides that, upon the adoption of such an ordinance, the county board may reduce any fee charged by the county recorder of deeds to a figure selected by the county board and transfer all or part of a county recorder of deed's budget surplus to the county general fund. Provides that county board actions under these provisions have precedence over other formulas or fee schedules used to calculate county recorder fees and any other use of a county recorder of deed's budget surplus. **OPPOSE.**

### HB 308

Amends the Local Government Debt Reform Act. Provides that no alternate bonds shall be issued if the issuance of such bonds would create or continue the accumulation of stacked alternate-bonded debt. Provides that provisions concerning stacked alternate-bonded debt do not apply to any transactions or agreements concerning debt that may be in place before the effective date of this amendatory Act. Defines "stacked alternate-bonded debt". **OPPOSE.**

### HB 317

Amends the Property Tax Code. Provides that, beginning with the 2019 levy year, the Property Tax Extension Limitation Law applies to all taxing districts, including home rule units. Provides that, beginning with the 2019 levy year, the extension limitation under the Property Tax Extension Limitation Law is 0% or the rate of increase approved by the voters. Preempts home rule. Amends the State Mandates Act to require implementation without reimbursement. **OPPOSE.**



### HB 320

Amends the Property Tax Code. Provides that, beginning with the 2019 levy year, the Property Tax Extension Limitation Law applies to all taxing districts, including home rule units. Provides that, for the 2019 levy year, the limiting rate under the Property Tax Extension Limitation Law shall be calculated by reducing the district's 2016 aggregate extension by 5%. Provides that, for the 2020 levy year, the limiting rate under the Property Tax Extension Limitation Law shall be calculated by reducing the district's 2018 aggregate extension by 10%. Provides that, beginning with the 2021 levy year, the extension limitation is 0%. Preempts home rule. Amends the State Mandates Act to require implementation without reimbursement. **OPPOSE.**

### HB 927

Amends the Juvenile Court Act of 1987. Provides that notwithstanding any provision of the Act to the contrary, on and after the effective date of the amendatory Act, all juvenile law enforcement records and juvenile court records are subject to automatic expungement if the underlying charge was not a crime of violence as defined in the Crime Victims Compensation Act. Provides that upon entry of a disposition for an eligible record, the minor shall be informed by the court of his or her right to have eligible records immediately expunged. Provides that the clerk shall deliver a certified copy of the expungement order to the Department of State Police and the arresting agency. Provides that the expungement shall be completed within 14 business days after the receipt of the expungement order. Allows retention of some information under special conditions. **OPPOSE.**

### HB 1612

Amends the Counties Code and the Illinois Municipal Code. Provides that county or municipality may not prohibit a private homeowner from gardening on his or her property. Limits home rule powers. **OPPOSE.**

### HB 1621

Amends the Counties Code and Illinois Municipal Code. Provides that a county or municipality may not use payments received from the Local Government Distributive Fund for payments for travel, lodging, or dining. Limits home rule powers. **OPPOSE.**

### HB 2077

Amends the State Revenue Sharing Act. Provides that, in fiscal year 2020, each school district having Personal Property Tax Replacement Fund receipts totaling 13% or more of its total revenues in fiscal year 2018 shall receive an additional amount equal to 11% of the total amount distributed to the school district from the Personal Property Tax Replacement Fund during fiscal year 2018. Requires the State Board of Education to identify those school districts to the Department of Revenue. Provides that the total amount of additional distributions shall not exceed \$4,353,136. **OPPOSE.**

### HB 2138

Amends the Code of Civil Procedure. Provides that a unit of local government may not seek damages in connection with a temporary restraining order or preliminary injunction based upon a constitutional challenge to a tax. Provides that if a petition is filed in violation of the new provisions, the court shall award the respondent reasonable attorney's fees and costs incurred in connection with the petition. **OPPOSE.**

### HB 2283

Amends the Open Meetings Act. Requires a unit of local government or school district with an operating budget of \$1 million or more to maintain an Internet website and post to that website, for the current calendar or fiscal year, the following information: (1) information about elected and appointed officials; (2) notice of and materials prepared for meetings; (3) procedures for requesting information from the unit of local government or school district; (4) annual budget; (5) ordinances; (6) procedures to apply for building permits and zoning variances; (7) financial reports and audits; (8) information concerning employee compensation; (9) contracts with lobbying firms; (10) taxes and fees imposed by the unit of local government or school district; (11) rules governing the award of contracts; (12) bids and contracts worth \$25,000 or more; (13) a debt disclosure report; and (14) public notices. Provides that any citizen who is a resident of the unit of local government or school district may bring a mandamus or injunction action to compel the unit of local government or school district to comply with the Internet posting requirements. Limits home rule powers. Amends the State Mandates Act to require implementation without reimbursement. Amends the Freedom of Information Act. Provides for a statutory exemption for any electronic copy of a record or information maintained on specified websites. Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois to make conforming changes. **OPPOSE.**

### HB 2306

Amends the Juvenile Court Act of 1987. Provides that minors shall be brought before a judicial officer within 40 hours, which includes Saturdays, Sundays, and court-designated holidays (rather than within 40 hours exclusive of Saturdays, Sundays, and court-designated holidays). Makes conforming changes. **OPPOSE.**

### HB 2320

Amends the Property Tax Code. Provides that, for the 2019 and 2020 levy years, the Property Tax Extension Limitation Law applies to all non-home rule taxing districts. Provides that, for the 2019 and 2020 levy year, the extension limitation under the Property Tax Extension Limitation Law is 0% or the rate of increase approved by the voters. Amends the State Mandates Act to require implementation without reimbursement. **OPPOSE.**

### HB 2428

Amends the Property Tax Extension Limitation Law in the Property Tax Code. Provides that if (i) the total equalized assessed value of all taxable property in the taxing district for the current levy year is less than the total equalized assessed value of all taxable property in the taxing district for the previous levy year, or (ii) the median equalized assessed value of all taxable property in the taxing district for the current levy year and the 2 levy years immediately preceding the current levy year is less than the median equalized assessed value of all taxable property in the taxing district for the 3 levy years immediately preceding that 3-year period, then the extension limitation is (a) 0% or (b) the rate of increase approved by voters (instead of the lesser of 5% or the percentage increase in the Consumer Price Index during the 12-month calendar year preceding the levy year or the rate of increase approved by the voters). **OPPOSE.**

### HB 2593

Amends the Counties Code. Removes a provision limiting the number of deputies a sheriff may appoint to a number allowed by the county board. **OPPOSE.**

### HB 2630

Amends the Property Tax Code. Provides that, beginning with the 2019 levy year, the Property Tax Extension Limitation Law applies to all taxing districts, including home rule units. Provides that, beginning with the 2019 levy year and until the first levy year to occur after a revenue neutral school funding formula is enacted, the extension limitation under the Property Tax Extension Limitation Law is 0% or the rate of increase approved by the voters. Preempts home rule. Amends the State Mandates Act to require implementation without reimbursement. **OPPOSE.**

### HB 2810

Replaces everything after the enacting clause. Amends the Open Meetings Act. Provides that a unit of local government or school district with an operating budget of \$1,000,000 or more shall maintain an Internet website and post to its website for the current calendar or fiscal year specified information. Provides that the information required to be posted must be easily accessible from the unit of local government's or school district's website home page and searchable. Provides penalties for noncompliance. Provides that no home rule unit may adopt posting requirements that are less restrictive than those provided in the Act. Provides that all local records required to be posted shall remain posted on the entity's website, or subsequent websites, for 10 years. Exempts the School District of the Department of Juvenile Justice. Amends the Freedom of Information Act. Provides an exemption from inspection and copying of any record or information that a unit of local government or school district maintains an electronic copy of on its Internet website in order to comply with the Open Meetings Act. Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois. Provides that within 6 months after the effective date of this amendatory Act, the Illinois Transparency and Accountability Portal shall have the capability to compile and update its database with information received from all school districts and units of local government. Authorizes the Illinois Transparency and Accountability Portal to provide direct access to information compiled under specified provisions of the Open Meetings Act. Provides an exempt mandate provision. Provides a severability clause. **OPPOSE.**

### HB 2835

Amends the Property Tax Extension Limitation Law in the Property Tax Code. Provides that, if a taxing district's actual aggregate extension for any levy year is less than its maximum aggregate extension under that Law for that levy year, then, in any of the next 5 levy years, the district may provide that its maximum aggregate extension and limiting rate for any levy year occurring on or after the date the ordinance or resolution is passed shall be calculated as though the taxing district had used its entire maximum aggregate extension for the levy year in which its actual extension was reduced, subject to a public hearing. **OPPOSE.**

[HB 2943](#)

Amends the Motor Fuel Tax Law. Provides that on and after July 1, 2019, the costs of the Environmental Protection Agency for the administration of the Vehicle Emissions Inspection Law of 2005 are to be paid from the Motor Fuel Tax Fund. **OPPOSE.**

[HB 3056](#)

Creates the Employee Background Fairness Act. Provides that an employer may not refuse to hire an individual and may not discharge an individual because of the individual's criminal history unless the individual has one or more convictions and there is a direct relationship between one of more of an individual's convictions and the specific employment sought. Prohibits retaliation for exercising rights under the Act. Provides that an individual denied or discharged from employment because of his or her criminal history in violation of the Act may recover from the employer in a civil action: (1) damages in the amount of \$2,000 or actual damages, whichever is greater; (2) costs and reasonable attorney's fees as allowed by the court; and (3) any other appropriate relief, including punitive damages. Defines terms. **OPPOSE.**

[HB 3117](#)

Amends the Property Tax Code. Provides that deputies and clerks appointed by a county assessor in a county with less than 3,000,000 inhabitants shall be appointed with the advice and consent of the county board. Provides that their compensation is to be fixed by the county board and paid by the county. **OPPOSE.**

[HB 3143](#)

Amends the Property Tax Code. Provides a county with less than 3,000,000 inhabitants may, upon referendum approval, change the manner in which it selects its county assessor or county supervisor of assessments from an elected position to an appointed position or from an appointed position to an elected position. **OPPOSE.**

[HB 3263](#)

Amends the Illinois Municipal Retirement Fund (IMRF) Article of the Illinois Pension Code. Provides that a participating municipality or instrumentality shall post on its publicly available website, if the participating municipality or instrumentality maintains a publicly available website: (1) all documents pertaining to the municipality's or instrumentality's adoption of a resolution to participate in the Fund if the municipality or instrumentality has adopted such a resolution; (2) all documents pertaining to the municipality's or instrumentality's annual projected future contributions to the Fund; and (3) information about the amount of the municipality's or instrumentality's past required contributions to the Fund for each year of participation. Provides that the public posting requirement does not require a participating municipality or instrumentality to post on its website information that is not subject to disclosure under the Freedom of Information Act. Amends the State Mandates Act to require implementation without reimbursement by the State. **OPPOSE.**

[HB 3281](#)

Amends the Property Tax Extension Limitation Law in the Property Tax Code. Provides that a taxing district shall reduce its aggregate extension base for the purpose of lowering its limiting rate for future years upon referendum approval initiated by the submission of a petition by the voters of the district. **OPPOSE.**

[HB 3445](#)

Creates the Reduction of Lead Service Lines Act. Requires community water supplies to identify and replace all lead service lines that connect to a water main. Provides that every community water supply in Illinois that has known lead service lines shall create a plan, to be submitted to the Environmental Protection Agency for approval, to replace all lead service lines and galvanized service lines if the service line is or was connected to lead piping. Provides that, within legal bounds, a community water supply shall have the authority to access private property and private residences for the sole purpose of identifying or replacing lead service lines or galvanized service lines. Provides that no person shall replace a portion of a lead service line without replacing the entirety of the line at the same time, except in cases of emergency repair. Amends the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois. Requires the Department of Commerce and Economic Opportunity to establish a comprehensive low-income water assistance policy and program. Amends the Public Utilities Act. Removes references to unaccounted-for water and replaces them with references to nonrevenue water. Provides that the Illinois Commerce Commission may allow or direct a water utility to establish a customer assistance program. Provides that certain entities that serve or provide water or sewer services shall prepare a summary of the cost of service for a given calendar year. **OPPOSE.**

[HB 3459](#)

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Requires the Department of Public Health to annually report to the General Assembly the data collected by and reported to the Department concerning deaths in which an opioid overdose is determined to be a contributing factor. Amends the Counties Code. Provides that in every case in which an opioid overdose is determined to be a contributing factor in a death, the coroner shall report the death and the age, gender, race, and county of residence, if known, of the decedent to the Department. **OPPOSE.**

[HB 3532](#)

Creates the Family and Medical Leave Act. Sets forth requirements for family and medical leave to be provided to employees in Illinois. Applies to employers employing more than 20 employees. Provides for 16 workweeks of family leave for the birth of a child, placement of a child for adoption or foster care, or the care of a family member who has a serious health condition. Provides for administration by the Department of Labor. Authorizes enforcement by the Attorney General. Effective July 1, 2020. **OPPOSE.**

[HB 3627](#)

Amends the State Revenue Sharing Act. Provides that, in fiscal year 2020, each school district having Personal Property Tax Replacement Fund receipts totaling 13% or more of its total revenues in fiscal year 2018 shall receive an additional amount equal to 16% of the total amount distributed to the school district from the Personal Property Tax Replacement Fund during fiscal year 2018. Requires the State Board of Education to identify those school districts to the Department of Revenue. **OPPOSE.**

[HB 3651](#)

Amends the State Records Act and the Local Records Act. Provides that a public officer or public agency that has a government credit card issued for use by the public officer or employees of the public officer or agency shall post on the officer's or agency's website a copy of each expense charged on the credit card on or before 60 days after the date the expense was charged. Expenses shall remain the website for at least one year after the expense was originally posted. **OPPOSE.**

[HB 3656](#)

Amends the Property Tax Extension Limitation Law in the Property Tax Code. Provides that, if, at the end of any levy year, a taxing district has reserves of 50% or more of its operating budget for that levy year, then, for the next levy year, "extension limitation" means 0% or the rate of increase approved by the voters. Preempts the power of home rule units to tax. **OPPOSE.**

[HB 3708](#)

Creates the Family and Medical Leave Act. Provides that employees are entitled to 12 weeks of leave during a calendar year. Provides that leave may be used for absence from work due to (1) personal illness, injury, or medical appointment of the employee, (2) illness, injury, or medical appointment of a member of the employee's family, or (3) for the birth of a child or the adoption of a child under one year of age. Requires the employer to pay the cost of health insurance applicable to the employee during the period of leave. Requires that the employee be returned to his or her position or an equivalent position upon completion of the family medical leave period. **OPPOSE.**

[SB 177](#)

Amends the Motor Fuel Tax Law. Provides that no municipality, county, or road district that received motor fuel tax distributions totaling more than \$1,000,000 in the previous State fiscal year shall receive a future distribution of motor fuel tax moneys unless that municipality, county, or road district implements a business enterprise program setting goals for the inclusion of minority, veteran, and female-owned businesses in the procurement of contracts. Amends the Department of Transportation Law of the Civil Administrative Code of Illinois. Provides that the Department of Transportation shall assist municipalities, counties, and road districts in implementing those programs. **OPPOSE.**



### SB 223

Amends the Local Government Professional Services Selection Act. Removes an option allowing a political subdivision not to evaluate firms submitting letters of interest for projects requiring architectural, engineering, or land surveying services if the political subdivision has a satisfactory relationship for services with one or more firms. **OPPOSE.**

### SB 239

Amends the Children and Family Services Act. Provides that the Illinois Juvenile Justice Commission in its annual submission of recommendation to the Governor and General Assembly shall include recommendations regarding the inclusion of emerging adults into a developmentally appropriate justice system, reducing recidivism, and preventing deeper criminal involvement. Amends the Juvenile Court Act of 1987. Provides in the Article concerning delinquent minors that on and after January 1, 2020, "delinquent minor" includes a minor who prior to his or her 19th birthday has violated or attempted to violate, regardless of where the act occurred, a federal law or State law, or county or municipal ordinance and the law or ordinance is classified as a misdemeanor offense. Provides that on and after January 1, 2022, "delinquent minor" includes a minor who prior to his or her 21st birthday has violated or attempted to violate, regardless of where the act occurred, a federal law or State law or county or municipal ordinance and the law or ordinance is classified as a misdemeanor offense. Provides that the changes made by the amendatory Act apply to violations or attempted violations committed on or after the effective of the amendatory Act. **OPPOSE.**

### SB 1532

Creates the Reduction of Lead Service Lines Act. Requires community water supplies to identify and replace all lead service lines that connect to a water main. Provides that every community water supply in Illinois that has known lead service lines shall create a plan, to be submitted to the Environmental Protection Agency for approval, to replace all lead service lines and galvanized service lines if the service line is or was connected to lead piping. Provides that, within legal bounds, a community water supply shall have the authority to access private property and private residences for the sole purpose of identifying or replacing lead service lines or galvanized service lines. Provides that no person shall replace a portion of a lead service line without replacing the entirety of the line at the same time, except in cases of emergency repair. Amends the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois. Requires the Department of Commerce and Economic Opportunity to establish a comprehensive low-income water assistance policy and program. Amends the Public Utilities Act. Removes references to unaccounted-for water and replaces them with references to nonrevenue water. Provides that the Illinois Commerce Commission may allow or direct a water utility to establish a customer assistance program. Provides that certain entities that serve or provide water or sewer services shall prepare a summary of the cost of service for a given calendar year. **OPPOSE.**

### SB 1552

Amends the State Revenue Sharing Act. Provides that each school district having Personal Property Tax Replacement Fund receipts totaling 13% or more of its total revenues in the previous fiscal year shall receive an additional amount equal to 11% of the total amount distributed to the school district from the Personal Property Tax Replacement Fund. Requires the State Board of Education to identify those school districts to the Department of Revenue. Provides that the total amount of additional distributions shall not exceed \$4,353,136. **OPPOSE.**

### SB 1596

Amends the Worker's Compensation Act and the Workers' Occupational Diseases Act. Provides that specified Sections limiting recovery do not apply to injuries or death resulting from an occupational disease as to which the recovery of compensation benefits under the Act would be precluded due to the operation of any period of repose or repose provision. Provides that, as to any such injury occupational disease, the employee, the employee's heirs, and any person having the standing under law to bring a civil action at law has the nonwaivable right to bring such an action against any employer or employers. **OPPOSE.**

ILLINOIS ASSOCIATION OF COUNTY BOARD MEMBERS

# Counties at the Capitol

March 22, 2019 • [www.ilcounty.org](http://www.ilcounty.org)

*This report highlights bills that have advanced from committees, as well as new amendments. The list is not all-inclusive. For a complete list of bills being tracked by the Association, please visit our website.*

**SB 39 (Mulroe) Martwick – OPPOSE**  
**Property Tax Code – Police and Fire**  
**Status: Passed Senate / House Rules**

Creates a homestead exemption in the amount of a reduction of \$5,000 from the equalized assessed value of property of police officers and firefighters with duty-related disabilities. **NOTE:** A higher exemption for one class of property shifts the tax burden to other classes of property and to homes that do not receive exemptions.

**SB 40 (Anderson)**  
**Counties Code – Veteran's Preference Promotion**  
**Status: Senate 3rd Reading**

Removes restrictions on the availability to receive a veteran's preference promotion if the person has already received a promotion based on a veteran's preference.

**SB 62 (Castro) Howard**  
**County Recorder – Expired Liens**  
**Status: Passed Senate / House Rules**

Modifies how a county recorder determines if a lien is an expired lien under a county's demand and referral program by providing that a lien is expired if a suit to enforce the lien has not been commenced or a counterclaim has not been filed by the lienholder within 2 years after the completion date of the contract as specified in the recorded mechanics lien.

*Of the 118 members in the Illinois House, sixty have signed on as co-sponsors of a resolution to slow legalization of recreational marijuana in the state to allow more time to consider the societal impact from other states. House Resolution 157, still pending a vote, states lawmakers "should not rush irresponsible legislation for tax revenues."*



## Panel advances bill extending exemption

**Senate Bill 1346** sponsored by Sen. Laura Ellman (D-Naperville), which cleared the Senate Revenue Committee on March 13, amends the Senior Citizens Assessment Freeze Homestead Exemption by allowing seniors to deduct from their income money they spend on Medicare premiums. That would allow some people with incomes just above the \$65,000 cap to claim the exemption. The bill is waiting for action by the full Senate. It would take effect on January 1, 2020. – **OPPOSE**



## BUSH PASSES BILL TO ALLOW COUNTY BOARD TO REMOVE LEADERS

A measure from Sen. Melinda Bush (D-Grayslake) to allow county boards that appoint their chairs to remove them passed out of the Illinois Senate with unanimous support.

"If an appointed board chair fails to fulfill their duties or fails to meet ethical standards, the board members who appointed them as chair should be able to remove them," Bush said. "This good-government, common-sense measure helps hold elected officials accountable and gives county boards the ability to take action, should the situation arise."

Under current law, county boards that appoint their chairs cannot remove a chair until the next election. Last year, Lake County Board members were unable to legally remove the now former chair from his post after it was revealed that he had used taxpayer dollars for personal expenses.

Under **Senate Bill 1218**, removing a chair would require support from four-fifths of the county board members. The board would then be able to select a new chair. **NOTE: HB 3593 is a companion bill on Second Reading in the House.**

**SB 110 (Link) Carroll**  
**Property Tax – Surviving Spouse**  
**Status: Passed Senate / House Rules**  
For the 2015 taxable year and thereafter, the exemption for veterans with disabilities also carries over to the surviving spouse of a veteran who was killed in the line of duty in the current or any preceding taxable year.

**SB 140 (Bertino-Tarrant)**  
**Property Tax – Senior Exemption**  
**Status: Senate 2nd Reading**  
Provides that a person who has been granted a senior citizens homestead exemption need not reapply for the exemption.

## IN THE KNOW...

### Inmate Voting Rights

Lt. Gov. Juliana Stratton testified in the Senate Executive Committee hearing on Wednesday in favor of a bill introduced by Sen. Omar Aquino (D-Chicago) that would provide expanded voting opportunities to incarcerated individuals.



Under the Illinois Election Code, individuals in jail who are awaiting trial and have not been convicted of a crime are still eligible to vote. **Senate Bill 2090** would require each election authority in a county to work with the county jail to provide an opportunity to vote by mail for those individuals. The bill is nearly identical to a bill introduced by the Lieutenant Governor when she was a member of the Illinois House of Representatives.

"For too long, the obligation of finding out how to vote has been put on the shoulders of individuals with records and the men and women who are incarcerated, their lawyers, and their advocates," Stratton said. "This all results in one thing: disenfranchisement."

**Senate Bill 2090 is now scheduled for consideration before the full Senate.**

**SB 158 (Barlickman) Walsh – SUPPORT**  
**Property Tax – Sales in Error**  
**Status: Passed Senate / House Rules**  
If the property contains a hazardous substance, hazardous waste, or an underground storage tank, the court may order the holder of the certificate of purchase to assign the certificate to the county collector upon request of the county collector. The county collector may further assign the certificate to the county, acting as trustee for taxing districts, or to a taxing district having an interest in the taxes sold.

**SB 177 (Harris) – OPPOSE**  
**Motor Fuel Tax – Local Government Business Enterprise Program**  
**Status: Senate 2nd Reading**  
For each fiscal year beginning on or after July 1, 2021, if a municipality, county, or road district received a motor fuel tax distribution totaling more than \$1,000,000 in the previous fiscal year, then, in order to receive a distribution for the current fiscal year, that local government must certify to the Dept. of Transportation that it has established a minority-owned, women-owned, and veteran-owned business enterprise program. **NOTE: Forty-six municipalities and 21 counties received more than \$1 million in fiscal year 2017. The outlined municipalities and counties would have to set a goal of awarding no less than 20 percent of the total dollar amount of state contracts to businesses owned by minorities, women and persons with disabilities. Requires IDOT to assist in implementing the programs.**

**SB 196 (Bush) Welch – SUPPORT**  
**Open Meetings Act Exceptions**  
**Status: Passed Senate / House Rules**  
A public body may hold a closed meeting to consider the appointment, employment, compensation, discipline, performance, or dismissal of specific employees, specific independent contractors, or specific volunteers (currently, only specific employees) of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee, independent contractor, or volunteer of the public body or against legal counsel for the public body to determine its validity.

**SB 1114 (Bush) – SUPPORT**  
**Counties Code – Remove Imminent Hazard**  
**Status: Senate 3rd Reading**  
Provides that if a county finds that an imminent hazard to the public health or safety exists arising from an unfit condition which requires immediate action to protect the public health or safety, it may bring an action, without bond, for immediate injunctive relief, including causing the removal of unhealthy or unsafe accumulations or concentrations (e.g. garbage, debris, human and animal waste, carcasses, food waste). A county may file a notice of lien for the cost and expense of actions taken.

### Sims passes workers' comp measure

A plan to help workers who have been exposed to toxic substances has passed both houses. The Workers' Compensation Act and Workers' Occupational Disease Act currently have 25-year statutes of limitations. **Senate Bill 1596** sponsored by Sen. Egle Sims (D-Chicago) would create exceptions to these rules for cases of exposure to toxic substances. **NOTE: The Illinois Association of County Board Members along with various municipal and business groups, including the Illinois Chamber of Commerce, will be requesting a veto of the Bill and suggesting the Governor convene a meeting of the stakeholders to resolve issues within the workers' compensation system and the potential adverse effects Senate Bill 1596 will have on employers.**



**SB 1215 (Cullerton) McSweeney**  
**Unit of Local Government Prohibition**  
**Status: Passed Senate / House Rules**  
Until Jan. 1, 2022 (currently, Jan. 1, 2020), the General Assembly shall not enact any law creating any new unit of local government.



**SB 1236 (Link)**  
**IMRF – County Board Salary**  
**Status: Senate 3rd Reading**  
Provides that a member of a county board shall not receive a salary or other compensation from the county if the member is receiving pension benefits from the Illinois Municipal Retirement Fund (IMRF) for the member's service as a county board member. If a county board member is receiving IMRF pension benefits on the effective date of the amendatory Act, the member's salary and compensation shall be reduced to zero at the beginning of the next term.

**SB 1257 (Cunningham)**  
**Property Tax – Senior Exemption**  
**Status: Senate 3rd Reading**  
In all counties (now, in counties with less than 3,000,000 inhabitants), the county board may by resolution provide that if a person has been granted a senior citizens homestead exemption, the person qualifying need not reapply for the exemption. Provides that the county assessor shall exchange information with the county recorder of deeds or the county clerk (in the Introduced bill, the county recorder of deeds only) for the purpose of alerting the assessor whenever the transfer of ownership of any property receiving a Senior Citizens Homestead Exemption has occurred.

**SB 1285 (Tracy)**  
**Joint Emergency Board**  
**Status: Senate 2nd Reading**  
If a Joint Emergency Telephone System Board includes a county which was a part of a 9-1-1 Governing Board established in 1988, no more than 3 members of the county board shall be appointed to serve on the joint board with the remaining members being either elected officials or representatives from the 9-1-1 public safety agencies within the coverage area of the joint board.

**SB 1302 (Mulroe) Slaughter – SUPPORT**  
**Juvenile Court Detention Screening**  
**Status: Passed Senate / House Rules**  
Requires a full judicial, detention hearing within 48 hours of a juvenile's confinement (no exception for weekends and holidays). Requires the Administrative Office of the Illinois Courts to develop and validate a new, statewide detention screening instrument to be used for all referrals. Allows for secure video detention hearings by closed circuit television and video conference upon approval by administrative order of the Chief Circuit Judge. **NOTE: This bill is an initiative of the IACBM in response to pending legislation (HB 2306) requiring the processing of juveniles within 24 hours including weekends and holidays.**

## Bill aimed at saving municipalities, taxpayers money stalled

Two state lawmakers from Kane County say providing more options for publication of required public notices will save local municipalities, and their taxpayers, a lot of money. Sponsored by Sen. Jim Oberweis (R-Sugar Grove), **Senate Bill 189** would allow various units of local government to publish required public notices online, rather than in a newspaper.

"It's no secret that demands are high and revenues are tight for government budgets at all levels. Why not give communities a little latitude in fulfilling their obligations to post public notices? The information is available to citizens, but at a considerably lower cost to municipalities, and ultimately taxpayers," Oberweis said.

"This is simply a cost-saving measure. It is estimated that Kane County alone could save \$200,000 a year," said Sen. Don DeWitte (R-St. Charles). "In this day and age, there are other ways to inform residents of public information at a lower cost to taxpayers. This bill not only keeps up with the times, but also provides huge savings to taxpayers."

*Senate Bill 189 is supported by the Illinois Municipal League and the Illinois Association of County Board Members. No vote was taken on the bill.*



## Senate Latino Caucus condemns immigrant detention center plan

Dwight village trustees voted to annex 88 acres for a federal immigrant detention center that would be managed by U.S. Immigration and Customs Enforcement.

Senate Latino Caucus members opposed the local action. "The decision to move forward with building a federal detention center in Dwight is atrocious. Private prison companies are only interested in one thing: profits. This single motivator is what has led to the mistreatment of so many immigrants in these detention centers across the country. It is morally wrong," said Sen. Cristina Castro (D-Elgin).

The \$20 million detention center will be near Illinois 17 and I-55. Supporters tout the economic impact and creation of jobs, since the closing of the women's prison in Dwight several years ago.





**SB 1456 (Hutchinson) – SUPPORT**  
**Property Tax – Non-Exempt Purpose**  
**Status: Senate 3rd Reading**

Certain leasehold property that is used for an airport, parking, or waste disposal or processing and is used for a non-exempt purpose is subject to taxation as a leasehold for the period of time during which it is used for that non-exempt purpose. The use of a portion of that property for a non-exempt purpose shall have no effect on the exemption of the remaining portion of the property that continues to be used for an exempt purpose or the future exemption of that same portion of the property if it ceases to be used for a non-exempt purpose and returned to use for an exempt purpose.

**SB 1480 (Morrison) Morgan**  
**Line of Duty Compensation Act**  
**Status: Passed Senate / House Rules**  
Increases the burial benefit from \$10,000 to \$20,000 payable to the surviving spouse or estate of a law enforcement officer or fireman who is killed in the line of duty.

## NEWSWORTHY...

### Income Property Value

Senate Bill 1379 provides that, in counties with fewer than 3,000,000 inhabitants, the county board may provide by resolution that taxpayers of income producing property shall submit income and expense data annually to the chief county assessment officer.



When determining the value of property for assessment purposes, the assessor may consider all relevant information pertaining to the fair cash value of the property, including, but not limited to, income and expense data, sales data, property characteristics data, construction cost data, appraisals, and other valuation information. – **SUPPORT**

**SB 1580 (Curran) – SUPPORT**  
**Counties Code – Adult Entertainment Regulation**  
**Status: Senate 3rd Reading**

A county may adopt an ordinance with reasonable regulations concerning the operation of any business that involves exposure of specified anatomical areas or performance of specified sexual activities by a person within the business' premises or that offers or provides sexually-oriented entertainment services or activities.

**SB 1581 (Curran) – SUPPORT**  
**County Retailers' Occupation Tax – Senior Programs**  
**Status: Senate 2nd Reading**

Provides that the special county retailers' occupation tax for public safety, public facilities, mental health, substance abuse, or transportation may additionally be imposed for senior citizen programs and social services in the county.



**SB 1699 (Stadelman)**  
**FOIA Government Records – Social Networking**  
**Status: Senate 3rd Reading**  
Prohibits, with exceptions, a law enforcement agency from publishing booking photographs on its social networking website (instead of its social media website).

**SB 1712 (Koehler) – SUPPORT**  
**FOIA Public Body Credit Cards**  
**Status: Senate 2nd Reading**  
Exempts from disclosure a public body's credit card numbers, debit card numbers, bank account numbers, Federal Employer Identification Number, security code numbers, passwords, and similar account information, the disclosure of which could result in identity theft or impersonation or defrauding of a governmental entity or a person.

**SB 1871 (Holmes) Kifowit – SUPPORT**  
**Board of Review Qualifications**  
**Status: Passed Senate / House Rules**

Provides that, in a county under township organization with less than 3,000,000 inhabitants and an appointed board of review, the county board may, by resolution, require that members of the board of review have certain professional assessment designations. If the county board requires those designations, then provisions of the Code concerning political makeup of the board of review do not apply to that county.

**SB 1929 (Curran) – SUPPORT**  
**FOIA Deliberative Exemption**  
**Status: Senate 2nd Reading**

Exempts from inspection and copying under the Act: (1) materials gathered in connection with a grand jury proceeding or documents contained within the prosecution trial file, except as may be allowed under discovery rules adopted by the Illinois Supreme Court; and (2) records in the possession of a prosecutor that were prepared or compiled by the prosecutor in connection with post-conviction proceedings or any voluntary post-conviction internal review.

**SB 2135 (Link) – SUPPORT**  
**FOIA Arrest and Criminal Records**  
**Status: Senate 2nd Reading**

Exempts from inspection and copying a law enforcement record created for law enforcement purposes if the law enforcement agency that is the recipient of the request did not create the record and did not participate in or have a role in any of the events that are the subject of the record. If a law enforcement agency receives a request for a record created for law enforcement purposes that it did not create, the law enforcement agency shall direct the requester to the agency that created the record.

## IN THE KNOW

### **HB 158 (DeLuca) – SUPPORT LGDF Share Restoration**

**Status: House 3rd Reading**

Incrementally increases the current Local Government Distributive Fund (LGDF) share to 10% of total income tax collections by February 1, 2023. In 2011, the amount that municipalities received from the LGDF was reduced from 10 to 6 percent. This bill seeks to restore the previous rate of funding, making it easier for communities to fund the necessary services and amenities for residents. Under the proposal, LGDF distributions would increase to 8.5 percent in 2020, 9 percent in 2021, 9.5 percent in 2022, and remain at 10 percent after February 2023.



### **HB 303 (McSweeney) Cullerton Disclosable Payment – Sick Leave**

**Status: Passed House**

Amends the Local Government Wage Increase Transparency Act. Provides that "disclosable payment" also includes accumulated sick leave.

### **HB 348 (McSweeney) – OPPOSE McHenry Township Dissolution**

**Status: House 2nd Reading**

Allows for consolidation of townships in McHenry County as well as the abolishment of any road district within the county and in neighboring Lake County that manages less than 15 miles of road. Limits extensions of specified property tax levies to 90% of the original property tax levy.

### **HB 1443 (Hoffman)**

#### **Officers Simultaneous Tenure**

**Status: House 3rd Reading**

Provides that a county board member in a county of less than 300,000 population may also hold the office of a park district commissioner.

### **HB 2124 (Welch) – SUPPORT**

#### **Open Meetings Act Exceptions**

**Status: House 2nd Reading**

A public body may hold a closed meeting to consider the appointment, employment, compensation, discipline, performance, or dismissal of specific employees, specific independent contractors, or specific volunteers (currently, only specific employees) of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee, independent contractor, or volunteer of the public body or against legal counsel for the public body to determine its validity.

### **HB 2206 (Yingling)**

#### **Local Government Residential Inspections**

**Status: House 2nd Reading**

Except for a fire, medical, or police emergency or as otherwise permitted by specified provisions of the Fire Investigation Act, a unit of local government may not conduct a physical inspection of residential property without the voluntary consent of the owner or occupant of the property, a lawful warrant, or court order.

### **HB 2252 (Ammons)**

#### **Clerks – Gender Neutral Language**

**Status: House 3rd Reading**

Amends the Clerk Division of the Counties Code. Makes all provisions of the Division gender neutral.

### **HB 2489 (Walsh) – SUPPORT**

#### **Mobile Home Transfer Report**

**Status: House 3rd Reading**

Provides that the Secretary of State shall provide the county collector in each county a quarterly report of the transfer of title of mobile homes.



### **HB 2729 (Didech)**

#### **Lake County Board Member Salaries**

**Status: House 3rd Reading**

A member of the Lake County Board shall not receive a salary or other compensation from Lake County if they are receiving benefits from the Illinois Municipal Retirement Fund (IMRF). If a member of the Lake County Board is receiving benefits from the IMRF on the effective date of the amendatory Act, the member's salary and compensation shall be reduced to zero at the beginning of the member's next term.

## Wehrli legislation to ensure balance on park district boards

Legislation sponsored by Rep. Grant Wehrli (R-Naperville) that ensures balance and experience on park district boards received unanimous approval in the Illinois House on Wednesday.

**HB 2081** updates statutes to provide for a re-staggering of terms for elected park district commissioners on the rare occasions when a large majority of seats are up for re-election at the same time.



*The legislation now moves to the Illinois Senate for consideration.*

**HB 2988 (Williams)**

**Local Wind Energy Regulation**

**Status: House 3rd Reading**

In provisions concerning winds farms and electric-generating wind devices, makes the provisions applicable even if a county has or has not formed a zoning commission and adopted formal zoning. Provides that only a county may establish standards for wind farms outside the 1.5 mile radius (rather than in the 1.5 mile radius) surrounding the zoning jurisdiction of a municipality.

**HB 3317 (Yingling)**

**McHenry County Chairperson Authority**

**Status: House 2nd Reading**

Creates the McHenry County Equitable Standards and Governmental Efficiency Law.

Among other provisions it allows the county board chairperson to: eliminate advisory committees or commissions; create standing committees and appoint members; set county board or committee meeting agendas; have line-item veto powers; and hire independent legal counsel or a parliamentarian or both; approve all appropriation

expenditures before they are paid; reduce or divert moneys from a county fund with assets exceeding 150% of the previous year's expenditures on a ratable basis to taxpayers. It states the elected chairperson of the county board is a county office distinct from the county board. The bill also terminates the offices of county recorder and county auditor. **NOTE: Under Illinois law, a county chairman elected at large has limited powers. Several McHenry County Board members and county auditors oppose the measure and have expressed concerns regarding the bill's intent.**

**HB 3596 (Yingling)**

**County Transitional Audits**

**Status: House 2nd Reading**

Provides for a transitional audit to examine funds expended by the official for whom the newly elected official is taking over. An elected county auditor shall conduct the audit upon the request of a newly elected countywide official. In a county that does not have an elected county auditor, the newly elected official may hire a qualified auditing firm. Requires the county board to pay all costs associated with an audit.

## Coal Ash Task Force resolution

Rep. Mike Marron (R-Fithian) held a press conference at the State Capitol on Thursday to discuss his bipartisan resolution (HJR 47) creating a Coal Ash Task Force.

Marron says the task force's goal will be to bring legislators, coal company representatives, environmental experts, and the public together to study the effects of coal ash on the Vermillion River and the rest of the state.

"Coal plants across the state of Illinois are going to need a set of rules and guidelines to help alleviate environmental damage and encourage safe and responsible storage of the coal ash remnants from plant operations," Marron said.



## Measure advances to eliminate Will County township clerks

A pilot measure sponsored by Rep. Natalie Manley (D-Romeoville) to eliminate township clerks in Will County was advanced from the Counties and Townships Committee on March 21.

**House Bill 3301** provides that in Joliet, Troy, Lockport, DuPage, Wheatland, and Plainfield Townships the office of township clerk is abolished; the term of any elected or appointed township clerk is terminated; and the Will County Clerk assumes the duties and rights of each township clerk until a deputy clerk is appointed for each affected township.

No later than 90 days after the effective date of the amendatory Act, the Will County Clerk must appoint a deputy clerk for each office of township clerk abolished. The deputy clerk has the rights and duties of a township clerk, shall report to the Will County Clerk, and shall perform his or her duties at the office for the township clerk provided by the township, if any.

**House Bill 3301 was supported by the Will County Clerk's Office. It is on Second Reading in the House.**



## WOMENS HISTORY MONTH HONORS

Several influential women were honored as part of a Women's History Month celebration Thursday in the State Capitol rotunda. Among the four women recognized was Kahala Clay.



The daughter of a fire chief, Kahala Clay was taught what it means to serve, and that's exactly what she's done. For over eight years, Kahala has served as the Circuit Clerk for St. Clair County, the first woman and first African-American to serve in that role. She also led the Illinois Association of County Clerks, the first African-American to serve in that role. Before all that, Kahala was an Assistant State's Attorney, once again serving the people of St. Clair County.



## Illinois House of Representatives – New Amendments

*The following amendments impacting local governments were filed this week.*

### **HB 106 (Ford) – OPPOSE**

#### **Counties Code – Coroner Fees (Reduction)**

Severely reduces the fees a coroner's office may collect to "not exceed \$10" for copies or an electronic file of reports, transcripts, permits and other documents.

### **HB 191 (Ford)**

#### **Safe Spaces In Public Places Act**

Establishes a metal detector pilot program for universities and school districts (subject to appropriation) that include the use of walk-through metal detectors at the public entrances. *Removes an amendment to the Counties Code requiring a sheriff to maintain a walk-through metal detector at each point of entry into the courthouse.*

### **HB 875 (Davis)**

#### **Local Government Distributive Fund**

Provides that the Department of Revenue (DOR) shall pay moneys out of the Local Government Distributive Fund and the Income Tax Surcharge Local Government Distributive Fund to municipalities and counties (rather than certifying to the Comptroller to pay the moneys). In provisions concerning DOR certifying amounts to distressed cities from the Local Government Distributive Fund: changes the amount transferred from 0.10% to 10% of the net revenue realized from taxes imposed on individuals, trusts, estates, and corporations during the preceding month; changes how the amount is certified and transferred from the General Revenue Fund to the Financially Distressed Cities Fund; and adds a continuing appropriation for transfers into the Fund. Makes other changes.

### **HB 2040 (Cassidy)**

#### **Private Detention Facility Moratorium Act**

Provides that neither the State, nor any local government, any county sheriff, or any agency, officer, employee, or agent thereof, shall: (1) enter into an agreement of any kind related to the detention of individuals in a detention facility owned, managed, or operated in whole or in part by a private entity or person; (2) pay, reimburse, subsidize, or defray in any way any costs related to the sale, purchase, construction, development, ownership, management, or operation, in whole or in part, of any detention facility by any private entity or person; (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 any private entity or person; 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 any detention facility.

### **HB 2336 (Hoffman)**

#### **Digital Registration Plates and Stickers**

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. Adds "digital registration plates" and "digital registration stickers" to references to "registration plates" and "registration stickers". Provides that the Secretary of State shall implement a pilot program for the creation of commercial digital registration plates. The program shall only be available to no more than 1,000 motor vehicles that are used commercially, used for hire, or owned by a commercial business. The Secretary shall enter into a contract by Dec. 31, 2019 with a private vendor for the purposes of developing, acquiring, and implementing the use of a commercial digital registration plate for operational uses of commercial vehicles. On or before Jan. 1, 2021, the Secretary of State shall submit a report to the General Assembly on the operation of the program.

### **HB 2523 (Evans)**

#### **Drivers License Restore**

Provides that the Secretary shall prescribe the form in which a municipality or county may request the Secretary to restore an individual's driver license. Adds an effective date of July 1, 2020.

### **HB 2810 (Moeller) – OPPOSE**

#### **Open Meetings Act – Internet Website**

A local government or school district with an operating budget of \$1,000,000 or more shall maintain an Internet website and post to its website for the current calendar or fiscal year specified information. The information must be easily accessible from the website home page and searchable. Provides penalties for noncompliance. No home rule unit may adopt posting requirements that are less restrictive than those provided in the Act. All local records required to be posted shall remain posted on the entity's website, or subsequent websites, for 10 years. Provides an exemption from inspection and copying of any record or information that a local government or school district maintains an electronic copy of on its Internet website in order to comply with the Open Meetings Act. Within 6 months after the effective date of this amendatory Act, the Illinois Transparency and Accountability Portal shall have the capability to compile and update its database with information received from all school districts and units of local government. Authorizes the Illinois Transparency and Accountability Portal to provide direct access to information compiled under specified provisions of the Open Meetings Act. Provides an exempt mandate provision. Provides a severability clause.

**HB 3597 (Yingling)**

**County Elected Assessor  
Status: House 2nd Reading**

In a county with a population of more than 500,000 that does not have an elected county board chairman or executive and has an appointed supervisor of assessments, the office of supervisor of assessments shall be an elected position beginning with the general election held in 2020. The supervisor of assessments serving on the date of the election shall continue to serve until his or her successor is elected and qualified.

**HB 3680 (Bennett)**

**County Auditor Duties  
Status: House 2nd Reading**

In provisions regarding additional duties of county auditors in counties of 275,000 population or less, provides that the following duties are permissive rather than mandatory: being the general accountant of the county and keep its general accounts; and devising and installing a system of financial records in the offices and divisions of the county.

**Township Dissolution**

**HB 3646 (Didech)**

**Township and Road Districts  
Status: House 2nd Reading**

Provides that a referendum for the voters of each township that is coterminous, or substantially coterminous, with a municipality shall be held on the November 5, 2020 general election to dissolve the township and transfer all the rights, powers, duties, assets, property, liabilities, obligations, and responsibilities to the coterminous municipality. **NOTE: This is in addition to any other method provided by law to dissolve a township.** Repeals these provisions on July 1, 2023. Provides that a township may hire employees to administer the roads of a discontinued road district. Provides for similar provisions for abolishing a road district that is coterminous, or substantially coterminous, with a township at the November 5, 2020 general election.



**IACBM joins coalition in opposition to prevailing wage exemption**

The Illinois Association of County Board Members has joined a coalition of organizations in opposition to **Senate Bill 1783** which would remove the Illinois statutory prevailing wage exemption for workers transporting specific construction materials and equipment. The Illinois statutory supplier exemption is reflected in all other state prevailing wage acts and would directly conflict with the federal prevailing wage statute (Davis-Bacon Act). The material delivery exclusion from the Prevailing Wage Act has been litigated and affirmed by Illinois and Federal courts many times over.



**SB 1783** would significantly reduce the purchasing power of local counties, townships, municipalities, IDOT, and any project using public funding.

- Mandates prevailing wage for delivery to stockpiles which will contribute to even more deterioration to already poor roads in Illinois.
- Schools and vertical capitol project costs would drastically increase, impacting education programs.

**SB 1783** will essentially force prevailing wage beyond the boundaries of the construction project, which categorically has been excluded by every prevailing wage act in the nation.

**SB 1783** would create an administrative nightmare for the prevailing wage reporting requirements.

- Many suppliers haul multiple materials to a public works jobsite which may or may not be considered prevailing wage under the bill.
- Suppliers who may stockpile materials in a central location that serves non-public works projects would be forced out of the bidding process.
- IDOL has a "two strikes and you are out" policy for infractions of prevailing wage that can be used to eliminate viable companies from bidding on public works projects.

**SB 1783** would complicate the bidding process for many contractors and discourage many suppliers from participating in public works projects due to unreasonable requirements and costs that would be imposed on them.

**SB 1783** would require contractors to incorporate IDOT equipment rental rate for independent owner-operators that is currently not part of Illinois DOL prevailing wage schedule.

This report includes legislation of priority status, but is not all-inclusive. Any significant local government measures advanced from either chamber will be included in future reports. For a more complete list of bills being tracked by the association visit our website at [www.ilcounty.org](http://www.ilcounty.org)

*Additional bill positions will be reported upon action by the Legislative Committee.*

**Valarie McClain**

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**From:** Illinois State Association of Counties <jmccoy@isacoil.org>  
**Sent:** Friday, March 29, 2019 3:06 PM  
**To:** Valarie McClain  
**Subject:** ISACo News and Views Newsletter for March 29, 2019

March 29, 2019



## ISACo News and Views

This Illinois State Association of Counties (ISACo) weekly *News and Views* newsletter reports on ISACo's participation in a rural broadband stakeholder meeting, provides an update on an IMRF policy change that will result in increased employer costs, includes legislation of interest that advanced during the past week, provides links to ISACo's social media platforms, looks at key upcoming dates on the legislative calendar and invites counties to join ISACo.

Previously published *News and Views* newsletters are [available via this link](#).

Please visit our website ([www.isacoil.org](http://www.isacoil.org)) for additional resources and information.

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## ISACo Participates in Rural Broadband Stakeholder Meeting

On Thursday, March 28, ISACo attended the first meeting of the Rural Broadband Stakeholder Group hosted by Acting Director of the Illinois Department of Agriculture (IDA) John Sullivan. The purpose of the group is to bring interested parties together to discuss strategies to achieve expansion of broadband technology into rural areas of the state.



The agenda from the March 28 meeting is [available via this link](#).

On February 26, 2019, ISACo Executive Director Joe McCoy sent a letter to Acting Director Sullivan indicating ISACo's interest in working with IDA to expand broadband access into underserved rural areas ([letter available via this link](#)).

Broadband expansion is a priority of the National Association of Counties (NACo). ISACo appreciates being invited to join the Governor's Office, various telecommunications companies, the Illinois Farm Bureau (IFB), the Illinois Department of Transportation (IDOT), the United States Department of Agriculture (USDA) and other stakeholders to pursue solutions to this important public policy problem. ISACo will provide updates on broadband expansion policy as it develops.



## IMRF Employer Rate Increase Update

On November 19, 2018, the Illinois Municipal Retirement Fund (IMRF) announced via General Memorandum 679 ([available via this link](#)) that the IMRF Board of Trustees would consider a reduction to its investment return assumption at its December 2018 meeting. The proposed reduction would lower the IMRF assumed investment return from 7.5% to 7.25%. The IMRF Board of Trustees approved this reduction during its December 2018 meeting.

The result of this change will be to increase mandatory employer contributions to IMRF. Based upon a report presented to IMRF by its retained consultant, the reduction to 7.25% in assumed investment return would cause 2020 contributions from employers to increase by approximately 1.4% of total payroll. This increase was later revised upward to 1.85% of total payroll. IMRF currently enjoys a funded rate of 92.9%.

In response to concerns among county officials, ISACo sent a letter to IMRF calling on its Board of Trustees to reconsider and reverse its decision to lower IMRF's projected investment performance assumption. [That letter is available via this link](#).

While IMRF has not opted to reverse its decision, the IMRF Board of Trustees recently approved an optional phase-in whereby employers can choose to pay the recommended

employer contribution rate or a lesser optional 10% year-over-year capped rate increase. This option will only exist for 2020. It should be noted that ERI, SLEP and ECO rates would not be impacted by this phase-in plan.

ISACo will continue to engage with IMRF with the intent of mitigating cost increases to employers.

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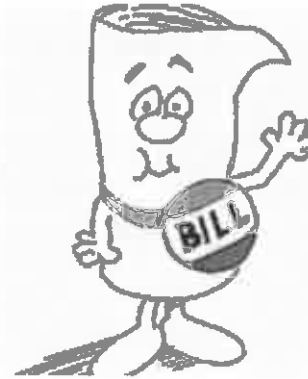
## Legislation Approved by One or Both Chambers

The following ISACo-tracked bills were approved in the House and/or Senate during the week of March 25-29.

### Bills Approved by the Senate

#### **Cook County Board President Vacancy (Senator Cullerton, D-Chicago/Representative Harris, D-Chicago)**

Senate Bill 72 ([available via this link](#)) would amend the Election Code. Provides that, if a vacancy in the office of President of the Cook County Board occurs on or after the first day for the filing of nomination papers, then nominations for the office of President of the Cook County Board are to be made by the county central committee of each established political party. Amends the Counties Code. Provides that, in the event of a vacancy in the office of president of the county board of commissioners, the members of the county board of commissioners shall elect one of their number to serve as president of the county board of commissioners until the next special or regular election for the office of president of the county board of commissioners. Provides that, if more than 28 months remain in the unexpired term, then a special election shall be held. Provides that, if 28 months or less remain in the unexpired term, the appointed president of the county board of commissioners shall serve until the next regular election. *The bill was approved by the Senate and will next be considered in the House.*



#### **Drainage Districts-Dissolution (Senator McConchie, R-Lake Zurich/Representative McSweeney, R-Cary)**

Senate Bill 90 ([available via this link](#)) would amend the Illinois Drainage Code to provide that if one or more municipalities account for at least 75% of a drainage district's territory, the county shall file a petition in the circuit court for dissolution and the court shall provide notice, hearing, and decision on the dissolution. Requires specified reports to be filed with the circuit court. Provides for conditions for the transfer of a levy by a former drainage district located in a county with a county stormwater committee. Changes references of "tax" to "assessment". Limits the provisions of the bill to drainage districts wholly or partially contained within the Lake Michigan Watershed, Chicago/Calumet Watershed, Des Plaines River Watershed, or Fox River Watershed. *The bill was approved by the Senate and will next be considered in the House.*

#### **Juvenile Court Duration of Wardship (Senator Fine, D-Glenview/Representative Feigenholtz, D-Chicago)**

Senate Bill 193 ([available via this link](#)) would amend the Juvenile Court Act of 1987 to provide that wardship concerning neglected, abused, and dependent minors terminates at 21 years of age rather than 19 years of age. Provides that a provision providing the wardship of the minor and any custodianship or guardianship respecting the minor for whom a petition was filed automatically terminates when the minor attains the age of 19



years becomes inoperative on and after the effective date of the amendatory Act. Provides that notwithstanding any provision of law to the contrary, the changes made by the amendatory Act apply to all cases that are pending on or after the effective date of the amendatory Act. Provides that when terminating wardship, if the minor is over 18, or if wardship is terminated in conjunction with an order partially or completely emancipating the minor in accordance with the Emancipation of Minors Act, the court shall also consider the following factors, in addition to the health, safety, and best interest of the minor and the public: (1) the minor's wishes regarding case closure; (2) the manner in which the minor will maintain independence without services from the Department of Children and Family Services; (3) the minor's engagement in services including placement offered by the Department; (4) if the minor is not engaged the Department's efforts to engage the minor; (5) the nature of communication between the minor and the Department; (6) the minor's involvement in other State systems or services; (7) the minor's connections with family and other community support; and (8) any other factor the court deems relevant. *The bill was approved by the Senate and will next be considered in the House.*

**Cook County Pension Funding (Senator Mulroe, D-Chicago/Representative Martwick, D-Norridge)**

Senate Bill 1300 ([available via this link](#)) would amend the Cook County Article of the Illinois Pension Code. In a provision concerning employer contributions to the Fund, provides that the contributions may be taken from any revenue source, including, but not limited to, other tax revenue, proceeds of borrowings, or State or federal funds. *The bill was approved by the Senate and will next be considered in the House.*

**County Code-Retailers' Revenue (Senator Curran, R-Woodridge/Representative Durkin, R-Burr Ridge)**

Senate Bill 1581 ([available via this link](#)) would amend the Counties Code to provide that the Special County Retailers' Occupation Tax (previously the Special County Retailers' Occupation Tax for Public Safety, Public Facilities, Mental Health, Substance Abuse or Transportation) includes criminal justice within the term "public safety purposes." *The bill was approved by the Senate and will next be considered in the House. ISACo Supports*

**Complete Count Commission (Senator Jones, D-Chicago/Representative Thapedi, D-Chicago)**

Senate Bill 1621 ([available via this link](#)) would amend the Illinois Complete Count Commission Act to provide that members serving on the Commission on the effective date of this amendatory Act may be reappointed as members for consecutive decennial census terms. Adds the Lieutenant Governor as a member of the Illinois Complete Count Commission. Provides that any vacancies occurring on or after the effective date of this amendatory Act may be filled by the Lieutenant Governor. Provides that the Lieutenant Governor (currently, Secretary of State) shall serve as chairperson of the Commission. Provides that the census outreach strategy shall have a strategic focus on addressing hard to count and underserved communities that the census historically overlooks, including, but not limited to, homeless persons, senior citizens and veterans. Provides for local complete count commissions. Requires the Commission to issue a report (currently, final report) specifying its recommended outreach strategy for implementation for the 2020 Census no later than January 1, 2020 (currently, June 30 2019). Requires the Commission to submit a final report to the General Assembly no later than December 31, 2020 detailing the work of the Commission concerning outreach, promotion, and community support during the 2020 calendar year. *The bill was approved by the Senate and will next be considered in the House. ISACo Supports*

**Downstate Forest Preserve District (Senator Cullerton, D-Villa Park/Representative Villa, D-Batavia)**

Senate Bill 1651 ([available via this link](#)) would amend the Downstate Forest Preserve District Act to expand the authority of a forest preserve district to grant licenses, easements, and rights-of-way for construction, operation, and maintenance upon, under, or across any property of the district to include facilities for renewable energy. *The bill was approved by the Senate and will next be considered in the House.*

**Government Records-Social Networking (Senator Stadelman, D-Rockford/Representative West, D-Rockford)**

Senate Bill 1699 ([available via this link](#)) would amend 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. *The bill was approved by the Senate and will next be considered in the House.*

**FOIA-Public Body Credit Cards (Senator Koehler, D-Peoria/Representative Burke, D-Evergreen Park)**

Senate Bill 1712 ([available via this link](#)) would amend the Freedom of Information Act to exempt from disclosure a public body's credit card numbers, debit card numbers, bank account numbers, Federal Employer Identification Number, security code numbers, passwords, and similar account information, the disclosure of which could result in identity theft or impersonation or defrauding of a governmental entity or a person. *The bill was approved by the Senate and will next be considered in the House. ISACo Supports*

**Bills Approved by the House**

**Horse Racing-Local Share (Representative Carroll, D-Northbrook)**

House Bill 1552 ([available via this link](#)) would amend the Illinois Horse Racing Act of 1975 to provide that inter-track wagering location licensees must pay their pari-mutuel handle percentage to the municipality and county no later than the 20th of the month following the month the handle was generated. Provides that inter-track wagering location licensees must pay the admission fees to the municipality and county no later than the 20th of the month following the month the admission fees were imposed (rather than remitting the admission fees to the Illinois Racing Board within 48 hours and the Illinois Racing Board remitting the admission fees to the municipality or county). *The bill was approved by the House and will next be considered in the Senate.*

**Open Meetings Act-Exceptions (Representative Welch, D-Westchester)**

House Bill 2124 ([available via this link](#)) would provide that a public body may hold a closed meeting to consider the appointment, employment, compensation, discipline, performance, or dismissal of specific employees, specific individuals who serve as independent contractors (currently, specific independent contractors), or specific volunteers of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee, a specific individual who serves as an independent contractor (currently, independent contractor), or a volunteer of the public body or against legal counsel for the public body to determine its validity. *The bill was approved by the House and will next be considered in the Senate. ISACo Supports*

**Public Construction Bonds (Representative Gong-Gershowitz, D-Glenview)**

HB 2722 ([available via this link](#)) would amend the Public Construction Bond Act to provide for bonds issued under the Act to be used for, among other conditions, the payment of apparatus, fixtures, and machinery used in the completion of a contract. Provides that the terms "material", "labor", "apparatus", "fixtures", and "machinery" include those rented items that are on the construction site and those rented tools that are used or consumed on the construction site in the performance of the contract on account

of which the bond is given. *The bill was approved by the House and will next be considered in the Senate.*

**Juvenile Court-Service of Summons (Representative Morgan, D-Highwood/Senator Sims, D-Chicago)**

House Bill 2934 ([available via this link](#)) would amend the Juvenile Court Act of 1987 to provide 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. *The bill was approved by the House and will next be considered in the Senate.*

**Juvenile Court-Appointment of Counsel (Representative Morgan, D-Highwood/Senator Sims, D-Chicago)**

House Bill 2935 ([available via this link](#)) would amend the Juvenile Court Act of 1987 to provide 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. *The bill was approved by the House and will next be considered in the Senate.*

**Government Fund-Cleanup (Representative Davis, D-East Hazel Crest)**

House Bill 2937 ([available via this link](#)) would amend the Department of Central Management Services Law in a Section concerning business processing reengineering and efficient government planning to provide that specified cost savings may (rather than shall) be paid into the General Revenue Fund (rather than the Efficiency Initiative Revolving Fund). Amends the Department of Commerce and Economic Opportunity Law to repeal a Section concerning loans to qualified ex-offenders. Amends the Brownfields Redevelopment and Intermodal Promotion Act to correct references to the South Suburban Brownfields Redevelopment Fund. Amends the Department of Public Health Powers and Duties Law to repeal Sections concerning various Funds and grants. Amends the State Finance Act to repeal various Funds and make conforming changes. Repeals the Transportation Development Partnership Act. Amends the Illinois Income Tax Act to repeal Sections concerning Fund checkoffs. **Amends the Counties Code, the Illinois Public Aid Code, and the Clerks of Courts Act to remove language concerning moneys to be deposited in specified Funds.** Makes other changes in statutes concerning the use or repeal of specified Funds. Provides a State mandate exemption. *The bill was approved by the House and will next be considered in the Senate.*

**Motor Fuel Tax Fund Expenditures (Representative Davis, D-East Hazel Crest)**

House Bill 2943 ([available via this link](#)) would amend the Motor Fuel Tax Law to provide that on and after July 1, 2019, the costs of the Environmental Protection Agency for the administration of the Vehicle Emissions Inspection Law of 2005 are to be paid from the Motor Fuel Tax Fund. *The bill was approved by the House and will next be considered in the Senate. ISACo Opposes*

**Local Wind Energy Regulation (Representative Williams, D-Chicago/Senator Cunningham, D-Chicago)**

House Bill 2988 ([available via this link](#)) would amend the Counties Code. In provisions concerning wind farms and electric-generating wind devices, makes the provisions applicable even if a county has or has not formed a zoning commission and adopted formal zoning. Clarifies that only a county may establish standards for wind farms, electric-generating wind devices, and commercial wind energy facilities in unincorporated areas of the county outside of the zoning jurisdiction of a municipality and outside the 1.5 mile radius surrounding the zoning jurisdiction of a municipality. *The bill was approved by the House and will next be considered in the Senate. ISACo Supports*

**Health Care Worker Background (Representative Slaughter, D-Chicago)**

House Bill 3061 ([available via this link](#)) would amend the Health Care Worker Background Check Act to provide 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. *The bill was approved by the House and will next be considered in the Senate.*

**IMRF Disability Eligibility (Representative Robinson, D-Chicago)**

House Bill 3446 ([available via this link](#)) would amend the Illinois Municipal Retirement Fund (IMRF) Article of the Illinois Pension Code. In a provision concerning eligibility for temporary disability benefits or total and permanent disability benefits, removes a requirement that an interruption in service for a specified period must have been with the same participating municipality or participating instrumentality. *The bill was approved by the House and will next be considered in the Senate.*

**County Board Chairman Removal (Representative Yingling, D-Round Lake Beach)**

House Bill 3593 ([available via this link](#)) would amend the Counties Code to provide that a chairman of a county board who is chosen by the board may be removed, with or without cause, upon a motion adopted by an affirmative vote of four-fifths of the board. Provides that upon adoption of a motion to remove the chairman: (i) the chairman position becomes vacant and the former chairman's compensation shall be prorated to the date the motion was approved; (ii) the vice-chairman immediately assumes the duties of chairman without chairman compensation; and (iii) a new chairman shall be elected at the next regularly scheduled county board meeting. Further provides that a chairman removed maintains his or her status as a member of the county board. *The bill was approved by the House and will next be considered in the Senate.*

**Elected Supervisor of Assessments - Lake County (Representative Yingling, D-Lake Bluff)**

House Bill 3597 ([available via this link](#)) would amend the Property Tax Code to provide that, in a county with a population of more than 500,000 that does not have an elected county board chairman or executive and has an appointed supervisor of assessments, the office of supervisor of assessments shall be an elected position beginning with the general election held in 2020. The supervisor of assessments serving on the date of the election shall continue to serve until his or her successor is elected and qualified. *The bill was approved by the House and will next be considered in the Senate.*

A complete list of ISACo tracked bills is [available via this link](#).

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## Noteworthy Committee Action

The following bills of interest were approved by House and Senate committees during the week of March 25-29. The deadline for moving House bills out of House committees was today (March 29). The equivalent Senate deadline passed last week.

### Bills Approved by House Committees

#### Criminal Code-First Responder

##### **(Representative Willis, D-Addison)**

House Bill 841 ([available via this link](#)) would amend the Criminal Code of 2012 to create the offense of first responder endangerment. Provides that a person commits the offense when he or she knowingly creates a dangerous condition and intentionally conceals the dangerous condition in a commercial property under his or her management or operational control and the dangerous condition is found to be the primary cause of the death or serious bodily injury of a first responder in the course of his or her official duties. Provides that a violation is a Class 4 felony. Defines various terms. *The bill was approved by the House Judiciary-Criminal Committee on Tuesday, March 26 and is presently on the House Floor. ISACo Supports*

##### **Juvenile Court-Age of Detention (Representative Gabel, D-Evanston)**

House Bill 1468 ([available via this link](#)) would amend the Children and Family Services Act. Provides that the Illinois Juvenile Justice Commission shall study and make recommendations to the General Assembly regarding the availability of youth services to reduce the use of detention and prevent deeper criminal involvement. Amends the Juvenile Court Act of 1987. Provides that a provision providing a minor 10 years of age or older arrested under the Act where there is probable cause to believe that the minor is a delinquent minor and that: (i) secure custody is a matter of immediate and urgent necessity for the protection of the minor or of the person or property of another; (ii) the minor is likely to flee the jurisdiction of the court; or (iii) the minor was taken into custody under a warrant, may be kept or detained in an authorized detention facility and that a minor under 13 years of age shall not be admitted, kept, or detained in a detention facility unless a local youth service provider has been contacted and has not been able to accept the minor for services shall be inoperative on and after July 1, 2019. Provides that on and after July 1, 2019, any minor 13 years of age or older arrested under this Act where there is probable cause to believe that the minor is a delinquent minor and that: (i) secure custody is a matter of immediate and urgent necessity for the protection of the minor or of the person or property of another; (ii) the minor is likely to flee the jurisdiction of the court; or (iii) the minor was taken into custody under a warrant, may be kept or detained in an authorized detention facility. Makes conforming changes. *The bill was approved by the House Judiciary-Criminal Committee on Friday, March 29 and is presently on the House Floor.*

##### **Circuit Courts-Cook Subcircuits (Representative Arroyo, D-Chicago)**

House Bill 2625 ([available via this link](#)) would amend 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. *The bill was approved by the House Executive Committee on Thursday, March 28 and is presently on the House Floor.*

**IEPA-Water Revolving Fund (Representative Rita, D-Blue Island)**

House Bill 2650 ([available via this link](#)) amends the Environmental Protection Act to require the Environmental Protection Agency to adopt rules to expand the usage of federally allowable set-aside programs within the Water Revolving Fund, including, but not limited to, programs that provide financial assistance to utilities exploring consolidation or other collaborative approaches with separate utilities for the purpose of improving efficiency, sustainable water management, and equitable water rates. *The bill was approved by the House Energy and Environment Committee on Tuesday, March 26 and is presently on the House Floor.*

**Local Government Website Posting Mandate (Representative Moeller, D-Elgin)**

House Bill 2810 ([available via this link](#)) would amend the Open Meetings Act to provide that a unit of local government or school district with an operating budget of \$1,000,000 or more shall maintain an Internet website and post to its website for the current calendar or fiscal year specified information. Provides that the information required to be posted must be easily accessible from the unit of local government's or school district's website home page and searchable. Provides penalties for noncompliance. Provides that no home rule unit may adopt posting requirements that are less restrictive than those provided in the Act. Provides that all local records required to be posted shall remain posted on the entity's website, or subsequent websites, for 10 years. Amends the Freedom of Information Act. Provides an exemption from inspection and copying of any record or information that a unit of local government or school district maintains an electronic copy of on its Internet website in order to comply with the Open Meetings Act. Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois. Provides that within 6 months after the effective date of this amendatory Act, the Illinois Transparency and Accountability Portal shall have the capability to compile and update its database with information received from all school districts and units of local government. *The bill was approved by the House Cities and Villages Committee on Tuesday, March 26 and is presently on the House Floor. ISACo Opposes*

**Cook County Pension Funding (Representative Martwick, D-Chicago)**

House Bill 2903 ([available via this link](#)) would amend the Cook County Article of the Illinois Pension Code. In a provision concerning employer contributions to the Fund, provides that the contributions may be taken from any revenue source, including, but not limited to, other tax revenue, proceeds of borrowings, or State or federal funds. *The bill was approved by the House Personnel and Pensions Committee on Thursday, March 28 and is presently on the House Floor.*

**ROTA-Share Information (Representative Zalewski, D-Riverside)**

House Bill 2947 ([available via this link](#)) would amend the Retailers' Occupation Tax Act to provide that, subject to certain restrictions, if the Department of Revenue may disclose confidential financial information to a municipality or county, then the Department of Revenue may also disclose that financial information to an independent third party who is authorized in writing by that municipality or county to receive the information. *The bill was approved by the House Revenue and Finance Committee on Thursday, March 28 and is presently on the House Floor.*

**Solid Waste Management-Resource Management (Representative Howard, D-Lombard)**

House Bill 3068 ([available via this link](#)) would amend the Illinois Solid Waste Management Act to provide that it is the policy of the State to establish a comprehensive statewide program for solid waste management which will preserve or enhance the quality of air, water, and land resources. Modifies the State preferences for solid waste management. Provides that the Illinois Sustainable Technology Center of the Prairie Research Institute at the University of Illinois shall publish, on or before December 1, 2020, a statewide Illinois Resource Management Plan and shall update the plan every 5 years. Includes State and local requirements for the Plan. *The bill was approved by the House Energy and Environment Committee on Thursday, March 26 and is presently on the House Floor.*

**Reporting Prisoner Deaths (Representative Lilly, D-Oak Park)**

House Bill 3090 ([available via this link](#)) to create the Reporting of Deaths in Custody Act. The bill provides that in any case in which a person dies while in the custody of: (1) any law enforcement agency, (2) a local or State correctional facility in the State, or (3) a peace officer or as a result of the peace officer's use of force, the law enforcement agency shall investigate and report the death in writing to the Attorney General, no later than 30 days after the date on which the person in custody or incarcerated died. *The bill was approved by the House Judiciary-Criminal Committee on Tuesday, March 26 and is presently on the House Floor.*

**PTELL-Referendum (Representative Hernandez, D-Cicero)**

House Bill 3096 ([available via this link](#)) would amend the Property Tax Extension Limitation Law in the Property Tax Code. Provides that, on and after January 1, 2020, a referendum to increase the district's aggregate extension may be submitted to the voters. Effective January 1, 2020. *The bill was approved by the House Revenue and Finance Committee on Thursday, March 28 and is presently on the House Floor.*

**Removal of Appointed Officials (Representative Halbrook, R-Shelbyville)**

House Bill 3148 ([available via this link](#)) would create the Local Volunteer Board Member Removal Act to provide that the person or entity that appointed a member of a volunteer board or commission may remove that member for misconduct, official misconduct, or neglect of office. Provides that removal under the Act is in addition to any other method of removal provided by law. *The bill was approved by the House Cities and Villages Committee on Tuesday, March 26 and is presently on the House Floor.*

**IMRF-Public Information (Representative Mazzochi, R-Westmont)**

House Bill 3263 ([available via this link](#)) would amend the Open Meetings Act to require that a participating municipality or instrumentality shall post on its publicly available website, if the participating municipality or instrumentality maintains a publicly available website: (1) all documents pertaining to the municipality's or instrumentality's adoption of a resolution to participate in the Illinois Municipal Retirement Fund (IMRF) if the municipality or instrumentality has adopted such a resolution; (2) all documents pertaining to the municipality's or instrumentality's annual projected future contributions to the Fund; and (3) information about the amount of the municipality's or instrumentality's past required contributions to the Fund for each year of participation. Provides that the public posting requirement does not require a participating municipality or instrumentality to post on its website information that is not subject to disclosure under the Freedom of Information Act. Amends the State Mandates Act to require implementation without reimbursement by the State. *The bill was approved by the House Personnel and Pensions Committee on Thursday, March 28 and is presently on the House Floor. ISACo Opposes*

**Workers' Compensation Act-Ability To Pay (Representative Hoffman, D-Belleville)**



House Bill 269 ([available via this link](#)) would amend the Workers' Compensation Act. Permits a single commissioner to approve of enforcement actions under provisions of the Act concerning insuring an employer's ability to pay compensation, replacing the current requirement of a panel of 3 commissioners. Permits the Illinois Workers' Compensation Commission to, if an employer's business is declared to be extra hazardous, issue a work-stop order while awaiting a ruling from the Commission or while awaiting proof of insurance by the employer. Provides that investigative actions must be acted upon within 90 days of the issuance of a complaint. Raises the maximum allowable penalty for noncompliance with certain insurance requirements from \$2,000 to \$10,000. Doubles the maximum allowable penalties, to \$1,000 per day, with a minimum penalty of \$20,000, for employers found to be in noncompliance more than once. Provides that an employer with 2 or more violations may no longer self-insure or purchase an insurance policy from a private broker for one year or until all penalties are paid, during which time the employer must purchase insurance from the Assigned Risk Pool through the National Council on Compensation Insurance. *The bill was approved by the House Labor and Commerce Committee on Wednesday, March 27 and is presently on the House Floor.*

**Vehicle Code-Violation Compliance (Representative Evans, D-Chicago)**

House Bill 2523 ([available via this link](#)) would amend the Illinois Vehicle Code to provide that the Secretary of State shall rescind the suspension or cancellation of a person's driver's license that has been suspended or canceled prior to the effective date due to specified violations. Provides that, in the case of a license suspended before the effective date due to the person failing to pay any fine or penalty due or owing as a result of 10 or more violations of local standing, parking, or compliance regulations, a local government shall, within 120 days of receiving a list of persons whose licenses have been suspended before the effective date provided by the Secretary of State, provide the person with notice of a right to a hearing. Provides that an individual subject to suspension who has received a notice may, within 45 days of receiving the notice, request a hearing. Provides that, upon individual request, the local government shall conduct a financial hardship hearing before suspension of a license for unpaid fines or penalties. Prescribes requirements for notice and factors to be considered for a determination of financial hardship. Provides that, if an individual qualifies for a payment plan and makes timely payments, the government may not pursue other means to collect on the debt, and, if the individual misses a payment, may, after providing 60 days' written notice, pursue collection of the debt. Provides that a fourth missed payment shall be considered noncompliance. Provides that, if the individual does not appear at the pre-suspension hearing, the hearing officer may find the person in default and provide notice of the determination. Provides that an individual subject to suspension as a result of 10 or more violations of a vehicular standing, parking, or compliance regulation established by ordinance after a hearing officer's determination that the individual is in a financial hardship is not entitled to another financial hardship hearing. *The bill was approved by the House Transportation: Vehicles and Safety Committee on Wednesday, March 27 and is presently on the House Floor.*

**Nursing Home-Offset Fines (Representative Unes, R-Pekin)**

House Bill 3035 ([available via this link](#)) would amend the Nursing Home Care Act. Provides that if a licensee has a civil monetary penalty imposed (rather than having paid a civil monetary penalty that has been imposed) pursuant to the Medicare and Medicaid Certification Program for the equivalent federal violation giving rise to a fine under specified provisions of the Act, the Department of Public Health shall offset the fine by the amount of the civil monetary penalty. *The bill was approved by the House Human Services Committee on Wednesday, March 27 and is presently on the House Floor.*

**Government Credit Card Disclosures (Representative Edly-Allen, D-Libertyville)**

House Bill 3651 ([available via this link](#)) would amend the State Records Act and the Local Records Act to provide that a public officer or public agency that has a government credit card issued for use by the public officer or employees of the public officer or agency shall post on the officer's or agency's website a copy of each expense charged on the credit card by the public officer on or before 60 days after the date the expense was charged. Expenses shall remain the website for at least one year after the expense was originally posted. *The bill was approved by the House State Government Administration Committee on Wednesday, March 27 and is presently on the House Floor. ISACo Opposes*

### **Bills Approved by Senate Committees**

**Local Government Inspector General (Senator Murphy, D-Des Plaines)**  
Senate Bill 1223 ([available via this link](#)) would create the Local Government Inspector General Act. Provides that the purpose of the Act is to establish an independent entity to which allegations of incompetence, neglect of duty, malfeasance in office, corruption, or official misconduct involving units of local government, including their officers, employees, and agents, or elected or appointed local officials, may be reported and investigated with the assistance of the Attorney General. Creates the Local Government Ethics Commission and the Office of the Local Government Inspector General and provides that members of the Commission and the Inspector General shall be appointed by the Governor with the advice and consent of the Senate. Sets forth the procedures of investigating a complaint and the issuing of reports. Defines terms. *The bill was approved by the Senate Government Accountability and Pensions Committee on Wednesday, March 27 and is presently on the Senate Floor.*

### **Follow ISACo on Social Media**

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### **Looking Ahead...**

The House is scheduled to be in session next week from April 2-4 and the Senate is scheduled to be in session from April 3-5.

The deadline to move House bills out of the House and Senate bills out of the Senate is April 12.

The deadline to move House bills out of Senate committees and Senate bills out of House committees is May 10.

The deadline to move House bills out of the Senate and Senate bills out of the House is May 24.

Both chambers are scheduled to adjourn on May 31.

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## The Key to ISACo's Success is YOU!

Is your county a member of ISACo? If not, why not?

ISACo is a statewide association whose mission is to empower county officials to provide excellent service to their residents.

ISACo member counties are comprised of forward-thinking public servants who recognize that the challenges confronting county governments require new and innovative ideas, collaborative solutions and collective advocacy at the state and federal levels of government.

Members of the association will benefit from education and training opportunities, peer-to-peer networking, shared resources and robust representation before policymakers at various levels of government. ISACo creates and connects county officials to these opportunities and successfully equips them to make counties ideal places to live, work and play.

If your county is interested in discussing membership in ISACo, please contact Executive Director Joe McCoy at (217) 679-3368 or [jmccoy@isacoil.org](mailto:jmccoy@isacoil.org). Thank you for your consideration.



*News and Views* is a service provided by ISACo for county officials and staff. Please feel welcome to share with interested parties. You can contact ISACo Executive Director Joe McCoy at [jmccoy@isacoil.org](mailto:jmccoy@isacoil.org) or (217) 679-3368 if we can be of service. Thank you for your support of ISACo.

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