

## Senate Committee Action March 15, 2017

### Gaming

**Gaming Penalties Fees (SB 1804):** Deletes outdated language, deletes a statutory limit on maximum fines, imposes application fee and increases another.

**Gaming Contracts Veterans (SB 1805):** Establishes a veterans' preference for owners and contractors of riverboat casinos.

**Gaming License Restrictions (SB 1806):** Restricts video gaming malls; allows home rule limitations; and eliminates dual licensure requirements.

### Labor

**Living Wage Act (SB 1347):** Requires state contractors and subcontractors to pay their workers at least \$16.36 per hour beginning January 1, 2018, and every year thereafter the wage would be tied to CPI-U.

**State Third Party Contracts (SB 1653):** Provides that notwithstanding any law to the contrary, third-party contracts entered into by the State are permissible only when they are in the best interests of the State. Provides conditions with which to measure whether a third-party contract is in the best interests of the State.

**Employee Religion (SB 1697):** Provides that it is a violation for an employer to impose as a condition of obtaining or retaining employment any term or condition that requires a person to violate or forgo a sincerely held practice of his or her religion. Including the wearing of any attire, clothing, or facial hair in accordance with the requirements of his or her religion.

**Prevailing Wage (SB 1856):** Provides that if the public body can satisfy the Act's publishing requirements by posting on their website a

hyperlink to IDOL's website that contains the wage schedule.

**Collective Bargaining Freedom (SB 1905):** Provides the policy of the State that employers, employees, and their labor organizations are free to bargain collectively. Also, provides that the authority to enact laws or rules that restrict the use of union security agreements between an employer and a labor organization vests exclusively with the General Assembly. Prohibits local governments from enforcing any such law or rule.

### Financial Institutions

**Foreclosure Fees Funds Extension (SB 647):** Extends the current residential foreclosure (plaintiff) filing fee and the current purchaser judicial sale fee "sunset dates" to 2020. Fees go to abandoned building cleanup efforts.

**Financial Institution Definition (SB 734):** Provides that the definition of "financial institution" in the Finance Division of the Code includes any savings bank, savings and loan association, or credit union (currently, savings and loan associations and federally chartered commercial bank or savings and loan association) and regional planning commissions or joint regional planning commissions.

**Corporate Fiduciary Cleanup (SB 746):** Replaces "Commissioner" with "Secretary." Removes the requirement for banks, savings and loan associations, or savings bank to give notice of its intent to establish a branch office.

**Predatory Lender Database (SB 776):** Changes the definition of "counseling" and "originator." Provides that each certificate of compliance with the Article or certificate of exemption must contain, at a minimum, one of the borrower's names on the mortgage loan and the property index number for the subject property.

**Banks Supplier Diversity Report (SB 812):**

Requires financial institutions or other entity receiving public funds with assets of at least \$100,000,000 to submit a 2-page report on its voluntary supplier diversity program to the Illinois Department of Financial and Professional Regulation (IDFPR).

**Savings Bank Fees (SB 1254):** Provides that each savings bank and service corporation operating under the Act shall pay in quarterly installments equal to one-fourth of a specified rated regulatory fee. That is determined by the amount of total assets (rather than previous rates and a fixed fee of \$520).

**Federal Home Loan Banks (SB 1297):** Allows federal home loan banks to be in line as secured creditors.

**ATM & Checking Regulations (SB 1329):** Requires that a person who establishes or owns specified cash-dispensing terminals (ATMs) must post a telephone number on the terminal for consumers to call to report problems. Also, along with the telephone number of the Department of Financial and Professional Regulation (rather than file notices of establishment or ownership with the Secretary of Financial and Professional Regulation).

**Student Loan Bill of Rights (SB 1351):** Creates new regulations for student loan service industry.

**Illinois Treasurer Investing in Local Funds (SB 1446):** The State Treasurer may, with the approval of the Governor, invest or reinvest, any State money in the treasury that is not needed for current expenditures due or about to become due, or any money in the State Treasury that has been set aside. As well as, hold for the payment of the principal of and interest on any State bonds, in bonds issued by counties or municipal corporations of this State.

**State Government**

**CDB Energy Efficiency Audits (SB 676):** Enables the Capital Management System (CMS) to: annually conduct energy efficiency audits of State-owned real property that the Board considers to be the least energy efficient; annually rank State-owned real properties according to their energy efficiency; and encourage energy efficiency audits of State-owned real properties based on rankings.

**State Security Breaches and Computer Tampering (SB 707):** Requires that any State agency that has been subject to a single breach or aggravated computer tampering to the security of its data to submit a comprehensive report to both the Attorney General and the General Assembly. As well as, disclose in specified ways any breach of the security of the system or data following discovery or notification of the security breach.

**Certified Mail (SB 1470):** Requires that before holdings of at least \$1,000 are transferred to the Treasurer's Office, the holder shall send a certified mail to the owner. If a signed receipt is returned to the holder, that counts as communication. Permits the Treasurer's Office to adopt rules where the holder can deduct reasonable costs for sending the certified mail.

**Illinois Workforce Investment Board Act- Name Changes (SB 1527):** Changes the name of the Illinois Workforce Investment Board Act to the Illinois Workforce Innovation Board Act.

**Liabilities Report to the Comptroller (SB 1652):** Each State agency must provide a report to the State Comptroller monthly in a time and form prescribed by the State Comptroller. The report will identify: current State liabilities held at the agency, by fund source; whether the liabilities are appropriated; and an estimate of interest penalties accrued under the State Prompt Payment Act (under criteria prescribed by the State Comptroller). The State Comptroller may provide a waiver to the monthly reporting

requirement if a State agency doesn't have any State liabilities.

**Special Needs Services Expenses in the College Savings Pool (SB 1758):** Modifies the definition of "qualified expenses" for the College Savings Pool to include expenses for special needs services.

**State Fire Marshal Grants (SB 1780):** Changes a section that permits the Office of the State Fire Marshal to administer any grants to areas not located in a fire protection dist. or in a municipality which provides fire protection services, to cover the organizational expenses of forming a fire protection dist. Allows State Fire Marshal to appropriate funds for reimbursing members of the Committee instead of the Office of the Governor.

**Legislative Digest Online (SB 1880):** Clarifies the Legislative Digest can be published online.

**Dept. of Ag Local Bank Accounts for Security (SB 1902):** Allows the Department of Agriculture to open local bank accounts to receive and disburse security deposits for renting facilities at each State fairground during non-fair time periods.

**State Historical Library Clean-Up (SB 1975):** Modernizes the State Historical Library Act to reflect current preservation practices of historical records by removing references to specific photographic technologies.

**Denounce Russia (SR 93):** Resolution to denounce any threats by Russia or any other foreign actors who might interfere with the Illinois democratic process. Urges the Illinois State Board of Elections to produce a final report outlining the Illinois Voter Registration System database server breach, an audit of their IT systems, and that they enact preventative measures so that a cyber interference never occurs again.

**Bipartisan Investigation into Russian Interference (SR 94):** Urges a full bipartisan investigation by Congress and support the call for a National Intelligence Estimate to determine the extent of Russian intervention in the 2016 United States presidential election.

**Social Work Month (SR 148):** Designates the month of March of 2017 as Social Work Month in the State of Illinois.

**Free Energy Efficiency Audit of State Buildings (SR 155):** Urges the Department of CMS to partner with the Illinois Regional Insulator Contractors Association to audit five State buildings at no charge to the state.

**Athletic Officials Association Day (SR 156):** Declares May 20, 2017 as "AOA Day" in the State of Illinois.

**Condemning Anti-Semitic Events (SR 225):** Condemns acts of hate and fear in response to the latest anti-Semitic events throughout the United States and Illinois.

## **Licensed Activities and Pensions**

**Pharmacy Practice Act Changes Regarding Citizenship (SB 308):** Deletes a provision in the Pharmacy Practice Act that requires an applicant for licensure to state that he/she is a United States Citizen or Legally Admitted Alien. Allows non-citizens to be licensed if DHS has approved a differed action for childhood arrivals of illegal aliens, or the applicant is authorized for employment by the Immigration Service.

**Closed Captioned Televisions (SB 309):** Requires facilities operating under certain hospital acts to provide closed captioned televisions for the developmentally disabled in public waiting rooms and areas used for treatment.

**Home Dialysis Equipment Sales (SB 636):** Allows for home dialysis equipment and drugs to be sold directly to patients without the use of a pharmacy.

**Sunset Extension for Clinical Social Work Practice Act (SB 768):** Extends the sunset date for the Clinical Social Work Practice Act to January 1, 2028 and provides for language updates to match current practice, and to create conformity with other practice acts administered by IDFPR.

**Sunset Extension for Illinois Speech Language Pathology and Audiology Practice Act (SB 771):** Extends the sunset date for the Illinois Speech Language Pathology and Audiology Practice Act to January 1, 2028 and provides for language updates to match current practice, and to create conformity with other practice acts administered by IDFPR.

**Energy Conservation (SB 1287):** Requires building plans and specifications for schools to include energy and conservation measures.

**Abolish Real Estate Education Advisory Council (SB 1531):** Abolishes the Real Estate Education Advisory Council and transfers its functions to the Real estate Administration and Disciplinary Board, or the Department of Financial and Professional Regulation.

**CPS Pension Records (SB 1570):** Requires employers to submit payroll records and pension contributions within 30 calendar days after each predesignated payday and establishes penalties for delinquent submissions under the Chicago Teacher Article of the Illinois Pension Code, and provides that the fund must send written notice of delinquency to an employer within 10 business days of delinquent accounts. Additionally, provides that an employer that makes necessary corrections to a payroll record or makes the required contribution within 12 months after receipt of the notice of delinquency shall not be subject to penalties.

**Physician Assistant Practice Act Sunset Extension (SB 1585):** Extends the sunset date

for Physician Assistant Practice Act to January 1, 2028.

**Non-medical Licensee Restrictions (SB 1688):** Eases restrictions on non-medical licensees or applicants after felony convictions.

**Home Birth Safety Act (SB 1754):** Creates the Home Birth Safety Act and provides for the licensure of direct entry midwives by IDFPR.

**Prescription Refills (SB 1790):** Allows a pharmacist to refill a patient's prescription with the authorization of the prescriber if the pharmacist is unable to contact them. Dispensing controlled substances without prescribing authority is not authorized by this legislation.

**Community Association Manager Licensing and Disciplinary Act Repeal (SB 1818):** Repeals the Community Association Manager Licensing and Disciplinary Act. Makes conforming changes in the Regulatory Sunset Act and the State Finance Act.

**Regulatory Rollback Package (SB 1821):** Repeals the Genetic Counselor Licensing Act, Illinois Landscape Architecture Act of 1989, Illinois Athlete Agents Act, Electrologist Licensing Act, Detection of Deception Examiners Act, Professional Geologist Licensing Act, Land Sales Registration Act of 1999, and Real Estate Timeshare Act of 1999. Additionally, the legislation deletes provisions requiring Internet auction listing services to be registered with the IDFPR and deletes the Auctioneer Real Estate License allowing auctioneers to sell real property.

**Animal Welfare (SB 1882):** Provides that a pet shop operator, dog dealer, or cattery must purchase animals from those in good standing with the USDA.

**Electronic Prescription Transmission (SB 2058):** Stipulates that all prescription orders for drugs or medical devices must be electronically

transmitted to a patient's pharmacy of choice starting on January 1, 2022.

## **Exec**

**Issuing Non-Real ID Compliant ID's and Licenses (SB 674):** Changes the Illinois Identification Card Act. Allows applicants to obtain a non-REAL ID compliant ID or license issued pursuant to current requirements. Individuals with non-compliant ID's and licenses will not be able to board an airplane or visit a federal facility using the non-compliant ID to prove identity. Additionally, in definitions of Non-compliant identification card replaces mentions of "Not acceptable for Federal Purposes" with "Not for Federal Identification."

**Presidential Candidates Tax Returns (SB 982):** Provides that no candidate for President or Vice-President of the United States shall appear on the official ballot for the general election if that candidate has not released his or her tax returns at least 5 days prior to the date set for certification of the ballot for the general election. Requires the Secretary of State to post the tax returns on the Secretary of State's website and to certify that the tax returns have been filed to the State Board of Elections.

**Small Donor Contribution Matching System (SB 1424):** Creates a small donor campaign contribution matching system for candidates for the following offices: Governor, Attorney General, State Comptroller, State Treasurer, Secretary of State, State Senator and State Representative. Contributions from \$25 to \$150 from local donors will be matched 6:1 by public funds. Candidates cannot accept contributions over \$500 from a single donor. Creates the "Small Donor Matching Fund" as a special fund in the State Treasury. Establishes requirements for accessing the small donor matching system and imposes limits.

Establishes provisions for the funding of the matching fund. Creates Campaign Finance Board within the State Board of Elections to implement the campaign matching system. Defines Terms. Initiative of Illinois Campaign for Political Reform.

**Nursing Home Voting Registration (SB 1479):** Provides that grace period registration and changes of address shall be conducted for eligible residents in connect with voting at certain elder care facilities.

**County Clerk Board of Election Commissioners (SB 1592):** Allows counties to create a board of election commissioners within the office of the county clerk. This board will succeed any other board of election commissioners existing within the territory of the county.

**State Business with Expatriate Corporations (SB 1798):** Prohibits the state from doing business with or investing in companies that incorporate in foreign tax havens to avoid paying income taxes in Illinois and closes a loophole in Illinois' tax code for corporations that shift profits to overseas tax havens to hide income and avoid paying their fair share of corporate income taxes in Illinois.

**Prevailing Wage (SB 1904):** Changes the Prevailing Wage Act by stating that the Department of Labor will publish on its official website a prevailing wage schedule for each county in the State by July 15 every year. The wages will be set by the wages ascertained by the Department during the month of June. Initiative of Local #150. Illinois AFL-CIO, Illinois Construction Industry Committee, and Illinois Pipe Trades support.

**Automatic Voter Registration (SB 1933):** Creates two systems for Automatic Voter Registration, one for the Secretary of State, and one for other state agencies. Includes an "automatic updates" provision. Includes up-front opt-out. Include 07/01/2018 deadline for implementation.

**Political Committees for Tax Exempt Organizations (SB 2089):** Requires groups organized for tax-exempt status under Sections 501(c) (4), 501(c) (5), and 501(c) (6) to report “dark money” expenditures as political committee.

## Revenue

**State Police Memorial Scratch-Off (SB 207):** Creates the State Police Memorial scratch-off game.

**Hotel Operators’ Occupation Tax Charitable Organizations (SB 587):** Changes the Hotel Operators’ Occupation Tax Act to exempt charitable organizations that rent, lease, or let rooms on a hotel located on property that is exempt from taxation under the Property Tax Code.

**Pending PTAB Appeals (SB 609):** Amends the Property Tax Code to provide a process that settles appeals before the Property Tax Appeals Board that have been pending for over two years.

**Decrease Failure to Pay Penalty (SB 1249):** Decreases the failure to pay a penalty from 20% to 15%. The penalty will also be abated if prior to the audit the taxpayer paid at least 95% of the total tax liability for the filing period, which includes additional liability resulting from the audit or investigation. This will not affect determinations of the amount of penalty before the effective date.

**ROT Certificate of Registration Renewal (SB 1281):** Provides that certificates of registration be required for renewal on an annual basis as opposed to every five years.

**Property Tax Abatement on Remodeled Units (SB 1385):** Provide a property tax abatement for newly remodeled units in decaying areas.

**Rental Purchase Agreement Occupation and**

**Use (SB 1434):** Provides a tax will be imposed at the rate of 6.25% on businesses engaged in renting merchandise under a rental-purchase agreement. Also provides a tax will be imposed at the rate of 6.25% on the privilege of using merchandise that is rented from a merchant.

**Repeals Reapplication for Disabled Veterans Exemption (SB 1437):** Repeals a provision requiring taxpayers who have been granted a disabled veterans homestead exemption to annually reapply for the exemption.

**Property Tax Exemption for Free Parking (SB 1593):** Provides a property tax exemption for parking areas owned by a religious institution and leased or rented to a municipality for the purpose of offering free public parking.

**PPV Leases (SB 1598):** Maintains the underlying intent of the bill, but due to a settlement involving the naval base in St. Clair County, the bill had to be amended to avoid contradicting that settlement.

**Creates the PACE Program for Commercial and Industrial Properties (SB 1700):** Provides for communities to create PACE financing districts, so that commercial and industrial property owners within those districts can voluntarily pay for clean energy improvements through an assessment on their property.

**Expands Certain Homestead Exemption Provisions (SB 1887):** Provides that taxpayers who become residents of a Supportive Living Facility after being awarded a certain homestead exemption, can still receive the exemption in certain instances.

**Income Tax Checkoff for Thriving Youth (SB 2046):** create a checkoff for contributions into the Thriving Youth Income Tax Checkoff Fund.

**Homestead Exemption Clean-up (SB 2084):** Provides several technical and structural changes regarding homestead exemptions.

## **Insurance**

**Provisions of NAIC Model (SB 0682):** This legislation makes technical changes to insurance code to incorporate provisions of NAIC Model Act. Also, renumbers provisions of existing law and correlated cross references.

**IIGF Access to 3<sup>rd</sup> Party Records (SB 0683):** This bill includes provisions to ensure the IIGF has access to the claim records and files of insolvent property and casualty insurance companies that are possessed by a third party administrator. Also, refiles and includes SB 2609 (Hayne/Rita) from the 99<sup>th</sup> General Assembly which unanimously passed out of the Senate and the House Insurance Committee during the Spring 2016 Session. This refiled portion of the legislation clarifies the priority given under Illinois Insurance Code to expenses IIGF may recover from the assets of an insolvent insurer liquidated by the Office of the Special Deputy Receiver.

**Vehicle Collision Insurance Claim Payments (SB 1545):** Requires vehicle insurer to pay collision damage or vehicle loss claim payment either directly to the business repairing the vehicle or to BOTH the vehicle owner and the lienholder of record. This is an initiative of the Community Bankers' Association.

**Railway Contract Carrier Coverage Verification (SB 1681):** Provides that each rail carrier that contracts with a contract carrier for the transportation of its employees in the course of their employment shall verify that the contract carrier has hit and run, uninsured, and underinsured motor vehicle coverage in an amount not less than \$500,000 per passenger.

**Rental Car Damage and Lost Keys (SB 1730):** Provides rental Car Company can void damage waiver if damage or loss results from renter losing or failing to secure keys. Also, any other

act of negligence by renter than would reasonably result in the damage or loss of the vehicle.

**Rental Car Instant Deductible Collection (SB 1732):** Provides a rental car company may immediately collect an insurance deductible from a renter without insurance company first assessing the damage or processing the claim.

## **Special Committee on Medicaid Managed Care**

**Medicaid Requirement Act (SB 2069):** Eliminates Medicaid Requirement that 3<sup>rd</sup> Party (Healthcare Provider) be present in the room with patient while receiving Tele-Health Services.