

House of Representatives

2010 Synopsis Book



Speaker of the House Andrew Erbes

Committee I - Governmental Affairs

HB0020 – POLICE AFRICAN AMERICAN SENSITIVE

Amends the Illinois Police Training Act. Requires that the training of probationary and permanent police officers, including those of home rule units, include sensitivity training with regard to the African American male population of Illinois. Effective immediately.

HB0077 - FLAG DISPLAY-FIREFIGHTER DEATH

Amends the Flag Display Act. Requires that the U.S. national and Illinois State flags be displayed at half-staff when an Illinois firefighter is killed in the line of duty. Effective immediately.

HB0085 - INTERNET VOTING COMMISSION

Creates the Internet Voting Commission Act. Creates a commission appointed by the legislative leaders to study and recommend to the General Assembly a system of voting via the Internet at elections in 2012 and thereafter. Abolishes the commission and repeals the Act January 1, 2011. Effective immediately.

HB0240 - CORRECTIONAL FACILITIES

Amends the State Facilities Closure Act. Creates the Correctional Facilities Panel. Provides that the Panel shall perform a detailed examination of the State's correctional facilities and the respective populations and workforces of the facilities. Sets forth the membership of the panel. Provides that no correctional facility managed or operated by the Illinois Department of Corrections may be closed, eliminated, or otherwise required to reduce its 2008 average daily population or average daily workforce by more than 20% prior to the completion of the submission of the final report by the Correctional Facilities Panel. Effective immediately.

HB0290 - ELECTIONS-NOMINATION VACANCY

Amends the Election Code. Beginning June 1, 2010, provides that when a vacancy in nomination occurs on or after the general primary but more than 90 days before certification of candidates for the general election ballot, other than because no candidate's name appeared on the general primary ballot and no write-in candidate was nominated, the vacancy may be filled only at a special primary election on a date set by the State Board of Elections but at least 30 days before the date of certification. Beginning June 1, 2010, permits a vacancy in nomination occurring less than 91 days before certification of candidates for the general election ballot but more than 15 days before the general election to be filled by the political party's nominating committee only if the vacancy is due to the candidate's death or incapacitating illness. Beginning June 1, 2010, adds inability to fulfill the duties of the office sought due to illness as an event creating a vacancy in nomination. (Now, a vacancy in nomination occurring on or after the general

primary and before the 15th day before the general election is filled by the party's nominating committee by certain deadlines based upon when the vacancy occurs).

HB0295 - COOK CNTY-PERSONNEL DIRECTOR

Amends the Counties Code. Requires the county board of Cook County to appoint an independent county personnel director. Provides that, through December 31, 2012, the independent personnel director shall appoint all officers and employees of Cook County and shall assume the duties of the county civil service commission. Requires the civil service commission to perform duties and functions as directed by the independent personnel director and to otherwise operate in an advisory capacity to the director. Effective immediately.

HB0365 - US SENATE VACANCY

Amends the Election Code. Requires that a special election be held to fill a vacancy in the office of United States Senator occurring 90 or more days before the general primary immediately preceding the general election at which the office is regularly scheduled to be filled. Requires a temporary gubernatorial appointment for any vacancy in the office of United States Senator until the vacancy is filled at the special election or the general election at which the office is regularly scheduled to be filled. (Now, the vacancy is filled by a temporary gubernatorial appointment until filled by election at the next general election.)

HB0366 - ELDERLY-DISABLED-DRUGS-INCOME

Amends the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act. In connection with the pharmaceutical assistance program under the Act, provides that to become a beneficiary under the program, a person must have a maximum household income equal to or less than 239% of the Federal Poverty Level (instead of less than specified amounts or equal to or less than 200% of the Federal Poverty Level). Provides for 4 (instead of 5) Eligibility Groups (eliminates current Eligibility Group 3). For persons in the Eligibility Group consisting of persons who have a diagnosis of HIV or AIDS, provides for an alternative co-payment according to whether or not a drug is covered by the Medicare Part D Prescription Drug Plan in which the beneficiary is enrolled (in addition to whether or not the drug is included in the formulary of the Illinois AIDS Drug Assistance Program operated by the Illinois Department of Public Health). Makes changes in the definitions of "covered prescription drug" for each Eligibility Group. Makes other changes. Effective immediately.

HB0419 - CD CORR-CONDOMS-PRISONERS

Amends the Unified Code of Corrections. Provides that all institutions and facilities of the Department of Corrections shall permit a committed person to purchase, possess, and use condoms. Provides that a committed person may not be denied any privileges or good conduct credit because of the committed person's purchase, possession, or use of condoms. Provides that neither the Department of Corrections nor an institution or facility of the Department may declare condoms as contraband. Provides that by January 1, 2010, the Department of Corrections shall develop a plan to make condoms available to

committed persons according to established public health practices and in a manner that protects the health, safety, and privacy of committed persons and correctional facility staff. Effective immediately.

HB0569 - CONVEYANCE-MARION

Authorizes the Department of Central Management Services to convey real estate to the City of Marion for \$1. Provides that the property shall revert to the State if the property is no longer used for public purposes. Effective immediately.

HB0631 - INS CD-RELIGIOUS ORG EXEMPT

Amends the Illinois Insurance Code. In the provisions concerning the classification of insurance and insurance businesses, provides that the insurance laws of this State, including the Act, do not apply to a religious organization or members of the organization when the organization adheres to specified provisions. Sets forth the verbatim written disclaimer that all such organizations shall provide on all applications for membership or participation. Effective immediately.

HB0657 - UTILITIES-BURY HIGH POWER LINE

Amends the Public Utilities Act. Provides that the Illinois Commerce Commission shall require that all public utilities bury high power electric transmission lines along: (i) major highways with an average daily traffic of at least 12,000 motor vehicles; and (ii) any new highway, the construction of which is under State, local, or township jurisdiction.

HB0696 - RECYCLABLE METAL-STREET SIGNS

Amends the Recyclable Metal Purchase Registration Law. Requires a recyclable metal dealer to obtain and record certain information for each transaction involving the purchase of metal street signs, including a declaration, signed and dated, by the person or persons from whom the metal street signs were purchased which states that the property subject to the transaction is not stolen property. Contains a provision regarding exemptions, defines the term "metal street sign", and makes other changes. Effective immediately.

HB0717 - CAMPAIGN CONTRIBUTION REPORTS

Amends the Election Code. Requires 2-day reporting by political committees of certain campaign contributions during the approximately 60 (now, approximately 30) days before a primary or election. Effective immediately.

HB0723 - ELECTION-NOMINATION VACANCY

Amends the Election Code. Provides that when a political party committee fills a vacancy in nomination occurring because no candidate's name appeared on the consolidated primary ballot and no write-in candidate was nominated, the committee must do so within 16 days after the primary. In the case of a vacancy in nomination that occurs because the name of a political party's candidate did not appear on the general primary ballot and no write-in candidate was nominated, provides that the vacancy may be

filled only by a person selected by the party committee within 60 days after the primary who circulates and files petitions for that office in the same manner as an independent candidate (now, by a person nominated by the committee within 60 days after the general primary).

HB0756 - ADOPTION COMPENSATION

Amends the Adoption Compensation Prohibition Act and the Adoption Act. Provides that the Act shall not be construed to prevent a prospective adoptive parent from giving gifts or other things of value to a biological parent if the total value does not exceed \$200. Provides that a prospective adoptive parent may advance a maximum of \$1,000 for reasonable attorney's fees of the biological parent in connection with proceedings under the Act or in connection with proceedings for the adoption of the child. Provides that a prospective adoptive parent may advance a maximum of \$1,000 for reasonable birth parent living expenses without prior order of court. Provides that the prospective adoptive parents shall present a final accounting of all those attorney's fees to the court before the entry of a final judgment order for adoption. Provides that if the court finds an accounting by the prospective adoptive parents to be incomplete or deceptive or to contain unauthorized or unreasonable amounts, the court may order a new accounting or the repayment of amounts found to be excessive or unauthorized or make any other appropriate orders. Provides that a prospective adoptive parent may seek reimbursement of reasonable living expenses from a person who receives such payments only if the person who accepts payment of reasonable living expenses before the child's birth knows that the person on whose behalf he or she is accepting payment is not pregnant at the time of the receipt of such payments or the person receives reimbursement for reasonable living expenses simultaneously from more than one prospective adoptive parent without the knowledge of the prospective adoptive parent. Makes other changes. Effective immediately.

HB0763 - GA CAMPAIGN EXPENDITURE LIMITS

Amends the Election Code. Limits the campaign expenditures of a candidate for State Senator or State Representative to \$50,000 and \$25,000, respectively. Applies the limit separately to the period before the general primary and the period between the primary and the general election.

HB0795 - VEH CD-POLICE VEHICLES-LIGHTS

Amends the Illinois Vehicle Code. Provides that the driver of a police vehicle must use oscillating, rotating, or flashing lights when: (1) parking or standing, irrespective of the provisions of the Code; (2) proceeding past a red or stop signal or stop sign; (3) exceeding the maximum speed limits; or (4) disregarding regulations governing direction of movement or turning in specified directions. Provides that the driver of a police vehicle must: (1) activate oscillating lights, rotating or flashing lights, sirens, or any combination of such lights or sirens during a high speed vehicle response; (2) use lights and sirens to warn pedestrians and other persons of his or her approach during an emergency response situation; and (3) drive with due regard for the safety of other persons and exercise due care when operating a police vehicle. Permits the driver of a police vehicle to use a covert approach when the situation dictates, but requires the driver to reduce speed to conform with the current driving conditions in order to lessen the danger posed to the general public. In connection with provisions concerning the duty of the driver of an

authorized emergency vehicle to drive with due regard for the safety of all persons, provides that if an act of reckless disregard causes great bodily harm or death to any person or persons, that act shall be prima facie evidence that the duty of due regard for the safety of all persons was not met. Effective immediately.

HB0820 - MILITARY CODE-VARIOUS

Amends the Military Code of Illinois. Provides for the Adjutant General (i) to order Illinois National Guard personnel into active service for certain nonemergency functions and (ii) to make rules concerning military installations in conformity with federal rules. Provides for personnel to receive medical and dental treatment for injuries incurred "while on duty and lawfully performing the same" and to be treated for injuries, wounds, and disabilities at the nearest appropriate medical facility if a medical officer is not detailed. Provides for payment of medical treatment by the State.

HB2514 - MEDICAL CANNABIS

Creates the Compassionate Use of Medical Cannabis Pilot Program Act. Provides that when a person has been diagnosed by a physician as having a debilitating medical condition, the person and the person's primary caregiver may be issued a registry identification card by the Department of Public Health that permits the person or the person's primary caregiver to legally possess no more than 7 dried cannabis plants and 2 ounces of dried usable cannabis. Amends the Cannabis Control Act to make conforming changes. Provides that the provisions of the Act are severable. Provides that the Act is repealed 3 years after its effective date. Repeals the research provisions of the Cannabis Control Act. Effective immediately.

Committee II – Judiciary

HB0178 - SAME-SEX MARRIAGE-REL FREEDOM

Creates the Religious Freedom and Marriage Fairness Act. Makes legislative findings: same-sex couples are denied equal access to civil marriage benefits; the current marriage law is discriminatory and harms same-sex couples; and there is no compelling interest or rational basis to deny same-sex couples those benefits. Provides that the Act does not interfere with any religious beliefs about marriage. Provides that the Act's purpose is to provide eligible same-sex and opposite-sex couples with the same treatment as those in a civil marriage. Provides that parties to a marriage of the same sex are included in the terms "spouse", "immediate family", "dependent", and related matters. Provides that domestic relations, probate, and family law shall apply equally to parties to a marriage of the same sex. Provides that benefits apply equally to same-sex marriages in these areas: causes of actions related to spousal status, for wrongful death, emotional distress, and loss of consortium; adoption; family leave; group insurance for State and municipal employees; accident and health insurance protections tied to former spouses and dependents; and taxes and tax deductions based on marital status. Provides that a civil marriage is prohibited between siblings or between an uncle and a nephew or an aunt and a niece. Amends the Illinois Marriage and Dissolution of Marriage Act. Provides that nothing in the Act should be construed to interfere or regulate any religious practice concerning marriage and no religion is required to solemnize a marriage to which it objects. Provides that a marriage is between 2 persons (rather than, a man and a woman) licensed, solemnized, and registered under the Act. Effective immediately.

HB0215 - CRIM CD-PERPETUAL HARASSMENT

Amends the Criminal Code of 1961 to create the offense of perpetual harassment. Provides that purposely and repeatedly harassing another person or following with the intent to harass another person constitutes the offense. Provides that a first conviction is a Class A misdemeanor and a second or subsequent conviction is a Class 4 felony if the offense was committed against the same victim.

HB0230 - SEX OFFENDER REG-HIV

Amends the Sex Offender Registration Act. Includes in the definition of "sex offense", criminal transmission of HIV when the offender knew that he or she was infected with HIV and engaged in intimate contact with another.

HB0253 - VEH CD-VEHICLE FORFEITURE

Amends provisions of the Illinois Vehicle Code making vehicles subject to seizure and forfeiture under specified circumstances. Deletes a reference to a provision that was eliminated from the statutes by Public Act 95-377. Corrects a reference to a provision that was renumbered by Public Act 95-377. Provides that a person's vehicle is subject to seizure and forfeiture when the person is cited for the offense of driving while driving privileges are revoked or suspended, and the person's driving privileges were revoked or suspended due to the offense of reckless homicide.

HB0262 - DEATH PENALTY ABOLITION

Amends various Acts to abolish the death penalty. Provides that on or after the effective date of this amendatory Act no person may be executed. Requires resentencing of those already sentenced to death. Effective immediately.

HB0272 - IHSA-PERFORM ENHANC SUBSTANC

Amends the Interscholastic Athletic Organization Act. Requires an association that has as one of its purposes promoting, sponsoring, regulating, or in any manner providing for interscholastic athletics or any form of athletic competition among schools and students within this State and that has a performance-enhancing substance testing program to prohibit a student from participating in an athletic competition sponsored or sanctioned by the association unless (i) the student agrees not to use certain performance-enhancing substances, and, if the student is enrolled in high school, the student submits to random testing for the presence of these substances in the student's body and (ii) the association obtains from the student's parent a statement signed by the parent acknowledging certain information. Provides that a school district shall require that each district employee who serves as an athletic coach at or above the 9th grade level for an extracurricular athletic activity sponsored or sanctioned by an association complete an educational program on the prevention of abuse of performance-enhancing substances and complete a proficiency exam. Requires the Department of Public Health to provide oversight of the annual administration of a performance-enhancing substance testing program by an association under which high school students participating in an athletic competition sponsored or sanctioned by the association are tested at multiple times throughout the athletic season for the presence of certain performance-enhancing substances in the students' bodies. Contains provisions concerning confidentiality, funding, exceptions, and liability. Repeals these provisions on July 1, 2011. Effective immediately.

HB0279 - HUMAN RTS-SEX HARASSMENT-EDUC

Amends provisions of the Illinois Human Rights Act prohibiting sexual harassment in higher education so that they also apply to sexual harassment in elementary and secondary schools. Effective immediately.

HB0282 - POLICE-ALZHEIMER'S DISEASE

Amends the Department of State Police Law of the Civil Administrative Code of Illinois. Adds to the definition of "missing endangered senior" a person with Alzheimer's disease or related dementias who is reported missing. Amends the Illinois Police Training Act. Provides that the Illinois Law Enforcement Training Standards Board shall conduct training programs (instead of a program) for law enforcement personnel of local governmental agencies in the statewide coordinated child abduction alert system and missing endangered senior alert system. Effective January 1, 2010.

HB0344 - CONTRACTR PROMPT PAY-RETAINAGE

Amends the Contractor Prompt Payment Act. Provides that under a construction contract, it is unlawful to withhold more than 5% retainage on payments earned by contractors and subcontractors, and that

upon completion of 50% of the work under the contract, retainage must be reduced to an amount not to exceed 2.5%. Effective immediately.

HB0433 - CRIM CD-STRANGULATION

Amends the Criminal Code of 1961. Creates the offense of strangulation. Provides that a person commits the offense if the person knowingly or intentionally impedes the normal breathing or circulation of the blood of another person by applying pressure on the throat or neck of the other person. Provides that strangulation is a Class 4 felony. Provides that strangulation is a Class 1 felony if (1) the person used or attempted to use a dangerous instrument while committing the offense; (2) the person caused serious bodily injury to the other person while committing the offense; or (3) the person has been previously convicted of strangulation under the laws of this State or any other state. Effective immediately.

HB0435 - CD CORR-SEX OFFENDER COSTUMES

Amends the Unified Code of Corrections. Provides that the conditions of parole, mandatory supervised release, probation, conditional discharge, or supervision that a sex offender not participate in a holiday event involving children under 18 years of age, such as distributing candy or other items to children on Halloween, wearing a Santa Claus costume on or preceding Christmas, being employed as a department store Santa Claus, or wearing an Easter Bunny costume on or preceding Easter, extend during the period that the sex offender is required to be registered as a sex offender under the Sex Offender Registration Act.

HB0550 - CD CORR-SEX OFFENDERS-SOFTWARE

Amends the Unified Code of Corrections. Provides that as a condition of mandatory supervised release, probation, or supervision, a sex offender shall refrain from knowingly using any computer scrub software on any computer that the sex offender uses.

HB0584 - CRIM CD-DISARM PEACE OFFICER

Amends the Criminal Code of 1961 and the Unified Code of Corrections. Provides that disarming a peace officer or correctional institution employee is a non-probationable Class 1 felony. Provides that an attempt to disarm a peace officer or correction institution employee is a Class 2 felony. Effective immediately.

HB0872 - FISH-ASIAN CARP REDUCTION

Amends the Fish and Aquatic Life Code. Subject to appropriation, requires the Department of Natural Resources to establish a one-year pilot program to reduce asian carp by stimulating their bulk harvest in the Illinois River and by increasing the number of native fish. Requires the Department to issue a report with the results of the Asian Carp Reduction Pilot Program to the General Assembly no later than December 31, 2010. Imposes conditions on any rulemaking authority. Repeals these added provisions on January 1, 2011. Effective immediately.

HB0882 - CD CORR-DNA SUBMISSION

Amends the Unified Code of Corrections. Provides that any person incarcerated in a facility of the Illinois Department of Corrections or the Illinois Department of Juvenile Justice on or after August 22, 2002, whether for a term of years, natural life, or a sentence of death, who has not yet submitted a sample of blood, saliva, or tissue to the Department of State Police for genetic marker grouping analysis shall be required to submit a specimen of blood, saliva, or tissue prior to his or her final discharge or within 6 months from the effective date of the amendatory Act, whichever is sooner. Provides that these specimens shall be placed into the State or national DNA database, to be used in accordance with other provisions of the Act, by the Illinois State Police. Provides that compliance with this provision constitutes an additional condition of any period of court supervision, conditional discharge, or probation imposed upon a person required to provide a specimen. Effective immediately.

HB0888 - ELEC CD-OPEN PRIMARY

Amends the Election Code. Eliminates the requirement that a voter declare party affiliation when voting at a primary election. Provides that the voter shall receive the primary ballot of each of the established political parties nominating candidates for office at the primary election but may cast a ballot of only one political party, except in certain cases involving statewide political parties and political parties established only within a political subdivision. Effective January 1, 2010.

HB0890 - ELECTION DAY REGISTRATION

Amends the Election Code. Requires the State Board of Elections to develop and implement a pilot project in which one county permits voter registration up to and including the day of an election. Authorizes the State Board to select the county and the election and to spend funds to defray the local election authority's extraordinary costs. Requires the State Board to adopt implementing rules and to report to the General Assembly.

HB0904 - CRIM CD-NEG VEHICULAR HOMICIDE

Amends the Criminal Code of 1961. Creates the offense of negligent vehicular homicide, a Class A misdemeanor. Provides that a person commits the offense if the person's negligent operation of a motor vehicle is a proximate cause of the death of another person. Provides that a person acts negligently within the meaning of the provision if he or she fails to be aware of a substantial and unjustifiable risk of death or injury to others, and that failure constitutes a substantial deviation from the standard of care which a reasonable person would exercise under the circumstances then prevailing. Provides that the finder of fact may consider statutes and ordinances regulating the defendant's conduct in determining whether he or she was culpably negligent.

HB1032 - CRIM CD-USE STOLEN FIREARMS

Amends the Criminal Code of 1961. Provides that a person who sells or gives any firearm to any person who has been convicted of a felony under the laws of this State or any other jurisdiction is guilty of a Class 3 (rather than a Class 4) felony. Creates the offense of use of a stolen firearm in the commission of

an offense. Provides that a person commits the offense when he or she knowingly uses a stolen firearm in the commission of any offense and the person knows that the firearm was stolen. Provides that a violation is a Class 2 felony.

HB1105 - CRIM CD&HARASSING

Amends the Criminal Code of 1961. Provides that disorderly conduct involving a person who knowingly does any act in such unreasonable manner as to alarm or disturb another and to provoke a breach of the peace and which involves a threat of destruction of a school building or school property, or a threat of violence, death, or bodily harm directed toward persons at a school or school function or school event, whether or not school is in session, is a Class 4 felony (rather than a Class C misdemeanor). Amends the Harassing and Obscene Communications Act. Provides that obscene messages or harassment by telephone or through electronic communications that involves a threat of destruction of a school building or school property, or a threat of violence or bodily harm directed toward persons at a school or school function or school event, whether or not school is in session, is a Class 4 felony (instead of a Class B misdemeanor for a first offense and a Class A misdemeanor for a second or subsequent offense).

Committee III – Education

HB0078 - FARM FRESH SCHOOLS PROGRAM

Creates the Farm Fresh Schools Program Act. Provides that the Department of Agriculture, in cooperation with the State Board of Education and the Department of Public Health, shall create the Farm Fresh Schools Program. Provides that the intent of the Program is to reduce obesity and improve nutrition and public health, as well as strengthen local agricultural economies by increasing access to and promoting the consumption of locally grown fruits and vegetables in schools and increasing physical activities and programs that promote pupil wellness. Provides that the Department of Agriculture and the State Board of Education shall jointly administer a process to review grant proposals and award grants on a competitive basis to eligible applicants to implement the Program. Creates the Farm Fresh Schools Program Fund as a special fund in the State treasury.

HB0233 - SCH CD-SPEC ED-FULL REIMBURSE

Amends the Children with Disabilities Article of the School Code. Notwithstanding any other provision of the Article, provides that, beginning with Fiscal Year 2010, the State Board of Education shall reimburse school districts, other than the Chicago school district, for all costs incurred by those school districts for the education of children with disabilities. Effective immediately.

HB0281 - SCHOOL CD-FOOD ALLERGIES MGMT

Amends the School Code to require that the State Board of Education, in conjunction with the Department of Public Health, develop and make available to each school board guidelines for the management of students with life-threatening food allergies. Recommends that each school board be required to implement a policy based on these guidelines no later than January 1, 2011. Effective immediately.

HB0366 - HIGHER ED-CAMPUS SECURITY

Amends the Campus Security Enhancement Act of 2008. Provides that the inter-disciplinary and multi-jurisdictional campus violence prevention plan shall also include coordination and communication with surrounding governmental agencies and school districts. Amends the State Mandates Act to require implementation without reimbursement.

HB0574 - HIGHER ED-LOAN REPAY-ATTORNEYS

Amends the Higher Education Student Assistance Act. Requires the Illinois Student Assistance Commission to administer a student loan repayment assistance program for public sector attorneys. Subject to a separate appropriation made for such purposes, each year requires the Commission to award a grant to each qualified applicant in an amount equal to 10% of the amount of law school student loans he or she must repay that year. Provides that if a grant recipient receives a grant each

year for 10 years and the amount of law school student loans he or she must repay in each of those years is at least 5% of the attorney's gross annual income, then the grant amount for the 10th year shall equal the remainder of the amount that he or she owes on the law school student loans. Provides that the total amount in grants that a person may receive must not exceed \$60,000. Provides that a person is a qualified applicant if, among other qualifications, (i) the person is an attorney licensed in this State, (ii) the person is employed in a public sector job, but does not have to be employed as an attorney in that job, and (iii) the person agrees to provide at least 12 hours of pro-bono work at a qualified public sector agency each year that he or she receives a grant. Effective July 1, 2009.

HB0738 - HIGHER ED-LOAN FORGIV-TEACHER

Amends the Higher Education Student Assistance Act. Creates the STEM Teachers Loan Repayment Program to encourage academically talented Illinois students to enter and continue teaching in Illinois schools in the fields of science, technology, engineering, and mathematics. Requires the Illinois Student Assistance Commission to administer the program. Subject to a separate appropriation made for such purposes, each year the Commission shall award a grant to each qualified applicant in an amount equal to the amount of higher education loans he or she must repay that year. Provides that an applicant must agree to teach in a public secondary school in this State in the field of science, technology, engineering, or mathematics for a period of at least 5 years beginning with the first year of acceptance of a grant. Provides for repayment of the grant amount if a grant recipient fails to fulfill this teaching requirement. Effective July 1, 2009.

HB0740 - SCH CD-GREEN CAREER/TECH PROG

Amends the School Code. Requires the State Board of Education to establish a 2-year pilot program to assist in the creation and promotion of green career and technical education programs in public secondary schools in this State.

HB0803 - SCHOOL DISTRICT INCOME TAX

Creates the School District Income Tax Act. Allows school districts to tax income after referendum approval of district residents and record owners of property in the district. Provides for additional levies, administration and distribution of the tax, and penalties for violations. Applies only to income earned following 120 days after certification of the results of the referendum. Creates a credit against the tax in an amount not to exceed \$500 equal to 5% of the amounts spent by the taxpayer on monthly rent for the taxpayer's residence. Amends the Property Tax Code to provide for abatement of residential, farm, and small business property. Amends the School Code to require that school districts certify income tax levies and amounts realized for property tax abatement purposes and to coordinate the calculation of school aid with the income tax levies by adjusting the operating tax rate accordingly. Amends the State Finance Act to create the School District Income Tax Fund. Effective immediately.

HB1079 - HIGHER ED-DUAL CREDIT QUALITY

Creates the Dual Credit Quality Act. Requires the Illinois Community College Board and the Board of Higher Education to develop policies to permit multiple appropriate measures using differentiated assessment for granting eligibility for dual credit to students (a dual credit course being a college course taken by a high school student for credit at both the college and high school level). Sets forth provisions concerning policies to protect the academic standing of students who are not successful in dual credit courses, standards that institutions of higher learning must meet if offering dual credit courses, oversight and review of dual credit programs, and a statewide longitudinal data system to identify high school students who participate in dual credit courses and track their success in high school and postsecondary education.

HB1190 - SCH CD-SPEC ED REIMBURS-TEACHR

Amends the Children with Disabilities Article of the School Code. With respect to the special education personnel reimbursement to school districts, provides that the reimbursement is for staff working on behalf of certain children (instead of for those children), for certificated employees who work with or on behalf of students with disabilities full time (instead of teachers, professional workers, directors, and school psychologists), and for non-certified employees (instead of necessary non-certified employees). Effective immediately.

HB2254 - SCH CD-CHI SCH-VIOLENCE PRONE

Amends the Chicago School District Article of the School Code. Provides that if a school fails to meet adequate yearly progress criteria for 2 consecutive school years and is located in a violence-prone area, as determined by the Chicago Police Department, then the Chicago Board of Education shall require that (1) students receive at least 10 to 15 minutes of physical activity a day, (2) the school have at least one full-time social worker on-site, and (3) after-school physical activity and academic programs be available for students.

HB2258 - SCHOOLS-HERNIA CHECK-CANCER

Amends the School Code and the Critical Health Problems and Comprehensive Health Education Act. Provides that a school board shall require that high school students participating in interscholastic athletics have a hernia check performed before being allowed to participate. Provides that a school board shall require that any pre-participation physical examination form a student must have completed before participating in interscholastic athletics include the question of whether the student's family has a medical history of cancer. Provides that the Comprehensive Health Education Program must include, in grades 9 through 12, instruction on testicular cancer. Effective July 1, 2009.

HB2268 - SCH CD-CHI-TEACHER RESIDENCY

Amends the Chicago School District Article of the School Code. Prohibits residency within the school district from being considered in determining the employment of a teacher. Also, prohibits residency within the district from being considered in determining a teacher's compensation or whether to retain, promote, assign, or transfer that teacher (now, this prohibition applies only if residency within the

district was not required at the time of employment as a qualification of employment). Amends the State Mandates Act to require implementation without reimbursement.

HB2282 - SCH CD-CHICAGO BD OF ED-ELECT

Amends the Chicago School District Article of the School Code. Provides for the election (instead of appointment) of members of the Chicago Board of Education. Provides that successor Inspectors General shall be appointed by the Board instead of the Mayor.

HB2437 - SCHOOLS-GREEN CLEANING

Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois. Provides that the Department must require every State-owned building to establish a green cleaning policy whereby the building buys and uses only environmentally-sensitive cleaning products. Authorizes a State-owned building to deplete its existing cleaning and maintenance supply stocks and to implement the requirements in the procurement cycle for the following year. Exempts State-owned buildings from meeting the requirement if adhering to the requirement would not be economically feasible. Amends the Green Cleaning Schools Act. Makes changes to a provision concerning legislative findings. Requires certain entities to establish and annually amend guidelines and specifications for the use of environmentally-sensitive cleaning and maintenance products in State-owned buildings and school facilities (now, just "school facilities"). Effective immediately.

HB2447 - SCH CD-AFTER SCHOOL FUNDING

Amends the School Code. In order to provide additional funding beyond the funding awarded to specific after-school programs, requires the State Board of Education to add, in its annual budget proposal, (i) a line item equal to 5% of the After-school Programs, Mentoring and Student Support (ASPMSS) line item for out-of-school time for monitoring, administration, and technical assistance for after-school providers funded by the ASPMSS line item in the State Board of Education's budget proposal; and (ii) a line item equal to 8% of the ASPMSS line item for out-of-school time for grants to qualified, statewide, non-profit agencies to provide capacity building, system development, training, and professional development services. Provides for how the additional appropriations, if any, must be used.

HB2448 - SCH CD-REMOTE EDUCATIONAL PROG

Amends the School Code. Allows a school district, by resolution of its school board, to establish a remote educational program. Defines "remote educational program" as an educational program delivered to students in the home or other location outside of a school building that meets specified criteria. Provides that days of attendance by students in a remote educational program may be claimed by the school district and shall be counted for general State aid purposes in accordance with the State aid formula provisions of the Code. Effective immediately.

HB2591 - VIRTUAL PUBLIC SCHOOLS

Creates the Virtual Public Schools Act. Defines "virtual school" as an independent public school in which the school uses technology in order to deliver a significant portion of instruction to its students via the Internet in a virtual or remote setting. Requires the virtual school to be evaluated annually by its sponsor. Sets forth requirements for students of the virtual schools. Sets forth requirements and prohibitions for the virtual school. Provides that each virtual school teacher must be qualified to teach in this State under existing law. Provides that any student who meets State residency requirements may enroll in a virtual school.

HB4588 - SCH CD-ELIMINATE COOK CTY ROE

Amends the School Code. Provides that beginning on the effective date of the amendatory Act, the regional office of education for the portion of Cook County that does not include Chicago is abolished and transfers all powers and duties of that region to the State Board of Education. Repeals a provision concerning the regional office of education oversight board in Class II counties. Effective immediately.

HR0172 - REQUESTS-YOUTH CONNECT SCHOOLS

Requests that the Chicago Public Schools allocate 2,100 seats to Youth Connection Charter School over a seven-year period to address the immediate and urgent need to help as many young adults as possible achieve an education.

Committee IV – Human Services

HB0044 - PUB HEALTH - ENERGY DRNK

Amends the Illinois Food, Drug and Cosmetic Act. Prohibits the sale, offering for sale, or delivery of an energy drink containing stimulants, including, but not limited to, caffeine, taurine, or guarana to a person under 18 years of age. Provides that the Director of the Department of Public Health is authorized to file a complaint and seek a temporary restraining order or preliminary or permanent injunction restraining the sale, offering for sale, or delivery of an energy drink to a person under 18 years of age.

HB0213 - INS CD - HEART DISEASE PREV

Amends the State Employees Group Insurance Act of 1971, the Counties Code, the Illinois Municipal Code, the School Code, the Illinois Insurance Code, the Health Maintenance Organization Act, the Voluntary Health Services Plans Act, and the Public Aid Code to provide coverage for diagnostic testing for cardiovascular disease if the diagnostic testing is ordered by a physician licensed pursuant to the Medical Practice Act of 1987. Effective immediately.

HB0243 - ADOPTION-INTERCOUNTRY-1 SPOUSE

Amends the Adoption Act. Provides that it is the public policy of the State of Illinois that a reputable person of legal age and of either sex who is married and has not been living separate and apart from his or her spouse for 12 months or longer may institute an intercountry adoption proceeding without the person's spouse being a party to the adoption proceeding and without the adoption being by both spouses jointly if: the person is under no legal disability; the person has resided in the State of Illinois continuously for a period of at least 6 months immediately preceding the commencement of the intercountry adoption proceeding or is a member of the armed forces of the United States who has been domiciled in the State of Illinois for 90 days; and the person's spouse consents in writing to the granting of the intercountry adoption without the spouse being a party to the proceeding. Provides that, regardless of where an intercountry adoption proceeding is brought or is planned to be brought, the Department of Children and Family Services shall exercise its powers and duties with respect to an intercountry adoption proceeding meeting the above requirements in the same manner in which the Department of Children and Family Services exercises its powers and duties with respect to an adoption meeting existing statutory requirements. Effective immediately.

HB0249 - INTERNET DATING DISCLOSURE ACT

Creates the Internet Dating Disclosure and Safety Awareness Act. Requires an online dating service provider offering services to residents of this State to disclose clearly and conspicuously, to any member who provides a billing address or a zip code in this State when registering with the provider, that the online dating provider initiates a sex offender registrant search of sex offender registrations on each member prior to permitting any member to communicate with a member in this State or that the online

dating service provider does not initiate such a sex offender registrant search. Provides that a sex offender registrant search is conducted by searching the available updated sex offender registries in all 50 states, Washington, D.C., and Puerto Rico. Provides language concerning the disclosures. Requires that an online dating service provider that conducts sex offender registrant searches post a safety awareness notification and provides required language for that notification. Provides that failure to comply with the disclosure requirements of the Act shall constitute an unlawful business practice under the Consumer Fraud and Deceptive Business Practices Act. Provides that each failure to provide the required disclosure constitutes a separate violation. Amends the Consumer Fraud and Deceptive Business Practices Act. Adds the Internet Dating Disclosure and Safety Awareness Act to the list of Acts that the knowing violation of which constitutes an unlawful business practice.

HB0332 - PRESCRIPTION DRUG ETHICAL ACT

Creates the Prescription Drug Ethical Marketing Act. Requires every manufacturer and labeler that sells prescription drugs in the State to disclose to the Director of Public Health the value, nature, and purpose of any gift, fee, payment, subsidy, or other economic benefit provided in connection with detailing or promotional or other marketing activities by the company, directly or through its pharmaceutical marketers, to any physician, hospital, nursing home, pharmacist, health benefit plan administrator, or any other person in the State authorized to prescribe or dispense prescription drugs. Requires the Director to report to the Governor and the General Assembly on the disclosures. Provides exceptions to the disclosures. Provides for injunctive relief and civil penalties for failure to disclose. Amends the State Finance Act to create the Prescription Drug Ethical Marketing Fund.

HB0482 - PEN CD-IMRF-INCR DEATH BENEFIT

Amends the Illinois Municipal Retirement Fund (IMRF) Article of the Illinois Pension Code. Increases the death benefit from \$3,000 to \$5,000. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

HB0658 - EPA--PHARMACEUTICAL TASK FORCE

Amends the Environmental Protection Act. Creates the Task Force on Pharmaceuticals and Personal Care Products and Other Emerging Contaminants in Drinking Water. Provides for the appointment of Task Force members by the Director. Provides that the Task Force must initially focus on evaluating pharmaceuticals and personal care products and other emerging contaminants. Specifies certain data that the Task Force must evaluate. Provides that the Task Force must submit its findings, along with recommendations for legislation, to the General Assembly by December 31, 2010. Repeals the Section creating the Task Force on July 1, 2011. Effective immediately.

HB0839 - CANCER PREVENTION RESEARCH

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Requires the Department of Public Health to award grants to eligible entities to conduct research in the early detection, prevention, cure, screening, and treatment of cancer. Requires the Department of

Public Health to create an advisory committee with a primary focus that includes cancer prevention and the early detection, curing, screening, and treatment of cancer. Provides that moneys received for the purposes of these provisions shall be deposited into the Cancer Prevention Research Fund. Amends the State Finance Act to create the Cancer Prevention Research Fund.

HB0859 - \$DPH-AUTOIMMUNE GRANTS

Appropriates \$1,000,000 from the General Revenue Fund to the Department of Public Health for grants for research on autoimmune diseases. Appropriates \$350,000 from the General Revenue Fund to the Department of Public Health for the purposes of the Arthritis Prevention, Control, and Cure Act. Effective July 1, 2009.

HB0865 - METH PRECURSOR CONTROL ACT

Amends the Methamphetamine Precursor Control Act. Creates a pilot program coordinated by the Illinois State Police in Adams, Madison, St. Clair, and Vermilion Counties, known as the Illinois State Police Precursor Tracking Program or Pilot Program, to: (1) track purchases of targeted methamphetamine precursor across multiple locations; (2) identify persons obtaining or distributing targeted methamphetamine precursors for the likely purpose of manufacturing methamphetamine; (3) starve methamphetamine manufacturers of the methamphetamine precursors they need to make methamphetamine; (4) locate and shut down methamphetamine laboratories; and (5) ultimately reduce the harm that methamphetamine manufacturing and manufacturers are inflicting on individuals, families, communities, first responders, the economy, and the environment in Illinois and beyond. Provides that the Program shall be 2 years in duration. Provides that the Illinois State Police shall prior to the end of this 2-year period report to the Governor and General Assembly on the implementation and efficacy of the Pilot Program and may recommend to them the continuation, modification, or termination of the Program. Provides that the Program shall be funded by the Illinois State Police through federal grant moneys and other available sources. Provides penalties for violations of the Program. Effective 90 days after becoming law.

HB0884 - DHS-FOOD STAMPS-CHILD OBESITY

Amends the Illinois Public Aid Code. Provides that in an effort to control the epidemic of childhood obesity, the Secretary of Human Services may seek a waiver from the United States Department of Agriculture to allow the State to specify certain foods that may and may not be purchased in Illinois with the benefits funded by the federal Food Stamp Program. Requires the Secretary to consult with members of the General Assembly in developing the waiver and to obtain approval from the General Assembly before implementing the waiver.

HB0897 - ID CARD-HOMELESS PERSON

Amends the Illinois Identification Card Act to authorize identification cards for homeless persons at no fee. Effective immediately.

HB0986 - DISABLED-CROHN'S/COLITIS

Amends the Business Enterprise for Minorities, Females, and Persons with Disabilities Act. In the definition of "disabled", adds Crohn's disease and ulcerative colitis to the list of conditions that may lead to a severe physical or mental disability and, thus, qualify under the definition. Effective immediately.

HB1033 - HFS-PROSTATE/TESTICULAR CANCER

Amends the Illinois Public Aid Code. Subject to appropriation, provides for Medicaid eligibility for uninsured persons who are not otherwise eligible for medical assistance who have been certified and referred by the Department of Public Health as having been screened and found to need diagnostic evaluation or treatment, or both, for prostate or testicular cancer. Provides for eligibility for so long as the person needs treatment for the cancer. Provides that a person shall be considered to need treatment if, in the opinion of the person's treating physician, the person requires therapy directed toward cure or palliation of prostate or testicular cancer, including recurrent metastatic cancer that is a known or presumed complication of prostate or testicular cancer and complications resulting from the treatment modalities themselves; provides that persons who require only routine monitoring services are not considered to need treatment. Provides that the Department of Healthcare and Family Services (i) does not have a claim against the estate of a deceased recipient of services under these provisions and (ii) does not have a lien against any homestead property or other legal or equitable real property interest owned by a recipient of services under these provisions.

HB1053 - \$DHS GRANTS-HIGH RISK CHILDREN

Appropriates \$8,200,000 from the General Revenue Fund to the Department of Human Services for grants under the Parents Too Soon Program and for grants and administrative expenses related to the Healthy Families Program, all for community-based home-visiting programs for parents of young, high-risk children. Effective July 1, 2009.

HB1063 - \$DHS-INDEPENDENT LIVING SRVCS

Appropriates \$14,443,000 from the General Revenue Fund to the Department of Human Services for the purpose of providing formula funding to centers for independent living to provide core independent living services and other disability services in the State of Illinois. Effective July 1, 2009.

HB1311 - UTIL-ISP-CHILD PORN FILTER

Creates the Internet Service Provider Anti-Pornography Law as a new Article in the Public Utilities Act. Provides that the Illinois Commerce Commission shall require that all internet service providers that provide service to customers in the State shall comply with the Law concerning the prevention of transmission of child pornography. Provides that the Commission shall select a nationwide law enforcement agency to serve as a clearinghouse and compile a continuously updated list of files known to contain child pornography. Provides that the selected law enforcement agency shall inspect the files and make a judgment that the files are illegal in their jurisdiction before adding them to the registry according to their hash value. Provides that the Commission shall require that internet service providers

create and implement software that complies with specified provisions. Provides that an internet service provider that makes a good-faith effort to comply with the Law shall be immune from liability. Provides that the Commission may adopt any rules necessary for administration of the Law.

HB1351 - DHFS-MEDICAID-PSYCHIATRIC SRVC

Amends the Illinois Public Aid Code. Provides that beginning July 1, 2010, reimbursement for child and adult psychiatric services provided by a physician must not be lower than 90% of Medicare reimbursement in accordance with the Medicare payment localities for Illinois. Provides that beginning July 1, 2010, reimbursement for child and adult psychiatric services provided by a licensed health care professional under the Medicaid Community Mental Health Services Program must not be lower than 90% of Medicare reimbursement in accordance with Medicare payment localities for Illinois. Provides that all adjustments shall be made without lowering any rates then in effect that may be higher than the level required by these provisions. Provides that by July 2, 2010, reimbursement rules and policies shall not be more restrictive than Medicare physician payment rules and policies. Effective immediately.

HB1597 - CNTY CD-FEES-REPORT, CREMATION

Amends the Counties Code. Makes a technical change in a Section concerning the short title.

HB2234 - CIVIL UNIONS-RELIGIOUS FREEDOM

Creates the Illinois Religious Freedom Protection and Civil Union Act. Defines "civil union" as a legal relationship between 2 persons, of either the same or opposite sex, established in accordance with the Act. Provides that a party to a civil union shall be entitled to the same legal obligations, responsibilities, protections, and benefits afforded or recognized by the law of Illinois to spouses. Prohibits certain civil unions. Provides that the Director of Public Health shall prescribe forms for an application, license, and certificate for a civil union. Contains provisions regarding: application for a civil union license; certification of a civil union; and duties of the county clerk and Department of Public Health. Provides for dissolution and declaration of invalidity of a civil union. Provides that a marriage between persons of the same sex, a civil union, or a substantially similar legal relationship other than common law marriage, legally entered into in another jurisdiction, shall be recognized in Illinois as a civil union. Contains provisions regarding construction, application, religious freedom, severability, and other matters.

Committee V – Transportation, Insurance, Commerce and Labor

HB0001 - MOTOR FUEL TAX-SURCHARGE

Amends the Motor Fuel Tax Law. Provides that, beginning on July 1, 2009, an additional surcharge of 8 cents per gallon shall be imposed on the privilege of operating motor vehicles upon the public highways and recreational-type watercraft upon the waters of the State. Provides that moneys collected from the additional surcharge shall be deposited into the GROW Illinois Fund, and must be used only for debt service and capital improvements. Amends the State Finance Act to create the GROW Illinois Fund. Effective immediately.

HB0072 - VEH CD-NO PHONE IN SCHOOL ZONE

Amends the Illinois Vehicle Code. Provides that a person, regardless of age, may not use a wireless telephone in a school speed zone or a construction or maintenance speed zone, except for a person engaged in a highway construction or maintenance project for which a construction or maintenance speed zone has been established when the person is using a wireless telephone in furtherance of that project.

HB0160 - VEH CD-HEADLIGHTS ALWAYS ON

Amends the Illinois Vehicle Code. Provides that all motor vehicles with two headlights must operate with those headlights turned on at all times, regardless of the time of day or weather conditions, rather than during a period of from sunset to sunrise, at times when rain, snow, fog, or other atmospheric conditions require the use of windshield wipers, and at any other times when, due to insufficient light or unfavorable atmospheric conditions, persons and vehicles on the highway are not clearly discernible at a distance of 1000 feet. Effective January 1, 2010.

HB0198 - LICENSING - DOG BREEDER

Creates the Dog Breeder License Act. Provides for the licensure of dog breeders with the Department of Financial and Professional Regulation beginning 6 months after the effective date of the Act. Sets forth powers and duties of the Department, licensure requirements, grounds for discipline, civil and criminal penalties for violation of the Act, and administrative procedure. Includes provisions concerning exemption from the Act. Provides that the Act does not limit the power of a unit of local government from regulating or licensing the practice of dog breeding in a stricter manner. Amends the Animal Welfare Act. Provides that pet shop operators must publicly disclose certain information regarding dogs for sale. Amends the Consumer Fraud and Deceptive Business Practices Act to provide that a licensee who intentionally makes false or misleading statements in connection with the disclosures required by the Dog Breeder License Act and the Animal Welfare Act are violations of the Consumer Fraud and Deceptive Business Practices Act. Amends the Regulatory Sunset Act to set a repeal date of January 1, 2020 for the new Act. Effective immediately.

HB0207 - PUBLIC WORKS-ILLINOIS WORKERS

Amends the Employment of Illinois Workers on Public Works Act. Provides that a person convicted of violating the Act, who previously was convicted of one or more violations of the Act that occurred after the bill's effective date, may not receive any State contract for one year following the most recent conviction.

HB0216 - USE & OCC TX-HYBRID CARS

Amends the Use Tax Act, the Service Use Tax Act, the Service Occupation Tax Act, and the Retailers' Occupation Tax Act. Provides that, beginning on the effective date of this amendatory Act and through June 30, 2014, hybrid vehicles and components for hybrid vehicles are exempt from taxation under the Acts. Effective immediately.

HB0228 - VEH CD-SOIL & WATER DIST PLATE

Amends the Illinois Vehicle Code and the State Finance Act. Provides for the issuance of Soil and Water Conservation District license plates. Provides that, in addition to the appropriate registration fees, an applicant for the special plate shall be charged a fee of \$40 at original issuance and \$27 at renewal. Provides that \$15 of the original issuance fee and \$2 of the renewal fee shall be deposited into the Secretary of State Special License Plate Fund. Provides that \$25 of the additional original issuance fee and the renewal fee shall be deposited into the Soil and Water Conservation District Fund, a new special fund in the State treasury that shall be used for grants to Illinois soil and water conservation districts for projects that conserve and restore soil and water in Illinois, and provides that State Finance Act provisions allowing the transfer of moneys from other funds into the General Revenue Fund does not apply to moneys deposited into the new Fund.

HB0231 - PAWN REG - APS REPORTING

Amends the Pawnbroker Regulation Act. Provides that within 60 days after the date of notification by the Illinois State Police of acceptable digital standards, every pawnbroker must take a digital image of each customer pledging or pawning any goods, articles, or other things and every item pawned or sold to the pawnbroker. Sets forth definitions for the following: "Automated Pawn System", "point of sale data", and "reportable transaction". Requires every pawnbroker to transmit the point of sale data collected for every reportable transaction electronically from the pawnbroker's computer system to the Illinois State Police Automated Pawn System. Provides that in addition to any other fines and penalties imposed under applicable State and federal laws, a fine of up to \$200 may be imposed upon any person who pledges or pawns any stolen goods, articles, or other items to a pawnbroker and is subsequently found guilty of theft. Provides that moneys collected pursuant to the provisions concerning fines shall be deposited into the Automated Pawn System Reporting Fund and used for the purpose of administering and enforcing the Automated Pawn System reporting requirements. Amends the State Finance Act to create the Automated Pawn System Reporting Fund.

HB0232 - TAXIDERMY—INSPECTIONS

Amends the Fish and Aquatic Life Code. Provides that taxidermy records must be open for inspection by any peace officer during normal business hours (now, "any reasonable hour"). Requires certain taxidermy records to be kept for 6 months (now, "2 years"). Amends the Wildlife Code. Provides that taxidermy records must be open for inspection by any peace officer during normal business hours (now, "any reasonable hour"). Requires certain taxidermy records to be kept for 6 months (now, "2 years").

HB0239 - FINANCE-ROAD FUND

Amends the State Finance Act. Provides that no appropriations from the Road Fund may be made to the Department of Central Management Services, the Department of Employment Security, the Department of Revenue, the Court of Claims, or any other State agency (other than the Department of State Police, the Department of Transportation, and the Secretary of State) in FY09 or thereafter. Those transfers must be made from the General Revenue Fund instead. Provides that no further transfers may be made from the Road Fund or the State Construction Account Fund to the General Revenue Fund. Effective immediately.

HB0247 - VEH CD-IN GOD WE TRUST PLATES

Amends the Illinois Vehicle Code. Provides for the issuance of In God We Trust license plates, for an additional charge of \$20 at initial issuance and at renewal. Provides that \$15 of the original issuance fee and \$2 of the renewal fee shall be deposited into the Secretary of State Special License Plate Fund. Provides that \$5 of the original issuance fee and \$18 of the renewal fee shall be deposited into the Illinois Military Family Relief Fund.

HB0309 - TOLL HIGHWAY EMERGENCY CALLS

Amends the Toll Highway Act. Provides that no person or entity, other than the Illinois State Toll Highway Authority, may operate or administer a system, other than the 9-1-1 emergency telephone system, for responding to calls from persons seeking emergency or non-emergency assistance on toll highways. Provides that the Authority may not operate or administer a system, other than the 9-1-1 emergency telephone system, for responding to calls for emergency assistance. Provides that the Authority may operate its own system for responding to calls for non-emergency assistance, if the number to be dialed by persons utilizing the system does not contain the digit "9". Provides that the Authority may not promote, by means of signs or by any other means, the use of any system other than the 9-1-1 system by any person seeking emergency or non-emergency assistance on toll highways. Effective immediately.

HB0323 - ST CONSTRUCTION-APPRENTICESHIP

Amends the Illinois Procurement Code. Provides that the requirement that a State construction contract responsible bidder and his or her subcontractors participate in applicable apprenticeship and training

programs is limited to those trades that the bid specifies will be used on the project and that have apprenticeship or training programs. Changes the name of the federal entity that approves and accepts registration of the apprenticeship and training programs.

HB0420 - INS CD-CREDIT INFO INS RATING

Amends the Illinois Insurance Code. Provides that no company issuing a policy of life or accident and health or personal insurance may use a consumer's credit information for the purpose of rating or underwriting any such policy. Repeals the Use of Credit Information in Personal Insurance Act. Makes other changes.

HB0422 - ILLINOIS CLEAN CAR ACT

Creates the Illinois Clean Car Act. Establishes a new motor vehicle emission standard for nonattainment areas in the State as authorized under Section 177 of the federal Clean Air Act. Incorporates emission standards and other provisions of the California Low Emission Vehicle Program into the Illinois Clean Vehicles Program, as is required by Section 177 of the federal Clean Air Act. Requires that all new passenger cars and light-duty trucks sold, leased, or offered for sale or lease, imported, delivered, purchased, rented, acquired, received, titled, or registered in the State beginning with the 2012 model year meet the requirements of the Illinois Clean Vehicles Program. Exempts certain new vehicles from the program. Requires certain types of compliance testing. Requires manufacturers of new motor vehicles subject to the Illinois Clean Vehicles Program to warrant compliance with Illinois Clean Vehicles Program requirements and to comply with certain rules related to the recall of vehicles. Prohibits motor vehicle dealers from selling, offering for sale or lease, or delivering a new motor vehicle subject to these requirements unless the vehicle has received the required certification. Contains other provisions. Requires the Illinois Pollution Control Board to adopt amendments necessary to ensure that the Illinois Clean Vehicle Program is kept identical in substance with the California Low Emission Vehicle Program. Contains other administrative and reporting provisions. Effective immediately.

HB0451 - USE/OCC TAX-LUXURY ITEMS

Amends the Use Tax Act and the Retailers' Occupation Tax Act. Imposes an additional tax of 5% on the following luxury items: (1) a passenger motor vehicle to the extent that the selling price exceeds \$60,000; (2) a vessel (watercraft) to the extent that the selling price exceeds \$200,000; (3) an aircraft to the extent that the selling price exceeds \$500,000; and (4) jewelry or fur clothing and footwear to the extent that the selling price per item of jewelry or fur clothing and footwear exceeds \$20,000. Provides for administration and collection of the tax. Provides for all amounts collected to be deposited into the General Revenue Fund. Contains other provisions. Effective July 1, 2009.

HB0707 - VEH CD-MANDATORY INSURANCE

Amends the Illinois Vehicle Code. Provides that, in addition to any other fine or penalty, a law enforcement official may impound the motor vehicle of any person operating that vehicle without insurance. Requires the Secretary of State to establish and maintain a database of all motor vehicles

determined by the Secretary to be uninsured and requires that this database be available to federal, state, and local law-enforcement agencies.

HB0853 - VEH CD-IRAQI FREEDOM PLATES

Amends the Illinois Vehicle Code. Provides for the issuance of Operation Iraqi Freedom license plates, at an additional initial charge of \$15 with eligibility requirements to be determined by the Secretary of State. Provides that the design, color, and format of the plates is wholly within the discretion of the Secretary of State. Provides that the \$15 additional initial charge shall be deposited into the Secretary of State Special License Plate Fund.

HB0875 - UTIL-REMOVE BAN-NUCL CONST

Amends the Public Utilities Act. Deletes language that provides that no construction shall commence on any new nuclear power plant to be located within the State, and no certificate of public convenience and necessity or other authorization shall be issued therefor by the Illinois Commerce Commission, until the Director of the Illinois Environmental Protection Agency finds that the United States Government, through its authorized agency, has identified and approved a demonstrable technology or means for the disposal of high level nuclear waste, or until such construction has been specifically approved by a statute enacted by the General Assembly. Deletes the definition of "high level nuclear waste". Effective immediately.

HB0980 - VEH CD-TRUCK SPEED LIMITS

Amends the Illinois Vehicle Code. Defines "populated area" as all territory inside the boundaries and all territory that is 5 miles outside the boundaries, in any direction, of a city, village, or incorporated town with a population of 50,000 or more, and defines "non-populated area" as territory not included in a populated area. Provides that, in a non-populated area, unless some other speed restriction has been established under the Code, the maximum speed limit outside an urban district for any vehicle weighing over 8,000 pounds is 65 miles per hour (instead of 55 mph). Provides that the maximum speed limit for busses outside an urban area is 55 mph in a populated area and 65 mph in a non-populated area (instead of various speed restrictions from 55-65 mph based on whether the highway was under the jurisdiction of the Illinois Toll Authority). Provides that language providing that the Department of Transportation may not alter the speed limits on an access-controlled highway to exceed 55 miles per hour for vehicles of the second division weighing 8,001 pounds or more applies only in a populated area. Effective January 1, 2010.

Committee VI – Firearms, Gambling, Alcohol and Tobacco

HB0014 - RIVERBOAT FINES-ADDICTION

Amends the Riverboat Gambling Act. Provides that, if a fine is imposed on an owner licensee for knowingly sending marketing or promotional materials to any person placed on the self-exclusion list, then the Illinois Gaming Board shall distribute an amount equal to 15% of the fine imposed to the unit of local government in which the riverboat is located for the purpose of awarding grants to non-profit entities that assist gambling addicts. Effective immediately.

HB0199 - CRIM CD-ONE GUN PER MONTH

Amends the Criminal Code of 1961. Changes references in the statute on unlawful sale of firearms from "sell" or "give" to "transfer". Prohibits multiple transfers of handguns within a 30-day period. Creates the offense of unlawful acquisition of handguns. Provides exemptions and affirmative defenses. Penalty is a Class A misdemeanor for a first offense and a Class 4 felony for a second or subsequent offense.

HB0225 - LOTTERY-DEMOGRAPHIC DATA

Amends the Illinois Lottery Law. Requires the Department of Revenue to employ an independent firm to conduct a study every 2 years of the lottery throughout the State on the demographic data of individuals who play the lottery and to report that information to the Governor and General Assembly. Imposes conditions on any rulemaking authority under the Act. Effective immediately.

HB0229 - WILDLIFE-OWNER PERMIT-ROUNDING

Amends the Wildlife Code. Requires the Department of Natural Resources, when determining which entities are eligible to be issued a free Wild Turkey Hunting Permit, to determine the total acreage of the applicable tract or tracts of land and round remaining fractional portions of an acre greater than or equal to half of an acre up to the next whole acre. Requires the Department of Natural Resources, when determining which entities are eligible to be issued a free deer hunting permit, to determine the total acreage of the applicable tract or tracts of land and round remaining fractional portions of an acre greater than or equal to half of an acre up to the next whole acre.

HB0234 - FIREARM OWNERS-RECORDS

Amends the Firearm Owners Identification Card Act. Provides that a person who transfers or causes to be transferred a firearm within the State must keep a record of the transfer for a period of 5 (rather than 10) years from the date of the transfer. Effective immediately.

HB0245 - FIREARMS-CONCEALED-PERMITS

Creates the Family and Personal Protection Act. Establishes statewide uniform standards for the issuance of permits to carry concealed firearms in this State. Vests in the Department of State Police the authority to issue concealed firearms permits to qualified applicants. Requires an applicant to complete

a training course in handgun use, safety, and marksmanship. Also requires instruction in the law relating to firearm use. Creates the Citizen Safety and Self-Defense Trust Fund administered by the Department. The moneys in the Fund shall be used to administer the Act. Establishes restrictions on carrying concealed firearms. Establishes standards for the training course and for certifying instructors. Amends the Firearm Owners Identification Card Act. Provides that the Family and Personal Protection Act supersedes an ordinance of a unit of local government inconsistent with that Act. Prohibits a home rule unit from regulating the issuance of permits to carry concealed firearms. Amends the Criminal Code of 1961. Exempts, from an unlawful use of weapons and aggravated unlawful use of weapons violation, persons who carry or possess firearms in accordance with the Family and Personal Protection Act. Effective immediately.

HB0261 - RIVERBOAT GAMBLING-ADMIN

Amends the Riverboat Gambling Act. Provides that applications for owners licenses shall be considered in accordance with the rules of the Illinois Gaming Board (deleting statutory deadlines for filing the applications). Makes changes in provisions concerning the determining factors in the Board's decision in granting owners licenses. Makes changes concerning the criteria for an occupational license. Provides that excursion cruises shall not exceed 4 hours for a round trip, but that the Board may grant express approval for an extended cruise on a case-by-case basis. Provides exceptions to the requirement that gambling equipment and supplies must be purchased or leased only from suppliers licensed under the Act. Provides that any winnings that are a result of a wager by a person under age 21 shall be treated as winnings for privilege tax purposes, confiscated, and forfeited to the State and deposited into the Education Assistance Fund. Provides that the privilege tax shall be paid to the Board not later than 5:00 (was 3:00) o'clock p.m. of the day after the day when the wagers were made. Requires that, within 90 days after the end of each quarter of each fiscal year, the licensed owner or manager shall transmit to the Board a compliance report on engagement procedures determined by the Board. Provides that a person under the age of 21 who enters upon a riverboat commits a petty offense and is subject to a fine. Makes changes concerning admission taxes. Makes other changes. Effective immediately.

HB0340 - COMPULSIVE GAMBLING

Amends the Alcoholism and Other Drug Abuse and Dependency Act. Includes a study to identify the recidivism rates among adults and juveniles in the compulsive gambling program established by the Department of Human Services and requires the Department to file a report with the General Assembly detailing the results of the study on or before January 1, 2010 and every 2 years thereafter. Amends the Riverboat Gambling Act. Provides that an amount equal to 0.5% of the adjusted gross receipts of all owners licensees under the Act or one-twelfth of \$10,000,000, whichever is less, shall be paid monthly, subject to appropriation by the General Assembly, from the State Gaming Fund to the Department of Human Services for the purposes of funding the compulsive gambling program established under the Alcoholism and Other Drug Abuse and Dependency Act. In provisions requiring that each licensed owner post signs with a statement regarding obtaining assistance with gambling problems, provides that the signs be posted near each automated teller machine. Effective immediately.

HB0341 - CASINO-BASED ELECTRONIC CHECK

Amends the Check Cashing Act. Provides that, if a casino-based electronic check acceptance service has taken part in a casino-based transaction involving a check that is dishonored, then a casino-based electronic check acceptance service may not recover treble damages from a person who writes a check for use in a casino-based transaction that is dishonored.

HB0454 - CIGARETTE TAX INCREASE

Amends the Cigarette Tax Act and the Cigarette Use Tax Act. Provides that, beginning July 1, 2009, an additional tax of 50 mills per cigarette (\$1 per package of 20) shall be imposed. Effective immediately.

HB0470 - LIQUOR CTRL-SALE NEAR CHURCH

Amends the Liquor Control Act of 1934. Provides for the issuance or renewal of a retail license authorizing the sale of alcoholic liquor at a premises located within a municipality in excess of 1,000,000 inhabitants and is within 100 feet of a church if certain conditions are met. Effective immediately.

HB0603 - TOBACCO-MINORS

Amends the Tobacco Accessories and Smoking Herbs Control Act. Provides that no person shall knowingly sell, distribute, or offer for sale or distribution in this State or to any person in this State a flavored cigarette.

HB0674 - WILDLIFE--DEER PERMITS—FAMILY

Amends the Wildlife Code. Requires the Department of Natural Resources to issue deer permits without charge to the immediate family of an Illinois landowner who resides in Illinois, owns at least 40 acres of Illinois land, and wishes to hunt his or her land; however, those permits are valid for hunting only on that landowner's land. Requires members of a landowner's immediate family who do not wish to hunt only on land owned by their immediate family member to be charged the same fee as the landowner. Defines "immediate family". Effective immediately.

HB0794 - CRIM CD-FIREARMS-GANG MEMBER

Amends the Criminal Code of 1961 and the Unified Code of Corrections. Creates the offense of unlawful possession of a firearm by a street gang member. Provides that a person commits the offense if he or she (1) possesses, carries, or conceals on or about his or her person a firearm and firearm ammunition while on any street, road, alley, gangway, sidewalk, or any other lands, except when inside his or her own abode or inside his or her fixed place of business, and has not been issued a currently valid Firearm Owner's Identification Card and is a member of a street gang; or (2) possesses or carries in any vehicle a firearm and firearm ammunition which are both immediately accessible at the time of the offense while on any street, road, alley, or any other lands, except when inside his or her own abode or garage, and has not been issued a currently valid Firearm Owner's Identification Card and is a member of a street gang. Provides that unlawful possession of a firearm by a street gang member is a Class 2 felony for

which the person, if sentenced to a term of imprisonment, shall be sentenced to no less than 3 years and no more than 10 years. Provides that a period of probation, a term of periodic imprisonment or conditional discharge shall not be imposed for the offense of unlawful possession of a firearm by a street gang member when the firearm was loaded or contained firearm ammunition and the court shall sentence the offender to not less than the minimum term of imprisonment authorized for the Class 2 felony. Effective immediately.

HB0799 - TOBACCO-POSSESSION-MINORS

Amends the Juvenile Court Act of 1987. Provides that, if a minor violates the provisions prohibiting minors from possessing any cigars, cigarettes, smokeless tobacco, or tobacco in any of its forms, the court may in its discretion, and upon recommendation by the State's Attorney, order the minor and his or her parents or legal guardian to attend a smoker's education or youth diversion program if that program is available in the jurisdiction where the offender resides. Provides that attendance at a smoker's education or youth diversion program shall be time-credited against any community service time imposed for a violation of the provision prohibiting tobacco possession by a minor. Imposes several penalties for a violation of the provision prohibiting tobacco possession by a minor. Amends the Sale of Tobacco to Minors Act. Changes the short title of the Act to the Prevention of Tobacco Use by Minors Act. Prohibits the possession of tobacco by minors and makes violation a petty offense. Amends other Acts to change references to the short title of the Prevention of Tobacco Use by Minors Act. Makes other changes. Effective immediately.

HB0833 - LOTTERY-MACHINES IN REST AREAS

Amends the Illinois Lottery Law. Provides that the Division of the State Lottery of the Department of Revenue shall establish a one-year pilot program to place authorized lottery ticket dispensing machines in all rest areas in the State. Allows the Division to adopt any rules necessary for the administration of this pilot program. Effective immediately.

HB0845 - CRIMINAL LAW-FOID CARD

Amends the Firearm Owners Identification Card Act. Provides that the Department of State Police may revoke and seize a Firearm Owner's Identification Card previously issued under the Act of a person who fails to report the loss or theft of a handgun a second time to the local law enforcement agency within 72 hours after obtaining knowledge of the second loss or theft. Amends the Criminal Code of 1961. Provides that if a person who possesses a valid Firearm Owner's Identification Card and who possesses or acquires a handgun thereafter loses or misplaces the handgun, or if the handgun is stolen from the person, the person must report the loss or theft to the local law enforcement agency within 72 hours after obtaining knowledge of the loss or theft. Effective immediately.

HB0889 - VEH CD-CHILD IN CAR-NO SMOKING

Amends the Illinois Vehicle Code. Provides that a person may not smoke in a vehicle while a child 8 years of age or younger is in the vehicle, and a violation is a petty offense punishable by a fine of not more

than \$25. Provides that a violation may not be considered evidence of negligence, does not limit the liability of an insurer, and does not diminish any recovery for damages arising out of the ownership, maintenance, or operation of a motor vehicle. Provides that a law enforcement officer may not search or inspect a motor vehicle, its contents, the driver, or a passenger solely because of a violation of the provision. Effective immediately.

HB0998 - VETERANS-CAMP AND HUNT FEES

Amends the Department of Natural Resources (Conservation) Law of the Civil Administrative Code of Illinois, the Fish and Aquatic Life Code, and the Wildlife Code to allow a serviceman or servicewoman who is returning from service abroad or mobilization to camp, fish, and hunt in the State without fee for as long as he or she maintains residency in Illinois. Effective immediately.

HB1145 - LIQUOR-SMOKING LICENSE

Amends the Liquor Control Act of 1934. Provides that the local liquor control commissions have the power to issue a smoking license to certain eligible establishments. Provides that an eligible establishment must be able to document that (i) it has disclosed to all employees that if a smoking license is granted to the establishment, smoking will be permitted on the premises and (ii) all employees have acknowledged receiving the disclosure. Provides that if the eligible establishment has a liquor license, it must be in compliance with all of the terms of the liquor license in order to receive a license to allow smoking on the premises. Amends the Smoke Free Illinois Act. Provides that smoking is allowed in any eligible establishment that has obtained a license to allow smoking on the premises from the local liquor control commission. Provides that an eligible establishment must post prominent signage notifying the public that the establishment has been designated as a smoking establishment. Effective immediately.