



2009-2010
Senate
Synopsis Book

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President of the Senate

Committee One: Education and Family Services

SB0037 - 21ST CENTURY SCHOLARS PROGRAM

Creates the 21st Century Scholars Act to provide an incentive for low-income students in the 8th grade to improve their academic preparation for postsecondary education. Sets forth provisions concerning annual tuition scholarships to applicants who qualify; requiring the State, the participating school district, and the student to enter into a 3-part compact; rules to implement the Act; and reporting to the General Assembly on awards.

SB0062 - CRIM CD-SEX OFFENDERS-VEHICLES

Amends the Criminal Code of 1961. Provides that it is a Class 4 felony for a child sex offender to knowingly operate, whether authorized to do so or not, any vehicle or specific type of vehicle, including, but not limited to, an ice cream truck or authorized emergency vehicle, for the purpose of attracting or enticing a person under 18 years of age to be in the presence of the offender. Provides that it is a defense that the offender was the parent of the person under 18 years of age in the offender's presence. Effective immediately.

SB0077 - INC TAX- COLLEGE SAVINGS PLAN

Amends the Higher Education Student Assistance Act and the Illinois Income Tax Act. Authorizes the Illinois Student Assistance Commission to establish systems and programs to encourage employers to match employee contributions to prepaid programs of college savings by making donations to the Commission for prepaid programs of college savings and its programs of grants and loans to make higher education affordable for all residents of the State and to receive, hold, and disburse all such funds made available through those programs for the purposes for which they are authorized by rule or by law. Creates an income tax credit for employers who, during the taxable year, make a matching donation on behalf of an employee. Provides that the credit is 25% of the matching donation, but not to exceed \$500 per employee. Provides that the credit may be carried forward for 3 taxable years. Effective immediately.

SB0079 - SCH CD-PRESCH FOR ALL-HEAD ST

Amends the School Code. Requires grantees under the Preschool for All Children program to enter into a memorandum of understanding with the appropriate local Head Start agency no later than 3 months after the award of a grantee's grant under the program and, in the case of the 2009-2010 program year, no later than the deadline set by the State Board of Education for applications to participate in the program in fiscal year 2011. Sets forth certain issues that the memorandum must address. Suspends the memorandum of understanding requirement if the local Head Start agency is unable or unwilling to enter into the memorandum. Effective immediately.

SB0102 - SCH CD-ELIMINATE TRANS FATS

Amends the School Code. Requires the State Board of Education to adopt rules for the elimination of vegetable oils containing trans fats in foods served in public school cafeterias beginning on July 1, 2010 and for the elimination of all foods containing trans fats from public schools beginning on July 1, 2011. Effective immediately.

SB0152 - SCH CD-FOOD ALLERGY GUIDELINES

Amends the School Code. Requires the State Board of Education, in conjunction with the Department of Public Health, to develop and make available to each school board guidelines for the management of students with life-threatening food allergies. Requires each school board to implement a policy based on the guidelines for the management of students with life-threatening food allergies. Imposes conditions on any rulemaking authority.

SB1412 - SCH CD-EARLY CHILDHOOD ED GRNT

Amends the School Code. With respect to the Early Childhood Education Block Grant, provides that not less than 11% (instead of exactly 11%) of the grant shall be used to fund programs for children ages 0-3. Provides that this percentage shall increase to at least 20% by Fiscal Year 2015, except that if, in a given fiscal year, the amount appropriated for the Early Childhood Education Block Grant is insufficient to increase the percentage of the grant to fund programs for children ages 0-3 without reducing the amount of the grant for existing providers of preschool education programs, then the percentage of the grant to fund programs for children ages 0-3 may be held steady instead of increased. Effective July 1, 2009.

SB1455 - TOBACCO ACCESSORIES-FLAVORED

Amends the Tobacco Accessories and Smoking Herbs Control Act. Provides that a person may not knowingly sell, distribute, or offer for sale or distribution in this State or to any person in this State any tobacco product or any component part thereof (including but not limited to the tobacco, paper, or filter, and any components for roll-your-own cigarettes), which contains a constituent (including a smoke constituent) or additive or artificial or natural flavoring that produces a characterizing flavor. Provides that a violation is a Class C misdemeanor.

SB1485 - COLLEGE TEXTBOOK PUBLISHING

Creates the Transparency in College Textbook Publishing Practices Act. Provides that when contacting or being contacted by prospective clients, each publisher of college textbooks shall disclose, at that time and in writing, to the faculty member or, if applicable, the other adopting entity in charge of selecting textbooks for courses taught at a public institution of higher education (1) the copyright dates of the 3 previous editions of the textbook, if any; (2) a description of the substantial content changes made between the current edition of the textbook or supplemental materials and the previous edition, if any; and (3) the existence and price of alternative formats of the textbook or supplemental materials. Provides that publishers of college textbooks are required to offer all bundled textbooks for sale as individual unbundled textbooks and supplemental materials. Contains a provision concerning institutional autonomy and academic freedom. Effective July 1, 2010.

SB1624 - HIGHER ED-VET CAMPUS SERVICE

Creates the Higher Education Veterans Service Act. Requires all public colleges and universities to conduct a survey of the services and programs that are provided for veterans, active duty military personnel, and their families, at each of their respective campuses; sets forth the survey requirements. Requires each public college and university to appoint a Coordinator of Veterans and Military Personnel Student Services on each campus of the college or university that has an onsite, daily, full-time student headcount above 1,000 students; sets forth requirements concerning the coordinator. Provides that the Board of Higher Education and the Department of Veterans' Affairs may issue a best practices report to highlight those programs and services that are most beneficial to veterans and active duty military personnel. Sets forth additional provisions concerning a college's or university's best efforts and the fiscal impact of programs and services. Effective immediately.

SB1884 - SCH CD-P.E. WAIVER-DUAL CREDIT

Amends the School Code. Allows a school board to excuse pupils in grades 9 through 12 who are in a dual credit/graduation program from engaging in physical education courses. Defines "dual credit/graduation program" to mean a program for pupils who wish to obtain an associate's degree at the same time that they graduate from high school. Effective immediately.

SB2014 - SCH CD-PRAIRIE ST ACHIEV EXAM

Amends the School Code. Provides that a school district shall afford students one opportunity (instead of 2 opportunities) to take the Prairie State Achievement Examination beginning as late as practical during the spring (instead of second) semester of grade 11; makes related changes. Provides that a student is exempt from the requirement that a student not receive a high school diploma without taking the Prairie State Achievement Examination if the school district is not required to test the individual student for purposes of accountability under federal No Child Left Behind Act of 2001 requirements or the student is otherwise identified by the State Board of Education through rules as being exempt from the assessment. Effective July 1, 2009.

SB2119 - SCH CD-INTERVENTION TASK FORCE

Amends the School Code. Creates the Innovation, Intervention, and Restructuring Task Force for the purpose of developing strategies to allow for the innovation, intervention, and restructuring of schools, including those that need comprehensive or focused intervention. Requires the task force to submit its strategies for allowing intervention and innovation, in the form of recommendations, in a comprehensive report to the Governor, the General Assembly, and the State Superintendent of Education not later than December 31, 2009. Effective immediately.

SB2266 - STUDENT ATHLETE STEROID TESTNG

Creates the Fair Athletic Competition Act. Requires the Illinois High School Association (IHSA), in conjunction with its Sports Medicine Advisory Committee, to develop and implement a program of random testing for steroids of individual athletes participating in interscholastic athletic programs under IHSA's purview. Provides that any student who

possesses, ingests, or otherwise uses any substance on the IHSA list of banned substances, without a prescription by a fully licensed physician to treat a medical condition, shall be considered in violation of IHSA's by-laws and is subject to penalties approved by the IHSA Board of Directors. Sets forth what these penalties must include. Provides that a student athlete who refuses to consent to testing is not eligible for interscholastic competition and shall immediately forfeit his or her eligibility to participate in interscholastic competition for 365 days. Provides for confidentiality of test results. Effective immediately.

SB2270 - SCH CD-SALARY COMP REPORT

Amends the School Code. Requires school districts to annually submit to the State Board of Education an itemized salary compensation report for every certificated employee in the district, including teachers, administrators, and the district superintendent. Sets forth what the salary compensation report must include. Provides that in a school compensation report, the State Board of Education shall make available to all parents, taxpayers, the Governor, and the General Assembly, every school district's salary compensation report on the State Board's Internet website. Provides that the school compensation report shall be an index of school compensation measured against statewide and local compensations and shall provide information to make prior year comparisons. Provides that the school compensation report shall be prepared by the State Board and provided to school districts by the most efficient, economic, and appropriate means. Effective immediately.

SB2277 - SCH CD-TEXTBOOK WEIGHT

Amends the School Code. Requires the State Board of Education to create a task force to study the impact of carrying and transporting student textbooks and textbook weight on the health of Illinois students within the kindergarten through grade 12 school environment and to make recommendations as to any alternatives that may exist or could be created to the standard textbook format. Sets forth what the task force must examine. Requires the task force to submit a final report of its findings and recommendations to the Governor and the General Assembly on or before January 15, 2010. Abolishes the task force and repeals these provisions on January 16, 2010. Effective immediately.

SJR0055 - SCH LEADER PREPARATION/CERT

Resolves that the State Board of Education, in collaboration with the Board of Higher Education, shall prepare legislative recommendations to restructure school leader preparation and certification programs in this State.

Committee Two- Environment, Human Services

SB0105 - STATE FACILITY-MRSA SCREENING

Creates the MRSA Screening, Prevention, and Reporting Act for State Residential Facilities. Requires State residential facilities to establish MRSA control procedures. Defines "State residential facility" to mean: (i) Department of Human Services operated residential facilities, including State mental health hospitals and other facilities; (ii) Department of Corrections operated correctional centers, work camps or boot camps, and adult transition centers; and (iii) Department of Juvenile Justice operated juvenile centers and boot camps. Sets forth required features of the MRSA control procedures, including screening and surveillance, reporting, prevention, infection control, and treatment. Includes requirements for training of employees and others. Effective immediately.

SB0209 - MENTL HLTH-VOLUNTARY ADMISSION

Amends the Mental Health and Developmental Disabilities Code and the Probate Act of 1975. Provides that a person who may be voluntarily admitted to a mental health facility includes a person adjudicated a disabled person. Provides for voluntary admission to a mental health facility if the facility director determines and documents in the recipient's medical record that the person (i) is clinically suitable for admission as a voluntary recipient and (ii) has the capacity to consent to voluntary admission (instead of if the director deems such person clinically suitable for admission as a voluntary recipient). Sets forth factors to be considered in determining whether a person has the capacity to consent to voluntary admission. Provides that a guardian of the person may not admit a ward to a mental health facility except at the ward's request as provided in the Mental Health and Developmental Disabilities Code and unless the ward has the capacity to consent to such admission.

SB0231 - MEDICAID-PRISONER-ELIGIBILITY

Amends the Illinois Public Aid Code. Provides that if a person who is incarcerated in a jail or correctional facility in Illinois or receiving treatment at a hospital under the authority of the Department of Corrections was a recipient of medical assistance immediately before his or her incarceration or period of treatment, the recipient shall remain eligible for medical assistance during the period of his or her incarceration or treatment, but the Department of Healthcare and Family Services shall not provide medical assistance for any medical care, services, or supplies provided to the recipient during that period. Provides that the Department may, however, provide medical assistance for inpatient hospital services provided to the recipient at a hospital located outside the premises of the jail or correctional facility to the extent that federal financial participation is available for the costs of those services. Makes other changes. Effective immediately.

SB0259 - SPORT SHOOTING RANGE ACT

Creates the Sport Shooting and Training Range Act. Contains legislative findings and intent. Provides that the Illinois Environmental Protection Agency shall make a good faith effort to provide U. S. Environmental Protection Agency publications to owners or

operators of sport shooting or training ranges and provide environmental practices assistance. Provides for environmental stewardship plans at ranges and for Illinois EPA assistance with contamination. Sets forth procedures regarding contamination investigations and corrective actions. Provides for immunity from legal actions brought by the State, local governments, persons, or non-governmental entities based upon projectiles on the range or in the environment, if an operator made a good faith effort to comply with the Environmental Protection Act. Provides for withdrawal of claims by the State and local governments against ranges pending in a State court or administrative agency. Provides for criminal penalties when a State or local governmental employee while officially acting maliciously violates the Act. Provides that no municipality or county shall zone or rezone any property that includes a range if the zoning or rezoning would cause the range to be eliminated or to cease operation, unless the owner petitions for or consents to the zoning or rezoning. Contains provisions regarding: costs; preemption; conflicting laws; construction; and other matters. Amends the Environmental Protection Act to conform to the new Act.

SB1254 - EMS-EMT LICENSURE-ARMED FORCES

Amends the Physical Fitness Facility Medical Emergency Preparedness Act. Provides that "physical fitness facility" does not include any outdoor facility that is owned or operated by a municipality or township. Effective immediately.

SB1269 - LEAD SINKER & LEAD JIG BAN

Creates the Lead Sinker Act. Prohibits any person from selling, supplying, distributing or offering to sell, supply, or distribute lead sinkers and lead jigs. Prohibits the use of lead sinkers and lead jigs to take fish in freshwater lakes, ponds, rivers, streams, brooks, and similar bodies of water over which the Department of Natural Resources ("the Department") has jurisdiction under the Rivers, Lakes, and Streams Act. Requires the Department, after consulting with the Illinois State Board of Education, to institute an educational program that meets certain requirements. Requires the Department to (i) notify the public about the Act's prohibitions; (ii) enforce the Act; (iii) confiscate, under certain circumstances, lead jigs or lead sinkers that it finds in the course of enforcing the Act; and (iv) suspend, for not more than 6 months, the hunting and fishing privileges of a person who uses a lead sinker or lead jig to take fish in violation of the Act. Provides fines for violations. Effective one year after becoming law.

SB1338 - IDPH-ABORTION-ULTRASOUND

Creates the Ultrasound Opportunity Act. Provides that a facility that performs abortions may not perform an abortion on a woman without first offering the woman an opportunity to receive and view an active ultrasound of her unborn child at the facility or at a facility listed in a listing of local ultrasound providers provided by the facility. Sets forth requirements for the ultrasound image. Requires that the woman's response to the offer be documented. Requires the Department of Public Health to prepare an annual reporting form for facilities that perform abortions, and sets forth information that must be collected. Effective immediately.

SB1430 - PROBATE-GUARDIANSHIP TERMINATE

Amends the Probate Act of 1975. Provides that the court lacks jurisdiction to proceed on a petition for the appointment of a guardian of a minor if the minor has a living fit parent (instead of living parent), adoptive parent or adjudicated parent, whose parental rights have not been terminated, whose whereabouts are known, and who is willing and able to make and carry out day-to-day child care decisions concerning the minor. Provides that with regard to a parental right to custody, fitness of the parent shall be determined as of the time of the filing of the petition to establish the guardianship. Provides that in determining fitness, the court may consider those grounds set forth in the Adoption Act as grounds for unfitness. Provides that if a parent is found to be unfit, as of the date of filing a petition, he or she shall not automatically be entitled to custody or to terminate a guardianship, even upon the removal of the disability, but shall be required to satisfy the provisions of the Act. Provides that other than a guardianship terminating because the minor reaches the age of majority, a guardianship shall not be terminated by a court unless the court finds, based upon clear and convincing evidence, that there has been a material change in circumstances since the guardianship was created and that termination is in the minor's best interest considering: the integration of the minor into the guardian's family; the effect that removal of the minor from the guardian's care would have on the minor; the minor's relationship with the proposed care giver or parent; the relative economic abilities and physical and emotional abilities of the parties to provide for the minor's needs; and the minor's environment with the guardian compared to the proposed environment.

SB1535 - REFLEX SYMPATHETIC DYSTROPHY

Creates the Reflex Sympathetic Dystrophy Syndrome Education Act. Provides that the Department of Public Health, subject to appropriation, shall establish the Reflex Sympathetic Dystrophy Syndrome Education Program to promote public awareness of the syndrome and the importance of early detection, diagnosis, and treatment. Provides that the Department shall work with lawyers, judges, arbitrators, health care providers, local public health agencies, and other appropriate agencies to coordinate and promote professional education programs. Provides that the Department may accept gifts, grants, and donations from any source for the purposes of carrying out its duties under the Act.

SB1616 - SCH CD-SPEC ED-EXPERT WITNESS

Amends the Children with Disabilities Article of the School Code. Provides that a private evaluator or expert retained by or on behalf a parent or guardian shall be afforded reasonable and unimpeded access to educational personnel, facilities, classrooms, and buildings and to the child for the purpose of conducting any appropriate interviews, observations, assessments, tests, or evaluations of the child and of the child's current or proposed educational program, placement, and educational environment. Provides that a parent or guardian shall be afforded reasonable and unimpeded access to observe the child in his or her current or proposed educational program, placement, and educational environment. Provides that a parent or guardian who is a prevailing party in an impartial due process hearing or in a civil action may recover from an opposing party reasonable expert witness costs if the expert witness contributed to the relief obtained by the parent or guardian. Effective immediately.

SB1665 - SCHOOLS-HEALTH-CANCER

Amends the Critical Health Problems and Comprehensive Health Education Act and the Interscholastic Athletic Organization Act. Provides that the Comprehensive Health Education Program must include information about cancer (instead of allowing the early prevention and detection of cancer to be included). Requires an interscholastic athletic organization to include a question asking whether a student has a family history of cancer on any pre-participation examination form given to students participating or seeking to participate in interscholastic athletics. Provides that the organization may require that a testicular examination be conducted as a part of any physical required for a male student's participation in interscholastic athletics.

SB1731 - DPH-MOBILE ASTHMA PILOT PROGRAM

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Establishes the Asthma Mobile Pilot Program, and provides that, subject to appropriations, the Department of Public Health shall issue a grant for the program. Provides that the 5-year pilot program shall include: initial respiratory health screenings; diagnosis and followup medical care from pediatricians specializing in asthma management; bilingual, individualized family education sessions; in-home asthma trigger assessments; Covering All Kids Insurance Program application assistance; and extensive primary care physician outreach and education. Requires the grant recipient to collect certain data. Requires the Department to submit an annual report to the General Assembly. Effective July 1, 2009.

SB2104 - VEH CD-EXCESSIVE IDLING FINES

Amends the Vehicle Code, State Finance Act, and Clerks of Courts Act. Increases the fine for an excessive idling violation from \$50 to \$250 for the first conviction and from \$150 to \$500 for a second or subsequent conviction within a 12 month period. Specifies how the fines collected shall be distributed and provides alternate distribution procedures for circuit clerks for excess idling violations. Creates the Trucking Environmental and Education Fund as a special fund in the State Treasury. Provides that all money deposited into the Trucking Environmental and Education Fund shall be paid, subject to appropriation by the General Assembly, to the Illinois Environmental Protection Agency for the purpose of educating the trucking industry on air pollution and preventative measures specifically related to idling. Effective immediately.

SB2122 - EPA-BORON REGULATIONS

Amends the Environmental Protection Act. Provides that the Pollution Control Board must conduct a regulatory proceeding to determine the appropriate water quality and effluent standard for boron, if any. Prohibits the State from enforcing the State Boron standard, unless and until the Pollution Control Board determines, in the regulatory proceeding described above, whether Boron standards are appropriate in Illinois.

SJR0044 - LEAVE NO CHILD INSIDE MONTH

Shows the General Assembly's support for the Children's Outdoor Bill of Rights and designates the month of June as "Leave No Child Inside Month" in the State of Illinois.

SJR0060 - STATE-PARENT CHILD RELATIONSHIP

Resolves that the State's role in the relationship of children with their parents should be minimal unless a parent may be unfit or pose a substantial harm to them and that our public policy is furthered by recognizing both parents' fundamental liberty interest in the care, custody, and companionship of their children.

SR0099 - EARTH HOUR DAY

Shows our support for Earth Hour in order to raise awareness about global climate change and energy efficiency, encourages all State employees to turn off all non-essential lighting in State government buildings, public schools, and public landmarks for the hour between 8:30 and 9:30 P.M. on March 28, 2009, and designates the date of March 28, 2009 as "Earth Hour Day" in the State of Illinois.

Committee Three – Firearms, Liquor, and Tobacco

SB0044 - CIGARETTE TAX INCREASE

Amends the Cigarette Tax Act and the Cigarette Use Tax Act. Provides that an additional tax of 50 mills per cigarette shall be imposed on retailers of cigarettes. Provides that, of the proceeds of the tax, 0.57% shall be deposited into the Tax Compliance and Administration Fund and 99.43% shall be deposited into the Healthcare Provider Relief Fund. Changes the definition of "cigarette" to exclude those with wrappers made of "whole tobacco leaf" (instead of "tobacco"). Amends the State Finance Act to create the Healthcare Provider Relief Fund. Provides that moneys in the Fund may be used by the Department of Healthcare and Family Services for the purpose of making reimbursements to providers who participate in certain medical assistance programs. Effective immediately.

SB0056 - TOBACCO-MINORS-PENALTIES

Amends the Sale of Tobacco to Minors Act. Provides that a person who sells a cigar, cigarette, smokeless tobacco, or tobacco in any of its forms to a minor under 18 years of age commits a petty offense for which a fine of \$1,000 shall be imposed. Provides that if 3 violations occur in a 12-month period at a retail mercantile establishment, an order may be entered prohibiting the sale, distribution, or furnishing of tobacco products to any person at that retail mercantile establishment for a period of 20 days. Provides that if 4 or more violations occur in a 12-month period at a retail mercantile establishment, an order may be entered prohibiting the sale, distribution, or furnishing of tobacco products to any person at that retail mercantile establishment for a period of 5 years. Provides that an action in case of such violations may be brought against the owner of the retail mercantile establishment by either the county in which the retail mercantile establishment is located or the municipality in which the retail mercantile establishment is located. Effective immediately.

SB0072 - CRIM CD-UNLAW USE WEAPONS

Amends the Criminal Code of 1961. Provides that it is not a violation of the statutes concerning unlawful use of weapons and aggravated unlawful use of a weapon to carry or possess any pistol, revolver, stun gun, taser, or other firearm in one's dwelling. Effective immediately.

SB0211 - CRIM CD&AIR RIFLE-AIR RIFLE

Amends the Criminal Code of 1961. Provides that an assault using an air rifle constitutes aggravated assault. Provides that the penalty for aggravated battery involving the use of a firearm does not include an air rifle as defined by the Air Rifle Act. Amends the Air Rifle Act. Eliminates the maximum \$50 fine that may be imposed for violation of the Act by a person who is not a dealer of air rifles. Effective immediately.

SB0215 - PUB HLTH - SMOKE FREE ILLINOIS

Amends the Smoke Free Illinois Act. Provides that enclosed laboratories, not open to the public, in an accredited university or government facility where the activity of smoking is

exclusively conducted for the purpose of medical or scientific health-related research are not considered a "place of employment" and that smoking is allowed in these enclosed laboratories. Provides that a "retail tobacco store" includes an enclosed workplace that manufactures, imports, or distributes tobacco or tobacco products as a necessary and integral part of its business processes, provided that the involved business entity: (1) maintains a specially designated area or areas within the workplace for the purpose of the heating, burning, smoking, or lighting activities, and does not create a facility that permits smoking throughout; (2) satisfies the 80% requirement related to gross sales; and (3) delivers tobacco products to consumers, retail establishments, or other wholesale establishments as part of its business. Provides that owners of indoor public places and workplaces shall reasonably assure that smoking is prohibited. Provides that smoking is allowed in certain enclosed laboratories and common smoking rooms in long-term care facilities. Provides that the Department, State-certified local public health departments, and local law enforcement agencies shall enforce the provisions of this Act through the issuance of citations and that the citations will conspicuously include certain information. Sets forth procedures to contest a citation issued pursuant to the Act. Imposes conditions on any rulemaking authority. Makes other changes. Effective immediately.

SB0312 - TOURISM TASK FORCE ACT

Creates the Tourism Task Force Act. Creates the Tourism Task Force to provide insight on how to create the best infrastructure for the development of tourism as an economic development tool in Illinois utilizing all pertinent State agencies and the private sector. Provides that the duties of the task force shall include: (1) reviewing and cataloging all policies, programs, procedures, and initiatives in all departments, agencies, bureaus, and commissions of Illinois government that impact the Illinois tourism product, (2) giving recommendations to the General Assembly and Governor on how to expand, reduce, consolidate, coordinate, or create programs that will aid the people of Illinois and, as a result, increase revenue from the renewable resource of tourism and economic development, (3) continuing to review all programs, policies, procedures, and initiatives of the departments, agencies, bureaus, and commissions to determine whether recommendations and resulting legislation are achieving the desired positive economic development effect and making new recommendations as necessary, and (4) filing an annual report with the General Assembly with the findings and recommendations of the task force. Effective immediately.

SB0317 - CIGARETTE RETAIL LICENSE

Creates the Cigarette Delivery Sales Reporting Act. Imposes reporting requirements on persons who sell cigarettes for delivery by mail or a delivery service. Includes civil penalties for noncompliance. Amends the Cigarette Tax Act and the Tobacco Products Tax Act of 1995. Requires a retailer of cigarettes or tobacco products to obtain a retailer's license from the Department of Revenue; specifies qualifications, fees, and penalties for noncompliance; provides for mandatory suspension or revocation of a retailer's license for repeated violations of the Sale of Tobacco to Minors Act. Also makes changes in definitions, reporting requirements, and civil and criminal penalties. Amends the Illinois Lottery Law, the Department of Revenue Law of the Civil Administrative Code of

Illinois, Cigarette Use Tax Act, the Liquor Control Act of 1934, and the Sale of Tobacco to Minors Act to make corresponding changes.

SB1381 - 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.

SB1528 - FOID CARD-UNDER 10 YEARS

Amends the Firearm Owners Identification Card Act. Provides that if an applicant for a Firearm Owner's Identification Card is under 10 years of age, the applicant must submit evidence to the Department of State Police that he or she has successfully completed a course of training prescribed by the Illinois Department of Natural Resources or other State, federal, or local program including the National Rifle Association or the Illinois State Rifle Association. Provides that a prescribed training course curriculum shall include but not be limited to safe firearms handling.

SB1594 - WORK COMP-INJURY-ALCOHOL, DRUG

Amends the Workers' Compensation Act. Provides that an accidental injury incurred while an employee is under the influence of alcohol or certain drugs not prescribed by a physician, or a combined influence of alcohol and drugs, in violation of a work rule or an applicable provision of an employee policy manual is rebuttably presumed to not arise out of and in the course of the employee's employment and the employee is not entitled to workers' compensation benefits. Provides that evidence of the concentration of alcohol or any concentration of a drug in the employee's blood or breath at the time alleged, as determined by analysis of the employee's blood, urine, breath, or other bodily substance, is admissible in a hearing to determine compensability and serves as prima facie evidence to establish the rebuttable presumption.

SB1721 - CRIM CD-ASSAULT WEAPONS

Amends the Criminal Code of 1961. Provides that 90 days after the effective date of this amendatory Act, it is unlawful for any person within this State to knowingly manufacture, deliver, sell, purchase, or possess or cause to be manufactured, delivered, sold, purchased, or possessed a semi-automatic assault weapon, an assault weapon attachment, any .50 caliber rifle, or .50 caliber cartridge. Provides that beginning 90 days after the effective date of this amendatory Act, it is unlawful for any person within this State to knowingly manufacture, deliver, sell, purchase, or possess or cause to be manufactured, delivered, sold, purchased, or possessed a large capacity ammunition feeding device. Provides that these provisions do not apply to a person who possessed a prohibited weapon, device, or attachment before the effective date of this amendatory Act

if the person has provided proof of ownership to the Department of State Police within 90 days after the effective date of this amendatory Act. Provides that on or after the effective date of this amendatory Act, such person may transfer such device only to an heir, an individual residing in another state maintaining that device in another state, or a dealer licensed as a federal firearms dealer. Specifies penalties for violations. Provides exemptions. Provides that the provisions of the Act are severable. Effective immediately.

SB1840 - FIREARM OWNERS-18

Amends the Firearm Owners Identification Card Act. Changes, from 21 years of age or over to 18 years of age or over, the age at which a person may apply for and be issued a Firearm Owner's Identification Card without the consent of a parent or legal guardian. Effective immediately.

SB1848 - HANDGUN DEALER LICENSING ACT

Creates the Handgun Dealer Licensing Act. Provides for the regulation of handgun dealers through licensure by the Department of State Police. Provides that no person may sell or otherwise transfer, expose for sale or transfer, or have in his or her possession with the intent to sell or transfer any concealable firearm without being licensed under the Act. Provides, however, that the prohibition does not apply to a person who makes occasional sales, exchanges, or purchases of concealable firearms for the enhancement of a personal collection or as a hobby, or who sells all or part of his or her personal collection of firearms. Sets forth provisions concerning application, fees, duration of licensure, license retention requirements, submissions to the Department, penalties, revocation, and suspension. Grants rulemaking authority to the Department and provides that for the purpose of determining compliance with the Act, the Act may be enforced by any municipality in which a licensee is located or, if a licensee is not located in a municipality, by the county in which a licensee is located.

SB1976 - FIREARMS-CONCEALED CARRY

Creates the Family and Personal Protection Act. Permits the county sheriff to issue permits to carry concealed firearms to persons at least 21 years of age who meet certain requirements. Requires an applicant for a permit to have completed specified training requirements developed by the Illinois Law Enforcement Training Standards Board consisting of classroom instruction and live firing exercises. Preempts home rule. Amends the Illinois Police Training Act and the Criminal Code of 1961 to make conforming changes. Effective immediately.

SB2024 - COURT CLERK FEE DISBURSEMENT

Amends the Clerks of Courts Act. Provides that the fine for speeding in a school zone is increased by \$5 which shall go to the school district or districts in which the offense occurred. Provides that a county with a drug court may adopt a mandatory fee of \$5 to fund the drug court, less a 5% clerk processing charge, assessed against any defendant found guilty in a traffic case or who is ordered to pay a fine under the Unified Code of Corrections. Provides that a person found guilty, including court supervision, of a DUI in addition to any other fine is fined \$500, or \$1,000 for other than a first offense, payable to the clerk to be distributed as follows: \$100 to the law enforcement agency or agencies

that made the arrest and \$400 to the General Revenue Fund. Provides that when a person has been adjudged guilty of a DUI and a crime lab DUI analysis was completed, in addition to any other disposition or fine, a crime lab DUI analysis fee of \$150 shall be paid by the defendant. Provides that the court may suspend payment of the fee if the defendant does not have the ability to pay. Provides that if the fine assessed for a first offense of speeding in a construction zone is \$250 or greater, there shall be an additional \$125 fee paid by the defendant, which shall be deposited into the Transportation Safety Highway Hire-back Fund. Provides for other related changes.

SB2180 - NOVELTY LIGHTERS-PROHIBIT

Creates the Retail Sale and Distribution of Novelty Lighters Prohibition Act. Defines a "novelty lighter" as a mechanical or electrical device typically used for lighting cigarettes, cigars, or pipes that is designed to appear to be a toy, features a flashing light, or makes musical sounds. Prohibits the sale and distribution of novelty lighters. Sets forth exceptions to the prohibition. Imposes a petty offense of not to exceed \$500 for each violation. Effective immediately.

SB2248 - OUI-BOAT-SNOW-DRIVERS LICENSE

Amends the Illinois Vehicle Code. Provides that the provisions related to driving while under the influence (DUI) apply to driving any motor vehicle while under the influence. Provides that the suspension and revocation of a person's motor vehicle driving privileges and the person's opportunity for a hearing for a violation of the DUI provisions of the Illinois Vehicle Code also apply to operation of a snowmobile or watercraft while under the influence. Changes the definition of "first offender" to include certain offenses and suspensions related to operating a snowmobile or watercraft under the influence. Amends the Snowmobile Registration and Safety Act and the Boat Registration and Safety Act to change the definition of "first offender" so that the term has the same meaning as it used in the Illinois Vehicle Code. Amends implied consent provisions of the Snowmobile Registration and Safety Act and the Boat Registration and Safety Act to provide that a law enforcement officer must give notice to the Secretary of State when a person refuses to submit to a chemical test and must give additional warnings to the person regarding possible driver's license suspension, and requires the court clerk to send notice to the Secretary of State if the person fails to request a hearing or if the court finds against the person. Makes other changes. Effective immediately.

Committee Four – Government, Labor, Judiciary, Commerce

SB0263 - U OF I-LOWER AGE OF ADMITTANCE

Amends the University of Illinois Act. Lowers the age at which a student may be admitted to the University from 15 to 14 years. Effective immediately.

SB0268 - FORECLOSURE PREVENT COUNSELING

Amends the Illinois Housing Development Act to authorize the Illinois Housing Authority to establish and administer a foreclosure prevention counseling program using moneys in the Foreclosure Prevention Counseling Fund, appropriated for that purpose, to make grants to HUD-certified housing counseling agencies to support pre-purchase and post-purchase home ownership education and foreclosure prevention counseling. Amends the State Finance Act to create the Foreclosure Prevention Counseling Fund from moneys received from the foreclosure prevention surcharge collected under the Residential Mortgage License Act of 1987. Provides that 75% of the moneys in this Fund shall be used for housing counseling outside Chicago and 25% of the moneys shall be used for such counseling in Chicago. Amends the Residential Mortgage License Act of 1987 to increase the investigation and application fees from \$2,700 to \$3,000. Effective immediately.

SB1274 - JUV CT-PATERNITY DISCLOSURE

Amends the Juvenile Court Act of 1987. Provides that findings and exclusions of paternity entered in proceedings occurring under the Abused, Neglected, or Dependent Minors Article of the Act shall be disclosed, in a manner and form approved by the Presiding Judge of the Juvenile Court, to the Department of Healthcare and Family Services when necessary to discharge the duties of the Department of Healthcare and Family Services under the Determination and Enforcement of Support Responsibility of Relatives Article of the Illinois Public Aid Code. Effective immediately.

SB1294 - CRIM CD-CHILD SEX OFFENDER

Amends the Criminal Code of 1961. Provides that it is a Class 4 felony for a child sex offender to knowingly be present at any portion or area of a public library facility designated by the library's governing board of library trustees or by the library commission for use primarily by children under the age of 18, as well as any program in the public library facility directed towards children under the age of 18.

SB1336 - ANIMALS--BOVINE TAIL DOCKING

Amends the Humane Care for Animals Act. Provides that no person may dock or hire any other person to dock the tail of any living member of the bovine species. Provides that any person who violates this provision is guilty of a Class C misdemeanor and must pay a fine not to exceed \$500. Authorizes licensed veterinarians to dock tails if doing so is necessary to protect the health of the animal. Defines "dock".

SB1351 - VEH CD-MOTORCYCLE HELMETS

Amends the Illinois Vehicle Code to require every operator and passenger on a motorcycle, motor driven cycle, or motorized pedalcycle to wear a helmet that meets federal safety standards.

SB1381 - 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.

SB1658 - STUDENT SILENT REFLECTION

Amends the Silent Reflection and Student Prayer Act. Changes the short title of the Act to the Student Silent Reflection Act. Adds General Assembly findings. Provides that the period of silence that a teacher is required to observe must not exceed one minute. Provides that this period shall be an opportunity for silent reflection or meditation (instead of an opportunity for silent prayer or for silent reflection on the anticipated activities of the day). Allows students to reflect or meditate on any topic of their choosing. Provides that, during the period of silence, students shall remain seated and must not engage in any activity that distracts or interferes with other students. Removes a caption to a Section concerning the right of a student to the free exercise of religion. Effective immediately.

SB1685 - PUB HLTH-SMK FREE IL RELIGIOUS

Amends the Smoke Free Illinois Act. In the provision concerning definitions, provides that "smoke" or "smoking" does not include smoking that is associated with a recognized religious ceremony, ritual, or activity.

SB1816 – CD CORR-RESTITUTION-DUI

Amends the Unified Code of Corrections. Provides that in all convictions for driving under the influence in which the person received any injury to his or her person or damage to his or her real or personal property as a result of the criminal act of the defendant, the court shall order restitution. Effective immediately.

SB1868 - COOK CTY BD-OVERRIDE VETO

Amends the Counties Code. Provides that the Cook County Board of Commissioners may override a veto by the County Board President by an affirmative vote of three-fifths of its members (instead of four-fifths). Effective immediately.

SB1903 - JURY ACT-SERVICE

Amends the Counties Code. Creates the Lengthy Trial Fund. Provides that the Fund shall be used to provide full or partial wage replacement or wage supplementation to jurors who serve as petit jurors for more than 10 days. Provides that a fee of \$10, which shall be paid to the clerk of the court for deposit into the Fund, shall be charged to each attorney who files a civil case or a pleading in response to a complaint. Amends the Jury Act. Provides that jurors shall not be required or requested to use annual, vacation, or sick leave for time spent responding to a summons for jury duty, time spent participating in the jury selection process, or time spent actually serving on a jury. Provides that an employer may not subject an employee to any adverse employment action by reason of the employee's jury service. Provides that a court shall automatically postpone and reschedule the service of a summoned juror who is employed by an employer with 5 or fewer full-time employees, or the equivalent, if another employee of that employer is summoned to appear during the same period. Provides that an individual may be excused from jury service for a period of up to 24 months, instead of seeking postponement, under the listed circumstances. Raises the fees for failure to attend when summoned to appear as a grand or petit juror to any sum not more than \$500 (instead of \$100). Amends the State Finance Act to create the Lengthy Trial Fund. Makes other changes. Effective July 1, 2009.

SB1958 - VEH CD-CUSTOM VEHICLES

Amends the Illinois Vehicle Code. Changes the definitions of "custom vehicle" and "street rod" in the Illinois Vehicle Code to exclude certain vehicles that have been certified by an inspector of the National Street Rod Association. Provides that upon initial application for title and registration as a custom vehicle or street rod, the owner must have the vehicle inspected by the Secretary of State Department of Police rather than providing proof acceptable to the Secretary of State that, no more than 3 months before the date of the application for registration, the custom vehicle passed a safety inspection that (i) has been approved by the Secretary and (ii) is equivalent to the National Street Rod Association's prescribed vehicle safety inspection. Provides title and registration content requirements for a custom vehicle or street rod. Provides that a vehicle previously titled as other than a custom vehicle or street rod may be issued a corrected title reflecting the custom vehicle or street rod model if it otherwise meets the requirements for the designation. Effective January 1, 2010.

SB2079 - ELECTIONS-VOTER ID

Amends the Election Code. Requires that a person seeking to vote on election day present a government-issued photo identification card to the election judge (now, required only when voting early). Effective immediately.

SB2085 - CAMPAIGN EXPENDITURE LIMITS

Amends the Election Code. Requires that nominating petitions of candidates for statewide offices and for the General Assembly include voluntary pledges to limit campaign expenditures to amounts based on the office sought. Effective immediately.

SB2438 - CIV PRO-FORECLOSURE PREVENTION

Amends the Code of Civil Procedure by adding an Article that may be cited as the Mortgage Foreclosure Prevention Law of 2009. Provides that an eligible borrower has a right to defer a judicial sale for a specified period by providing an affidavit to the foreclosing lender. When the deferment period ends or the deferment is lost, a lender may schedule a sale by publishing a specified newspaper notice and serving a copy on those on the premises, 4 weeks before the sale. Provides a formula to set the borrower's monthly payment. Provides that a borrower loses the right to deferment if he or she ceases to reside on the premises. Provides for mortgage foreclosure counselors. Provides that a foreclosing lender and a borrower must negotiate in good faith. Provides that a borrower may dispute a deferment cancellation through arbitration. Provides that lenders shall send to borrowers a mandated notice about deferment. Provides that a lender who acts in bad faith or recklessly in violation of these provisions is liable to a person injured for actual damages, statutory damages up to \$25,000, punitive damages, costs, and attorney's fees. Makes other changes. Effective 7 days after becoming law.

SJRCA0014 - CON AMEND-REDISTRICTING

Proposes to amend the Legislature Article of the Illinois Constitution. Provides that the State Board of Elections shall produce a redistricting plan using a computer program. In the year following each Federal decennial census year, requires the State Board of Elections to designate its computer program by April 15 and to file the redistricting plan by June 1, which is presumed valid and has the force and effect of law. The computer program designated by the State Board of Elections must disregard specified data and must consider certain prioritized factors; the computer program shall otherwise produce districts in a random manner. Effective beginning with redistricting in 2011 and applies to members elected in 2012 and thereafter.