



Amendments Filed – Week of February 28-March 4, 2022

The following amendments that impact or are of interest to counties were filed during the week of February 28-March 4. Unless otherwise indicated, amendments have yet to be considered and adopted. Once an amendment is adopted it either replaces the original bill or amends the content of the original text of a bill. Please feel welcome to contact us at info@isacoil.org if your county has a question about a position taken by ISACo on an amendment.

CA = Committee Amendment

FA = Floor Amendment

HB 448 (HFA 2)

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with formatting changes. Makes the following substantive changes. Provides that the provisions apply only to: (1) certain school districts; (2) park districts; (3) library districts; and (4) community college districts. Provides that the taxing district must certify to the county clerk that the taxing district did not extend the maximum amount permitted under the Property Tax Extension Limitation Law for a particular levy year. Provides that the aggregate extension for a taxing district that utilizes the recapture provisions of the introduced bill may not exceed the taxing district's last preceding aggregate extension by more than 5% unless the increase is approved by the voters. Effective immediately. **(No Position)**

HB 1811 (HFA 3)

Replaces everything after the enacting clause. Reinserts the contents of the bill as amended by House Amendment No. 2 with the following changes: Further amends the Illinois Human Rights Act. Provides that nothing in the Act shall be construed to prevent the use of predictive data analytics to support the inclusion of diverse candidates in making employment decisions. Provides that the definition of "predictive data analytics" means the use of automated machine learning algorithms for the purpose of statistically analyzing a person's (rather than an employee's) behavior. Further amends the Consumer Fraud and Deceptive Business Practices Act. Provides that a person or entity that relies either partially or fully on predictive data analytics to determine a consumer's creditworthiness may not allow the use of information about the consumer that assigns specific risk factors to the consumer's race or zip code resulting in rejection of credit or other adverse credit-related action to a consumer (rather than to influence any conclusion regarding the consumer's creditworthiness). Provides that a person or entity that uses predictive data analytics to determine the creditworthiness of more than 50 consumers in a calendar year who are Illinois residents shall devise procedures to ensure that it does not consider information that assigns specific risk factors to a consumer's race or zip code when rejecting or taking other adverse action on a consumer's application for credit (rather than when determining a consumer's creditworthiness). Makes other changes. **(No Position)**

HB 3738 (HFA 4)

Defines "covered juvenile" as any person under 18 (rather than 21) years of age incarcerated in a correctional facility, jail, or detention facility of any kind operated by the Department of Corrections, the Department of Juvenile Justice, a county, or a municipality. **(No Position)**

HB 3977 (HFA 2)

Replaces everything after the enacting clause. Creates the First Responders Behavioral Healthcare Bill of Rights Act. Defines terms. Provides that first responders have certain specified statutory rights in seeking behavioral health services and treatment. Allows an aggrieved employee to bring an action for damages, attorney's fees, or injunctive relief against an employer for violation of the employee's rights. Provides that an employee who seeks behavioral health services or treatment because of the use of an illicit substance is not subject to discipline by his or her employer for the use of the illicit substance unless a criminal act was carried out as a consequence of using that illicit substance. Provides that an employer is responsible for the costs of any behavioral health services and treatment obtained by an employee under the Act. **(Under Review)**

HB 3977 (HFA 3)

Replaces everything after the enacting clause. Creates the First Responders Behavioral Healthcare Bill of Rights Act. Provides that first responders and public safety telecommunicators have certain specified statutory rights in seeking behavioral health services and treatment. Allows an aggrieved employee to bring an action for damages, attorney's fees, or injunctive relief against an employer for violation of the employee's rights. Provides that an employee who seeks behavioral health services or treatment because of the use of an illicit substance is not subject to discipline by his or her employer for the use of the illicit substance unless a criminal act was carried out as a consequence of using that illicit substance. Provides that an employer is responsible for the costs of any behavioral health services and treatment obtained by an employee under the Act. **(Under Review)**

HB 4071 (HFA 2)

Replaces everything after the enacting clause. Amends the Abused and Neglected Child Reporting Act. In a provision requiring the Department of Children and Family Services to allow law enforcement personnel to concurrently investigate with the Department reports of suspected child abuse or neglect, provides that the Department's completed investigative report shall be shared with the office of the State's Attorney of the involved county, if requested, to the extent such disclosure is permitted by current law and regulation, and subject to any and all existing and applicable requirements to maintain the information shared as confidential. Provides that nothing prohibits the office of the State's Attorney of the involved county from concurrently conducting an additional, independent investigation of the same incidents and allegations investigated by the Department. Provides that at the commencement of the State's Attorney's independent investigation, the State's Attorney, in his or her official capacity as a mandated reporter, shall notify the Department of the independent investigation by making a report by telephone to the Department's central register on the single, State-wide, toll-free telephone number established under the Act. Provides that upon completion of the independent investigation, the State's Attorney shall share his or her findings and determinations with the Department. **(No Position)**

HB 4392 (HFA 1) Amendment Adopted

Replaces everything after the enacting clause. Amends the Criminal Identification Act. Provides that, notwithstanding any other provision of law, the court shall not deny a petition for expungement or sealing because the petitioner has submitted a drug test taken within 30 days before the filing of the petition for expungement or sealing that indicates a positive test for the presence of cannabis within the petitioner's body. Defines "cannabis". **(No Position)**

HB 4393 (HFA 4)

Provides that, if an entity is eligible to be paid for or reimbursed, in whole or in part, with federal-aid funds, grants, or loans, and the letting of a contract to the best value bidder under the provisions would result in the loss of those federal-aid funds, grants, or loans, then the contract shall be let to the lowest responsible bidder (rather than the contract is exempt from the provisions). **(No Position)**

HB 4414 (HFA 2)

Replaces everything after the enacting clause with the provisions of the introduced bill, and makes the following changes: Includes Champaign, Macon, Morgan, Peoria, and Sangamon counties among the counties in which the Illinois State Police, the Department of Transportation, and the Toll Highway Authority shall increase the amount of expressway and highway cameras. Provides that images from expressway cameras may be used by any municipal police department, county sheriff's office, State Police officer, or other law enforcement agency with jurisdiction over the expressway in Cook County in the investigation of any violent offenses, including, but not limited to, offenses involving the use of a firearm and vehicular hijacking. Provides that images from expressway cameras may be used by any law enforcement agency conducting an active law enforcement investigation involving a violent offense. Deletes language providing that any funds needed to conduct the program shall be included in requests for qualification processes. Provides that any funds needed to conduct the program for use on expressways under the jurisdiction of the Illinois State Toll Highway Authority shall be paid for by funds from the Illinois State Tollway Highway Authority. **(No Position)**

HB 4430 (HFA 1)

Replaces everything after the enacting clause. Amends the Pharmacy Practice Act. Provides that in accordance with a standing order by a physician licensed to practice medicine in all its branches or the medical director of a county or local health department, a pharmacist may provide patients with prophylaxis drugs for human immunodeficiency virus pre-exposure prophylaxis or post-exposure prophylaxis. Provides that a pharmacist may provide initial assessment and dispensing of prophylaxis drugs for human immunodeficiency virus pre-exposure prophylaxis or post-exposure prophylaxis. Contains requirements for the standing order. Provides that a pharmacist must communicate the services provided under the provisions to the patient and the patient's primary health care provider or other health care professional or clinic, if known. Provides that if there is no primary health care provider provided by the patient, then the pharmacist must give a list of primary health care providers or clinics in the area. Provides that a pharmacist shall complete an educational training program accredited by the Accreditation Council for Pharmacy Education or Department of Financial and Professional Regulation related to human immunodeficiency virus pre-exposure prophylaxis and human immunodeficiency virus post-exposure prophylaxis. Makes conforming and other changes. Makes corresponding changes in the Illinois Clinical Laboratory and Blood Bank Act. Amends the Illinois Insurance Code. Provides that an insurance carrier or third-party payor shall

reimburse a pharmacist or other health care professional for dispensing HIV prophylaxis medications and providing other services to a covered person in accordance with the current version of the guidelines of the Centers for Disease Control and Prevention and the United States Preventive Services Task Force. Provides that reimbursement shall provide an adequate consultation fee or, if medical billing is not available, an enhanced dispensing fee that is equivalent to 85% of the fees for services provided by an advanced practice registered nurse or physician. Amends the Illinois Public Aid Code. Provides that services provided by the pharmacist under the provisions concerning HIV prophylaxis in the Pharmacy Practice Act shall be covered and reimbursed at no less than 85% of the rate that the services are reimbursed when provided by a physician. Makes other changes. Effective January 1, 2023. **(No Position)**

HB 4647 (HFA 1)

Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Provides that information regarding the race, gender, and ethnicity of frontline, nonexecutive employees shall be reported in aggregate in a manner prescribed by the Department of Public Health. Requires community mental health or developmental services agencies licensed under the Act to certify to the Department that, when legislative or administrative action directs that funding should be passed through to employees, all such funds are passed through in their entirety to employees in accordance with the legislative or administrative directive (rather than certify that all funds legislatively or administratively earmarked for employee wage increase are passed through in their entirety to workers pursuant to legislative or administrative directives). **(No Position)**

HB 4763 (HFA 2)

Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Amends the Illinois Act on the Aging. Provides that each long term care facility, supportive living facility, assisted living establishment, and shared housing establishment shall display, in an easily readable format and in a manner prescribed by the Office of the Long Term Care Ombudsman, the address and phone number of the Office in a conspicuous place next to the facility's main entrances for exterior viewing and in multiple, conspicuous public places within the facility accessible to both visitors and residents. Removes provisions amending the Community Living Facilities Licensing Act. In provisions amending the Assisted Living and Shared Housing Act, Life Care Facilities Act, Nursing Home Care Act, MC/DD Act, and ID/DD Community Care Act, requires specified licensed establishments or facilities to post a specified statement regarding the Program and a link to the Long Term Care Ombudsman Program's website (rather than information regarding the Program's role as an advocate for residents of long-term care facilities). Provides that the required information shall be posted on the home page of the licensed establishment's or facility's website (rather than posted on the establishment's or facility's website). Makes other changes. **(No Position)**

HB 4763 (HFA 3)

Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Removes provisions amending the Community Living Facilities Licensing Act. In provisions amending the Assisted Living and Shared Housing Act, Life Care Facilities Act, Nursing Home Care Act, MC/DD Act, and ID/DD Community Care Act, requires specified licensed establishments or facilities to post a specified statement regarding the Program and a link to the Long Term Care Ombudsman Program's website (rather than information regarding the Program's role as an advocate for residents of long-term care facilities). Provides that the

required information shall be posted on the home page of the licensed establishment's or facility's website (rather than posted on the establishment's or facility's website). Makes other changes. **(No Position)**

HB 4848 (HFA 1)

Replaces everything after the enacting clause. Amends the Liquor Control Act of 1934. Defines "music venue" as an indoor or outdoor location with a capacity of more than 800 persons used as a space to hold a live concert or musical performance. Provides that if a licensee operates as a music venue, the licensee shall ensure that, during its hours of operation as a music venue, it has opioid antagonists available at the premises and that there is a staff member on the premises who has been sufficiently trained on how to properly administer an opioid antagonist. Provides that a person who has been certified in the administration of opioid antagonists by a governmental or private entity, regardless of when the person received that certification, is deemed to be sufficiently trained. Provides an exemption from civil liability for the good faith administration or provision of an opioid antagonist. Amends the Casualty Insurance, Fidelity Bonds, and Surety Contracts Article of the Illinois Insurance Code. Provides that an insurer may not increase the amount of an insured's premium based on the insured's compliance with the amendatory Act. Effective June 1, 2023. **(No Position)**

HB 4848 (HFA 2)

Provides that any person who is sufficiently trained and in good faith (rather than any person who in good faith) administers or provides an opioid antagonist in accordance with the provisions, shall not, as a result of his or her acts or omissions, except willful or wanton misconduct on the part of the person, in administering or providing the opioid antagonist, be liable for civil damages. **(No Position)**

HB 4850 (HFA 1)

Replaces everything after the enacting clause. Amends the Gender Violence Act. Defines "employee", "employer", "work environment", and "workplace". Changes the definition of "gender-related violence" to include domestic violence. Provides that an employer shall only be liable for gender-related violence committed in the work environment by an employee or agent of the employer. Provides specific instances in which an employer is liable for gender-related violence. Provides that an action against an employer must be commenced within 4 years after the cause of action accrued, except that if the person entitled to bring the action was a minor at the time the cause of action accrued, the action must be commenced within 4 years after the person reaches the age of 18. Provides that no person shall have the power to waive any provisions of the Act as part of a dissolution of marriage agreement, civil union, domestic partnership, or custody agreement. **(No Position)**

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HB 4870 (HFA 1)

Replaces everything after the enacting clause. Amends the Property Tax Code. Provides for a non-binding, advisory referendum on the question of whether a taxing district should reduce its aggregate extension by up to 10% from its aggregate extension for the previous taxable year. Provides that the referendum shall be initiated by a petition signed by a number of registered voters of the taxing district that is equal to or greater than 1% but less than 5% of the total number of votes cast in the taxing district in the preceding general election. Provides for a binding referendum on the question of whether a taxing district shall reduce its aggregate extension by up to 10% from its aggregate extension for the previous taxable year. Provides that the referendum shall be initiated by a petition signed by a number of registered voters of a taxing district that is equal to or greater than 5% of the total number of votes cast in the taxing district in the preceding general election. Preempts the power of home rule units to tax. Effective immediately. **(Oppose)**

HB 4919 (HFA 1)

Replaces everything after the enacting clause. Amends the Illinois Public Labor Relations Act. Provides that the Illinois Labor Relations Board shall determine whether an unfair labor practice violation for refusal of an employer to bargain collectively in good faith with a labor organization that is the exclusive representative of public employees may have frustrated the purposes of the Act and, by do so, made unavailable either the traditional remedies for a violation of the Act or a make-whole remedy from the Board. Provides that the reasons for such a determination may include the passage of time or that the violation is of a nature that could undermine support for a labor organization or otherwise undermine the labor organization's bargaining strength. Provides that if the Board makes such a determination, the Board shall make available interest arbitration in its order and shall, upon request of the charging party, require the parties to participate in specified impasse arbitration procedures, except that: (i) the right to strike shall not be considered waived until the actual convening of the arbitration hearing; and (ii) the commencement of a new fiscal year shall not be deemed to impair the jurisdiction or authority of the arbitration panel or its decision. Provides that the parties shall continue to have a duty to engage in good faith bargaining during the pendency of impasse arbitration procedures. **(Under Review)**

HB 4988 (HFA 1)

Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Defines "disruption event" and "water supply operator". Requires public water supply operators to notify specified health care facilities and their water supply operator not more than 30 days, but no fewer than 15 days (rather than at least 30 days) before any known, planned, or anticipated disruption event and within 2 hours (rather than one hour) after being aware of an unplanned disruption event. Requires any planned or unplanned disruption event notification sent to a health care facility to be sent to State agencies within 5 business days. Makes other changes. Effective immediately. **(No Position)**

HB 5184 (HFA 1)

Replaces everything after the enacting clause and reinserts the provisions of the introduced bill with various changes. Eliminates Illinois Public Aid Code language that changed the placement of certain taxation provisions. Eliminates Counties Code language that added certain taxation provisions. Amends the Military Veterans Assistance Act. Changes the term "overseer of

military veterans assistance" to "administrator of military veterans assistance". Deletes language concerning almshouses, orphan asylums, and facilities for indigent persons who are mentally ill. Deletes references to "military veterans organization". Makes changes concerning military discharges and other matters **(No Position)**

HB 5184 (HFA 2)

Replaces everything after the enacting clause and reinserts the provisions of the introduced bill with various changes. Eliminates Illinois Public Aid Code language that changed the placement of certain taxation provisions. Eliminates Counties Code language that added certain taxation provisions. Amends the Military Veterans Assistance Act. Changes the term "overseer of military veterans assistance" to "administrator of military veterans assistance". Deletes language concerning almshouses, orphan asylums, and facilities for indigent persons who are mentally ill. Deletes references to "military veterans organization". Makes changes concerning military discharges and other matters. **(No Position)**

HB 5412 (HFA 3)

Replaces everything after the enacting clause. Reinserts the contents of the bill as amended by House Amendment No. 1 with the following changes: Provides that specified provisions do not apply to work performed by a contractor of the federal government, the State, a special district, a city, a county, or any political subdivision of the State (rather than the State, a special district, a city, a county, or any political subdivision of the State). Provides that nothing shall supersede or modify the obligations and liability that any primary contractor, subcontractor, or property owner may bear as an employer under the Act or any other applicable law. Provides that primary contractors who are parties to a collective bargaining agreement on the project where the work is being performed shall be exempt from specified provisions. Effective immediately. **(No Position)**

HB 5532 (HFA 2)

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with changes. Adds the South Suburban Land Bank and Development Authority and the Northern Illinois Land Bank Authority to the list of entities whose property is exempt if it is held for future development. Makes a conforming change concerning final decisions of the board of review. Makes various formatting changes. Effective immediately. **(No Position)**

HB 5574 (HFA 1)

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes: In provisions concerning settlement or termination agreements, provides that an employee, prospective employee, or former employee and an employer may enter into a valid and enforceable settlement or termination agreement that includes promises of confidentiality related to the monetary amount of the settlement or facts that could lead to the identification of the employee if specified requirements are satisfied. Provides that such an agreement is enforceable if confidentiality is the documented preference of the employee, prospective employee, or former employee (rather than confidentiality is the documented preference of the employee, prospective employee, or former employee and is mutually beneficial to both parties). Adds sexual harassment as a claim covered under the Act. Effective January 1, 2023. **(Under Review)**