



DUPAGE COUNTY



2023 STATE LEGISLATIVE PRIORITIES

End of Session Report 2023

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This year, the General Assembly adjourned on May 27 and sent over 560 bills to the Governor for action. Below is a summary of some key issues of interest to DuPage County government. To view the actual text of bills, please consult the General Assembly website at www.ilga.gov or contact the County Board Office for additional information.

Bills sent to the Governor

HB 218, Firearm Industry Responsibility Act: amends the Consumer Fraud and Deceptive Business Practice Act to subject the sale and marketing of firearms to the Act and allow private citizens, the attorney general, and counties to sue firearm industry members for failing to establish reasonable controls to prevent the sale or distribution of a firearm-related product under specified provisions. Provides that it is an unlawful practice within the meaning of the Act for any firearm industry member, through the sale, manufacturing, importing, or marketing of a firearm-related product, to: (i) knowingly create, maintain, or contribute to a condition in Illinois that endangers the safety or health of the public by conduct either unlawful in itself or unreasonable under all circumstances, including failing to establish or utilize reasonable controls; (ii) advertise, market, or promote a firearm-related product in a manner that reasonably appears to support, recommend, or encourage individuals to engage in unlawful paramilitary or private militia activity; (iii) advertise, market, promote, design, or sell any firearm-related product in a manner that reasonably appears to support, recommend, or encourage persons under 18 years of age to unlawfully purchase or unlawfully possess or use a firearm-related product; or (iv) otherwise engage in unfair methods of competition or unfair or deceptive acts or practices declared unlawful under the Act.

Status: Public Act 103-0559

HB 219, Punitive Damages: allows victims’ families or descendants to recover punitive damages in wrongful death cases (typically added to actual damages awarded when a defendant’s crime was especially harmful to the victim). Exempts local and state governments (and their employees) as well as legal and medical malpractice.

Status: Public Act 103-0514



DUPAGE COUNTY



2023 STATE LEGISLATIVE PRIORITIES

HB 1067, Superintendent of Public Works: amends the Counties Code to provide that a superintendent of a department of public works shall be a registered professional engineer, hold a degree in engineering from an accredited institution of higher learning, or have at least 10 years of professional, management-level experience in either a municipal or county public works department.

Status: Public Act 103-0012

HB 1236, Counties Competitive Bidding: in determining the lowest responsible bidder, a county board of a county with fewer than 2 million inhabitants, may take into consideration the bidder's active participation in an applicable apprenticeship program registered with the United States Department of Labor.

Status: Public Act 103-0014

HB 1286, Gender Inclusive Restrooms: permits public and private entities to install gender inclusive restrooms that must include floor-to-ceiling stalls/dividers with locks and privacy strips, among other provisions.

Status: Public Act 103-0518

HB 1342, Transit Package: a comprehensive public transit bill that addresses public safety issues (details a process for the suspension of riding privileges), requires the CTA, Pace and Metra, to purchase only zero-emission buses as of July 1, 2026, requires the RTA to complete a study on a more equitable fare structure for the regional transit system, and extends the current fair box recovery ratio (50%) waiver until the end of 2025. Includes an expansion of a summer free or reduced fare program to persons ages 14 to 24 enrolled in career-oriented programs and provides tens of thousands of \$20 transit cards to domestic and sexual assault support organizations, among other provisions.

Status: Public Act 103-0281

HB 1364, 9-8-8 Suicide and Crisis Lifeline Workgroup Act: requires the Department of Human Services, Division of Mental Health, to convene a workgroup and to submit a report by the end of this year to assess the first year of operations of the 9-8-8 call center system. Strikes the definition of "responder" to include a definition of "mobile mental health relief provider" and requires 9-1-1 PSAP's to begin to coordinate its activities with mobile mental and behavioral health services no later than July 1, 2024, among other provisions.

Status: Public Act 103-0105

HB 1526, Outdoor Rx Program: establishes an Outdoor Rx program to provide grants for outdoor environmental, ecological, agricultural, or other natural resource-based or outdoor-based therapy programs serving the citizens of Illinois. Requires the Department of Natural Resources to establish an advisory committee to assist and advise regarding the development and administration of the program.

Status: Public Act 103-0284

HB 1727, Replacement of Patrol Vehicles: amends the Counties Code to provide that a contract in excess of \$30,000 may be let without advertising for bids, in the case of the expedited replacement of a disabled, inoperable, or damaged patrol vehicle of the sheriff's department if authorized by the county board in a county with fewer than 2,000,000 inhabitants.



DUPAGE COUNTY



2023 STATE LEGISLATIVE PRIORITIES

Status: Public Act 103-0286

HB 2033, Local Government Bond Ordinance: provides that a local governmental unit that adopts an ordinance levying a tax for the payment of principal and interest on general obligation bonds or limited bonds may file the ordinance electronically with the county clerk.

Status: Public Act 103-0137

HB 2039, Access to Public Health Data Act: provides access to public health data to certified local health departments (upon request) only for the purposes identified in the Act. Requires health departments to protect the privacy and security of data obtained in accordance with applicable federal and state law. "Public Health Data" includes but is not limited to birth and death certificate data, hospital discharge data, adverse pregnancy outcomes reporting system data, cancer registry data, syndromic surveillance data, and prescription monitoring program data.

Status: Public Act 103-0423

HB 2086, To-Go Containers: provides that county health departments and municipalities may regulate but shall not prohibit the ability of a restaurant or retailer to fill or refill a consumer-owned container with ready to eat or dry bulk foods. Clean consumer owned containers provided or returned to a restaurant or retailer for filling or refilling may be filled or refilled and returned to the same consumer if the consumer owned container is filled or refilled by either an employee of the restaurant or retailer or the owner of the consumer owned container. Among other provisions, the bill requires by January 1, 2024, that the Department of Public Health produce materials for restaurants and retailers indicating that consumer owned containers are not prohibited for use under Illinois law and specifying best practices for food safety.

Status: Public Act 103-0524

HB 2189, Insulin Costs: creates the Access to Affordable Insulin Act to cap insulin costs at \$35 per month. Creates a discount program that allows participants to purchase insulin at a discounted, post-rebate price. Effective July 1, 2025.

Status: Public Act 103-0429

HB 2231, Rideshare Companies: these companies, not just drivers, may now be held liable for assaults and accidents. The purpose of the legislation is to treat rideshare companies such as Uber and Lyft like buses, taxis', and other forms of public transportation.

Status: Public Act 103-0527

HB 2332, Coroner Fees: amends the Counties Code. Provides that the fee for a coroner's or medical examiner's permit to cremate a human body is \$100 (rather than \$50).

Status: Public Act 103-0029

HB 2396, Full-Day Kindergarten: requires school districts to establish full-day kindergarten programs by the 2027-2028 school year.

Status: Public Act 103-0410



DUPAGE COUNTY



2023 STATE LEGISLATIVE PRIORITIES

HB 2431, Video Conferencing while Driving: amends the Illinois Vehicle Code to provide that a person may not operate a motor vehicle on a roadway while using an electronic communication device, including using an electronic communication device to participate in any video conferencing application or to access any social media site. Excludes the exemptions that permit a driver to use an electronic communication device in hands-free or voice-operated mode or by pressing a single button to activate or terminate a voice communication when a person is using the electronic communication device to watch or stream video, participate in any video conferencing application, or access any social media site. Status: Public Act 103-0310

HB 2500, Animal Adoption Fee Waiver: amends the Animal Welfare Act to provide that an animal shelter or animal control facility shall waive the adoption fee for a dog or cat if the person adopting the dog or cat presents a valid Illinois driver's license with the word "veteran" printed on its face, a valid Illinois Identification Card with the word "veteran" on its face, or an identification card issued under the federal Veterans Identification Card Act and either a valid driver's license or identification card. The veteran adopting the dog or cat must comply with the adoption policies of the facility and the shelter may limit the number of dogs or cats adopted to one dog or cat each in a two-year period. Status: Public Act 103-0434

HB 2507, Omnibus Property Tax Package: makes a number of changes to Property Tax Code including: changes the veteran's homestead exemption for WWII veterans; implements a homestead exemption for surviving spouses of fallen police officers and rescue workers; alters the valuation of non-profit wastewater facilities; establishes an exemption for municipality-built homes; among many other provisions. Status: Amendatory Veto (deletes a Cook County property tax break for for-profit nursing homes)

HB 2531, Third Airport in Peotone: revives the south suburban airport. Allows the state to start planning the airport with a report due in six months. The airport would handle both commercial and cargo aircraft. Status: Public Act 103-0317

HB 2539, Local Government Compensation/Assessor: amends the Property Tax Code and the Counties Code. In provisions concerning state stipends and additional compensation paid to certain countywide officials (supervisor of assessments, auditor, coroner, recorder, sheriff, treasurer, clerk), provides that the Department of Revenue shall remit to each county the amount required for the additional compensation or stipend. Provides that the money shall be deposited by the county treasurer into a fund dedicated to making those payments. Provides that the county payroll clerk shall pay the stipend or additional compensation to the official within 10 business days after those funds are deposited into the county fund. Provides that the stipend shall not be considered part of the official's base compensation and that the county shall be responsible for the state and federal income tax reporting and withholding as well as the employer contributions under the Illinois Pension Code on that compensation. Status: Public Act 103-0318

HB 2789, Book Bans: withholds state (Secretary of State grants) from school or public libraries that do



not adhere to the American Library Association's Bill of Rights, which states, "materials should not be proscribed or removed because of partisan or doctrinal disapproval."

Status: Public Act 103-0100

HB 2831, Task Force on Homelessness: amends the Department of Human Services Act to establish the Office to Prevent and End Homelessness within the Department of Human Services to facilitate the implementation of a strategic plan and initiatives aimed at decreasing homelessness and unnecessary institutionalization in Illinois, improving health and human services outcomes for people who experience homelessness, and strengthening the safety nets that contribute to housing stability. Provides that the Office shall be led by the state Homelessness Chief Officer who shall report to the Secretary of the Department. Provides that the Chief Officer shall also chair the Interagency Task Force on Homelessness, co-chair the Community Advisory Council on Homelessness, and lead the state's comprehensive efforts related to homelessness prevention. Creates the Interagency Task Force on Homelessness within the Department of Human Services to facilitate and implement initiatives related to decreasing homelessness and unnecessary institutionalization in this state, improving health and human services outcomes for people who experience homelessness, and strengthening the safety nets that contribute to housing stability.

Status: Public Act 103-0269

HB 2878, Public/Private Partnerships/Local Retainage Policy: makes a number of changes to the state's procurement code impacting the state's bid preferences, contracts, the procurement of services, purchase of goods, and public-private partnership agreements. Amends the Public-Private Partnerships for Transportation Act to include counties (in addition to IDOT and the Tollway) by replacing references to "transportation agency" with "responsible public entity." Also limits the amount local governments can withhold from contractors, up to 10% prior to completion of 50% of the contract and no more than 5% after the contract is 50% complete, among many other provisions.

Status: Amendatory Veto (deletes the addition of counties, municipalities or other units of local government from public private partnerships)

HB 3062, Constitutional Lawsuits: amends the Code of Civil Procedure to require that any future lawsuit challenging the constitutionality of a state law/statute, rule, or executive order, must be filed in either Cook or Sangamon County. This provision does not apply to cases arising out of disputes between the state and labor unions representing state employees.

Status: Public Act 103-0005

HB 3129, Disclosure of payroll/benefits: requires employers with 15 or more employees to disclose the pay scale and benefits in job postings. Empowers the Department of Labor to initiate an investigation of violations and authorizes the department to investigate and levy civil penalties against employers that violate provisions concerning the posting of pay scale and benefits.

Status: Public Act 103-0539

HB 3203, Prevent Fentanyl Exposure: provides that a pharmacist or retailer may sell fentanyl test strips over the counter to the public to test for the presence of fentanyl, a fentanyl analog, or a drug adulterant with a controlled substance. Provides that a county health department may distribute



DUPAGE COUNTY



2023 STATE LEGISLATIVE PRIORITIES

fentanyl test strips at the county health department facility for no fee.

Status: Public Act 103-0336

HB 3236, Prohibition of loans/financing of pet sales: provides that no person or entity shall make a secured loan for the purchase of a canine or feline (prospectively). Also provides that no retail seller shall enter a retail installment transaction for the purchase of a canine or feline.

Status: Public Act 103-0339

HB 3424, Township Social Services: amends the Township Code to allow townships to offer residents of the township mental, behavioral, eye, dental, or other healthcare services. Also permits a local governmental unit to provide assistance to households under its General Assistance program following a disaster proclamation issued by the Governor (if the local governmental unit is within the designated area).

Status: Public Act 103-0192

HB 3491, Prevailing Wage-Contractors: amends the Prevailing Wage Act to provide that any laborer, worker, or mechanic who is employed by the contractor or by any lower tier sub-contractor and is paid for services in a sum less than the prevailing wage rates for work performed on a project, shall have a right of action for whatever difference there may be between the amount so paid and the prevailing rates required to be paid for work performed on the project.

Status: Public Act 103-0048

HB 3508, PFAS Disposal Program: requires the EPA to establish a take-back program for fire departments that use and store firefighting foam containing PFAS.

Status: Public Act 103-0351

HB 3722, Residential Sound Insulation: allows the Minority Leader of the House of Representatives and the Minority Leader of the Senate to appoint one member each to an advisory committee that determines which homes contain windows or doors that cause offensive odors and are eligible for replacement pursuant to the Residential Sound Insulation Program.

Status: Public Act 103-0200

HB 3817, Budget Implementation Bill (BIMP): contains language to implement provisions contained in the FY 2024 state budget (SB 250). Includes 127 items such as a rate increase to staff working in facilities serving the developmentally disabled, increased funds for higher education and MAP grants, 10% increase in hospital and other Medicaid reimbursements, and a number of budget transfers.

Status: Public Act 103-0008

HB 3902, Drones First Responder Act: authorizes the use of surveillance drones by law enforcement for security purposes during special events like parades, walks, races, concerts, and food festivals. Allows law enforcement to use drones at routed or planned gatherings only. Prohibits the weaponizing of drones and requires the public to be notified when in use, among other provisions.

Status: Public Act 103-0101



DUPAGE COUNTY

2023 STATE LEGISLATIVE PRIORITIES



HB 3903, Automated Traffic Enforcement Reform: provides new ethics reforms on the red light camera industry to specifically: bar companies that sell red-light cameras or other automated traffic control devices from making campaign contributions to state and local candidates and public officials; prohibits members of the General Assembly as well as county and local officials from going to work for or receiving compensation from red-light camera companies for two years after leaving office; provides that the Illinois Department of Transportation may revoke a county's or municipality's authorization for red-light cameras if a local official or employee is charged with bribery, official misconduct or similar crimes related to the placement of cameras; among other provisions.

Status: Public Act 103-0364

HB 3924, Fentanyl Education: amends the School Code and the Critical Health Problems and Comprehensive Health Education Act. Beginning with the 2024-2025 school year, provides that in every state-required health course for grades 9 through 12, a school district shall provide instruction, study, and discussion on the dangers of fentanyl. Sets forth requirements for the instruction, study, and discussion, and requires students to be assessed on the instruction.

Status: Public Act 103-0365

HB 3940, Reforms and Extension of the Emergency Telephone System Act: extends the repeal date of the Act from December 31, 2023 to December 31, 2025. Adds a definition of "first responder" and modifies the definition of "grade of service". Provides that within 36 (rather than 18) months of the awarding of a contract to a certified vendor to provide Next Generation 9-1-1 service, a 9-1-1 system in Illinois shall provide Next Generation 9-1-1 service, except that a municipality with a population over 500,000 shall provide Next Generation 9-1-1 service by July 1, 2024 (rather than December 31, 2023). Provides that every 9-1-1 system shall be able to accept text to 9-1-1 no later than July 1, 2024 (rather than January 1, 2023). Changes the date on which each aggregator that is operating within the state must submit (rather than email) to the Office of the Statewide 9-1-1 Administrator information that supports the implementation of and the migration to the Statewide NG9-1-1 system and provides that the Illinois State Police shall make available the form to submit the information. Provides that the Emergency Telephone System Board shall complete and maintain a Next Generation 9-1-1 GIS database in accordance with NENA Standards before implementation of the NG9-1-1 system. Makes changes relating to consolidation grants. Provides that surcharge revenues received under the Act shall be made consistent with specified federal law, including specified examples (rather than may be made by municipalities, counties, and 9-1-1 Authorities), only to pay for the costs associated with specified requirements.

Status: Public Act 103-0366

HB 3957, The Pharmaceutical & Health Affordability Act: establishes procedures and penalties for drug manufacturers that violate the state's definition of "price gouging," which is defined as 30% or more within the preceding year, 50% or more within the preceding 3 years, or 75% or more within the preceding 5 years.

Status: Public Act 103-0367

SB 40, Electric Vehicle Charging Act: requires a *new* single-family residence or a small multifamily



residence to have at least one EV-capable parking space for each residential unit that has dedicated parking unless subsequent adopted building codes require additional EV-capable parking spaces. Applies specific timelines for affordable housing developments and for renovated and new large multifamily residential buildings. Defines the qualifications of an electric vehicle charging system-policy for unit owners and renters, among many other provisions.

Status: Public Act 103-0053

SB 58, Single Use Plastics: creates the State Entities Single-Use Plastic Reporting Act which requires each state agency beginning July 1, 2024, to track its own purchases of single-use plastic disposable food ware that are less than \$2,000 and to establish goals on reducing single-use plastic disposable food ware purchases. Prohibits after January 1, 2025, state agencies and departments from procuring disposable food service containers that are composed in whole or in part from polystyrene foam for use at any state agency or department and instead, offer only compostable food ware or recyclable food ware for use at the state agency or department. After January 1, 2026 or at the renewal of its next contract, whichever occurs later, no vendor contracted through a state agency or department may provide customers with disposable food service containers that are composed in whole or in part from polystyrene foam at any site owned or leased by the state and instead offer only compostable food ware or recyclable food ware for use at sites owned or leased by the state.

Status: Public Act 103-0470

SB 76, Nuclear Reactors: lifts Illinois' ban on new nuclear reactors (since 1987). Provides that any new nuclear reactor built in the state after the effective date of this Act must be an advanced nuclear reactor.

Status: Governor Vetoed

SB 89, Cocktails to-go extension: among other provisions, the legislation permits qualifying retailer licenses which include restaurants and bars, to provide carryout and delivery of mixed drinks and single servings of wine for off-premises consumption. The law was originally set to expire as of January 3, 2024 and is now extended until August 1, 2028.

Status: Public Act 103-0004

SB 250, FY 2024 State Budget: provides for a \$50 billion spending plan for state FY 2024 that begins July 1. New initiatives include "Smart Start Illinois," \$250 million to provide childcare and preschool to every three- and four-year-old, stabilize the childcare workforce, and provide more early intervention and home visiting programs, "Home Illinois", an \$85 million increase in funding to support homelessness prevention, affordable housing, outreach and other programs to reduce homelessness, \$100 million increase to higher education, \$100 million increase in MAP financial aid grants, \$350 million increase in Evidence Based Funding formula for K-12 education, \$400 million set aside for economic development incentives, \$50 million to demolish and redesign the Stratton Office Building (capitol campus), \$45 million pilot project to help fill teacher vacancies, \$22 million to begin implementation of the new Children's Behavioral Health Transformation Initiative, \$53 million to overhaul IDPH disease monitoring IT and to prepare for future public health emergencies, rate increases for hospitals, federally qualified health centers, home workers who assist the elderly, adult day services, community clinics, and crisis support services, \$200 million in additional pension payments, among many other provisions.



DUPAGE COUNTY



2023 STATE LEGISLATIVE PRIORITIES

Status: Public Act 103-0006 with an appropriation line-item veto

SB 724, Interagency Children’s Behavioral Health Services Act: the Act creates a Children’s Behavioral Health Transformation Officer to lead the state’s comprehensive, interagency effort to ensure that youth with significant and complex behavioral health needs receive appropriate community and residential services and that the state-supported system is transparent and easier for youth and their families to navigate, among many other provisions.

Status: Public Act 103-0546

SB 836, Paint Stewardship Act: as amended, provides that each manufacturer of architectural paint sold or offered for sale at retail in the state shall submit to the Environmental Protection Agency a plan for the establishment of a postconsumer paint stewardship program within 12 months of the effective date of the Act. Restricts a manufacturer or retailer from selling or offering to sell architectural paint to any person in the state unless the manufacturer of the paint brand or the manufacturer's representative organization is implementing a paint stewardship plan. Provides that by July 1, 2026, and each July 1 thereafter, a manufacturer or representative organization shall submit a report to the Agency that details the implementation of the manufacturer's or representative organization's program during the prior calendar year. Requires a manufacturer or representative organization submitting a program plan to pay an administrative fee of \$10,000 to the Agency at the time of submission. Provides that by July 1, 2026, and each July 1 thereafter, a manufacturer or representative organization operating a stewardship program shall remit to the Agency a \$40,000 administration fee. Provides that on or before January 1, 2025, a manufacturer or representative organization shall implement a postconsumer paint collection plan. Provides that collection sites shall accept architectural paint from households and very small quantity generators to the extent provided in the postconsumer paint stewardship program, among other provisions.

Status: Public Act 103-0372

SB 895, Infrastructure Maintenance outside County Boundaries: amends the Illinois Highway Code to provide that a county shall not construct, reconstruct, improve, widen, relocate, repair, alter, or maintain a highway, road, street, alley, bridge, culvert, drainage structure, sidewalk, bicycle path, parking lot, driveway, or any other transportation-related facility that is outside of its county's boundaries unless such construction, reconstruction, improvement, widening, relocation, repair, alteration, or maintenance is part of the county highway system, is jointly performed with another county through the sharing of road equipment pursuant to an intergovernmental agreement, or is provided as necessary relief services following the occurrence of a disaster. Provides that a road district shall not construct, reconstruct, improve, widen, relocate, repair, alter, or maintain a highway, road, street, alley, bridge, culvert, drainage structure, sidewalk, bike path, parking lot, driveway, or any other transportation-related facility that is outside of its county's boundaries unless such construction, reconstruction, improvement, widening, relocation, repair, alteration, or maintenance is part of the township and district road system, in an adjacent road district, is jointly performed with another road district through the sharing of road equipment pursuant to an intergovernmental agreement or provided as necessary relief services following the occurrence of a disaster. Provides that a municipality shall not construct, reconstruct, improve, widen, relocate, repair, alter, or maintain a highway, road, street, alley, bridge, culvert, drainage structure, sidewalk, bike path, parking lot, driveway, or any other



DUPAGE COUNTY

2023 STATE LEGISLATIVE PRIORITIES



transportation-related facility that is outside of its county's boundaries unless such construction, reconstruction, improvement, widening, relocation, repair, alteration, or maintenance is part of the municipal street system (rather than within its corporate limits), in an adjacent municipality, or provided as necessary relief services following the occurrence of a disaster. Provides that the term "maintain" or "maintenance" does not include mowing, gravel reclamation, snow removal or the application of salt, sand, or any other substance applied for the purpose of improving the safety of vehicular or pedestrian traffic in response to the presence or prediction of ice or snow.

Status: Public Act 103-0373

SB 1298, Medicaid Omnibus Bill: makes numerous changes to the state's Medicaid program. Allocates \$550 million for the Health Benefits for Immigrant Adults program to continue to offer Medicaid-style healthcare coverage to undocumented residents age 42 and older. Establishes a \$60 personal needs allowance for nursing home residents who are eligible for medical assistance. Increases the Mobile Crisis Response Medicaid Payment rate, the Crisis Intervention Medicaid Payment rate, and other specified rates. Creates the Substance Use Disorder Residential and Detox Rate Equity Act. Requires the General Assembly to appropriate sufficient funds to the Department of Human Services, for state Fiscal Year 2024 and for each state fiscal year thereafter, to ensure reimbursement rates will be increased and subsequently adjusted upward by an amount equal to the Consumer Price Index-U from the previous year, not to exceed 5% in any state fiscal year, for licensed or certified community-based substance use disorder treatment providers under community service grant programs for persons with substance use disorders, including, but not limited to, certain residential and withdrawal management services provided in accordance with criteria established by the American Society of Addiction Medicine. Provides that on and after January 1, 2024, the inpatient, per diem rate to be paid to a hospital for inpatient psychiatric services shall be not less than 90% of the per diem rate established under a specified provision of the Code. Makes changes to provisions concerning funding to the human poison control center designated under the Poison Control System Act; hospital reimbursement rates for specified inpatient and outpatient services; medical assistance coverage for cognitive assessment and care planning services provided to a person who experiences signs or symptoms of cognitive impairment; the supportive living program rate for dementia care; and Prospective Payment System rates increases for federally qualified health centers. Provides beginning July 1, 2023, for improving the quality of life and the quality of care at specialized mental health rehabilitation facilities, a payment of no less than \$10.50 per day, per single room occupancy shall be added to the existing \$15 additional per day, per single room occupancy rate for a total of at least \$25.50 per day, per single room occupancy. Increases rates for homemaker services, subject to federal approval. Requires providers of in-home services to be required to certify to the Department on Aging that they remain in compliance with the mandated wage increase for direct service workers. Increases the reimbursement rate for ventilator services, speech therapy services, physical therapy services, and occupational therapy services.

Status: Public Act 103-0102

SB 1438, Illinois Dig Once Act: requires the Illinois Department of Transportation, State Toll Highway Authority, Illinois Commerce Commission, and the Department of Commerce and Economic Opportunity to consult with the State-Wide One-Call Notice System to jointly develop rules for the design and construction of road, highway, tollway, and expressway projects, to reduce the need for the relocation of public water and wastewater infrastructure and to promote the deployment of broadband



DUPAGE COUNTY



2023 STATE LEGISLATIVE PRIORITIES

infrastructure and underground utility facilities in an efficient and competitively neutral process, among other provisions.

Status: Public Act 103-0378

SB 1476, Affordable Housing Plans: amends the Affordable Housing Planning and Appeal Act. In a provision concerning benchmarks a non-exempt local government must aim to accomplish under its affordable housing plan, provides that the local government shall aim to have a minimum of 15% (rather than 40%) of affordable housing within its jurisdiction. Removes a provision requiring affordable housing plans from local governments to be subject to review by the State Housing Appeals Board. Requires the Illinois Housing Development Authority (IHDA) to post each affordable housing plan submitted by a local government on the IHDA website. Restores a provision providing that a non-exempt local government may not enter into an intergovernmental agreement with any local government that contains more than 25% affordable housing. Changes the filing date from January 1, 2024 to January 1, 2026 upon which an affordable housing developer or municipal resident may appeal a municipality's decision to deny or impose conditions on a proposed affordable housing development. Replaces all references to "plaintiff" with "appellant." In the definition of "affordable housing", removes language providing that the costs of parking, maintenance, or landlord-imposed fees, as provided by a municipality's regional planning commission, are to be included in the calculation of affordable housing. Redefines "exempt local government" to mean any local government in which at least 35% of its total year-round housing units are affordable, as determined by the Illinois Housing Development Authority or any municipality with a population under 2,500.

Status: Public Act 103-0487

SB 1499, Companion Animal Forfeiture: an initiative of the DuPage County State's Attorney's Office, amends the Humane Care for Animals Act to add specified offenses for which law enforcement making an arrest may take possession of a companion animal. Provides that in addition to any other penalty provided by law, upon conviction of *or being placed on supervision* for violations of the Act, an individual may not possess any other animals for a period of time or if the court deems reasonable, up to and including permanent relinquishment. Provides that a person who violates the prohibition against owning, possessing, harboring, having custody or having control of animals is subject to immediate forfeiture of any animal illegally owned in violation of the Act. The person may also be subject to civil and criminal contempt by the court, and if found guilty, subject to imprisonment for not more than 90 days and a fine of not more than \$2,500.

Status: Public Act 103-0490

SB 1555, Statewide Recycling Needs Assessment: as amended, creates the Statewide Recycling Needs Assessment Advisory Council to provide advice and recommendations to the Environmental Protection Agency in the drafting, amendment, and finalization of a Statewide Recycling Needs Assessment. Requires the agency to select a qualified consultant (by July 1, 2024) to conduct a statewide need assessment to assess recycling needs in the state for packaging and paper products, funded by an appropriation from the agency's Solid Waste Management Fund. Requires that a final report be submitted to the General Assembly and the Governor with recommendations by December 1, 2026.

Status: Public Act 103-0383



DUPAGE COUNTY



2023 STATE LEGISLATIVE PRIORITIES

SB 1675, Property Tax Reform: reforms the state's system for selling delinquent property taxes and reduces penalties for late property tax payments for Cook County homeowners (only). Counties are now the holder of all tax liens and forfeited tax certificates that are forfeited to the state or county. Additionally, properties offered at a tax sale that are not sold will be forfeited to the county which will act as a trustee for the taxing districts. Any property that is offered for sale under the property tax code can be bid on or acquired through the tax lien or certificate process. Upon acquiring property through the tax deed process, counties are allowed to sell the acquired property to other municipalities, taxing districts, non-profit land developers focused on the construction of affordable housing, or land banks created by Illinois law. Counties shall also serve as the trustee for all taxing districts that have been forfeited to the state or county. Properties acquired through this process may also be maintained by the county such as providing for mowing services or removing greenery. Property sold under the tax sale code may be redeemed within two and a half years as opposed to two years, among other provisions. Status: Public Act 103-0555

SB 1710, Bicycle Trail Signage: provides that the authority (IDOT or local governments) having maintenance jurisdiction over publicly owned paved bicycle trails in the state shall erect permanent regulatory or warning signage alerting pedestrians or cyclists of highway crossings. Also requires an authority to erect or install permanent signage or markings warning vehicular traffic in advance of bicycle trail crossings. Status: Public Act 103-0386

SB 1715, Bottle Filling Stations: requires the Department of Public Health to adopt a rule requiring that for each drinking fountain in any new construction where a drinking fountain is required under the Illinois Plumbing Code, there shall also be a bottle filling station or a combined bottle filling station and drinking fountain (effective July 1, 2026). Status: Public Act 103-0223

SB 1818, Illinois Flag Commission: establishes the Illinois Flag Commission for the purpose of developing new state flag designs and making recommendations to the General Assembly concerning whether the current state flag should be replaced with a redesigned state flag. Requires the commission to report its recommendations by December 3, 2024. Status: Public Act 103-0513

SB 1824, IMRF Provisions: makes a number of changes to the Illinois Municipal Retirement Fund Articles of the Illinois Pension Code. Provides that an authorized agent appointed after the effective date of this amendatory Act must complete a course of training regarding the duties and responsibilities of being an authorized agent no less than 3 months after his or her initial appointment. Provides that the training must be provided by the fund and made available to all authorized agents online no less than quarterly at no cost to the authorized agent or his or her employer. In a provision that requires a participating municipality or participating instrumentality to make an additional contribution for earning increases greater than 6% or 1.5 times the increase in the consumer price index-u, provides that the fund shall exclude earning increases due to amounts paid as required by federal or state law or court mandate or earnings increases due to the participating employee returning to the regular number of hours worked after having a temporary reduction in the number of hours worked. Provides that an



elected trustee shall not be considered disqualified due to termination of participation if he or she thereafter begins participation with a different participating employer, there is no gap in service credit under the Article, and the trustee continues to meet all eligibility requirements for the same type of trustee position.

Status: Public Act 103-0464

SB 1882, Dog and Cat Testing Restrictions: creates the Protection of Dogs and Cats from Unnecessary Testing Act and prohibits a testing facility from conducting a canine or feline toxicological experiment in the state, except for certain specified purposes. Provides that the prohibition does not apply to testing or experimentation conducted for the purpose of developing, manufacturing, or marketing any product intended for beneficial use in dogs or cats and provides that the Attorney General or a State's Attorney in the county in which a violation occurred may bring an action in the name of the People of the State to enforce the provisions of the Act.

Status: Public Act 103-0238

SB 1883, Regulation of Wild Animal Acts: creates the Wild Animal Public Safety Act. Provides that notwithstanding any other provision of law to the contrary, it is unlawful for any person to allow any member of the public to come into direct contact with a bear or nonhuman primate. Defines "direct contact" as the physical contact or proximity where physical contact is possible, including, but not limited to, any proximity without a permanent physical barrier or sufficient vertical height designed to prevent physical contact between the public and the bear or nonhuman primate. Provides that a violation is a Class B misdemeanor, that any law enforcement officer or peace officer employed by the state or by any county or municipality within the state may enforce the provisions of this Act, and provides that the Attorney General, or a State's Attorney of the county in which a violation of the Act occurred, may bring an action in the name of the People of the State of Illinois to enforce the provisions of the Act, and may bring an action for an injunction to restrain any actual or threatened violation.

Status: Public Act 103-0239

SB 1963, Omnibus Revenue Package: amends many different revenue statutes to provide incentives, extensions, exemptions and other changes to a number of programs. Exempts the Hotel Operators Occupation Tax to gross rental receipts received from an entity for the purpose of providing disaster relief, extends the sunset of the Historic Preservation Tax Credit Act, creates a credit for individuals who serve as volunteer emergency workers, alters the distribution of moneys collected under the Cigarette Tax, provides income tax credits to taxpayers who donate to a permanent endowment fund (the Illinois Gives Tax Credit Act), among many other provisions.

Status: Public Act 103-0009

SB 1997, County Building Regulation: amends the Counties Code to provide that a county with a population of less than one million may establish minimum requirements for new building design and construction to lessen the risks caused by new building design and construction to wildlife and sensitive habitats.

Status: Public Act 103-0246

SB 2005, Veteran Housing Preference: amends the Housing Authorities Act to require housing



authorities to develop and implement policies granting housing preferences to veterans who are homeless. Provides that such preferences shall be cumulative with any other preference allowed by a housing authority for which the veteran qualifies. Provides that nothing in the amendatory Act shall be construed to supersede any federal law or regulation.

Status: Public Act 103-0247

SB 2013, IHDA Housing Quality Standards: requires all housing financed under the Illinois Affordable Housing Program to meet a minimum standard of living requirement. Provides that in order for a program applicant to be eligible to receive funding to acquire, construct, rehabilitate, develop, operate, insure, or retain affordable single-family or multi-family housing, the applicant must demonstrate that each housing unit can provide and meet certain quality standards, as applicable. Requires housing to have cooling and dehumidification systems that are capable of being operated independently from the heating system and that can operate when the heat index exceeds 80 degrees. Requires newly constructed housing to have permanent air conditioning. Requires the heating in all housing, during the months of October through May, unless a unit of government has standards that require a higher temperature of heat, to register at least 68 degrees Fahrenheit when the outside temperature falls below 55 degrees between 6 a.m. and 10 p.m. Requires any tenant complaints about heating to be rectified within 24 hours. Requires windows to open and close with safety mechanisms installed and to be inspected on a regular basis. Provides certain standards concerning the maintenance and upkeep of the premises of the single-family or multi-family housing; accessible laundry facilities for senior residents and residents with disabilities; control for insects, rodents, and pests; standard turnaround times for property manager or maintenance personnel to respond to tenant requests; and compliance checks and tenant reviews for property management companies.

Status: Public Act 103-0248

SB 2014, Pedestrian and Cyclist Safety: requires the Department of Transportation to develop a policy which ensures the safety of pedestrians and cyclists on roadways within the state. Establishes that improvements will be made during routine maintenance and within a distance of 500 feet of the maintenance work on any state road within a municipality to include high visibility signage, crosswalk improvements, curb bump outs, barrier protected bike lanes, and bus shelters. Requires the Department to submit a semi-annual report on pedestrian and bicycle safety improvements on non-highway state routes that have been initiated, are in progress, or are recently completed.

Status: Public Act 103-0502

SB 2123, Omnibus Election Reform: makes a number of changes to the Election Code. Establishes a Ranked-Choice and Voting Systems Task Force, creates the Security of Remote Vote by Mail Task Force to study the feasibility of implementing a remote by mail system, permits 16 year-olds to pre-register to vote, requires election jurisdictions to have at least one election day voting center and two for jurisdictions with 500,000 or more voters, increases the fees for discovery recount and requires challengers to election results to pay a security deposit, declares the general election day in 2024 as a school holiday, mandates that constitutional amendments be printed at the top of ballots, permits flexibility for county convention dates, alters the election process for park district commissioners, among other provisions.

Status: Public Act 103-0467



DUPAGE COUNTY



2023 STATE LEGISLATIVE PRIORITIES

SB 2223, Louie's Law-Drug Education: by July 1, 2024, requires the Illinois State Board of Education and the Department of Human Services to develop a substance use prevention and recovery curriculum for public elementary and second schools. Provides that a Substance Use Prevention and Recovery Instruction Resource Guide shall be made available on the State Board's website and sent electronically to all regional offices of education and school districts in the state.

Status: Public Act 103-0399

SB 2227, County Recorders: makes a number of changes to the Recorder Division of the Counties Code. Allows storage of certain documents in databases rather than only in books, provides that the Recorder may accept facsimile or other photographic copies of signatures if they are digital in compliance with federal or state law, provides that a recorder may waive the fee for additional copies of discharge or release from active-duty certificates, increases the fee from \$200 to \$1,000 for violations relating to recording a map, plat, or subdivision of land, among other provisions.

Status: Public Act 103-0400

Other Issues

- **Local Government Distributive Fund (LGDF):** As part of the final budget package, the General Assembly approved a one-year increase in local government's share of income tax proceeds (\$112 million) for state FY 2024, raising the amount distributed from the current 6.16% to 6.47%, resulting in an estimated increase of \$897,001 for DuPage County. This positive step continues to build towards the restoration of LGDF to the agreed upon 10% share of income tax proceeds that was received up until the state began budget reductions in 2011.
- **State Tourism Funding:** As part of the state's FY 2024 budget, a \$7.5 million grant program was established under the Illinois Department of Commerce and Economic Opportunity to support tourism promotion, including a specific allocation for 5 suburban certified convention and visitors' bureaus (including DuPage). The DuPage Convention and Visitors Bureau (DCVB) will receive a grant of \$625,000 in FY 2024.