

**STATE OF ILLINOIS**  
**LEGISLATIVE INFORMATION SYSTEM**  
**97th GENERAL ASSEMBLY**

**DAILY**

**Synopsis of Legislation**

**Introduced Legislation with Last Action**

*For day of Feb 06, 2012*

**HB 04983** Rep. Edward J. Acevedo

20 ILCS 805/805-535 was 20 ILCS 805/63b2.2

Amends the Department of Natural Resources (Conservation) Law of the Civil Administrative Code of Illinois. Provides that the requirement that a Conservation Police Officer have certain collegiate educational requirements is deemed to be satisfied if the applicant has been honorably discharged and has been awarded an Afghan or Iraqi campaign medal by one of the United States armed forces. Effective immediately.

Feb 06 12 H Referred to Rules Committee

**HB 04984** Rep. Patricia R. Bellock

625 ILCS 5/3-110 from Ch. 95 1/2, par. 3-110

625 ILCS 5/3-116 from Ch. 95 1/2, par. 3-116

625 ILCS 5/3-122 new

770 ILCS 45/1 from Ch. 82, par. 40

770 ILCS 50/2 from Ch. 82, par. 47b

770 ILCS 90/3 from Ch. 141, par. 3

Amends the Illinois Vehicle Code. Provides that if an application for a certificate of title for a vehicle refers to a vehicle sold at public auction under the Labor and Storage Lien Act, the Labor and Storage Lien (Small Amount) Act, or the Sale of Unclaimed Property Act and the Secretary of State refuses to issue a certificate of title, the Secretary of State shall provide the applicant with a written explanation for the refusal and any proof supporting the explanation. Provides that if an application for a certificate of title for a vehicle refers to a vehicle sold at public auction under the Labor and Storage Lien Act, the Labor and Storage Lien (Small Amount) Act, or the Sale of Unclaimed Property Act, the Secretary of State shall, within 30 days after receiving the application, either issue the certificate of title or notify the applicant of the refusal to issue a certificate of title. Provides that each edition of the "Rules of the Road" published by the Secretary of State shall contain a statement explaining that a vehicle owner does not have the right to leave the vehicle on the property of another person and that a vehicle left on the property of another person for more than 15 days shall be subject to a lien under the Sale of Unclaimed Property Act that may be enforced by the owner or lessor of the property. Amends the Labor and Storage Lien Act, the Labor and Storage Lien (Small Amount) Act, or the Sale of Unclaimed Property Act. Provides that a lien on a motor vehicle may be enforced on or after the 16th day after the completion of the expenditure of labor, services, skill, or material or furnishing of storage on or after the 16th day after the date agreed upon for redemption.

Feb 06 12 H Referred to Rules Committee

**HB 04985** Rep. Sara Feigenholtz

20 ILCS 3955/31 from Ch. 91 1/2, par. 731

20 ILCS 3955/32 from Ch. 91 1/2, par. 732

705 ILCS 105/27.3f new

755 ILCS 5/11a-12 from Ch. 110 1/2, par. 11a-12

755 ILCS 5/13-1 from Ch. 110 1/2, par. 13-1

755 ILCS 5/13-1.3 new

755 ILCS 5/13-5 from Ch. 110 1/2, par. 13-5

Amends the Guardianship and Advocacy Act. Provides that, in a case in which a court appoints the State Guardian, the court shall indicate in the order the reasons that the State Guardian appointment, rather than the appointment of another interested party, is required. Provides that the State Guardian shall not be appointed as guardian for a person whose primary diagnosis is mental illness. Provides that each ward of the State Guardian who was adjudicated disabled before the effective date of this amendatory Act and has a primary diagnosis of mental illness shall be the subject of a review hearing and shall be considered eligible for restoration of rights unless evidence demonstrates, by a clear and convincing standard, that guardianship is still required for the ward and that the State Guardian is the only available and suitable guardian. Amends the Clerks of Courts Act to authorize guardianship and advocacy operation fees. Exempts certain parties from these fees. Makes other changes. Amends the Probate Act of 1975. Provides that an order appointing a guardian shall implement the least restrictive alternative, maximize the disabled person's autonomy, and exercise authority over the disabled person only as necessary. Provides that in counties having a population of 1,000,000 or less, in which there is no currently serving public guardian or in which there is a public guardian serving under an expired term of office, the Governor shall, within 90 days after the effective date of this amendatory Act, appoint the Office of State guardian the public guardian. Subsequently, in counties having a population of 1,000,000 or less and upon the expiration of the public guardian's term, the State guardian shall be appointed the public guardian.

Feb 06 12 H Referred to Rules Committee

**HB 04986** Rep. Karen May

415 ILCS 5/22.15 from Ch. 111 1/2, par. 1022.15  
415 ILCS 5/22.44  
415 ILCS 15/5 from Ch. 85, par. 5955  
415 ILCS 15/6 from Ch. 85, par. 5956  
415 ILCS 20/6 from Ch. 111 1/2, par. 7056

Amends the Environmental Protection Act. Changes the categories of waste that qualify for exemptions from State and local tipping fees and Subtitle D management fees. Amends the Solid Waste Planning and Recycling Act. Requires each county to report its recycling and composting rate and its disposal rate to the Environmental Protection Agency. Establishes a recycling and composting goal that each county waste management plan must satisfy. Amends the Illinois Solid Waste Management Act. Authorizes the Department of Commerce and Economic Opportunity to prepare a resource management plan that contains certain information about recycling and composting in the State. Authorizes the Department to provide grants to counties, municipalities with a population of 1,000,000 or more, and municipal joint action agencies in order to help achieve the recycling and composting goals. Effective immediately.

Feb 06 12 H Referred to Rules Committee

**HB 04987** Rep. Karen May

35 ILCS 200/3-70 new  
60 ILCS 1/25-30 new  
70 ILCS 905/25 new  
605 ILCS 5/5-205.10 new

Amends the Property Tax Code. Provides that if the office of township assessor is discontinued in a township located in a county with 50,000 or more inhabitants, then the county assessor or supervisor of assessments shall assume the duties of the assessor. Amends the Township Code. Provides that if township organization is discontinued in a township located in a county with 50,000 or more inhabitants, then the county board shall assume all powers and duties of the township as a part of their regular duties and receive no additional compensation. Sets forth procedures for the establishment of a committee to oversee the discontinuance process, the keeping of records, and the disposal of township property. Amends the Public Health District Act. Provides that if township organization is discontinued in a township located in a county with 50,000 or more inhabitants, then the county board members shall be the board of health for the public health district. Amends the Highway Code. Provides that if township organization is discontinued in a township located in a county with 50,000 or more inhabitants, then the county superintendent of highways or the county engineer, as applicable, shall assume the duties of highway commissioner. Effective immediately.

Feb 06 12 H Referred to Rules Committee

**HB 04988** Rep. Daniel J. Burke

625 ILCS 5/3-704.1  
625 ILCS 5/11-1430.1 new

Amends the Illinois Vehicle Code. Provides that a municipality with a population over 1,000,000 may provide by ordinance for a program of vehicle immobilization to facilitate enforcement of municipal vehicle tax liability. Contains additional provisions governing notice and procedural matters involving implementation of the new Section. Provides that payment in full of any fine or penalty resulting from a vehicle tax violation shall constitute a final disposition of that violation. Effective immediately.

Feb 06 12 H Referred to Rules Committee

**HB 04989** Rep. Patricia R. Bellock

Appropriates \$1,000,000 from the General Revenue Fund to the Department of Human Services for grants to Giant Steps Illinois for adult day programs. Effective July 1, 2012.

Feb 06 12 H Referred to Rules Committee

**HB 04990** Rep. Patricia R. Bellock

20 ILCS 2405/18 new

Amends the Disabled Persons Rehabilitation Act. Provides that subject to appropriations, the Department shall create a pilot program for adult day services for persons on the autism spectrum over the age of 22. Provides that the Department shall make grants to organizations that develop a replicable model for quality day services for adults with autism living in Illinois. Effective immediately.

Feb 06 12 H Referred to Rules Committee

**HB 04991** Rep. Tom Cross

705 ILCS 35/2 from Ch. 37, par. 72.2  
705 ILCS 35/2a from Ch. 37, par. 72.2a

Amends the Circuit Courts Act. Provides that in the 23rd judicial circuit, there shall be no at large circuit judgeships and only resident circuit judges shall be elected as provided in the Act. Adds the 23rd judicial circuit as an exception, along with Cook County, to the provision that provides that 4 circuit judges shall be elected in any circuit in which there is situated any State institution providing educational or welfare facilities for more than 25,000 persons. Makes other changes. Effective immediately.

Feb 06 12 H Referred to Rules Committee

**HB 04992** Rep. Tom Cross

65 ILCS 115/10-2  
65 ILCS 115/10-5.3

Amends the River Edge Redevelopment Zone Act. Provides that on or after the effective date of the amendatory Act, the Department of Commerce and Economic Opportunity is authorized to certify additional pilot River Edge Redevelopment Zones in the City of Yorkville and the Village of Oswego. Effective immediately.

Feb 06 12 H Referred to Rules Committee

**HB 04993** Rep. Tom Cross

105 ILCS 5/21-7.1 from Ch. 122, par. 21-7.1

Amends the School Code. With respect to administrative certificates, provides that a candidate (i) who has enrolled and began coursework prior to August 1, 2011 in an Illinois program approved by the State Board of Education for the preparation of administrators and (ii) who successfully completes that program prior to January 1, 2013 may apply for the general administrative endorsement until January 1, 2013 without his or her 2 years of full-time teaching or school service personnel experience having been accrued while the individual held a valid early childhood, elementary, secondary, special K through 12, special pre-school through age 21, or school service personnel certificate. Effective immediately.

Feb 06 12 H Referred to Rules Committee

**HB 04994** Rep. Tom Cross

625 ILCS 5/6-206.2  
725 ILCS 5/115-15.5 new

Amends the Illinois Vehicle Code. Provides that notwithstanding any other provision of law, any record of information recorded by an ignition interlock device installed in the vehicle of a person whose driving privilege is restricted by being prohibited from operating a motor vehicle not equipped with an ignition interlock device shall be admissible in evidence as a business record exception to the hearsay rule in any proceeding concerning an alleged violation related to an ignition interlock device, provided that the record was received by the Secretary of State from any person or entity having a legal or contractual duty to create or maintain the record. Makes a corresponding change in the Code of Criminal Procedure of 1963 and provides that the State's Attorney shall serve a copy of the report on the attorney of record for the accused, or on the accused if he or she has no attorney, before any proceeding in which the report is to be used against the accused other than at a preliminary hearing or grand jury hearing when the report may be used without having been previously served upon the accused.

Feb 06 12 H Referred to Rules Committee

**HB 04995** Rep. Tom Cross

510 ILCS 70/4.03 from Ch. 8, par. 704.03  
720 ILCS 5/12-2 from Ch. 38, par. 12-2  
720 ILCS 5/12-3.05 was 720 ILCS 5/12-4

Amends the Humane Care for Animals Act. Increases the penalty for teasing, striking, or tampering with police animals, service animals, accelerant detection dogs, or search and rescue dogs from a Class A misdemeanor for a first offense and a Class 4 felony for a second or subsequent offense to a Class 4 felony for a first offense and a Class 3 felony for a second or subsequent offense. Amends the Criminal Code of 1961. Changes the penalty for aggravated assault of a physically handicapped person or a person 60 years of age or older from a Class A misdemeanor to a Class 4 felony. Changes the penalty for aggravated battery of a pregnant or physically handicapped person from a Class 3 felony to a Class 2 felony.

Feb 06 12 H Referred to Rules Committee

**HB 04996** Rep. Daniel Biss

40 ILCS 5/15-139.1 new

110 ILCS 305/80 new

110 ILCS 520/65 new

110 ILCS 660/5-175 new

110 ILCS 665/10-175 new

110 ILCS 670/15-175 new

110 ILCS 675/20-180 new

110 ILCS 680/25-175 new

110 ILCS 685/30-185 new

110 ILCS 690/35-180 new

110 ILCS 805/3-29-10 new

Amends the State Universities Article of the Illinois Pension Code. Provides that if an employer notifies the State Universities Retirement System that it has employed an annuitant for more than 100 paid days or 500 paid hours in a school year, then the System shall certify to the employer the current value of the annual retirement annuity of that annuitant. Provides that if an employer receives such a certification, then the employer shall pay the certified amount to the System within one year after receiving the certification. Amends the University of Illinois Act, Southern Illinois University Management Act, Chicago State University Law, Eastern Illinois University Law, Governors State University Law, Illinois State University Law, Northeastern Illinois University Law, Northern Illinois University Law, Western Illinois University Law, and Public Community College Act to make conforming changes. Effective July 1, 2012.

Feb 06 12 H Filed with the Clerk by Rep. Daniel Biss

**HR 00752** Rep. Daniel Biss

Congratulates the administration, teachers, and students of Glenbrook South High School in Glenview on the occasion of the school's 50th anniversary.

Feb 06 12 H Filed with the Clerk by Rep. Daniel Biss

**HR 00753** Rep. Tom Cross

Congratulate the members of Cub Scout Pack 13 for being an example to other young men in their community and for shining as Cub Scouts in both word and deed, and wishes them luck in their future endeavors as Boy Scouts.

Feb 06 12 H Filed with the Clerk by Rep. Tom Cross

**HR 00754** Rep. Karen May

Designates the week of March 25 - March 31, 2012 as Pediatric Cancer Survivorship Week in the State of Illinois.

Feb 06 12 H Filed with the Clerk by Rep. Karen May

**HR 00755** Rep. Marlow H. Colvin

Expresses the concerns of the House of Representatives over the decision of the Illinois Commerce Commission regarding the Chicago Clean Energy project, and requests that the Commission rehear the matter.

Feb 06 12 H Filed with the Clerk by Rep. Marlow H. Colvin

**HJR 00061** Rep. Barbara Flynn Currie

BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the two houses shall convene in Joint Session on Wednesday, February 22, 2012 at the hour of 12:00 o'clock noon for the purpose of hearing his Excellency Governor Patrick J. Quinn present to the General Assembly his Budget Message for the Fiscal Year 2013, as required by Chapter 15, Section 20/50-5 of the Illinois Compiled Statutes.

Feb 06 12 H Filed with the Clerk by Rep. Barbara Flynn Currie