



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

SB3615

Introduced 2/5/2026, by Sen. Kimberly A. Lightford

#### SYNOPSIS AS INTRODUCED:

410 ILCS 303/27  
410 ILCS 303/30  
410 ILCS 303/10 rep.  
410 ILCS 303/25 rep.

Amends the African-American HIV/AIDS Response Act. Provides that, on August 1, 2026, and August 1 of each year thereafter, the Comptroller shall order transferred and the Treasurer shall transfer from the General Revenue Fund to the African-American HIV/AIDS Response Fund a sum equal to the difference between (i) \$15,000,000 and (ii) the amount appropriated to the African-American HIV/AIDS Response Fund by the General Assembly for the award of African-American HIV/AIDS Response Grants in the then current State fiscal year. Directs the Department of Public Health to adopt specified revisions to the rules in the African-American HIV/AIDS Response Code (77 Ill. Adm. Code Part 691) concerning the award of African-American HIV/AIDS Response Grants. Repeals provisions in the Act concerning African-American HIV/AIDS Response Officers and the HIV/AIDS Response Review Panel. Effective immediately.

LRB104 17033 BDA 30448 b

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The African-American HIV/AIDS Response Act is  
5 amended by changing Sections 27 and 30 as follows:

6 (410 ILCS 303/27)

7 Sec. 27. African-American HIV/AIDS Response Fund.

8 (a) The African-American HIV/AIDS Response Fund is created  
9 as a special fund in the State treasury. Moneys deposited into  
10 the Fund shall, subject to appropriation, be used for grants  
11 for programs to prevent the transmission of HIV and other  
12 programs and activities consistent with the purposes of this  
13 Act, including, but not limited to, preventing and treating  
14 HIV/AIDS, the creation of an HIV/AIDS service delivery system,  
15 and the administration of the Act. The grants under this  
16 Section may be administered by a lead agent selected by the  
17 Department of Public Health, considering the entity's ability  
18 to administer grants and familiarity with the grantees'  
19 programs, and that selection shall be exempt from the public  
20 notice of funding opportunity under the Grant Accountability  
21 and Transparency Act or any rule regarding the public notice  
22 of funding opportunity adopted under that Act. The lead agent  
23 must demonstrate the ability to administer the grant to

1 subgrantees in compliance with the requirements of the Grant  
2 Accountability and Transparency Act. Moneys for the Fund shall  
3 come from appropriations by the General Assembly, federal  
4 funds, and other public resources. On August 1, 2026, and  
5 August 1 of each year thereafter, the Comptroller shall order  
6 transferred and the Treasurer shall transfer from the General  
7 Revenue Fund to the African-American HIV/AIDS Response Fund a  
8 sum equal to the difference between (i) \$15,000,000 and (ii)  
9 the amount appropriated to the African-American HIV/AIDS  
10 Response Fund by the General Assembly for the award of  
11 African-American HIV/AIDS Response Grants in the then current  
12 State fiscal year.

13 (b) The Fund shall provide resources for communities in  
14 Illinois to create an HIV/AIDS service delivery system that  
15 reduces the disparity of HIV infection and AIDS cases between  
16 African-Americans and other population groups in Illinois that  
17 may be impacted by the disease by, including but, not limited  
18 to:

19 (1) developing, implementing, and maintaining a  
20 comprehensive, culturally sensitive HIV Prevention Plan  
21 targeting communities that are identified as high-risk in  
22 terms of the impact of the disease on African-Americans;

23 (2) developing, implementing, and maintaining a stable  
24 HIV/AIDS service delivery infrastructure in Illinois  
25 communities that will meet the needs of African-Americans;

26 (3) developing, implementing, and maintaining a

1 statewide HIV/AIDS testing program;

2 (4) providing funding for HIV/AIDS social and  
3 scientific research to improve prevention and treatment;

4 (5) providing comprehensive technical and operational  
5 support and other assistance to African-American community  
6 service organizations that are involved in HIV/AIDS  
7 prevention and treatment;

8 (6) developing, implementing, and maintaining an  
9 infrastructure for African-American community service  
10 organizations to make them less dependent on government  
11 resources;

12 (7) (blank); and

13 (8) creating, maintaining, or creating and maintaining  
14 at least one Black-led Center of Excellence HIV Biomedical  
15 Resource Hub for every \$3,000,000 of available funding to  
16 improve Black health and eliminate Black HIV-related  
17 health disparities; a Center of Excellence may be  
18 developed on a stand-alone or a collaborative basis and  
19 may provide regional comprehensive HIV preventative care  
20 and essential support services, which may include, but are  
21 not limited to, PrEP assessment, same day prescription  
22 delivery, primary HIV medical care or referral, case  
23 management, outpatient mental health, outpatient substance  
24 abuse, treatment, medication adherence, nutritional  
25 supplemental support, housing, financial assistance,  
26 workforce development, criminal justice involvement, and

1 advocacy services.

2 (c) When providing grants pursuant to this Fund, the  
3 Department of Public Health shall give priority to the  
4 development of comprehensive medical and social services to  
5 African-Americans at risk of infection from or infected with  
6 HIV/AIDS in areas of the State determined to have the greatest  
7 geographic prevalence of HIV/AIDS in the African-American  
8 population.

9 (d) (Blank).

10 (Source: P.A. 102-1052, eff. 1-1-23; 103-588, eff. 6-5-24.)

11 (410 ILCS 303/30)

12 Sec. 30. Rules.

13 (a) No later than March 15, 2006, the Department of Public  
14 Health shall issue proposed rules for designating high-risk  
15 communities and for implementing subsection (c) of Section 15.  
16 The rules must include, but may not be limited to, a standard  
17 testing protocol, training for staff, community-based  
18 organization experience, and the removal and proper disposal  
19 of hazardous waste.

20 (b) The Department of Human Services, the Department of  
21 Public Health, and the Department of Corrections shall adopt  
22 rules as necessary to ensure that this Act is implemented  
23 within 6 months after the effective date of this Act.

24 (c) The Department of Public Health shall adopt rules  
25 necessary to implement and administer the African-American

1 HIV/AIDS Response Fund.

2 (d) As soon as practical after the effective date of this  
3 amendatory Act of the 104th General Assembly, the Department  
4 of Public Health shall adopt amendments to the rules set forth  
5 in the African-American HIV/AIDS Response Code (77 Ill. Adm.  
6 Code Part 691) to provide that:

7 (1) As used in the African-American HIV/AIDS Response  
8 Code, "African-American community-based organization"  
9 means an organization that is in good standing with the  
10 State of Illinois, has a board of directors of which a  
11 majority of the founding members were African-American  
12 individuals, provides a majority of its services to  
13 African-American individuals and families who are or have  
14 been impacted by HIV, is physically located in the  
15 community to be served, provides HIV/AIDS services in  
16 communities that are primarily populated by individuals  
17 and families that identify as African-American, and has  
18 been in existence for at least one year at the time of  
19 applying for an African-American HIV/AIDS Response Grant  
20 under the African-American HIV/AIDS Response Code.

21 (2) The Department of Public Health shall accept  
22 applications for the award of African-American HIV/AIDS  
23 Response Grants under the African-American HIV/AIDS  
24 Response Code between March 1 and April 30 of each year.

25 (3) Any funds that are awarded to a grant recipient  
26 under the African-American HIV/AIDS Response Code from the

1       African-American HIV/AIDS Response Fund for an  
2       African-American HIV/AIDS Response Grant for a fiscal year  
3       but that are not expended by the grant recipient in that  
4       year may be used by the grant recipient for the same  
5       purposes in the immediately following fiscal year without  
6       subsequent application by the grant recipient.

7       (4) African-American HIV/AIDS Response Grants shall be  
8       annually awarded to at least 15 different African-American  
9       community-based organizations.

10       (Source: P.A. 94-629, eff. 1-1-06; 94-797, eff. 1-1-07.)

11       (410 ILCS 303/10 rep.)

12       (410 ILCS 303/25 rep.)

13       Section 10. The African-American HIV/AIDS Response Act is  
14       amended by repealing Sections 10 and 25.

15       Section 99. Effective date. This Act takes effect upon  
16       becoming law.