

STATE OF ILLINOIS
LEGISLATIVE INFORMATION SYSTEM

104th General Assembly

104th General Assembly

Synopsis of Legislation

Legislation Passed Both Houses with Last Action

Second year of General Assembly

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly

HB 00598

Rep. Curtis J. Tarver, II-Joyce Mason, Suzanne M. Ness, Debbie Meyers-Martin, Janet Yang Rohr, Mary Beth Canty and Maura Hirschauer
(Sen. Celina Villanueva-Mary Edly-Allen-Elgie R. Sims, Jr.-Michael E. Hastings-Mattie Hunter, Laura Fine, Sara Feigenholtz, Lakesia Collins and Javier L. Cervantes)

5 ILCS 290/0.1 from Ch. 53, par. 0.1

Amends the Salaries Act. Makes a technical change in a Section concerning the short title.

House Floor Amendment No. 1

Deletes reference to:

5 ILCS 290/0.1 from Ch. 53, par. 0.1

Adds reference to:

35 ILCS 200/21-150

Replaces everything after the enacting clause. Amends the Property Tax Code. Provides that, in Cook County, the application for judgment and order of sale for the 2023 annual tax sale that would normally be held in calendar year 2025 shall be filed on or before December 1, 2026 (currently, March 10, 2026). Provides that interest shall not accrue between September 2, 2025 on those amounts between September 2, 2025 and January 1, 2027 (currently, April 1, 2026). Effective immediately.

House Floor Amendment No. 2

Adds reference to:

35 ILCS 200/18-185

Further amends the Property Tax Code. Provides that, notwithstanding any other provision of law, beginning in levy year 2026, if a specified taxing district provided a property tax abatement under a specified provision of the Energy Community Reinvestment Act in any levy year occurring before the current levy year and if the taxing district was subject to the Property Tax Extension Limitation Law in the levy year of the abatement, then the district's aggregate extension base for each subsequent levy year after the levy year of the abatement but not earlier than levy year 2026 shall be calculated as though the district's aggregate extension for the levy year in which the abatement was granted included the amount of the abatement.

Feb 27 26 H Public Act 104-0460

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly**HB 03564**

Rep. Nabeela Syed-Mary Beth Canty-Lilian Jiménez-Abdelnasser Rashid, Nicolle Grasse, Will Guzzardi, Edgar González, Jr., Kelly M. Cassidy, Kam Buckner, Nicholas K. Smith, Amy Briel, Norma Hernandez, Camille Y. Lilly, Hoan Huynh, Thaddeus Jones, Anne Stava, Dagmara Avelar, Rick Ryan, Gregg Johnson, Justin Slaughter, Stephanie A. Kifowit and Michelle Mussman
(Sen. Mike Simmons, Javier L. Cervantes, Mary Edly-Allen, Adriane Johnson, Rachel Ventura, Graciela Guzmán, Karina Villa, Robert F. Martwick, Sara Feigenholtz, Mattie Hunter, Christopher Belt and Cristina Castro)

765 ILCS 705/26 new

775 ILCS 5/1-102

from Ch. 68, par. 1-102

775 ILCS 5/1-103

from Ch. 68, par. 1-103

Amends the Landlord and Tenant Act. Prohibits a landlord from imposing a move-in fee. Provides that a landlord may not demand any charge for the processing, reviewing, or accepting of an application, or demand any other payment, fee, or charge before or at the beginning of the tenancy. Exempts entrance fees charged by nursing homes or similar institutions. Prohibits a landlord from renaming a fee or charge to avoid application of these provisions. Limits fees for the late payment of rent in certain situations. Provides that any provision of a lease, rental agreement, contract, or any similar document purporting to waive or limit these provisions is void and unenforceable as against public policy. Amends the Illinois Human Rights Act. Provides that State policy is that access to housing is a fundamental human right in preventing discrimination based on familial status or source of income in real estate transactions. Changes the definition of "source of income" by stating that the definition prohibits a person engaged in a real estate transaction from requiring a credit check before approving another person in the process of renting real property or requiring a move-in fee in lieu of a security deposit or in addition to a security deposit.

House Committee Amendment No. 1

Deletes reference to:

35 ILCS 200/Art. 10 Div. 22 heading new

Deletes reference to:

35 ILCS 200/10-810 new

Deletes reference to:

765 ILCS 705/25 new

Adds reference to:

765 ILCS 705/35 new

Replaces everything after the enacting clause. Amends the Landlord and Tenant Act. Provides that a landlord, lessor, sublessor, or grantor may charge a fee to reimburse costs associated with conducting a background check if the cumulative fee for a check is no more than the actual cost of the background check or \$20, whichever is less. Allows this fee if the potential tenant provides a copy of a background check conducted within the past 30 days. Prohibits a landlord from imposing a move-in fee. Unless provided by law elsewhere, a landlord may not demand any charge for the processing, reviewing, or accepting of an application, or demand any other payment, fee, or charge before or at the beginning of the tenancy. Exempts entrance fees charged by nursing homes as defined by Nursing Home Care Act or similar institutions. Prohibits a landlord from renaming a fee or charge to avoid application of these provisions. Limits fees for the late payment of rent in certain situations. Any provision of a lease, rental agreement, contract, or any similar document purporting to waive or limit these provisions is void and unenforceable as against public policy.

Senate Committee Amendment No. 3

Deletes reference to:

815 ILCS 505/2HHHH new

Replaces everything after the enacting clause. Creates the Rental Fee Transparency and Fairness Act. Defines terms. Requires that all non-optional fees must be explicitly contained on the first page of a lease agreement, and a tenant is not liable for payment of these fees if a lease fails to do so. Requires that these fees must be disclosed with the total amount of rent. Requires that in a lease agreement disclosure or unit listing, the landlord must disclose whether utilities are included in rent. Prohibits a landlord or lease agreement from requiring specified types of fees or fines. Prohibits a landlord from charging both a security deposit and a fee for moving in or out. Makes changes to security deposits and fees for moving in or out. Provides a process for paying fees in installments and prohibits a landlord from imposing any fee, interest, or costs on a tenant because a tenant elects to pay in installments. Limits the concurrent exercise of home rule powers if inconsistent with the Act. Provides that a landlord may not rename a fee or charge to avoid application of the Act. Provides that the Act applies to all lease agreements entered into after the effective date of the Act, except that the Act does not apply to lease agreements entered into for dwelling units in owner-occupied premises containing 6 units or fewer.

Senate Floor Amendment No. 7

Deletes reference to:

New Act

Adds reference to:

765 ILCS 705/35 new

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly**HB 03564 (Continued)**

Replaces everything after the enacting clause. Amends the Landlord and Tenant Act. Adds provisions concerning rental fee transparency by requiring all non-optional fees, regardless of whether they are one-time fees or recurring fees, to be explicitly contained on the first page of a lease agreement. Provides that a tenant shall not be liable for payment of any fee that is not explicitly contained on the first page of the lease agreement. Requires a landlord to disclose in the lease agreement or unit listing whether utilities are included in the rent. Prohibits certain fees including: (i) a fee for a rental application or background check in excess of \$50, with some exceptions; (ii) a fee or fine for modification or renewal of a lease agreement; (iii) a fee or fine for after-hours requests for maintenance service; (iv) a fee or fine for pest abatement or removal where the tenant has in no way contributed to the infestation; and other fees. Limits the concurrent exercise of home rule powers if inconsistent with the provisions of the amendatory Act. Provides that the amendatory Act applies to all lease agreements for residential rental property entered into after the effective date of the amendatory Act; and that a landlord may not rename a fee or charge to avoid application of the Act. Creates a civil action for any person alleging a violation of the rental fee transparency and fee ban provisions under the amendatory Act. Effective July 1, 2026.

Senate Floor Amendment No. 8

Provides that non-optional fees must be disclosed in a clear and conspicuous manner in a listing of residential property or in an accompanying weblink at the time of the listing. Prohibits the imposition of a fee or fine ancillary to the application fee at the time of the application that is intended to duplicate the costs of tenant screening or to include costs unrelated to tenant screening but may not be construed to limit the ability of the landlord to charge an application fee to cover the costs of tenant screening.

May 07 26 H Sent to the Governor

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly**HB 04206**

Rep. Jennifer Gong-Gershowitz-Suzanne M. Ness-Ann M. Williams, Laura Faver Dias, Lindsey LaPointe, Anna Moeller, Michelle Mussman, Kevin John Olickal, Mary Beth Canty and Justin Cochran
(Sen. Robert F. Martwick, Ram Villivalam, David Koehler, Mike Porfirio, Julie A. Morrison and Michael W. Halpin)

New Act

Creates the Charitable Organization Beneficiary Act. Requires a holder of property in which a charitable organization that is exempt from taxation as a 501(c)(3) entity is a designated beneficiary in a nonprobate instrument (excluding wills or trusts) to notify each charitable organization within 30 business days that it may have a right to the property. Creates a process in which the charitable organization may request that it be given information about the property or that the property be delivered to the charitable organization or both. Provides duties and obligations of the holder of the property. Provides the holder of the property protection from liability for a good faith reliance on the information it receives from a designated beneficiary. Provides remedies against a holder of property for a failure or refusal to provide the requested information or transfer of property if the provisions of the Act are followed. Defines terms.

House Committee Amendment No. 1

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes. Requires that the notice of death to the owner of property include the exact language of the beneficiary designation except that the names of any other beneficiaries that are not charitable organizations may be redacted. Provides that nothing in the Act alters the duties of the holder of the property under the Revised Uniform Unclaimed Property Act or the Unclaimed Life Insurance Benefits Act. Requires that the holder of the property must provide notice to each charitable organization listed under the beneficiary designation that the charitable organization may have a right to the property within 45 business days of the death of the owner of the property. Deletes provisions that provide that (i) any right or title acquired from the charitable organization in consideration of the provision of property or information under the Act is not invalid because of an inadvertent misapplication by the charitable organization; and (ii) a transaction and a lien created by a transaction entered into by the charitable organization and anyone acting in reliance on the affidavit under the Act is enforceable against the property. Provides that if the holder of the property fails or refuses to provide the requested property or information within 60 business days after receiving the affidavit, the charitable organization may bring an action against the holder of the property to receive the information about the property or recover the property or compel the delivery of the property. Provides that the court may award reasonable attorney's fees based on the time expended by the attorney to obtain the requested information or payment, delivery, or transfer of the property without regard to the amount of the recovery on behalf of the charitable organization. Deletes the requirement that verification of a charitable organization's authority may not exceed 30 days from the date of delivery of the affidavit.

House Floor Amendment No. 2

Adds reference to:

215 ILCS 5/224

from Ch. 73, par. 836

Adds reference to:

215 ILCS 185/15

Replaces everything after the enacting clause. Reinserts the provisions of the bill with these changes. Provides that a "beneficiary designation" means a provision in an instrument designating a beneficiary, other than in a will or an instrument creating a trust, and may also mean the instrument itself, including, but not limited to, any of the following: (1) a demand deposit, savings deposit, time deposit or other account or instrument on which the holder is directly liable with a designation for payment upon death or other nonprobate designation making it transferable on death; (2) a security registered in beneficiary form; or (3) a pension, profit-sharing plan, retirement account such as an IRA, 401(k), 403(b), or other employment-related benefit plan. Excludes from this definition a beneficiary made as part of an annuity or an insurance policy. Amends the Unclaimed Life Insurance Benefits Act. Requires an insurer within 120 days after being contacted by the charitable beneficiary to: (1) determine whether the charitable organization has a right to the proceeds of the policy, annuity contract, or a retained asset account; (2) provide a general description of the policy, annuity contract, or a retained asset account that may be held for the benefit of the charitable organization and the exact language of the beneficiary designation; and (3) include information that verifies whether the insurer has already obtained the official death certificate or documentation needed to verify the death of the insured, annuitant, or retained asset account holder. Provides that if the holder of property maintains it is prohibited from paying, delivering, or transferring the property listed under a beneficiary designation to a charitable organization due to requirements under federal law, the holder of the property shall (1) explain in writing the reason why the property cannot be paid, delivered, or transferred to the charitable organization; and (2) take all actions necessary in order to facilitate payment, delivery, or transfer of the property in compliance with this Act. Provides that if a holder of property fails or refuses to comply with the Act, the court may award a charitable organization, among other relief, a penalty in an amount determined by the court up to \$10,000 only if the court finds that the holder of the property engaged in bad faith or willful misconduct. Excludes not-for-profit organizations that are the irrevocable sole beneficiary of a life insurance policy covered by the Illinois Insurance Code. Requires an insurer to provide within 120 days the appropriate claims forms or instructions to a holder of property under the Charitable Organization Beneficiary Act. Makes structural changes. Amends the Illinois Insurance Code. Provides that if due proof of death requires a certified copy of the death certificate, then no more than one beneficiary is required to submit a certified copy of the death certificate.

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly**HB 04247**

Rep. Rita Mayfield-Nabeela Syed, Kimberly Du Buclet, Maura Hirschauer, Janet Yang Rohr and Debbie Meyers-Martin
(Sen. Adriane Johnson, Ram Villivalam, Christopher Belt, Laura Fine, Darby A. Hills, Emil Jones, III and Bill Cunningham)

105 ILCS 5/22-30

Amends the School Code. In provisions concerning the administration of asthma medication, epinephrine injectors, opioid antagonists, and oxygen, provides that "trained personnel" includes athletic coaches and trainers. Allows a pupil with asthma to self-administer and self-carry the pupil's asthma medication at a school-sponsored athletic practice or game. Allows a school nurse or trained personnel to administer undesignated asthma medication to a person at a school-sponsored athletic practice or game. Requires a school district, public school, charter school, or nonpublic school to maintain a supply of asthma medication in a secure location that is accessible before, during, and after school where a person is most at risk on account of physical activity. Requires at least one member of an athletic coach's staff at a school and any athletic trainers at that school to complete the training curriculum relating to the administration of undesignated asthma medication.

House Floor Amendment No. 3

Replaces everything after the enacting clause. Amends the School Code. In provisions concerning the administration of asthma medication, epinephrine injectors, opioid antagonists, and oxygen, provides that "trained personnel" includes coaches and athletic trainers. Defines "coach" as a volunteer or employee of a school who is responsible for organizing and supervising students to teach or train them in the fundamental skills of an interscholastic athletic activity, and provides that "coach" refers to both a head coach and an assistant coach. Defines "athletic trainer" as a licensed athletic trainer hired by or contracted by a school district to aid a school in the prevention, examination, diagnosis, treatment, emergency care, and rehabilitation of injuries. Provides that a school district, public school, charter school, or nonpublic school may maintain a supply of asthma medication in a practice field or gym. Provides that the changes made by the amendatory Act are subject to appropriation or available grant funding.

House Floor Amendment No. 4

Replaces everything after the enacting clause. Amends the School Code. In provisions concerning the administration of asthma medication, epinephrine injectors, opioid antagonists, and oxygen, provides that "trained personnel" includes coaches and athletic trainers. Defines "coach" as a volunteer or employee of a school who is responsible for organizing and supervising students to teach or train them in the fundamental skills of an interscholastic athletic activity, and provides that "coach" refers to both a head coach and an assistant coach. Defines "athletic trainer" as a licensed athletic trainer hired by or contracted by a school district or the governing body of a charter school or nonpublic school to aid a school in the evaluation, prevention, or physical reconditioning of injuries and the management of asthma, the prevention of asthma symptoms, and emergency asthma response in a school setting. Provides that a school district, public school, charter school, or nonpublic school may maintain a supply of asthma medication in a practice field or gym. Provides that the changes made by the amendatory Act are subject to appropriation or available grant funding.

May 14 26 H Passed Both Houses

HB 04421

Rep. Sharon Chung
(Sen. David Koehler)

110 ILCS 675/20-115 rep.

Amends the Illinois State University Law. Repeals a provision regarding the Illinois Institute for Entrepreneurship Education.

May 14 26 H Passed Both Houses

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly

HB 04464 Rep. Jennifer Gong-Gershowitz-Tracy Katz Muhl
(Sen. Julie A. Morrison and Lakesia Collins)

215 ILCS 5/355.5

Amends the Illinois Insurance Code. Prohibits an insurer, dental service plan corporation, professional service corporation, insurance network leasing company, or any other company or its contracted vendor that amends, delivers, issues, or renews an individual or group policy of accident and health insurance on or after the effective date of the amendatory Act from requiring a dental care provider to only accept payment from a credit card or electronic funds transfer, in addition to the existing prohibition on incurred fees to access and obtain payment or reimbursement for services provided. Provides that any insurer, dental service plan corporation, professional service corporation, insurance network leasing company, or any other company or its contracted vendor that amends, delivers, issues, or renews an individual or group policy of accident and health insurance may initiate or change payment methodology to a dental care provider using electronic funds transfer payments, including virtual credit card payments, if the specified conditions are met. Sets forth provisions concerning claim payment methodologies and fees for transmitting payments. Provides that the specified dental coverage reimbursement provisions shall not be waived by contract. Effective January 1, 2027.

House Floor Amendment No. 1

Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Provides that a dental care provider's express acceptance may be given by an electronic or digital signature if the form of the signature is recognized as a valid signature under applicable law. Replaces provisions concerning requests for a change in the available payment methodology and provisions prohibiting an insurer or managed care plan from using a dental care provider's preferred method of payment as a factor when deciding whether to provide credentials to a dentist with cross-references to existing health care provider reimbursement requirements. Effective January 1, 2027.

May 14 26 H Passed Both Houses

HB 04541 Rep. Diane Blair-Sherlock
(Sen. Robert F. Martwick, Lakesia Collins, Jason Plummer and Christopher Belt)

765 ILCS 1026/15-102

Amends the Revised Uniform Unclaimed Property Act. Includes within the definition of "property" any overpayment made by any person to a government, governmental subdivision, agency, or instrumentality, including, but not limited to, a payment for any tax, license, or fee that was made in excess of the amount ultimately required of the payor. Provides that the changes made by the amendatory Act is a restatement and clarification of existing law. Effective immediately.

House Committee Amendment No. 2

Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Defines an "asset purchaser" to mean a business association that is a business association or group of business associations that: (1) generates \$100 million or more in annual gross receipts or sales; (2) employs 100 or more full-time employees in the United States; or (3) has equity securities publicly traded on an exchange regulated by the federal Securities and Exchange Commission. Exempts asset purchase agreements involving the assets of a business association arising out of a bankruptcy proceeding under Title 11 of the United States Code or corporate dissolution or similar proceeding under applicable State law such as receiverships and assignments for the benefit of creditors. Provides that claims filed by an asset purchaser under the Act must include: (1) a complete and unredacted copy of the asset purchase agreement or similar contract between the asset purchaser and the seller; and (2) an attestation by the seller in the asset purchase agreement or in a separate written affirmation from the owner that the owner meets one or more of the above characteristics that qualify it as a large business association and is aware that it is selling unclaimed property that may be recovered from the administrator without paying a fee. Effective immediately.

May 14 26 H Passed Both Houses

HB 04560 Rep. Michael J. Kelly-Diane Blair-Sherlock
(Sen. Michael W. Halpin and Lakesia Collins)

15 ILCS 505/11.5 new

Amends the State Treasurer Act. Provides that the State Treasurer may bring a claim against a warrantor of a draft for breach of a presentment warranty to recover State funds in accordance with the Uniform Commercial Code. Provides that a claim brought by the State Treasurer is not subject to the limitations provided for in those provisions of the Uniform Commercial Code. Provides that the amendatory changes are declaratory of existing law. Effective immediately.

May 14 26 H Passed Both Houses

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly**HB 04575**Rep. Janet Yang Rohr
(Sen. Linda Holmes and Li Arellano, Jr.)

40 ILCS 5/17-139

from Ch. 108 1/2, par. 17-139

Amends the Chicago Teacher Article of the Illinois Pension Code. In a provision concerning trustees elected by contributors who are not administrators, provides that candidacy petitions shall be filed with the recording secretary of the Fund on or before October 1st of the election year (instead of on or after September 15 of each year and not later than October 1st of that year). Effective immediately.

May 14 26 H Passed Both Houses

HB 04620Rep. Suzanne M. Ness, Amy Briel, Michael Crawford, Debbie Meyers-Martin, Yolonda Morris, Nicolle Grasse,
Jawaharial Williams, Dagmara Avelar and Janet Yang Rohr
(Sen. Paul Faraci)

20 ILCS 1705/32 new

20 ILCS 2405/3

from Ch. 23, par. 3434

Amends the Mental Health and Developmental Disabilities Administrative Act and the Rehabilitation of Persons with Disabilities Act. Required the Department of Human Services to provide informational materials about the Senator Scott Bennett ABLE Program to: persons who are placed in a facility licensed under the ID/DD Community Care Act, the MC/DD Act, or the Specialized Mental Health Rehabilitation Act of 2013; persons with disabilities who receive services funded by or administered in conjunction with the Department, including, but not limited to, home and community based services, home-based support services, PUNS services, home care services, and services at a Center for Independent Living. Provides that the informational materials shall be provided when a person first enrolls for such services and as part of any annual process required for the person to maintain eligibility for such services. Requires the Office of the State Treasurer to prepare and deliver the informational materials in an electronic format to the Department and distribute the materials to eligible persons.

May 14 26 H Passed Both Houses

HB 04747Rep. Mary Gill and Nicolle Grasse
(Sen. Laura M. Murphy and Lakesia Collins)

20 ILCS 1705/4.4

Amends the Mental Health and Developmental Disabilities Administrative Act. Delays the implementation date for the direct support professional credential pilot program to State Fiscal Year 2028 (rather than 2025). Effective immediately.

May 14 26 H Passed Both Houses

HB 04754Rep. Margaret Croke-Katie Stuart-Jawaharial Williams-Carol Ammons
(Sen. Michael W. Halpin)

110 ILCS 983/5

110 ILCS 983/10

Amends the Know Before You Owe Private Education Loan Act. Provides that the annual report to the Department of Financial and Professional Regulation and the Student Loan Ombudsman shall include the total number and dollar amount (instead of the volume) of private education loans made annually by a private educational lender, the total number and dollar amount (instead of the volume) of private education loans made annually at institutions of higher education, the total number and dollar amount of private education loans made annually with a cosigner, and the default rate for the private education loans reported by the private educational lender pursuant to specified provisions for the previous reporting period. Effective immediately.

May 14 26 H Passed Both Houses

104th General Assembly
Synopsis of Legislation Passed Both Houses
Second year of General Assembly

HB 04770

Rep. Jay Hoffman
 (Sen. David Koehler)

205 ILCS 305/20	from Ch. 17, par. 4421
205 ILCS 305/29	from Ch. 17, par. 4430
205 ILCS 305/57.3 new	
205 ILCS 305/57.5 new	
205 ILCS 305/59	from Ch. 17, par. 4460

Amends the Illinois Credit Union Act. Provides that the business office for a credit union's registered agent may, but is not required to, be (instead of shall be) the same as the principal place of business of the credit union. In provisions concerning meetings of directors, sets forth provisions concerning the preparation and approval of meeting minutes. Adds provisions concerning disclosure and due diligence requirements for credit unions when providing digital asset services or contracting with a covered person or digital asset service provider and provisions concerning sales of debt cancellation services and products by a credit union to its members. In provisions concerning the investment of funds not used in loans, provides that the funds may be invested in commercial mortgage related securities and collateralized mortgage obligations to aid in the credit union's management of its assets, liabilities, and liquidity. Effective immediately.

House Committee Amendment No. 1

Adds reference to:	
205 ILCS 305/15	from Ch. 17, par. 4416
Adds reference to:	
205 ILCS 305/26	from Ch. 17, par. 4427
Adds reference to:	
205 ILCS 305/30	from Ch. 17, par. 4431

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes. Makes changes to senior management official and executive officer provisions. In provisions concerning the delegation of duties by the board of directors, provides that the board of directors may delegate to the chief management official the hiring of employees other than the chief management official, including, without limitation, vice presidents and other officers (instead of just the hiring of employees other than the chief management official), and fixing their title, grade, and compensation (instead of just their compensation). Removes provisions concerning a credit union's authority to engage in digital asset business activity and perform custodial services. Provides that, when marketing or advertising digital assets, digital asset business activities conducted by covered persons or service providers (instead of digital asset business activities), and related administrative functions to the members of the credit union, the members shall receive the specified information. Makes changes to compliance requirements in provisions concerning the investment of credit union funds in commercial mortgage related securities and collateralized mortgage obligations. Effective immediately.

House Floor Amendment No. 2

Deletes reference to:
 205 ILCS 305/57.5 new

Removes provisions concerning sales of debt cancellation services and products.

May 14 26 H Passed Both Houses

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly

HB 04896 Rep. Jennifer Gong-Gershowitz, Mary Beth Canty and Dave Vella
(Sen. Robert F. Martwick)

735 ILCS 5/13-109.2 new

Amends the Code of Civil Procedure. Establishes a process for a tenant in common or tenants in common who have inherited real property under the intestate provisions of the Probate Act of 1975 to obtain legal title to that property. Provides that the petitioner or petitioners must have been in actual possession for 7 years and have paid all taxes on the property during those 7 years. Requires that the petitioner or petitioners must file a signed declaration with the recorder of deeds at least 2 years before an action under the new provisions may be commenced stating intent to acquire title using the process under the new provisions, send notice to any other person or persons with an ownership interest in the property, and publish a notice of the action in a newspaper of general circulation in the jurisdiction where the property is located. Permits persons with ownership to oppose the petition. Makes other changes.

House Committee Amendment No. 1

Changes formatting, structure, and wording.

House Floor Amendment No. 2

Replaces everything after the enacting clause. Reinserts the provisions of the bill as amended by Senate Amendment No. 1 with these changes. Requires that a person or persons seeking to commence an action under the Act each have a household income of under 80% of area median income as determined by the United States Department of Housing and Urban Development for the county where the lands or tenements are located; and that the person or persons bringing the action have conducted a search, with due diligence, for anyone who may have an ownership interest in the property.

May 14 26 H Passed Both Houses

HB 04977 Rep. Nicolle Grasse and Yolonda Morris
(Sen. Laura Ellman)

210 ILCS 85/3

210 ILCS 85/6.23

210 ILCS 83/Act rep.

Amends the Hospital Licensing Act. Defines "pathogens of epidemiological concern". Provides that each hospital shall develop and implement comprehensive interventions to prevent and control pathogens of epidemiological concern (instead of multidrug-resistant organisms) that take into consideration guidelines of the U.S. Centers for Disease Control and Prevention or recommendations from the Infectious Disease Society of America, the Society for Healthcare Epidemiology of America, the Association for Professionals in Infection Control and Epidemiology, or the Pediatric Infectious Disease Society for the management of multidrug-resistant organisms in health care settings. Within 12 months after the effective date of the amendatory Act, requires each hospital to adopt a policy for preventing and controlling the transmission of pathogens of epidemiological concern. Establishes reporting requirements for hospitals with patients carrying pathogens of epidemiological concern. Repeals the MRSA Screening and Reporting Act.

May 14 26 H Passed Both Houses

HB 05047 Rep. Anna Moeller, Michelle Mussman, Justin Cochran and Janet Yang Rohr
(Sen. Adriane Johnson, Mark L. Walker and Lakesia Collins)

210 ILCS 9/100

210 ILCS 46/3-423

210 ILCS 47/3-423

Amends the Assisted Living and Shared Housing Act, the MC/DD Act, and the ID/DD Community Care Act. Provides that notice of closure of an establishment or facility licensed under those Acts shall be given to the Office of the State Long Term Care Ombudsman.

May 14 26 H Passed Both Houses

104th General Assembly
Synopsis of Legislation Passed Both Houses
Second year of General Assembly

HB 05070

Rep. Ann M. Williams-Theresa Mah and Janet Yang Rohr
 (Sen. Laura Ellman, Adriane Johnson and Mary Edly-Allen)

415 ILCS 5/10	from Ch. 111 1/2, par. 1010
415 ILCS 5/13	from Ch. 111 1/2, par. 1013
415 ILCS 5/17	from Ch. 111 1/2, par. 1017
415 ILCS 5/17.5	from Ch. 111 1/2, par. 1017.5
415 ILCS 5/22.4	from Ch. 111 1/2, par. 1022.4
415 ILCS 5/22.40	

Amends the Environmental Protection Act. In provisions concerning the regulation of air pollution, water pollution, drinking water, hazardous waste, and landfills, provides that the Illinois Pollution Control Board shall not adopt any standards that are less stringent than those existing in Board regulations. Provides that various provisions of the Act shall not be construed to limit the right of a person to submit to the Board, or for the Board to adopt, regulations more stringent than the regulations promulgated by the Administrator of the United States Environmental Protection Agency.

House Committee Amendment No. 2

Deletes reference to:

415 ILCS 5/17	from Ch. 111 1/2, par. 1017
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Adds reference to:

415 ILCS 5/7.2	from Ch. 111 1/2, par. 1007.2
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Adds reference to:

415 ILCS 5/13.3	from Ch. 111 1/2, par. 1013.3
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Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. In provisions regarding identical in substance rulemakings, provides that the Pollution Control Board shall not adopt United States Environmental Protection Agency rules imposing standards that are less stringent than those in existing Board regulations, and the Board may adopt such rules pursuant to specified rulemaking requirements. Specifies that revisions to federal regulations are not to be considered less stringent than existing Pollution Control Board rules unless, when compared with the affected Board requirements, the revisions would directly and substantively reduce the level of environmental or public health protection as demonstrated by specified criteria. Deletes provisions regarding not construing limitations to the adoption of regulations more stringent than the regulations promulgated by the Administrator of the U.S. Environmental Protection Agency. Makes change to provisions regarding adopting rules identical in substance to federal regulations implementing the Federal Water Pollution Control Act, and deletes changes to provisions regarding rules concerning the public water supply. Makes conforming and technical changes. Effective immediately.

May 14 26 H Passed Both Houses

HB 05148

Rep. Janet Yang Rohr
 (Sen. Julie A. Morrison)

720 ILCS 570/314.5

Amends the Illinois Controlled Substances Act. Provides that each prescriber or the prescriber's designee shall document an attempt to access patient information in the Prescription Monitoring Program to assess patient access to controlled substances when providing a (rather than an initial) prescription for Schedule II and IV controlled substances (rather than narcotics such as opioids), except for prescriptions for oncology treatment or palliative care, or a 7-day or less supply provided by a hospital emergency department when treating an acute, traumatic medical condition.

House Committee Amendment No. 1

Replaces everything after the enacting clause. Amends the Illinois Controlled Substances Act. Provides that a prescriber is not subject to civil or criminal liability or professional discipline for failure to register with the Prescription Monitoring Program due to technological or electrical failures or operational issues that prevent registration. Provides that each prescriber or the prescriber's designee shall document an attempt to access patient information in the Prescription Monitoring Program to assess patient access to controlled substances when providing an initial prescription for any stimulant substances listed in Schedule II and all prescriptions (rather than an initial prescription) for Schedule II opioids and Schedule IV benzodiazepine (rather than Schedule II narcotics, such as opioids). Provides that a prescriber is not subject to criminal (rather than civil or criminal) liability or professional discipline for failure to register with the Prescription Monitoring Program due to technological or electrical failures or operational issues that prevent registration.

May 14 26 H Passed Both Houses

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly**HB 05285**Rep. Rita Mayfield
(Sen. Christopher Belt)

420 ILCS 35/6

from Ch. 111 1/2, par. 230.6

Amends the Radioactive Waste Storage Act. Provides that interest earned by the investment or deposit of moneys accumulated in the fund pursuant to the settlement agreement in the matter of the State of Illinois, et al. v. Teledyne, Inc., shall be deposited into the Radioactive Waste Site Perpetual Care Fund for the continued maintenance of the Sheffield Low-Level Radioactive Waste Site and the surrounding buffer zone. Effective immediately.

House Floor Amendment No. 2

Adds reference to:

420 ILCS 35/6

from Ch. 111 1/2, par. 230.6

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes. Provides that all fees received pursuant to contracts or agreements (rather than contracts only) entered into by IEMA-OHS shall be set apart in a special fund to be known as the Low-Level Radioactive Waste Facility Operation Fund (rather than the Radioactive Waste Site Perpetual Care Fund). Provides that all payments received by IEMA-OHS (formerly the Department of Nuclear Safety) pursuant to the settlement agreement entered May 25, 1988, in the matter of the People of the Illinois, et al. v. Teledyne, Inc., et al. (No. 78 MR 25, Circuit Court, Bureau County, Illinois) shall be held in the Sheffield February 1982 Agreed Order Fund by the State Treasurer separate and apart from all public moneys or funds of the State, and shall only be used as provided in such settlement agreement. Provides that interest earned by investment of moneys accumulated in the Sheffield February 1982 Agreed Order Fund shall be deposited into the Sheffield February 1982 Agreed Order Fund (rather than the Radioactive Waste Site Perpetual Care Fund) for the continued maintenance of the Sheffield Low-Level Radioactive Waste Site and surrounding buffer zone to protect the public health and safety on a continuing and perpetual basis. Effective immediately.

May 14 26 H Passed Both Houses

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly

HB 05290

Rep. Margaret Croke
(Sen. Laura Ellman)

- 205 ILCS 660/2 from Ch. 17, par. 5202
- 205 ILCS 660/3.5 new
- 205 ILCS 660/4 from Ch. 17, par. 5204
- 205 ILCS 660/4.1 new
- 205 ILCS 660/4.2 new
- 205 ILCS 660/4.3 new
- 205 ILCS 660/4.4 new
- 205 ILCS 660/4.5 new
- 205 ILCS 660/4.6 new
- 205 ILCS 660/6.1
- 205 ILCS 660/6.2 new
- 205 ILCS 660/6.3 new
- 205 ILCS 660/6.4 new
- 205 ILCS 660/6.5 new
- 205 ILCS 660/6.6 new
- 205 ILCS 660/6.7 new
- 205 ILCS 660/6.8 new
- 205 ILCS 660/10.2 from Ch. 17, par. 5225
- 205 ILCS 660/10.6
- 205 ILCS 660/10.7 new
- 205 ILCS 660/10.8 new
- 205 ILCS 660/12 from Ch. 17, par. 5230
- 205 ILCS 660/13 from Ch. 17, par. 5231
- 205 ILCS 660/13.5 new
- 205 ILCS 660/14.5 new
- 205 ILCS 660/15.5
- 205 ILCS 660/16.5
- 205 ILCS 660/17 from Ch. 17, par. 5235
- 205 ILCS 660/19
- 205 ILCS 660/5 rep.
- 205 ILCS 660/6 rep.
- 205 ILCS 660/7 rep.
- 205 ILCS 660/8 rep.
- 205 ILCS 660/8.1 rep.
- 205 ILCS 660/8.2 rep.
- 205 ILCS 660/8.3 rep.
- 205 ILCS 660/8.4 rep.
- 205 ILCS 660/8.5 rep.
- 205 ILCS 660/8.6 rep.
- 205 ILCS 660/8.8 rep.
- 205 ILCS 660/8.9 rep.
- 205 ILCS 660/8.10 rep.
- 205 ILCS 660/8.11 rep.
- 205 ILCS 660/8.12 rep.
- 205 ILCS 660/8.13 rep.
- 205 ILCS 660/8.14 rep.
- 205 ILCS 660/10 rep.
- 205 ILCS 660/10.1 rep.
- 205 ILCS 660/10.3 rep.
- 205 ILCS 660/10.4 rep.
- 205 ILCS 660/11 rep.

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly**HB 05290 (Continued)**

205 ILCS 660/14 rep.

205 ILCS 660/18 rep.

Amends the Sales Finance Agency Act. Makes changes to defined terms. Provides that applicants for a license shall apply in a form prescribed by the Secretary of Financial and Professional Regulation. Prohibits any person, partnership, association, corporation, limited liability company, or other entity engaged in a business regulated by the Act from operating the business under a name other than the real names of the entity and individuals conducting the business. Grants the Secretary authority to issue a license upon completion of the specified filing and investigatory requirements. Sets forth further licensing requirements. Provides that all moneys received by the Secretary under the Act in conjunction with the provisions relating to sales finance agencies shall be paid into the Financial Institution Fund. Prohibits a sales finance agency from aiding or seeking to aid any person in the violation of the Retail Installment Sales Act or the Motor Vehicle Retail Installment Sales Act. Grants additional investigatory, disciplinary, and examination authority to the Secretary. Establishes rulemaking provisions. Grants the Department authority to adopt rules to provide for review within the Department of the Secretary's decisions affecting the rights of persons or entities under the Act. Allows the Secretary to request a circuit court to assess a civil penalty of up to \$10,000 (rather than \$1,000) for violations of the Act. Repeals various provisions of the Act. Makes other changes. Effective immediately.

House Floor Amendment No. 1

Provides that each licensee shall pay to the Department of Financial and Professional Regulation its pro rata share of any deficit actually incurred in the administration of the Act in the previous 3 years (instead of in prior years).

May 14 26 H Passed Both Houses

HB 05316 Rep. Jay Hoffman-Carol Ammons
(Sen. Mike Porfirio)

20 ILCS 3310/95 new

Amends the Nuclear Safety Law of 2004. Provides that the Illinois Emergency Management Agency and Office of Homeland Security has the right to enter on public and private property in order to take environmental samples in response to a disaster that causes radioactive contamination. Effective immediately.

House Committee Amendment No. 1

Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Adds a definition of "incident". Provides that the Illinois Emergency Management Agency and Office of Homeland Security has the right to enter on public and private property in order to take environmental samples in response to a disaster or incident that causes, or threatens to cause, radioactive contamination consistent with the regulatory requirements of the U.S. Nuclear Regulatory Commission (rather than in response to a disaster that causes radioactive contamination).

May 14 26 H Passed Both Houses

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly**HB 05376**

Rep. Jay Hoffman, Anthony DeLuca, Jawaharial Williams, Jeff Keicher and Amy Elik
(Sen. Christopher Belt and Erica Harriss)

215 ILCS 5/801.1
215 ILCS 5/802.1
215 ILCS 5/803.1
215 ILCS 5/804.1
215 ILCS 5/805.1
215 ILCS 5/806.1
215 ILCS 5/807.1
215 ILCS 5/808.1
215 ILCS 5/809.1
215 ILCS 5/810.1
215 ILCS 5/811.1
215 ILCS 5/813.1
215 ILCS 5/814.1
215 ILCS 5/815.1
215 ILCS 5/817.1

Amends the Mine Subsidence Insurance Article of the Illinois Insurance Code. Makes changes to defined terms. Provides that the moneys in the Illinois Mine Subsidence Insurance Fund shall be derived primarily from premiums for mine subsidence insurance ceded by insurers to the Fund pursuant to the Article and from investment income. In establishing mine subsidence insurance premium rates, provides that the Fund shall give due consideration to factors reasonably considered by an insurer when setting premium rates. Changes terms related to the appointment of directors in provisions concerning management of the Fund and establishes 3-year staggered terms for the directors. Provides that all directors shall be independent and owe a duty of care and duty of loyalty to the Fund. In provisions concerning mine subsidence coverage, provides that the loss covered shall be the loss in excess of any applicable deductible or retention in the policy, subject to the limit of insurance for mine subsidence damage stated in the policy. For all policies issued or renewed on or after January 1, 2027, provides that there shall be no deductible or retention applicable to mine subsidence damage. For all policies issued or renewed on or after the effective date of the amendatory Act, provides that the maximum amount of reinsured loss per residence, per commercial building, and per living unit shall be the amounts established by the Fund and approved by the Director. Provides that the residential and living unit coverage provided under the Article may also cover specified costs of debris removal, moving and storage of contents, and repair or replacement of landscaping. Makes changes in provisions concerning division of the Fund; exemptions; rights of insurers to refuse to provide mine subsidence coverage; arbitration; reinsurance agreements; distribution of premiums; reporting requirements; right of recourse and setoffs; subrogation; and powers of the Director of Insurance.

House Committee Amendment No. 1

Deletes reference to:

215 ILCS 5/809.1

Deletes reference to:

215 ILCS 5/814.1

Removes provisions requiring all directors to be independent and owe a duty of care and duty of loyalty to the Illinois Mine Subsidence Insurance Fund and provisions concerning arbitration and setoff clauses. Makes other changes.

May 14 26 H Passed Both Houses

104th General Assembly
Synopsis of Legislation Passed Both Houses
Second year of General Assembly

HB 05384

Rep. Margaret Croke
 (Sen. Mark L. Walker)

205 ILCS 405/16	from Ch. 17, par. 4832
205 ILCS 405/19.3	from Ch. 17, par. 4838
205 ILCS 660/6.2 new	
205 ILCS 660/7	from Ch. 17, par. 5207
205 ILCS 665/6.5 new	
205 ILCS 670/2	from Ch. 17, par. 5402
205 ILCS 670/2.5 new	
205 ILCS 670/10	from Ch. 17, par. 5410
225 ILCS 429/78 new	
240 ILCS 5/23	from Ch. 17, par. 1473
240 ILCS 5/23.5 new	
815 ILCS 122/3-6 new	

Amends the Currency Exchange Act. Removes provisions requiring the Secretary of Financial and Professional Regulation to investigate a currency exchange business at least once in each year and to review and report on the cost of operation of the Currency Exchange Section. Establishes fee-setting provisions for the administration of the Act. Amends the Sales Finance Agency Act, the Consumer Installment Loan Act, and the Safety Deposit License Act. Makes changes to the authority of the Secretary and the Director of the Division of Financial Institutions to examine and investigate a business to determine if it is in compliance with those Acts. Establishes fee-setting provisions for the administration of those Acts. Amends the Debt Management Service Act, the Debt Settlement Consumer Protection Act, and the Payday Loan Reform Act. Establishes fee-setting provisions for the administration of those Acts. Makes other changes. Effective immediately.

House Floor Amendment No. 1

Adds reference to:

205 ILCS 660/6.3 new

Adds reference to:

205 ILCS 670/2.6 new

Further amends the Sales Finance Agency Act. Requires the Department of Financial and Professional Regulation, if requested to do so by at least 20 interested persons currently licensed under that Act or an association representing at least 20 interested persons currently licensed under that Act, meet at least once per calendar year with representatives of the sales finance industry to discuss industry developments, fees, anticipated rules, or issues confronting the Department in its regulation and discipline of the industry. Further amends the Consumer Installment Loan Act to establish the same meeting requirements with representatives of the consumer installment lending industry.

May 14 26 H Passed Both Houses

104th General Assembly

Synopsis of Legislation Passed Both Houses
Second year of General Assembly**HB 05480**Rep. Aarón M. Ortiz-Gregg Johnson
(Sen. Neil Anderson and Jason Plummer)

425 ILCS 25/6

from Ch. 127 1/2, par. 6

425 ILCS 25/6.1

Amends the Fire Investigation Act. Directs the Office of the State Fire Marshal to investigate the cause, origin, and circumstances of a fire or an explosion in which fire is presumed to be a contributing factor in a death, and lists related procedures and requirements. Provides that the reporting of fires, hazardous material incidents, and other incidents shall be based upon the nationally recognized standards of the United States Fire Administration's National Emergency Response Information System (rather than the National Fire Incident Reporting System). Effective immediately.

House Committee Amendment No. 1

Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes. Provides that, upon discovery of a fire-related death at the scene of the incident (rather than just upon discovery of a fire-related death), the chief of the fire department or the chief's designee shall notify the Office to initiate its investigation (rather than shall notify the Office for an investigation of the cause, origin, and circumstances). Allows the Office to request the fire chief or the chief's designee to take reasonable steps to maintain control of the scene and, if making such request, directs the office to provide an estimated time of arrival to the fire chief or the chief's designee (rather than directs the chief of the fire department or designee to maintain control of the scene until a representative of the Office arrives on the scene and initiates the investigation). Provides that, if the fire chief or the chief's designee has agreed to maintain control of the scene, the fire chief or the chief's designee may turn over control of a scene to a law enforcement officer. Provides that the fire chief, designee, or law enforcement officer is not required to maintain a scene (i) after the arrival of a representative of the Office or (ii) upon advisement from the Office that it is no longer necessary to maintain control of the scene, whichever is first.

House Floor Amendment No. 2

Deletes reference to:

425 ILCS 25/6

from Ch. 127 1/2, par. 6

Replaces everything after the enacting clause with the provisions of House Amendment No. 1 with the following change. Deletes all changes to provisions in the Fire Investigation Act regarding investigations of fires by the Office of the State Fire Marshal.

May 14 26 H Passed Both Houses