

2018 Lake County Legislative Program - Bills of Interest - 5/15/18

Active Bills

Row Number	Bill Number	Name	House Sponsor	Senate Sponsor	Date	Action	Chamber	Summary	Position	Notes	LC Eagle(s)
1	HB3248	AIRPORTS-ENVIRONMENTAL IMPACT	(Many)	Pamela J. Althoff (Many)	4/25/2018	Placed on Calendar Order of Concurrence Senate Amendment(s) 1	Senate	Replaces everything after the enacting clause. Amends the Consumer Electronics Recycling Act. Provides that a manufacturer or manufacturer clearinghouse acting in accordance with the Act when engaged in activities related to a manufacturer e-waste program shall not be subject to damages, liability, or scrutiny under federal antitrust law or the Illinois Antitrust Act. Makes corresponding changes in the Illinois Antitrust Act. Adds provisions concerning the allocation of financial responsibility for manufacturers participating in a manufacturer clearinghouse. Contains provisions requiring the Environmental Protection Agency to calculate the responsibility of participating manufacturers using a specified formula. Repeals provisions concerning the allocation of financial responsibilities among manufacturers and abolishes the Advisory Financial Responsibility Allocation Task Force. Adds provisions concerning manufacturer clearinghouses. Makes changes to provisions concerning the information that must be included on a manufacturer registration form. Makes other changes. Effective immediately.	Neutral	• Provides anti-trust language for clearing house	SWALCO
2	HB4711	SUITS AGAINST COUNTIES-ZONING	Peter Breen		5/8/2018	Placed on Calendar Order of 3rd Reading May 9, 2018	Senate	<u>House Committee Amendment No. 1</u> Amends the Township Code and the Illinois Municipal Code. In provisions regarding building or structure zoning violations, provides that, except in relation to township-owned property or municipality-owned property, the provisions do not authorize any suit against the township or municipality or any officials for any act relating to zoning administration, enforcement, or implementation or any ordinance, resolution, or other zoning regulation.	Support	Provides additional litigation buffer for counties not otherwise provided via the Local Governmental Tort Immunity Act	PBD
3	HB4748	COUNTY STORMWATER MANAGEMENT	Mike Fortner Robyn Gabel Steven A. Andersson Kelly M. Cassidy	Sue Rezin Melinda Bush	5/8/2018	Placed on Calendar Order of 3rd Reading May 9, 2018	Senate	Amends the Counties Code. Changes the application of specified provisions concerning stormwater management in the area served by the Northeastern Illinois Planning Commission to those located in the area served by the Chicago Metropolitan Agency for Planning. Authorizes counties containing all or a part of an urbanized area (rather than only 9 specified counties) to adopt stormwater management plans by referendum. Requires a county to adopt and enforce a floodplain management ordinance or a stormwater management ordinance that has been approved by the Office of Water Resources of the Department of Natural Resources and designate a Certified Floodplain Manager before the county may submit a referendum question to the electors for an annual tax. Prohibits a county from levying the tax if they are not in full compliance with specified provisions. Provides for specified special districts to be represented on the stormwater management planning committee in specified counties. Provides that a county's minimum standards for floodplain and stormwater management should have an emphasis on the use of cost-effective solutions to flooding problems. Provides that the stormwater management plans shall evaluate flooding problems caused by urban flooding. Defines "urban flooding". Provides that a stormwater management planning committee may make grants to units of local government, not-for-profit organization, and landowners under specified conditions. Provides that a municipality receiving grant moneys must have adopted an ordinance requiring actions consistent with the stormwater management plan. Makes other changes. Makes similar changes to provisions regarding DuPage and Peoria counties.	Monitor	• SMC discuss w/ Commission, SAO last year; OK with changes • Intent is to increase the number of counties that can have stormwater programs	SMC
4	HB4774	LOCAL-LOWEST RESPONSIBLE BID	Stephanie Kifowit		4/27/2018	Third Reading - Standard Debate - Lost 42-46-8	House	Amends the Counties Code. In provisions regarding determination of the lowest responsible bidder in purchases by a county with fewer than 2,000,000 inhabitants for services, materials, and equipment, a local company that bids within 5% to 10% of the lowest bid, if that lowest bid is made by a non-local company, is the lowest responsible bidder. Provides that if more than one local company's bid is within 5% to 10% of the lowest bid made by a non-local company, the county board shall award the contract to the lowest responsible bidder among the local company bids. Defines "local company" as a company or business entity located within the contracting county or any contiguous county in the State that has the majority of its regular, full-time workforce located within the contracting county or contiguous county. Amends the Township Code. Makes similar changes in provisions concerning construction contracts and contracts for services, materials, equipment, or supplies. Amends the Illinois Municipal Code. Makes similar changes in provisions concerning purchasing and public works contracts in municipalities of less than 500,000.	Monitor	• Hard to imagine we would get a direct financial benefit to offset the incremental cost • How could we confirm workforce is local? • Could language be permissive?	FAS (AC)

2018 Lake County Legislative Program - Bills of Interest - 5/15/18

Active Bills

Row Number	Bill Number	Name	House Sponsor	Senate Sponsor	Date	Action	Chamber	Summary	Position	Notes	LC Eagle(s)
5	HB4790	COMPOST SOIL CONSTRUCTION	Carol Sente		5/10/2018	Placed on Calendar Order of 2nd Reading May 15, 2018	Senate	Creates the Compost-Amended Soil Construction Act. Provides that any State agency that undertakes a construction project that requires the use of offsite soil and that is located within 20 miles of any Illinois Environmental Protection Agency-permitted compost facility shall request a separate bid for compost-amended soil for that project. Provides that the State agency shall consider whether compost-amended soil shall be used based upon the construction cost. Provides that the State agency shall incorporate compost-amended soil into a construction project if the State agency deems the use of compost-amended soil to be appropriate. Provides that, in the 2019 calendar year, the Department of Transportation shall conduct 2 pilot road construction demonstrations using compost-amended soil. Provides that within one year of substantial completion of both projects, the Department shall report to the General Assembly stating the immediate cost of construction, long term operational cost savings, and advantages and disadvantages of using compost-amended soil.	Support		SWALCO
6	HB4822	LOCAL GOVT-ELECTRONIC NOTICES	Brad Halbrook Mike Fortner		5/10/2018	Placed on Calendar Order of 3rd Reading May 15, 2018	Senate	Creates the Local Government Electronic Notification Act. Allows a unit of local government to establish a process to allow people to select electronic notifications through an electronic notification delivery system for governmental mailings that are being sent by United States mail. Sets forth requirements for the process. Allows a unit of local government to utilize the electronic notification delivery system to notify people of information that is not statutorily required upon request of an electronic notification recipient. Provides that electronic notifications sent by a unit of local government through an electronic notification delivery system and email addresses provided to receive the electronic notifications regarding one's property or residence are not subject to the Freedom of Information Act. Provides that a unit of local government may enter into an intergovernmental agreement with another unit of local government to provide the electronic notifications and to share data for that purpose.			
7	HB5167	VEH CD-HIGHWAY DESIGNATIONS	Michael D. Unes		5/9/2018	Postponed - Transportation Hearing May 16 2018 4:45PM Capitol 212 Springfield, IL	Senate	Amends the Illinois Vehicle Code. Deletes language allowing the Department of Transportation to designate streets or highways in the system of State highways as Class III highways. Provides that non-designated highways include highways that have lane widths of less than 11 feet, State highways not designated as Class I or II, and local highways which are part of any county, township, municipal, or district road system not designated as Class II. Deletes language regarding: the maximum length of vehicles on all non-State highways; and the highways that vehicles not exceeding 65 feet in overall length are allowed to access. Provides that combinations of vehicles over 65 feet in length with no overall length limitation are allowed certain access if there is no sign prohibiting access and the route is not being used as a thoroughfare between Class I or Class II highways. Provides that the maximum length limitation on non-designated highways for a truck tractor in combination with a semitrailer is 65 feet overall dimension and 60 feet overall dimension for a truck tractor-semitrailer-trailer or truck tractor semitrailer-semitrailer. Provides that length limitations do not apply on legal holidays and for a tow truck in combination with a disabled vehicle or combination of disabled vehicles. Provides that a unit of local government shall affirm to the Department if it has no Class II designated truck routes. Provides that units of local government shall report to the Department, and the Department shall post on its website, any limitations prohibiting the operation of vehicles imposed by ordinance or resolution in the unit of local government's non-designated highway system. Provides that, to be effective, an ordinance or resolution passed to designate a Class II roadway need not be signed, but shall be reported to the Department. Repeals a provision that requires local units of government to report to the Department all preferred truck routes, designated truck route networks, or whether there are no such truck routes.	Monitor		DOT

2018 Lake County Legislative Program - Bills of Interest - 5/15/18

Active Bills

Row Number	Bill Number	Name	House Sponsor	Senate Sponsor	Date	Action	Chamber	Summary	Position	Notes	LC Eagle(s)
8	HB5201	MECHANICS LIEN DEMAND & REFER	La Shawn Ford		5/9/2018	Postponed - Judiciary Hearing May 15 2018 5:00PM Capitol 400 Springfield, IL	Senate	Amends the Counties Code. Creates a mechanics lien demand and referral pilot program. Provides that in counties with a code hearing unit, a recorder may adopt rules establishing a mechanics lien demand and referral process for residential property after a public hearing. Provides that if a recorder determines that a mechanics lien recorded in the grantor's index or the grantee's index is a defective lien, the recorder shall serve a Notice of Defective Lien by certified mail to the last known address of the owner. Provides that if the owner or legal representative of the owner of the residential property confirms in writing that the lien is not involved in pending litigation, the owner may request that the recorder refer the defective mechanics lien to the county's code hearing department for adjudication or serve a Demand to Commence Suit forcing the lienholder to either file suit, respond to the Demand, or forfeit the lien. Provides how the recorder is to serve a Demand to Commence Suit or file a Notice of Referral with the code hearing unit. Provides that if the mechanics lien is referred to the code hearing unit, the code hearing unit will set a hearing and notify the applicable parties. Provides if the recorder shows by clear and convincing evidence that the lien in question is a defective lien, the administrative law judge shall rule the lien is forfeited and that the lien no longer affects the chain of title of the property in any way. Limits liability. Includes other provisions. Repeals the provisions on January 1, 2022. Further amends the Counties Code making conforming changes in county code hearing unit provisions. Amends the Mechanics Lien Act making conforming changes.			FAS (AC)
9	SB0482	PTCELL-EXTENSION LIMITATION	Michael J. Zalewski	John J. Cullerton	3/6/2018	Placed on Calendar 2nd Reading - Short Debate	House	Replaces everything after the enacting clause. Amends the Property Tax Extension Limitation Law in the Property Tax Code. Provides that, for levy years 2017 and 2018, the term "taxing district" includes all taxing districts in the State other than the City of Chicago and school districts that were not subject to the Law in the 2016 levy year. Provides that, for levy years 2017 and 2018, except with respect to school districts that were subject to the Law in the 2016 levy year, the extension limitation is 0% or the rate of increase approved by the voters. Provides that, for levy years 2017 and 2018, only special purpose extensions (i) made for the payment of principal and interest on bonds or other evidences of indebtedness issued by the taxing district or (ii) made for contributions to a pension fund are exempt from taxing districts' aggregate extensions. Preempts home rule. Effective immediately. House Committee Amendment No. 1 Replaces everything after the enacting clause. Amends the Property Tax Extension Limitation Law in the Property Tax Code. Makes a technical change in a Section authorizing the Department of Revenue to adopt rules.	Monitor		CAO/FAS (AC)
10	SB0585	PROP TX-TAX PURCHASERS		Jason A. Barickman Pat McGuire Pamela J. Althoff	5/7/2018	Assigned to Revenue & Finance Committee Hearing May 17 2018 2:00PM Capitol Building Room 122B Springfield, IL	House	Amends the Property Tax Code. Provides that each tax purchaser shall pay to the county collector an automation fee set by the county collector of not more than \$10 for each item purchased (currently, each county collector may assess such a fee). Provides that the indemnity fee in counties with less than 3,000,000 inhabitants shall be not more than \$20 (currently, the fee is \$20). Makes changes concerning the fee imposed by the county board on each person purchasing property at a sale under the Code for payment of interest and costs.	Monitor	• \$10 bill could be applied to subtaxes; change from current practice • All other fees the same as current charge	CAO/Treasurer
11	SB2332	TOBACCO PRODUCTS- UNDER 21		Julie A. Morrison Terry Link Melinda Bush (Many)	5/7/2018	Assigned to Health & Healthcare Disparities Committee Hearing May 18 2018 8:30AM Capitol Building Room 115 Springfield, IL	House	Amends the Prevention of Tobacco Use by Minors and Sale and Distribution of Tobacco Products Act. Changes the name of the Act to the Prevention of Tobacco Use by Persons under 21 Years of Age and Sale and Distribution of Tobacco Products Act. Raises the age for whom tobacco products, electronic cigarettes, and alternative nicotine products may be sold to and possessed by from at least 18 years of age to at least 21 years of age. Defines "electronic cigarette". Repeals the Smokeless Tobacco Limitation Act. Amends various other Acts to make conforming changes.	Support		Health
12	SB2610	DOT-ROAD FUND		James F. Clayborne Jr. Kwame Raoul Cristina Castro Omar Aguino	5/8/2018	Assigned to Revenue & Finance Committee Hearing May 17 2018 2:00PM Capitol Building Room 122B Springfield, IL	House	Amends the Motor Fuel Tax Law. Provides that no municipality, county, or road district that received distributions under this subsection (e) totaling more than \$1,000,000 in the previous State fiscal year shall receive a future distribution of motor fuel tax moneys unless that municipality, county, or road district implements a business enterprise program setting goals for the inclusion of minority, veteran, and female-owned businesses in the procurement of contracts. Amends the Department of Transportation Law of the Civil Administrative Code of Illinois. Provides that the Department of Transportation shall assist municipalities, counties, and road districts in implementing those programs. Effective immediately.			

2018 Lake County Legislative Program - Bills of Interest - 5/15/18

Active Bills

Row Number	Bill Number	Name	House Sponsor	Senate Sponsor	Date	Action	Chamber	Summary	Position	Notes	LC Eagle(s)
13	SB2958	TAX LIEN-REAL PROPERTY		Pamela Althoff	4/26/2018	Assigned to Revenue & Finance Committee	House	Amends the State Tax Lien Registration Act. Provides that the notice of tax lien shall also include the county or counties where the real property of the debtor to which the lien will attached is located. Provides that a tax lien that is filed in the registry shall be attached to all of the existing and after-acquired real and personal property of the debtor. Effective immediately.			
14	SB3023	SUBSTANCE ABUSE DEFLECTION PRG		Melinda Bush Tim Bivins Pamela J. Althoff Julie A. Morrison	5/7/2018	Assigned to Human Services Committee Hearing May 16 2018 8:00AM Capitol Building Room 114 Springfield, IL	House	Creates the Community-Law Enforcement Partnership for Deflection and Addiction Treatment Act. Allows a law enforcement agency to establish a program to facilitate contact between a person and a licensed substance abuse treatment provider for assessment and coordination of treatment. Requires the Illinois Criminal Justice Information Authority, in conjunction with a Police Chief's Association and Department of Human Services to develop the type of data to collect and measure performance of program. Provides for civil liability immunity and eligibility for funding.	Monitor	• Issues w/ legal immunity	CAO (DK)
15	SB3068	\$APPROP-ELECTION SECURITY		Don Harmon	2/21/2018	Assigned to Appropriations II	Senate	Appropriates funding from the General Revenue Fund to the State Board of Elections for grants to county clerks and boards of election commissioners for the funding of election cybersecurity infrastructure for the fiscal year beginning July 1, 2018. Effect	Support		County Clerk
16	SB3134	FLOOD CONTROL COMMISSION		Karen McConaughay	5/3/2018	Assigned to Counties and Townships	House	Amends the Flood Control Act of 1945. Creates the Flood Control Commission. Provides that the Commission shall study current flood control practices within the counties of DuPage, Kane, Lake, McHenry, and Will. Adds provisions concerning the membership and duties of the Commission. Provides that the Commission shall conduct a survey of the 5 counties and submit a report of the survey, including specific information, to the General Assembly by December 31, 2019. Repeals the new provisions on January 1, 2021.	Monitor		SMC
17	SB3212	DISASTER TAX CREDIT-REPORTS		Melinda Bush	5/2/2018	Assigned to Revenue & Finance Committee	House	Amends the Illinois Income Tax Act. Provides that nothing in the Act prohibits the disclosure of information by officials of a county or municipality involving reports of damaged property or the owners of damaged property if that disclosure is made to a township or county assessment official in connection with the natural disaster credit. Amends the Freedom of Information Act. Repeals a Section providing that nothing in the Act prohibits the disclosure of information by officials of a county or municipality involving reports of damaged property or the owners of damaged property if that disclosure is made to a township or county assessment official in connection with the natural disaster income tax credit.			
18	SB3261	ABANDONED MOBILE HOMES		Elgie R. Sims, Jr.	5/7/2018	Assigned to Counties & Townships Committee Hearing May 17 2018 2:00PM Capitol Building Room 115 Springfield, IL	House	Amends the Abandoned Mobile Homes Act. Repeals and deletes provisions authorizing a municipality to remove and dispose of an abandoned mobile home within the municipality upon notice to each owner and each lienholder and provisions regarding various matters relating to the removal or disposal of an abandoned mobile home. Adds provisions authorizing a mobile home park owner or operator to commence a proceeding seeking a declaration by a court that a manufactured home has been abandoned and seeking removal of the manufactured home if specified conditions are met. Also adds provisions regarding: procedure; execution of judgments; disposition of property; responsibility for costs; and other matters. Defines "manufactured home resident" and "manufactured home owner". Makes corresponding changes in the Mobile Home Local Services Tax Act and the Illinois Vehicle Code. Makes other changes.	Monitor	• Limits local authority to initiate abandonment proceeding	PBD
19	SB3464	COUNTIES/MUNI-CATV FEE AUDITS		John Mulroe	5/9/2018	Placed on Calendar 2nd Reading - Short Debate	House	Amends the Counties Code and Illinois Municipal Code. Provides that a county's or municipality's initial report of its audit findings to CATV operators shall include the complete list of all addresses within the corporate limits of the county or municipality. Limits the scope of provisions concerning franchise fees and service provider fee reviews. Provides that contingent fees paid to auditors, including subcontractors, may not exceed 25% of the net amount recovered, inclusive of interest and penalties. Provides that counties and municipalities shall provide to each CATV operator an updated complete list of addresses within the corporate limits of the county or municipality annually. In addition, the county or municipality shall provide a CATV operator the updated address list within 90 days after the date of a written request by the CATV operator and before a CATV operator's franchise fees or service provider fees are derived. Holds harmless the CATV operator for any franchise fee underpayment if the county or municipality does not provide the updated address list. Makes other changes.			Communications

2018 Lake County Legislative Program - Bills of Interest - 5/15/18

Active Bills

Row Number	Bill Number	Name	House Sponsor	Senate Sponsor	Date	Action	Chamber	Summary	Position	Notes	LC Eagle(s)
20	SB3503	COUNTIES CD-LACTATION ROOMS		Elgie R. Sims, Jr. (Many)	5/10/2018	Placed on Calendar 2nd Reading - Short Debate	House	Amends the Counties Code. Provides that on or before June 1, 2019, every facility that houses a circuit court room shall include at least one lactation room or area for members of the public to express breast milk in private that is located outside the confines of a restroom and includes, at minimum, a chair, a table, and an electrical outlet, as well as a sink with running water where possible. Provides that the lactation rooms and areas shall also meet with reasonable minimum standards prescribed by the Supreme Court of Illinois, which the Supreme Court is requested to create, including requirements for posting of notice to the public regarding location and access to lactation rooms and areas, as well as requirements for the addition of a sink with running water in the event of renovation to the facilities. Requests the Supreme Court to create minimum standards for training of courthouse staff and personnel regarding location and access to lactation rooms and areas for all people present in the courthouse who need to use lactation rooms and areas.			CAO (DK)

*Details of each bill can be found on ILGA.gov