



**ILLINOIS  
CHAMBER**

## **2021 Key Legislation**

**April 5, 2021**

**IL - HB49** HIGHER ED-FOR PROFIT-NO GRANTS

Categories: 2021 key legislation full list, general purpose legislation

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Prohibits the Board of Higher Education from awarding any grant funds to a private institution of higher education that is operated for profit. Also, the bill removes a provision allowing Monetary Award Program grants to be made to applicants enrolled at qualified for-profit institutions. The Chamber opposes this legislation as it will place many private institutions at an unfair disadvantage regarding financial aid for its students.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Maurice A. West, II \(D\)](#)

**IL - HB62** HEALTH CARE FOR ALL

Categories: 2021 key legislation full list, healthcare council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that all individuals residing in this State are covered under the Illinois Health Services Program for health insurance. Provides that it is unlawful for private health insurers to sell health insurance coverage that duplicates the coverage of the program. Requires the State to establish the Illinois Health Services Trust to provide financing for the program. The Chamber is monitoring this legislation as we anticipate healthcare reforms will become an active policy issue in 2021.

Last Action: Placed on Calendar 2nd Reading - Short Debate (March 18, 2021)

Primary Sponsor: [Representative Mary E. Flowers \(D\)](#)

**IL - HB66** MEDICAID-END MANAGED CARE

Categories: 2021 key legislation full list, healthcare council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o No recipient of medical assistance shall be required to enroll or transition to the State's managed care medical assistance program. The Department of Healthcare and Family Services shall not enter into any new contract or agreement with a managed care organization (MCO) to provide services where payment for medical services is made on a capitated basis. Provides that the Department shall not renew, reenter, renegotiate, change orders, or amend any contract or

agreement it entered into with an MCO that was solicited under a specified request for proposals. The Chamber opposes this bill due to the billions of dollars of taxpayer savings generated by the Medicaid Managed Care program.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Mary E. Flowers \(D\)](#)

### **IL - HB74** PAID FAMILY LEAVE ACT

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill requires private employers with 50 or more employees to provide 6 weeks of paid leave to an employee who takes leave: (1) because of the birth of a child of the employee and in order to care for the child; (2) to care for a newly adopted child under 18 years of age or a newly placed foster child under 18 years of age or a newly adopted or newly placed foster child older than 18 years of age if the child is incapable of self-care because of a mental or physical disability; or (3) to care for a family member with a serious health condition. Provides that paid family leave shall be provided irrespective of the employer's leave policies; and shall be provided to an employee who has been employed by the employer for at least one year. The Chamber opposes this legislation as it is a workplace mandate that dictates an employer's benefit structure.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Mary E. Flowers \(D\)](#)

### **IL - HB89** COMMUNITY BANK OF IL ACT

Categories: 2021 key legislation full list, general purpose legislation

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that the Department of Financial and Professional Regulation shall operate The Community Bank of Illinois. Provides that State funds must be deposited in the Bank. Specifies the authority of the advisory board of directors to the Bank. Specifies the powers of the Bank. Contains provisions concerning the guaranty of deposits and the Bank's role as a clearinghouse, the authorization of loans the General Revenue Fund, bank loans to farmers, limitations on loans by the Bank amongst other things. The Chamber opposes this legislation due to the increased regulatory power given to the state.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Mary E. Flowers \(D\)](#)

**IL - HB95 COMPANY-SPECIFIC SUBSIDIES**

Categories: 2021 key legislation full list, general purpose legislation

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Enters into the state into a compact, which may be entered into by any state and the District of Columbia, in which each member state agrees to not offer company-specific subsidies for companies currently located in or considering locating in the member state. This includes headquarters, real estate development, manufacturing and other ventures. Excludes existing subsidies until change of terms. The Chamber opposes this legislation as it will further push business away from the state.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Michael Halpin \(D\)](#)

**IL - HB117 SECURE CHOICE SAVINGS PROGRAM**

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that the Act applies to employers with at least one employee, rather than fewer than 25 employees. Provides for automatic increases in contributions. Makes changes regarding penalties for employers who fail, without reasonable cause, to enroll an employee in the Program. Provides that, for purposes of the penalties, the Department of Revenue shall determine total employee count for employers using the annual average from employer-reported quarterly data. Provides that the Department may provide notice regarding penalties in an electronic format to be determined by the Department.

Last Action: Do Pass as Amended / Short Debate Personnel & Pensions Committee; 006-002-000 (March 19, 2021)

Primary Sponsor: [Representative Will Guzzardi \(D\)](#)

**IL - HB118 WAGE THEFT-DAMAGES AMOUNT**

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose

- o This bill provides that an employee is entitled to recover damages of 5% (rather than 2%) of the amount of any underpayments in wages for each month following the date of payment during which such underpayments remain unpaid. The Chamber opposes this legislation due to the increased financial burden placed on employers.

Last Action: Placed on Calendar 2nd Reading - Short Debate (March 4, 2021)

Primary Sponsor: [Representative Will Guzzardi \(D\)](#)

### **IL - HB131** UNEMPLOY INS LABOR DISPUTE

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that a claimant is not disqualified from obtaining benefits during a period of unemployment caused by a labor dispute if the labor dispute is caused by the failure or refusal of the employer to comply with an agreement or contract between the employer and the claimant, including a collective bargaining agreement with a union representing the claimant, or a State or federal law pertaining to hours, wages, or other conditions of work. Provides that a claimant shall not be provided benefits for a period of the first 30 days following the commencement of unemployment caused by a labor dispute. Provides that the 30-day waiting period shall not apply if the employer hires a permanent replacement worker for the claimant's position. Provides that if the employer does not permit the claimant to return to his or her prior position upon conclusion of the dispute, the claimant shall be entitled to recover any benefits lost as a result of the 30-day waiting period before receiving benefits. The Chamber is opposed as it undermines the collective bargaining process and should be part of the agreed bill process.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Michael Halpin \(D\)](#)

### **IL - HB145** CORPORATE GIVEAWAYS COMPACT

Categories: 2021 key legislation full list, general purpose legislation

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill enters Illinois into the compact, which may be entered into by any state and the District of Columbia, in which each member state agrees not to offer or provide any company-specific tax incentive or company-specific grant to any entity. Also creates A "Phase Out Corporate Giveaways Board." The Chamber opposes this legislation's anti-growth strategy which will drive businesses to states outside of the proposed compact.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Bob Morgan \(D\)](#)

### **IL - HB146** INDIVIDUAL & SMALL GROUP RATES

Categories: 2021 key legislation full list, healthcare council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that all individual and small group accident and health policies written in compliance with the Patient Protection and Affordable Care Act must file rates with the Department of Insurance for approval. Provides that rate increases found to be unreasonable in relation to benefits under the policy provided shall be disapproved. The Department will approve or deny rate increases within 60 calendar days after the rate increase is filed. A rate increase that is not approved or denied by the Department on the 61st calendar day shall be automatically approved. The Chamber opposes this legislation due to the outsized power given to the Department of Insurance over private entities, lack of quantifiable rate standards concerning what is or is not “unreasonable.”

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Bob Morgan \(D\)](#)

### **IL - HB165** CARBON CAPTURE TASK FORCE

Categories: 2021 key legislation full list, energy council, environmental council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o Creates the Carbon Capture, Utilization, and Storage Legislation Task Force Act. Creates the Carbon Capture, Utilization, and Storage Legislation Task Force. Adds provisions governing Task Force membership, duties, powers, and compensation. Provides that the Task Force shall meet no less than once a month beginning in July 2021. Provides that the Task Force shall submit a report to the Governor and the General Assembly on or before December 31, 2021.

Last Action: House Committee Amendment No. 1 Tabled Pursuant to Rule 40 (March 22, 2021)

Primary Sponsor: [Representative Thomas M. Bennett \(R\)](#)

### **IL - HB166** CARBON DIOXIDE STORAGE

Categories: 2021 key legislation full list, energy council, environmental council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support

o This bill provides that a storage operator may not operate a storage facility without a reservoir permit issued by the Department of Natural Resources. Provides that a permit shall be issued if the storage operator: pays a fee to the Department of \$0.08 per ton of carbon dioxide estimated to be injected into a storage facility; and owns all of the pore space in a storage facility, or owns more than 50%, but less than 100% of the pore space within a storage facility and an application to the Department to amalgamate the remaining property interests has been granted. Provides that after carbon dioxide injections at a storage facility cease, the storage operator may apply for a certificate of completion. Provides requirements the Department shall find before issuing a certificate of completion. Provides that the Department may adopt rules and issue orders to enforce the Act. Provides for ownership and conveyance of pore space, mineral interests, title to carbon dioxide and liability, enhanced recovery projects, and restraint of trade.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Thomas M. Bennett \(R\)](#)

### **IL - HB209** FOOD SERVICE BAN LATEX GLOVES

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that a food service establishment may not permit employees to use latex gloves in the preparation and handling of food. Provides that, to encourage compliance, a food service establishment shall receive a notification of warning for the first violation. The Chamber opposes this legislation as it does not consider increased costs for employers, liability, or readily available alternatives.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Michelle Mussman \(D\)](#)

### **IL - HB229** USE/OCC TAX-BIODIESEL

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o This bill provides that diesel fuel must contain at least a stated percentage of biodiesel fuel oil by volume. Amends the Use Tax Act, the Service Use Tax Act, the Service Occupation Tax Act, and the Retailers' Occupation Tax Act. Makes changes concerning incentives for biodiesel to provide that the current exemptions for 100% biodiesel and biodiesel blends with more than 10% but no more than 99% biodiesel sunset on December 31, 2021. Provides that, with respect to 100% biodiesel and biodiesel blends with more than 20% but no more than 99% biodiesel, the

taxes do not apply to proceeds of sales made on or after January 1, 2022 and on or before June 30, 2024 but apply 100% of the proceeds of sales made thereafter.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Charles Meier \(R\)](#)

### **IL - HB245** ENVIRONMENT-ALTERNATE FUELS

Categories: 2021 key legislation full list, infrastructure council, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that the Act's purpose shall be to encourage the use of electric power (rather than alternate fuel) in vehicles for the purpose of reducing the risks from global warming. This bill also concerns rebates and fuel cost differential rebates.

Last Action: House Committee Amendment No. 1 Rule 19(c) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Sam Yingling \(D\)](#)

### **IL - HB264** CIV PRO-VENUE; TORT LIABILITY

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o This bill limits venue for actions against corporations, partnerships, and insurance companies. Provides that in actions in which no party is a resident of this State and over which another forum has jurisdiction, the court shall, upon motion, dismiss the action subject to specified conditions. Provides that joint and several liability attaches when a defendant is found to be 50%, rather than 25%, at fault. Limits amounts recovered for medical care, treatment, or services and caretaking expenses to the amounts actually paid for those expenses regardless of the amounts initially billed. The Chamber supports this legislation as it will reduce the number of frivolous lawsuits in Illinois courts.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Thomas M. Bennett \(R\)](#)

### **IL - HB283** FINANCIAL TRANSACTION TAX

Categories: 2021 key legislation full list, tax institute

Notes:



**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill imposes a tax on the privilege of engaging in a financial transaction on any of the following exchanges or boards of trade: the Chicago Stock Exchange, the Chicago Mercantile Exchange, the Chicago Board of Trade, or the Chicago Board Options Exchange. Provides that the tax is imposed at a rate of \$1 per transaction for all transactions for which the underlying asset is an agricultural product, a financial instruments contract, or an options contract. transactions executed via open outcry that are physically filled on the exchange floor are exempt from the tax. The Chamber opposes this legislation because a financial transaction would drive the affected exchanges from Illinois and as a result the tax would actually reduce Illinois tax revenues.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Mary E. Flowers \(D\)](#)

**IL - HB284 HOME RULE COMMODITY TAX**

Categories: 2021 key legislation full list, tax institute

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that a home rule municipality with 1,000,000 or more inhabitants may, by ordinance, levy a tax on stock, commodity or options transactions. The Chamber opposes this legislation because a tax of this type, if enacted, would drive the affected exchanges from the City of Chicago and, if enacted in combination with HB 284 from Illinois. As a result, the legislation would actually result in a reduction of tax revenues to the City of Chicago and the State of Illinois.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Mary E. Flowers \(D\)](#)

**IL - HB353 MIN WAGE-ESSENTIAL WORKERS**

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Increases the minimum wage to \$20 per hour for essential workers for the duration of the COVID-19 public health emergency. The Chamber opposes this legislation due to the increased financial burden it will place on already-struggling employers during the COVID-19 pandemic.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Mary E. Flowers \(D\)](#)

**IL - HB415 WATER & WASTEWATER ALLOCATION**

Categories: 2021 key legislation full list, energy council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: No Position
- o Provides that a public utility that provides both water and wastewater services may request in a general rate case proceeding that the Illinois Commerce Commission allocate a portion of the public utility's wastewater service revenue requirement for recovery through water service base rates, allocate a portion of the public utility's water service revenue requirement through wastewater base rates, or for the combination of that public utility's water service and wastewater service revenue requirements. Provides that as part of any proceeding, the public utility shall present evidence to establish, and the Commission shall consider, specified factors. Provides that if the Commission finds that an allocation or combination is in the public interest, the Commission shall enter an order approving such allocation or combination of the public utility's water and wastewater service revenue. Provides that the water service revenue requirement or wastewater service revenue requirement may not be increased by more than 3.5% through an allocation from the water service revenue requirement or wastewater service revenue requirement.

Last Action: Do Pass / Short Debate Public Utilities Committee; 022-003-000 (March 22, 2021)

Primary Sponsor: [Representative LaToya Greenwood \(D\)](#)

**IL - HB559 BIPA-PROCEDURE-LIMIT DAMAGES**

Categories: 2021 key legislation full list, technology council, chamber initiative

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Initiative
- o A private entity in possession of biometric identifiers shall make their policy available to the person from whom biometric information is to be collected or was collected. If within the 30 days the private entity actually cures the noticed violation and provides the aggrieved person an express written statement that the violation has been cured and that no further violations shall occur, no action for individual statutory damages or class-wide statutory damages may be initiated against the private entity. Provides that if a private entity continues to violate the Act, the aggrieved person may initiate an action against the private entity and may pursue statutory damages for each breach of the express written. A prevailing party may recover: against a private entity that negligently violates the Act, actual damages (rather than liquidated damages of \$1,000 or actual damages, whichever is greater); or against a private entity that willfully violates

the Act, actual damages plus liquidated damages up to the amount of actual damages. The Chamber supports this legislation to prevent frivolous and costly lawsuits which number over 1,000.

Last Action: Placed on Calendar 2nd Reading - Short Debate (March 17, 2021)

Primary Sponsor: [Representative Jim Durkin \(R\)](#)

### **IL - HB560** BIPA-VIOLATION

Categories: 2021 key legislation full list, technology council, chamber initiative

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Initiative
- o This bill deletes a provision regarding a right of action. Provides instead that any violation that results from the collection of biometric information by an employer for employment, human resources, fraud prevention, or security purposes is subject to the enforcement authority of the Department of Labor. Provides that an employee may file with the Department a violation by submitting a complaint form within one year from the date of the violation. Any other violation of the Act constitutes a violation of the Consumer Fraud and Deceptive Business Practices Act, with enforcement by the Attorney General. The Chamber supports this legislation to prevent frivolous and costly lawsuits which number over 1,000.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Jim Durkin \(R\)](#)

### **IL - HB570** TOBACCO PRODUCTS-RATE

Categories: 2021 key legislation full list, tax institute, chamber initiative

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Initiative
- o This bill provides that, beginning on January 1, 2022, the tax per cigar or other rolled tobacco product shall not exceed \$0.50 per cigar or roll. Provides that distributors are allowed a discount in the amount of 2% of the distributor's tax liability, but not to exceed \$2,000 per return. This legislation is a Chamber initiative. The legislation will reduce the current price differential between bricks and mortar sellers and internet sellers. Internet sellers currently have a price advantage over retail sellers because internet retailers of cigars are not subject to the Tobacco Products Tax.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Jonathan Carroll \(D\)](#)

**IL - HB616** FAMILY AND MEDICAL LEAVE ACT

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that employees are entitled to 12 weeks of leave during a calendar year. Provides that leave may be used for absence from work due to (1) personal illness, injury, or medical appointment of the employee, (2) illness, injury, or medical appointment of a member of the employee's family, or (3) the birth of a child or the adoption of a child under one year of age. Requires the employer to pay the cost of health insurance applicable to the employee during the period of leave. Requires that the employee be returned to his or her position or an equivalent position upon completion of the family and medical leave period. The Chamber opposes this legislation as it is a workplace mandate that dictates an employer's benefit structure.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Terra Costa Howard \(D\)](#)

**IL - HB700** DEPT OF HUMAN RTS-POWERS

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that the Department of Human Rights may petition and shall be permitted as a matter of right to intervene as a party in the proceeding if the Commission determines that: (i) the case involves matters of public interest or importance beyond the issues in the case; (ii) the Department has an interest different from one or more of the parties; (iii) the expertise of the Department makes it better suited to articulate a particular point of view; or (iv) the representation of the Department's interest by existing parties is or may be inadequate and the Department will or may be bound by an order or judgment in the action. Provides that the Department, as an intervenor, shall have all of the rights of an original party. Allows the Attorney General to intervene on behalf of the Department in a civil action filed by a complainant in State or federal court. The Chamber opposes this legislation as the Human Rights Department is to be an impartial investigative agency which this bill changes dramatically.

Last Action: Do Pass / Short Debate Judiciary - Civil Committee; 010-006-000 (March 23, 2021)

Primary Sponsor: [Representative Ann M. Williams \(D\)](#)

**IL - HB705** NATURAL GAS-VERIFIED LEAKS

Categories: 2021 key legislation full list, energy council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o This bill provides that, in the case of a verified facility leak, the owner and operator of the underground natural gas storage facility is responsible for specified actions.

Last Action: House Floor Amendment No. 1 Rules Refers to Energy & Environment Committee (March 11, 2021)

Primary Sponsor: [Representative Bob Morgan \(D\)](#)

**IL - HB707 TELEHEALTH INSURANCE COVERAGE**

Categories: 2021 key legislation full list, healthcare council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Under Review
- o Concerning coverage for telehealth services, this bill provides that if an individual or group policy of accident or health insurance provides coverage for telehealth services, reimbursement for services provided through telehealth services shall be equivalent to reimbursement for the same services provided through in-person consultation. This legislation would require insurance providers to reimburse telehealth visits at the same rate as in-person visits.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Daniel Didech \(D\)](#)

**IL - HB711 PRIOR AUTHORIZATION REFORM ACT**

Categories: 2021 key legislation full list, healthcare council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides requirements concerning disclosure and review of prior authorization requirements, denial of claims or coverage by a utilization review organization, and the implementation of prior authorization requirements or restrictions. Provides requirements concerning a utilization review organization's obligations with respect to prior authorizations in nonurgent circumstances, urgent health care services, and emergency health care services. Provides that a utilization review organization shall not require prior authorization under specified circumstances. Provides requirements concerning the length of prior authorizations. Provides that health care services are automatically deemed authorized if a utilization review organization fails to comply with the requirements of the Act. Provides that the Director of Insurance may impose an administrative fine not to exceed \$250,000 for violations of the Act. Prior Authorization is required because

health planes covers things that are medically necessary. The Chamber Opposes these changes as prior authorization is a best practice to ensure that coverage costs due not increase.

Last Action: Placed on Calendar 2nd Reading - Short Debate (March 17, 2021)

Primary Sponsor: [Representative Greg Harris \(D\)](#)

### **IL - HB804** CLEAN ENERGY JOBS ACT

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o Amongst numerous other things, this bill creates the Clean Jobs, Workforce and Contractor Equity Act. Also, creates the Equity and Empowerment in Clean Energy Advisory Board.

Last Action: Placed on Calendar 2nd Reading - Short Debate (March 18, 2021)

Primary Sponsor: [Representative Ann M. Williams \(D\)](#)

### **IL - HB860** PROP TX-INCOME PROPERTY

Categories: 2021 key legislation full list, tax institute

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o This is the Cook County Assessor Legislation. It is claimed as “Data modernization” legislation that requires commercial property owners, and renters that pay property tax, would have to give up a lot more income information to the Assessor. The ostensible purpose would be “better” assessments because of increased property information. The Chamber opposes this legislation due to aforementioned reasons.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative William Davis \(D\)](#)

### **IL - HB1734** RENEWABLE ENERGY-VEHICLES

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Monitor

o This bill specifies the goals for procurement of renewable energy credits and cost-effective renewable energy resources that shall be included in the long-term renewable resources procurement plan and makes other changes concerning these procurements and provides for the calculation of the cost of equity for the purposes of recovering all reasonable and prudently

incurred costs of energy efficiency measures from retail customers. Provides that savings of fuels other than electricity achieved by measures that educate about, incentivize, encourage, or otherwise support the use of electricity to power vehicles shall count towards the applicable annual incremental goal and shall not be included in determining certain limits. Amends the Public Utilities Act. Provides that an electric utility that serves less than 3,000,000 retail customers but more than 500,000 customers in this State may plan for, construct, install, control, own, manage, or operate photovoltaic electricity production facilities and any energy storage facilities that are planned for, constructed, installed, controlled, owned, managed, or operated in connection with photovoltaic electricity production facilities without obtaining a certificate of public convenience and necessity subject to specified terms and conditions. Provides that a public utility that provided electric service to at least 1,000,000 retail customers in Illinois and gas service to at least 500,000 retail customers in Illinois may elect to recover its natural gas delivery services costs through a performance-based rate.

Last Action: Do Pass / Short Debate Public Utilities Committee; 024-000-000 (March 22, 2021)

Primary Sponsor: [Representative LaToya Greenwood \(D\)](#)

### **IL - HB1745** INS-PRESCRIPTION DRUG BENEFITS

Categories: 2021 key legislation full list, healthcare council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill requires health insurance carriers that provide coverage for prescription drugs to ensure that, within service areas and levels of coverage specified by federal law, at least half of individual and group plans meet one or more of the following criteria: apply a pre-deductible and flat-dollar copayment structure to the entire drug benefit, limit a beneficiary's monthly out-of-pocket financial responsibility for prescription drugs to a specified amount, or limit a beneficiary's annual out-of-pocket financial responsibility for prescription drugs to a specified amount. Provides that all plans for prescription drugs offered under the amendatory Act must be clearly and appropriately named, marketed in the same manner as other plans offered by the health insurance carrier, and offered for purchase to any individual and group plan sponsor. The Chamber opposes coverage mandates due to increased cost for employers.

Last Action: Do Pass as Amended / Consent Calendar Prescription Drug Affordability & Accessibility Committee; 018-000-000 (March 25, 2021)

Primary Sponsor: [Representative Greg Harris \(D\)](#)

### **IL - HB1747** UTILITIES-IMPORTS&EXPORTS

Categories: 2021 key legislation full list, energy council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o Provides that the Illinois Commerce Commission shall conduct at least one workshop and issue a report that identifies the volumes, generation sources by fuel type, and market values of hourly electricity imports to and exports from Illinois for the years 2016, 2017, 2018, 2019, and 2020.

Last Action: Do Pass as Amended / Short Debate Public Utilities Committee; 025-000-000 (March 22, 2021)

Primary Sponsor: [Representative Eva Dina Delgado \(D\)](#)

**IL - HB1764 BIPA-LIMIT ON ACTIONS**

Categories: 2021 key legislation full list, technology council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o Changes the definition of "written release" to include electronic consents and releases. Provides that the Attorney General has the sole authority to enforce this Act. An action may be brought to enforce this Act only if a violation of this Act causes actual harm. Exempts an employer from the Act if the employer is using biometric identifiers and biometric information for specified purposes. Repeals a provision providing for a private right of action.

Last Action: House Committee Amendment No. 1 Rule 19(c) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Keith R. Wheeler \(R\)](#)

**IL - HB1830 COVID19-LIMITED LIABILITY ACT**

Categories: 2021 key legislation full list, general purpose legislation

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o This bill provides that a person shall not bring or maintain a civil action alleging exposure or potential exposure to COVID-19 unless: the civil action relates to a minimum medical condition; the civil action involves an act that was intended to cause harm; or the civil action involves an act that constitutes actual malice. Provides, with exceptions, that a person who possesses or is in control of a premises shall not be liable for civil damages for any injuries sustained from the individual's exposure to COVID-19. any person who designs, manufactures, labels, sells, distributes, or donates household disinfecting or cleaning supplies, personal protective equipment, or a qualified product in response to COVID-19 shall not be liable in a civil action alleging personal injury, death, or property damage caused by or resulting from the qualified



product. The Chamber supports this legislation as it will reduce liability for businesses operating in the midst of the pandemic, or businesses offering assistance to the State.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Jim Durkin \(R\)](#)

### **IL - HB1839** DCEO-GOOD CORPORATE CITIZEN

Categories: 2021 key legislation full list, general purpose legislation

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o This bill provides that the Department of Commerce and Economic Opportunity may require a business organization to agree to certain terms that ensure the business is a good corporate citizen as a condition for receiving development assistance. Provides that a business that cannot truthfully agree to any required terms shall be ineligible for the development assistance. Specifies terms that may be required. Provides that compliance with good corporate citizen eligibility is required throughout a development assistance agreement. Provides that the Department may seek revocation of any credits or exemptions that were earned or used during a time when the business or its corporate parent or affiliate was not in compliance with any applicable requirements. The Chamber opposes this legislation as it grants DCEO outsized regulatory control over business operation as well as its lack of a concrete definition of a “good corporate citizen.”

Last Action: Placed on Calendar 2nd Reading - Short Debate (March 18, 2021)

Primary Sponsor: [Representative Margaret Croke \(D\)](#)

### **IL - HB1846** COUNTIES-MOTOR FUEL

Categories: 2021 key legislation full list, infrastructure council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Under Review

o Amends the County Motor Fuel Tax Law in the Counties Code. Provides that any county (currently, DuPage, Kane, Lake, Will, and McHenry counties only) may impose a tax upon all persons engaged in the business of selling motor fuel. Provides that, in addition to other uses currently allowed by law, the proceeds from the tax shall be used for the purpose of maintaining and constructing essential transportation-related infrastructure.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Will Guzzardi \(D\)](#)

### **IL - HB1855** DCEO-INNOVATION VOUCHER PROG

Categories: 2021 key legislation full list, general purpose legislation

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o This bill provides that the Department of Commerce and Economic Opportunity is authorized to establish the Illinois Innovation Voucher Program for the purpose of fostering research and development in key industry clusters leading to the creation of new products and services that can be marketed by Illinois businesses. Provides that the Department may award innovation vouchers to eligible businesses to offset a portion of expenses incurred through a collaborative research engagement with an Illinois institution of higher education. The Chamber supports this legislation promotion of business innovation. Maryland has had great success with a similar program.

Last Action: Do Pass / Consent Calendar State Government Administration Committee; 008-000-000 (March 24, 2021)

Primary Sponsor: [Representative Jay Hoffman \(D\)](#)

### **IL - HB1938 USE TAX-MULTISTATE**

Categories: 2021 key legislation full list, tax institute, chamber initiative

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Initiative
- o Amends the Use Tax Act and the Service Use Tax Act. Provides that the multistate exemption includes the return of property of an out-of-State lessor or purchaser to this State for storage, repair, or refurbishment, so long as the property is not used by a lessee or purchaser in this State.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Tony McCombie \(R\)](#)

### **IL - HB2370 INS-COST SHARING/PRESCRIPTIONS**

Categories: 2021 key legislation full list, healthcare council

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that a group or individual policy of accident and health insurance amended, delivered, issued, or renewed on or after the effective date of the amendatory Act that provides coverage for prescription drugs shall limit the total amount that an insured is required to pay for a

30-day supply of covered prescription drugs at an amount not to exceed \$100. The Chamber opposes coverage mandates due to increased cost for employers.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Dagmara Avelar \(D\)](#)

### **IL - HB2379 SMALL WIRELESS FACILITY-REPEAL**

Categories: 2021 key legislation full list, technology council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Support

o Amends the Small Wireless Facilities Deployment Act. Provides that the Act is repealed on December 31, 2026 (currently, June 1, 2021).

Last Action: Do Pass / Short Debate Public Utilities Committee; 020-000-000 (March 22, 2021)

Primary Sponsor: [Representative Lawrence Walsh, Jr. \(D\)](#)

### **IL - HB2381 EPA-AIR QUALITY FUND**

Categories: 2021 key legislation full list, energy council, environmental council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Monitor

o This bill creates the Air Quality Enforcement and Mitigation Fund. Provides that the Agency shall expend 30% of moneys from the Fund for staffing and other functions of the Agency that benefit environmental protection communities and are related to one or more specified purposes. Directs the Agency to establish an Air Quality Community Impact Grant Program to provide grants to nonprofit entities, local health departments, local environmental departments, and school districts to carry out the purposes. Requires 70% of moneys from the Fund to be expended for grants under the Program for specified purposes in the community or nearby community where a violation occurred. Requires the Agency to adopt rules to implement the Program. Provides that the Agency, in collaboration with environmental interest groups, shall develop a process to identify environmental protection communities. Requires the Agency to post on its website, and otherwise make publicly available, an annual report on the purposes for which grants were awarded under the Program.

Last Action: House Committee Amendment No. 1 Tabled Pursuant to Rule 40 (March 22, 2021)

Primary Sponsor: [Representative Sonya M. Harper \(D\)](#)

### **IL - HB2385 EPA-MONITORING-ETHYLENE OXIDE**

Categories: 2021 key legislation full list, environmental council

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Joyce Mason \(D\)](#)

### **IL - HB2406** INS-COVID VACCINE COVERAGE

Categories: 2021 key legislation full list, healthcare council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that an individual or group policy of accident and health insurance or managed care plan in effect on and after March 9, 2020 must provide coverage for the cost of administering a COVID-19 vaccination. The Chamber opposes coverage mandates due to increased cost for employers.

Last Action: Do Pass as Amended / Short Debate Insurance Committee; 012-007-000 (March 25, 2021)

Primary Sponsor: [Representative Sue Scherer \(D\)](#)

### **IL - HB2424** DCEO-COVID RELIEF PROGRAM

Categories: 2021 key legislation full list, chamber initiative, general purpose legislation

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Initiative
- o This Provides that of the federal funds received by the State for purposes related to the COVID-19 public health emergency, 25% of any such funds received on or after March 1, 2021 shall be allocated for use by the Coronavirus Business Interruption Grant Program (BIG Program). This bill is a Chamber initiative. The Chamber supports the continuation of the BIG program due to the continued financial need of Illinois small businesses.

Last Action: House Committee Amendment No. 1 Rule 19(c) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Margaret Croke \(D\)](#)

### **IL - HB2477** COVID19-SMALL BUSINESS RELIEF

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o This bill provides that an employer shall not be liable in a civil action claiming an injury from exposure or potential exposure to COVID-19 if the act or omission alleged to violate a duty of

care of the employer was in compliance or consistent with guidance applicable at the time of the alleged exposure. Provides that the Director of the Department of Employment Security may establish a temporary unemployment tax holiday for the purposes of providing temporary tax payment relief to an eligible employer in the State. Allows for the development and implementation of an unemployment benefits claims-processing and contribution-management model pilot program that is operated by a responsible private entity or administrator amongst other things.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Deanne M. Mazzochi \(R\)](#)

### **IL - HB2524** VEH CD-FREIGHT TRAIN LENGTH

Categories: 2021 key legislation full list, infrastructure council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that no railroad operating within this State on any main line or any other line shall operate, or permit to be operated, any train that exceeds 8,500 feet in length. Contains a statement of legislative purpose, and defines "main line", "railroad", "train", and "train length".

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Jay Hoffman \(D\)](#)

### **IL - HB2571** COVID-19 IMMUNITY ACT

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Provides that an individual, business, or unit of local government shall not be liable in a civil action claiming an injury from exposure or potential exposure to COVID-19 if the act or omission alleged to violate a duty of care of the individual, business, or unit of local government was in compliance or consistent with federal or State regulations, a presidential or gubernatorial executive order, or guidance applicable at the time of the alleged exposure. Provides that immunity does not apply to willful misconduct, reckless infliction of harm, or intentional infliction of harm. The Chamber supports this legislation as it limits liability for businesses operating during the COVID-19 pandemic.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Mike Murphy \(R\)](#)

### **IL - HB2583** INC TX-SMALL BUSINESS ACCT

Categories: 2021 key legislation full list, chamber initiative, tax institute

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Initiative
- o This bill amends the Illinois Income Tax Act. Creates an income tax deduction for an amount of up to \$50,000 per tax year contributed to a small business asset purchase account and all interest earned on such accounts during the tax year. Provides that a "small business asset purchase account" means an account established by a taxpayer, the proceeds of which are used to purchase property used primarily in Illinois for which a federal income tax deduction is claimed under Section 179 of the Internal Revenue Code. Provides an addition modification for amounts withdrawn from a small business asset purchase account that are not used for qualified purchases. Amends the Uniform Penalty and Interest Act to establish a penalty for improper use of moneys in a small business asset purchase account.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Mike Murphy \(R\)](#)

### **IL - HB2595 INSURANCE-MENTAL HEALTH**

Categories: 2021 key legislation full list, healthcare council

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that every insurer that amends, delivers, issues, or renews a group or individual policy of accident and health insurance or a qualified health plan offered through the health insurance marketplace in the State and Medicaid managed care organizations providing coverage for hospital or medical treatment shall provide coverage for medically necessary treatment of mental, emotional, nervous, or substance use disorders or conditions. Provides that an insurer shall not limit benefits or coverage for medically necessary services on the basis that those services should be or could be covered by a public program. Provides that an insurer shall base any medical necessity determination or the utilization review criteria on current generally accepted standards of mental, emotional, nervous, or substance use disorder or condition care. Provides that in conducting utilization review of covered health care services and benefits for the diagnosis, prevention, and treatment of mental, emotional, and nervous disorders or conditions in children, adolescents, and adults, an insurer shall exclusively apply the criteria and guidelines set forth in the most recent versions of the treatment criteria developed by the nonprofit professional association for the relevant clinical specialty. Provides that an insurer shall not apply different, additional, conflicting, or more restrictive utilization review criteria than the criteria and guidelines set forth in the treatment criteria. Provides that the Director may, after appropriate notice and

opportunity for hearing, assess a civil penalty between \$5,000 and \$20,000 for each violation. Amends the Health Carrier External Review Act. Provides that independent review organization shall comply with specified requirements for an adverse determination or final adverse determination involving mental, emotional, nervous, or substance use disorders or conditions. The Chamber is monitoring and would like to part of the overall discussion on any changes to insurance coverage related to mental health and substance abuse.

Last Action: Do Pass / Short Debate Mental Health & Addiction Committee; 016-000-000 (March 26, 2021)

Primary Sponsor: [Representative Deb Conroy \(D\)](#)

### **IL - HB2619** UTILITIES-INTERVENOR COMP

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Under Review
- o This bill provides that the Illinois Commerce Commission shall award reasonable advocate's fees, reasonable expert witness fees, and other reasonable costs of preparation for and participation in a hearing or proceeding to a customer that complies with specified procedures and makes a contribution to the adoption of the Commission's order or decision and participation or intervention without an award of fees or costs imposes a significant financial hardship. Creates provisions concerning procedures; calculation of awards; payments and cost recovery; denial of payments; the Illinois Commerce Commission Intervenor Compensation Fund; pre-proceeding grants; and rulemaking. Amends the State Finance Act to create the Illinois Commerce Commission Intervenor Compensation Fund. Makes conforming changes in the Illinois Administrative Procedure Act and the State Finance Act. Amends the Public Utilities Act. Creates provisions concerning restitution for misconduct; the Multi-Year Integrated Grid Plan; residential time-of-use pricing; and performance-based ratemaking.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Theresa Mah \(D\)](#)

### **IL - HB2640** RENEWABLE ENERGY-VARIOUS

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o Provides that a business that intends to establish a new utility-scale solar power facility may apply for a high impact business designation. Amends the Illinois Power Agency Act. Increases the long-term renewable procurement plan goals after the 2025 delivery year. Requires the long-

term renewable procurement plan to include the procurement of new renewable energy credits. Provides that the Adjustable Block program shall be designed to be continuously open. Authorizes utilities to recover certain costs related to the Adjustable Block program. Excludes certain costs from a limitation on the costs of the Adjustable Block program. Requires the Agency to include a plan to procure energy from energy storage resources as part of its procurement plan for 2021.

Last Action: Placed on Calendar 2nd Reading - Short Debate (March 18, 2021)

Primary Sponsor: [Representative William Davis \(D\)](#)

### **IL - HB2647 CLEAN JOBS WORKFORCE EQUITY**

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Creates the Clean Jobs, Workforce, and Contractor Equity Act. Creates the Equity and Empowerment in Clean Energy Advisory Board to administer the Clean Jobs Workforce Hubs Network Program, the Expanding Clean Energy Entrepreneurship and Contractor Incubator Network Program, the Returning Residents Clean Jobs Training Program, and the Illinois Clean Energy Black, Indigenous, and People of Color Primes Contractor Accelerator Programs. Establishes the Returning Residents Clean Jobs Training Program within the Department of Commerce and Economic Opportunity to assist inmates in their rehabilitation through training that prepares them to successfully hold employment in the clean energy jobs sector upon their release from incarceration. Requires the Department of Commerce and Economic Opportunity to create an Illinois Clean Energy Black, Indigenous, and People of Color Primes Contractor Accelerator Program. Creates the Illinois Clean Energy Jobs and Justice Fund Act to ensure access to financial products that allow Illinois residents and businesses to invest in clean energy. Creates the Community Energy, Climate, and Jobs Planning Act to aid local governments in developing a comprehensive approach to combining different energy, climate, and jobs programs and funding resources to achieve complementary impact.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Kambium Buckner \(D\)](#)

### **IL - HB2649 INS-HEALTH CARE/TMJ DISORDERS**

Categories: 2021 key legislation full list, healthcare council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose



o In provisions concerning coverage for the reasonable and necessary medical treatment of temporomandibular joint disorder and craniomandibular disorder, provides that on or after the effective date of the amendatory Act, every insurer that delivers or issues for delivery in the State a group accident and health policy providing coverage for hospital, medical, or surgical treatment on an expense-incurred basis shall offer coverage (rather than offer optional coverage for an additional premium) for the reasonable and necessary medical treatment of temporomandibular joint disorder and craniomandibular disorder. Removes provisions that provide that the group policyholder shall accept or reject optional coverage in writing on the application or an amendment to the master group policy and that an insurer may offer coverage for temporomandibular joint disorder and craniomandibular disorder as part of a policy's basic coverage instead of optional coverage. The Chamber opposes coverage mandates due to increased cost for employers.

Last Action: Placed on Calendar 2nd Reading - Short Debate (March 18, 2021)

Primary Sponsor: [Representative Lance Yednock \(D\)](#)

### **IL - HB2767 EPA-ENVIRONMENTAL JUSTICE**

Categories: 2021 key legislation full list, energy council, environmental council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that the Environmental Protection Agency shall ensure that possible adverse economic, social, and environmental effects on environmental justice communities relating to any permit or permit renewal have been fully considered prior to publishing a draft permit or permit renewal for public comment, and that the final decision on the permit or permit renewal is made in the best overall public interest. Provides that any person or entity seeking a permit or permit renewal in an environmental justice community shall give public notice with specified information to the residents of the environmental justice community. Provides that environmental justice community residents shall have 90 days following a community meeting to submit comments to the Agency. Provides that a permit applicant for permitted activity sited in an environmental justice community shall enter into a community benefits agreement with the unit of local government in whose jurisdiction the permit applicant has applied. Provides that the community benefits agreement must, at a minimum, contain provisions requiring the permit applicant to mitigate the environmental and public health impact of the permitted activity in the environmental justice community

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Theresa Mah \(D\)](#)

### **IL - HB2880 DIGITAL IDENTITY ASSET-ROYALTY**

Categories: 2021 key legislation full list, technology council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that individuals and entities have intellectual property rights in their digital identity assets. Provides for the payment of royalties to individuals and entities for access, for the purpose of commercial advertising, to their digital assets. Authorizes civil actions for actual damages and statutory damages. Limits liability of State and local government. The Chamber opposes this bill.

Last Action: House Committee Amendment No. 1 Rule 19(c) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Deanne M. Mazzochi \(R\)](#)

**IL - HB2948** INS-HEALTH SAVINGS ACCOUNTS

Categories: 2021 key legislation full list, healthcare council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Amongst other things. This bill sets forth provisions concerning eligibility for health savings accounts. Provides that an HSA-eligible high deductible health plan is exempt from specified requirements but only until the deductible has been met and only to the extent necessary to allow the policy to satisfy specified federal criteria. Provides that for any HSA-eligible high deductible health plan issued, delivered, amended, or renewed on or after January 1, 2022, a company shall expressly identify the policy as HSA-eligible in all policy forms and in all sales and marketing materials.

Last Action: Do Pass / Short Debate Insurance Committee; 016-002-000 (March 25, 2021)

Primary Sponsor: [Representative Bob Morgan \(D\)](#)

**IL - HB2965** WORKERS COMP EMPLOYEE TRAVEL

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o Provides that accidental injuries sustained while traveling to or from work do not arise out of and in the course of employment, except under specified circumstances. Provides that the injury may arise out of and in the course of employment if, at the time of the injury, the employee was performing acts the employer instructed the employee to perform, acts that the employee had a

common law or statutory duty to perform while performing duties for his employer, or acts that the employee might be reasonably expected to perform incident to his assigned duties.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Dan Ugaste \(R\)](#)

### **IL - HB3003** COVID-19 LIABILITY ACT

Categories: 2021 key legislation full list, chamber initiative, general purpose legislation

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support

- o Chamber Initiative

- o This bill provides that no individual or entity engaged in businesses, services, activities, or accommodations shall be liable in any coronavirus exposure action unless the plaintiff proves specified elements by clear and convincing evidence. Provides that no health care provider shall be liable in a coronavirus-related medical liability action unless the plaintiff proves certain requirements by clear and convincing evidence. Provides that an employer conducting testing for coronavirus at the workplace shall not be liable for any action or personal injury directly resulting from such testing. The Chamber supports this legislation as it limits liability for businesses operating during the COVID-19 pandemic.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Mark Batinick \(R\)](#)

### **IL - HB3028** INC TX-BUSINESS INCOME

Categories: 2021 key legislation full list, tax institute

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support

- o Amends the Illinois Income Tax Act. In provisions concerning business income of persons other than residents, removes provisions providing that sales of tangible personal property are in this State if the property is shipped from an office, store, warehouse, factory or other place of storage in this State and the purchaser is not subject to tax in the state of the purchaser.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Keith R. Wheeler \(R\)](#)

### **IL - HB3033** USE/OCC TX-CENTRAL PURCHASING

Categories: 2021 key legislation full list, tax institute, chamber initiative

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Initiative
- o Amends the Use Tax Act, the Service Use Tax Act, the Service Occupation Tax Act, and the Retailers' Occupation Tax Act. Provides that the exemption for the use or sale of tangible personal property purchased from an Illinois retailer by a taxpayer engaged in centralized purchasing activities in Illinois who will temporarily store the property in Illinois (i) for the purpose of subsequently transporting it outside this State for use or consumption solely outside this State or (ii) for the purpose of being processed, fabricated, or manufactured into, attached to, or incorporated into other tangible personal property to be transported outside this State and used or consumed solely outside this State sunsets on June 30, 2022 (currently, June 30, 2016).

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Keith R. Wheeler \(R\)](#)

**IL - HB3034** INC TX-INVESTMENT CREDIT

Categories: 2021 key legislation full list, tax institute, chamber initiative

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o This bill amends the Illinois Income Tax Act. Creates an income tax credit in an amount equal to 1% of the expenses claimed by the taxpayer as a federal income tax deduction pursuant to Section 179 of the Internal Revenue Code for the tax year. Provides that the taxpayer may sell, assign, or transfer the credit. Provides that the maximum aggregate amount of credits awarded for those purposes may not exceed \$45,000,000 in any calendar year. Amends the Uniform Penalty and Interest Act to provide that, if the amount of the credit is reduced because the claims for credit exceed the maximum aggregate amount of the credit, then no underpayment penalty or interest shall accrue on the additional tax so long as the additional tax is paid within 60 days after the notice of reduction.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Keith R. Wheeler \(R\)](#)

**IL - HB3038** FALSE CLAIMS ACT-TAX CLAIMS

Categories: 2021 key legislation full list, chamber initiative, tax institute

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Initiative

o This bill amends the Illinois False Claims Act. Provides that no court has jurisdiction over a civil action relating to or involving a false claim regarding certain tax acts administered by the Department of Revenue unless the action is brought by the Attorney General. Provides that the Department has the sole authority to bring an administrative action and that the Attorney General has the sole authority to bring a judicial action under the Act for a false claim, statement, or record pertaining to certain taxes administered by the Department. Contains provisions concerning reporting, investigative, and enforcement procedures for allegations of false claims pertaining to certain taxes. Contains provisions governing the payment of rewards to persons who provide information that leads to recovery of funds under the new provisions. Provides that the appeal of a determination regarding an award may be appealed exclusively to the Court of Claims and must be filed within 30 days of the determination of the award. Makes other changes, including a corresponding change in the Court of Claims Act. The Chamber strongly supports this legislation as it carves out taxes from the False Claims Act.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Keith R. Wheeler \(R\)](#)

### **IL - HB3066 NON-COMPETE HIGHER THRESHOLD**

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Support

o This bill provides that a covenant not to compete shall not be valid or enforceable unless the employee's actual or expected annualized rate of earnings exceeds \$75,000 per year on the effective date of the amendatory Act, \$80,000 per year beginning on January 1, 2027, \$85,000 per year beginning on January 1, 2032, or \$90,000 per year beginning on January 1, 2037 (rather than no employer shall enter into a covenant not to compete with any low-wage employee of the employer). Provides that a covenant not to solicit shall not be valid or enforceable unless the employee's actual or expected annualized rate of earnings exceeds \$45,000 per year. Provides that a covenant not to compete is void and illegal for any employee who an employer terminates or furloughs as the result of business circumstances or governmental orders related to the COVID-19 pandemic, or under circumstances that are similar to the COVID-19 pandemic, unless enforcement of the covenant not to compete includes compensation equivalent to the employee's base salary at the time of termination for the period of enforcement minus compensation earned through subsequent employment during the period of enforcement.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Kelly M. Burke \(D\)](#)

### **IL - HB3090 ENVIRONMENTAL JUSTICE ACT**

Categories: 2021 key legislation full list, energy council, environmental council

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill creates the Environmental Justice Act. Creates the Illinois Environmental Justice Advisory Council to provide independent advice and recommendations to the Governor, the Environmental Protection Agency, and the other State agencies about broad, cross-cutting issues related to environmental justice and on policies, practices, and specific actions. Requires the Agency to: (1) develop and implement a strategy prioritizing enforcement in neighborhoods with environmental justice populations; (2) compile an annual report detailing the number and types of enforcement actions in neighborhoods with environmental justice populations; (3) establish and maintain a supplemental environmental project bank with specified requirements; (4) publish a progress report on environmental justice no less often than every 5 years; and (5) work with the Department of Public Health to establish health risk assessment guidelines and develop an online mapping that identifies specified information. Contains requirements for environmental impact reports. Requires the Director of the Agency to appoint a Director of Environmental Justice within the Agency to perform specified duties. Provides that State agencies shall (1) designate an environmental justice coordinator for each State agency to perform specified actions and (2) develop a specific policy or strategy to promote environmental justice. Establishes the Interagency Environmental Justice Working Group to maximize State resources, research, and technical assistance to further the purposes of the Act and of environmental justice in the State.

Last Action: Do Pass / Short Debate Energy & Environment Committee; 018-011-000 (March 22, 2021)

Primary Sponsor: [Representative Sonya M. Harper \(D\)](#)

### **IL - HB3092 EPA-ENVIRONMENTAL JUSTICE**

Categories: 2021 key legislation full list, energy council, environmental council

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Requires the Environmental Protection Agency to analyze impacts on environmental justice communities of permits for specified facilities. Contains requirements for public notice and hearings under the provisions. Provides that the provisions shall not apply to permits issued by the Agency pursuant to authority delegated from the United States pursuant to specified federal provisions.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Sonya M. Harper \(D\)](#)

**IL - HB3115 RENEWABLE GAS/LOW-CARBON FUELS**

Categories: 2021 key legislation full list, energy council

Notes:

**Synopsis & Chamber Position**

o Chamber Position: Under Review

o Provides that a public utility that provides natural gas distribution services in the State shall incorporate low-carbon fuels into its gas supply portfolio. Provides for goals for the total amount of renewable gas and other low-carbon fuels incorporated by the natural gas utility. Provides that for purposes of meeting the goals, low-carbon fuels that are purchased by the natural gas utility must include environmental commodities associated with the gas. Provides that a natural gas utility may seek authorization from the Illinois Commerce Commission to engage in low-carbon fuels activities. Provides that the Commission shall approve a low-carbon fuels activity if it determines the low-carbon fuels activity investment and expenses are consistent with the provisions of the Act and the natural gas utility has demonstrated that the low-carbon fuels activity provides one or more specified benefits. Provides that the Commission shall review and, by order, approve, or approve as modified, the natural gas utility's low-carbon fuels activity proposal within 180 days after the date on which it is filed. Provides that the Commission shall adopt rules governing filing requirements, reporting requirements, and the process for natural gas utilities to fully recover prudently incurred costs associated with low-carbon fuels activity. Provides that all environmental commodities from low-carbon fuels resulting from the purchase of low-carbon fuels for gas supply or the ownership of a low-carbon fuels facility shall be applied to the benefit of gas customers.

Last Action: Do Pass / Short Debate Public Utilities Committee; 025-000-000 (March 22, 2021)

Primary Sponsor: [Representative Eva Dina Delgado \(D\)](#)

**IL - HB3158 PREVAILING WAGE ACT EXCEPTIONS**

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

o Chamber Position: Oppose

o This bill provides that only such laborers, workers, and mechanics as are directly employed by contractors or subcontractors in actual construction work on the site of the building or construction job, laborers, workers, and mechanics engaged in the transportation of materials and equipment to or from the site, or laborers, workers, and mechanics engaged in the production, processing, reclamation, recycling, or manufacturing of materials, regardless of location, where those materials will be incorporated into a public works project and when the value of said material used in the public works project is greater than \$250,000, but not including the transportation by the sellers and suppliers or the manufacture or processing of materials or

equipment, in the execution of any contract or contracts for public works with any public body shall be deemed to be employed upon public works.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Martin J. Moylan \(D\)](#)

### **IL - HB3196** PIPELINE ENVIRONMENTAL IMPACT

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Monitor

o This bill broadens the purpose of the act to include construction and deconstruction of pipelines and electronic transmission lines. Includes pipeline owner and electrical transmission line owner in the definition of "agricultural impact mitigation agreement", "construction", "county", "deconstruction" and "underlying agreement". Defines "Agricultural Inspector", "pipeline owner" and "pipeline". Contains guidelines for pipeline and electronic transmission line owners to address environmental impact before starting construction.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Lance Yednock \(D\)](#)

### **IL - HB3207** HIGHER ED STUDENT LOAN DEBT

Categories: 2021 key legislation full list, general purpose legislation

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o Provides that, in order to prevent nonpublic, for-profit institutions of higher education from enrolling students in programs or degrees for careers in which a student's higher education loan debt will exceed the student's expected income, the Board shall adopt any rules that are necessary to prohibit nonpublic, for-profit institutions of higher education from continuing any program or degree if the estimated annual higher education loan repayment of a typical graduate from such a program or with such a degree exceeds 20% of the graduate's total annual income or 8% of the graduate's total monthly income. The Chamber opposes this legislation as it would disincentives higher education.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Nicholas K. Smith \(D\)](#)

### **IL - HB3242** REVOKE TAX CREDITS-IEPA

Categories: 2021 key legislation full list, environmental council

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)



Primary Sponsor: [Representative Theresa Mah \(D\)](#)

### **IL - HB3259** INS CD-MENTAL HEALTH PARITY

Categories: 2021 key legislation full list, healthcare council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Monitor

o Amends the Illinois Insurance Code. In provisions concerning mental and emotional disorders, provides that every insurer that amends, delivers, issues, or renews group accident and health policies providing coverage for hospital or medical treatment or services for illness on an expense-incurred basis shall provide coverage for the diagnosis and medically necessary treatment (rather than reasonable and necessary treatment and services for) of mental, emotional, nervous, or substance use disorders or conditions. Provides that every insurer that amends, delivers, issues, or renews a group or individual policy of accident and health insurance providing coverage for hospital or medical treatment on or after January 1, 2022 shall provide coverage for medically necessary treatment of mental health and substance use disorders. Provides that an insurer that authorizes a specific type of treatment by a provider shall not rescind or modify the authorization after that provider renders the health care service. Provides that if services for the medically necessary treatment of a mental health or substance use disorder are not available in-network within the geographic and timely access standards set by law or regulation, the insurer shall arrange coverage to ensure the delivery of medically necessary out-of-network services and any medically necessary follow-up services, and the insured shall pay no more in total for benefits rendered than the cost sharing that the insured would pay for the same covered services received from an in-network provider. Provides that an insurer shall not limit benefits or coverage for medically necessary services on the basis that those services should be or could be covered by a public entitlement program. Provides that every insurer shall sponsor an education program, make the program available to other stakeholders, provide clinical review criteria at no cost to providers and insured patients, conduct interrater reliability testing, and achieve interrater pass rates of at least 90% or comply with specified requirements if the 90% threshold is not met. The Chamber is monitoring and would like to part of the overall discussion on any changes to insurance coverage related to mental health and substance abuse.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Jennifer Gong-Gershowitz \(D\)](#)

### **IL - HB3285** FAIR WORKWEEK ACT

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Creates the Fair Workweek Act. Requires certain employers to provide employees with a good faith estimate of the employee's work schedule. Sets forth the contents of the estimate, including the median number of hours the employee can expect and the manner in which standby lists will be utilized. Requires written work schedules to be provided to employees 14 days in advance. Specifies minimum periods of rest between shifts. Provides for administration by the Department of Labor.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Aaron M. Ortiz \(D\)](#)

**IL - HB3405 NEGLIGENT HIRING-LIMITATIONS**

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o This bill provides that an action may not be brought against a party solely for hiring an employee or independent contractor who has been convicted of a nonviolent, nonsexual offense. Provides that in a negligent hiring action for the acts of an employee or independent contractor, the fact that the employee or independent contractor was convicted of a nonviolent, nonsexual offense before the beginning of the employee's or independent contractor's employment or contractual obligation may not be introduced into evidence. Provides that the new provisions do not preclude the filing of an action based upon any existing cause of action for failure of an employer or other person to provide adequate supervision of an employee or independent contractor, except that the fact that the employee or independent contractor has been convicted of a nonviolent, nonsexual criminal offense may be introduced into evidence in the suit only if: (1) the employer knew of the conviction or was grossly negligent in not knowing of the conviction; and (2) the conviction was directly related to the nature of the employee's or independent contractor's work and the conduct that gave rise to the alleged injury that is the basis of the suit. Provides exceptions in certain situations.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Thomas Morrison \(R\)](#)

**IL - HB3412 PERSONAL INFO-NOTICE OF BREACH**

Categories: 2021 key legislation full list, technology council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose

- o This bill provides that if there is a breach of the security of system data, a data collector must notify the Attorney General in addition to the Illinois resident to whom the breach relates. Requires the notice to be provided no later than 5 days after the breach. The Chamber opposes this bill as it is unworkable and sets businesses up to fail.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Janet Yang Rohr \(D\)](#)

### **IL - HB3431** COMPASSIONATE USE-LIABILITY

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o This bill provides that employers are not prohibited from adopting specified policies concerning medical cannabis by registered qualifying patients, including drug testing policies for such patients working in safety sensitive positions. Unless specified circumstances are met, prohibits employers from taking adverse action against registered qualifying patients who work in non-safety sensitive positions solely due to a positive drug test for medicinal cannabis. Defines "safety sensitive position". Provides that nothing in the Act prohibits an employer from enforcing a preemployment drug testing policy, zero-tolerance drug testing policy, random drug testing policy, or a drug free workplace policy (rather than only a workplace drug policy) or disciplining a registered qualifying patient for violating such a policy, provided that an employer shall not take adverse action against a registered qualifying patient in a non-safety sensitive position solely due to a positive drug test for medical cannabis (rather than due to a positive drug test for cannabis) unless specified criteria are met. Provides that there is not a cause of action for any person against an employer for disciplining or terminating the employment of a registered qualifying patient when enforcing a compliant policy.

Last Action: Do Pass / Short Debate Labor & Commerce Committee; 025-000-000 (March 24, 2021)

Primary Sponsor: [Representative Bob Morgan \(D\)](#)

### **IL - HB3446** UTILITIES-ENERGY EFFICIENCY

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o This bill authorizes the procurement of renewable energy credits by electric utilities serving more than 300,000 retail customers as of January 1, 2019. Provides for the renewable energy credits to be related to new renewable energy resources installed at the site of electric generation that on January 1, 2019 burned coal as the primary fuel source. Provides for the Illinois Power

Agency to manage the procurement of the credits. Establishes the requirements for eligibility for the credits. Requires the electric utilities to file a tariff for the billing and collection of a Coal to Solar and Energy Storage Initiative Charge on each kilowatthour of electricity delivered to its delivery services customers within its service territory at specified rates and to deposit a percentage of its collections in the Coal to Solar and Energy Storage Incentive and Plant Transition Fund.

Last Action: Do Pass / Short Debate Public Utilities Committee; 024-000-000 (March 22, 2021)

Primary Sponsor: [Representative Marcus C. Evans, Jr. \(D\)](#)

### **IL - HB3449 FREEDOM TO WORK-ALL EMPLOYEES**

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Expands the scope of the Act to apply to all employees (rather than only low-wage employees). Prohibits all covenants not to compete.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Edgar Gonzalez, Jr. \(D\)](#)

### **IL - HB3453 GEOLOCATION PRIVACY PROTECTION**

Categories: 2021 key legislation full list, technology council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Creates the Geolocation Privacy Protection Act. Provides that a private entity that owns, operates, or controls a location-based application on a user's device may not disclose geolocation information from a location-based application to a third party unless the private entity first receives the user's affirmative express consent after providing a specified notice to the user. Sets forth the purposes for which disclosure may be made. Provides that a violation of the Act constitutes an unlawful practice for which the Attorney General may take appropriate action under the Consumer Fraud and Deceptive Business Practices Act. Provides that the Act does not modify, limit, or supersede the operation of any other Illinois law or prevent a party from otherwise seeking relief under the Code of Civil Procedure. Provides that waiver of the provisions of the Act is void and unenforceable and an agreement that does not comply with the Act is void and unenforceable. Provides that the Act does not apply to certain entities.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Ann M. Williams \(D\)](#)

**IL - HB3529** PROP TX-DESCRIPTIONS

Categories: 2021 key legislation full list, tax institute

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Amends the Property Tax Code. Provides that owners of income producing properties shall file physical descriptions of their properties with the chief county assessor, on a form and format determined by the chief county assessor

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Michael J. Zalewski \(D\)](#)

**IL - HB3530** EMPLOYEE SECURITY ACT

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Establishes a framework for employee discipline and discharge. Prohibits the unjust discharge of an employee. Requires employers to utilize progressive discipline measures. Limits the use of electronic monitoring. Provides for severance pay. Directs the Department of Employment Security to adopt rules and administer the Act. Provides statutory remedies for wrongfully discharged employees and authorizes the recovery of damages. Creates the Wrongful Discharge Enforcement Fund as a special fund in the State treasury. The Chamber opposes this legislation as it imposes mandates on an employer's discipline system and interferes with personnel management.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Carol Ammons \(D\)](#)

**IL - HB3536** SECURITY CONNECTED DEVICES ACT

Categories: 2021 key legislation full list, technology council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Under Review
- o Creates the Security of Connected Devices Act. Requires manufacturers of connected devices to equip the device with security features that are designed to protect the device and any information the device contains from unauthorized access, destruction, use, modification, or disclosure.

Last Action: Do Pass / Short Debate Cybersecurity, Data Analytics, & IT Committee; 014-001-000 (March 26, 2021)

Primary Sponsor: [Representative Lamont J. Robinson, Jr. \(D\)](#)

### **IL - HB3697** WRK COMP BIOMETRIC NOT PREEMPT

Categories: 2021 key legislation full list, technology council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that the Workers Comp Act does not preempt BIPA. There is ongoing legislation concerning this issue before the Illinois Supreme Court. With this bill, the sponsor of this legislation seeks to circumvent the judicial process.

Last Action: Do Pass / Short Debate Judiciary - Civil Committee; 009-005-002 (March 23, 2021)

Primary Sponsor: [Representative Jay Hoffman \(D\)](#)

### **IL - HB3704** PIPELINE ENVIRONMENTAL IMPACT

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o Changes the short title to the Agricultural Impact Mitigation Act. Broadens the purpose of the Act to include construction and deconstruction of pipelines and electronic transmission lines. Includes pipeline owner and electrical transmission line owner in the definition of "agricultural impact mitigation agreement", "construction", "county", "deconstruction", and "underlying agreement". Defines "Agricultural Inspector", "pipeline owner", and "pipeline". Contains guidelines for pipeline and electronic transmission line owners to address environmental impact before starting construction.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Lance Yednock \(D\)](#)

### **IL - HB3734** MEDICAID-MCO-REDUCED PAYMENTS

Categories: 2021 key legislation full list, healthcare council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that capitation rates established by the Department of Healthcare and Family Services for managed care organizations shall be reduced by 20% for the duration of a disaster

proclamation, and any subsequent disaster proclamation, issued by the Governor in response to the COVID-19 public health emergency. Requires the Department to reduce future capitation payments to managed care organizations on a prorated basis to reflect any amounts paid by the Department before the effective date of the amendatory Act that were in excess of the lower capitation rates authorized by the amendatory Act. Provides that the amendatory Act applies to capitation rates in effect during a disaster period established by the Gubernatorial Disaster Proclamation issued by the Governor on March 9, 2020 concerning the COVID-19 public health emergency and any subsequent Gubernatorial Disaster Proclamation issued by the Governor in response to the COVID-19 public health emergency

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Fred Crespo \(D\)](#)

### **IL - HB3739** LEAD SERVICE LINE REPLACEMENT

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Under Review
- o Creates the Lead Service Line Replacement Fund to be used to finance and administer programs and activities specified under the Act. Makes a conforming change in the State Finance Act. Requires the Environmental Protection Agency to establish procedures for the collection of a specified lead in drinking water protection fee to be collected by all community water supplies. Requires the owner or operator of each community water supply to perform specified activities. Creates the Lead Service Line Replacement Advisory Board within the Agency to perform specified duties.

Last Action: Do Pass / Short Debate Labor & Commerce Committee; 016-009-000 (March 24, 2021)

Primary Sponsor: [Representative Lamont J. Robinson, Jr. \(D\)](#)

### **IL - HB3898** HEALTHY WORKPLACE ACT

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Under Review
- o This bill requires employers to provide specified paid sick days to employees. Sets forth the purposes for and manner in which the sick days may be used. Contains provisions regarding employer responsibilities, unlawful employer practices, and other matters. Provides that an employee who works in the State who is absent from work for specified reasons is entitled to earn and use a minimum of 40 hours of paid sick time during a 12-month period or a pro rata number of hours of paid sick time under the provisions of the Act. Provides that it is unlawful for

an employer to interfere with, restrain, deny, change work days or hours scheduled to avoid paying sick time, or discipline an employee for the exercise of, or the attempt to exercise, any right provided under or in connection with the Act, including considering the use of paid sick time as a negative factor in an employment action that involves hiring, terminating, evaluating, promoting, disciplining, or counting the paid sick time under a no-fault attendance policy. Provides that any employer that the Department of Labor or a court finds by a preponderance of the evidence to have knowingly, repeatedly, or with reckless disregard violated any provision of the Act or any rule adopted under the Act is subject to a civil money penalty to be paid to the employee not to exceed \$2,500 for each separate offense. Authorizes individuals to file civil actions with respect to violations.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Jehan Gordon-Booth \(D\)](#)

## **IL - HB3910 CONSUMER PRIVACY ACT**

Categories: 2021 key legislation full list, technology council

Notes:

### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o Provides that a consumer has the right to request that a business that collects the consumer's personal information disclose to that consumer the categories and specific pieces of personal information the business has collected. Requires a business to, at or before the point of collection, inform a consumer as to the categories of personal information to be collected and the purposes for which the categories of personal information shall be used. Requires the business to provide notice when collecting additional categories of personal information or when using a consumer's personal information for additional purposes. Provides that a consumer has the right to request that a business delete any personal information about the consumer which the business has collected from the consumer, with some exceptions. Requires a business that collects or sells a consumer's personal information to make certain disclosures to the consumer upon receipt of a verifiable consumer request. Provides that a consumer has the right, at any time, to opt out of the sale of his or her personal information to third parties. Prohibits a business from discriminating against a consumer who exercises any of the rights established under the Act by denying goods or services or charging the consumer different prices or rates for goods or services. Permits a business to provide financial incentives to a consumer that authorizes the sale of his or her personal information. Contains provisions concerning deadlines for processing a consumer's disclosure request; categories of personal information that must be disclosed; notice requirements; consumer information that is not subject to the Act's requirements; civil penalties for violations of the Act; and other matters.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Michelle Mussman \(D\)](#)



**IL - HB3926 PLEADINGS-ASBESTOS ACTIONS**

Categories: 2021 key legislation full list, general purpose legislation

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o This bill provides that within 30 days after an asbestos action is filed, the plaintiff shall provide all parties with certain disclosures. Provides that a plaintiff has a continuing duty to supplement the information. Provides that, not less than 60 days before trial, if a defendant believes the plaintiff has not filed all asbestos trust claims, the defendant may move the court for an order to require the plaintiff to file additional trust claims. Provides that trust claim materials and trust governance documents are presumed to be relevant and authentic, and are admissible in evidence in an asbestos action. Provides that a claim of privilege does not apply to trust claim materials or trust governance documents. Provides that a defendant in an asbestos action may seek discovery from an asbestos trust. Provides that in an asbestos action in which damages are awarded, a defendant is entitled to a setoff in the amount the plaintiff has received from an asbestos trust and the amount the plaintiff will receive as specified in the asbestos trust governance documents. Provides that within 30 days after an asbestos action is filed, the plaintiff shall provide all parties with a sworn information form specifying the evidence that provides the basis for each claim against each defendant. The Chamber supports this bill as it is crucial lawsuit reform in the exploitative asbestos-litigation industry.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Keith R. Wheeler \(R\)](#)

**IL - HB3935 INCOME TAX-R AND D CREDIT**

Categories: 2021 key legislation full list, chamber initiative, tax institute

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Tax Institute Initiative
- o Amends the Illinois Income Tax Act. Increases the research and development credit by providing that the increase in research and development activities shall be based on an increase over 50% of the average of the qualifying expenditures for each year in the base period (instead of 100% of the average of the qualifying expenditures for each year in the base period). Provides that the research and development credit applies on a permanent basis. Effective immediately.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Tony McCombie \(R\)](#)

**IL - HB4007 FREEDOM TO WORK ENFORCEMENT**

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that an employer that elects to enforce a covenant not to compete under the Act must pay to the employee subject to the covenant full compensation, including all benefits, that the employee would have received had his or her employment not been discontinued for the time specified in the covenant not to compete or until the separated employee is employed full-time at a commensurate rate of pay and benefits in a field of work not subject to the covenant not to compete. Provides that an attempt to enforce a covenant not to compete in a manner that does not comply with the payment requirements voids the covenant not to compete.

Last Action: Rule 19(a) / Re-referred to Rules Committee (March 27, 2021)

Primary Sponsor: [Representative Anne Stava-Murray \(D\)](#)

**IL - HJRCA2 CON AMEND-BARGAINING FREEDOM**

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that collective bargaining is fundamentally necessary to protect the economic welfare and safety of all workers in the public and private sectors. Provides that no law shall be passed that restricts or interferes with the ability of workers to join together and collectively bargain over wages, hours, and terms and conditions of employment, including any law that prohibits or restricts the right of private sector employers and employees, through a representative of their own choosing, to enter into and administer union security agreements, should they choose. This amendment would effectively ensure that Illinois never becomes a right to work state.

Last Action: Motion Filed - Table Bill/Resolution Pursuant to Rule 60(b), Rep. Lance Yednock (March 17, 2021)

Primary Sponsor: [Representative Lance Yednock \(D\)](#)

**IL - HJRCA23 CON AMEND-WORKERS' RIGHTS**

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose

o This bill provides that no law shall be passed on or after the effective date of the Constitutional Amendment that prohibits the ability of workers to join together and collectively bargain over wages, hours, and terms and conditions of employment through a representative of their own choosing, including any law that prohibits the right of private sector employers and employees to enter into and administer union-security agreements. Allows the General Assembly to establish reasonable amendments to existing law and establish reasonable exemptions relating to collective bargaining rights. This amendment ensures that Illinois never becomes a right to work state.

Last Action: Assigned to Executive Committee (March 16, 2021)

Primary Sponsor: [Representative Lance Yednock \(D\)](#)

### **IL - SB41 SMALL WIRELESS FACILITIES ACT**

Categories: 2021 key legislation full list, technology council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o This bill provides that a wireless provider may be required to provide the following additional information when seeking a permit to collocate small wireless facilities: (i) a written affidavit signed by a radio frequency engineer with specified certifications; (ii) a written report that analyzes acoustic levels for the small wireless facility and all associated equipment; (iii) information showing the small wireless facility has received any required review by the FCC under the National Environmental Policy Act; and (iv) a certified copy of the original easement documents and other supporting documentation demonstrating that the applicant has the right to install, mount, maintain, and remove a small wireless facility and associated equipment in specified circumstances. Provides that an authority may adopt reasonable rules requiring providers to place above-ground small wireless facilities and associated equipment and to replace larger, more visually intrusive small wireless facilities with smaller, less visually intrusive facilities. The Chamber opposes this legislation due to increased cost for the telecommunication industry as well as the unnecessary burdensome regulation imposed. This bill would virtually end 5G wireless technology in Illinois.

Last Action: Referred to Assignments (January 29, 2021)

Primary Sponsor: [Senator Suzy Glowiak Hilton \(D\)](#)

### **IL - SB56 BIPA-RIGHT OF ACTION**

Categories: 2021 key legislation full list, technology council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Support

- o This bill provides that if, within the 30 days, the private entity actually cures the noticed violation and provides the aggrieved person an express written statement that the violation has been cured and that no further violations shall occur, no action for individual statutory damages or class-wide statutory damages may be initiated against the private entity. Provides that a prevailing party may recover actual damages for a negligent violation of the Act. Provides that a prevailing party against a private entity that willfully violates the Act may recover actual damages plus liquidated damages up to the amount of actual damages. The Chamber supports this legislation to prevent frivolous and costly lawsuits which number over 1,000.

Last Action: Referred to Assignments (January 29, 2021)

Primary Sponsor: [Senator Terri Bryant \(R\)](#)

### **IL - SB158 PRIOR AUTHORIZATION REFORM ACT**

Categories: 2021 key legislation full list, healthcare council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides requirements concerning disclosure and review of prior authorization requirements, denial of claims or coverage by a utilization review organization, and the implementation of prior authorization requirements or restrictions. Provides requirements concerning a utilization review organization's obligations with respect to prior authorizations in nonurgent circumstances, urgent health care services, and emergency health care services. Provides that a utilization review organization shall not require prior authorization under specified circumstances. Provides requirements concerning the length of prior authorizations. Provides that health care services are automatically deemed authorized if a utilization review organization fails to comply with the requirements of the Act. Provides that the Director of Insurance may impose an administrative fine not to exceed \$250,000 for violations of the Act. Prior Authorization is required because health planes covers things that are medically necessary. The Chamber Opposes these changes as prior authorization is a best practice to ensure that coverage costs due not increase.

Last Action: Referred to Assignments (February 9, 2021)

Primary Sponsor: [Senator Linda Holmes \(D\)](#)

### **IL - SB177 PRIOR AUTHORIZATION REFORM ACT**

Categories: 2021 key legislation full list, healthcare council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides requirements concerning disclosure and review of prior authorization requirements, denial of claims or coverage by a utilization review organization, and the implementation of prior

authorization requirements or restrictions. Provides requirements concerning a utilization review organization's obligations with respect to prior authorizations in nonurgent circumstances, urgent health care services, and emergency health care services. Provides that a utilization review organization shall not require prior authorization under specified circumstances. Provides requirements concerning the length of prior authorizations. Provides that health care services are automatically deemed authorized if a utilization review organization fails to comply with the requirements of the Act. Provides that the Director of Insurance may impose an administrative fine not to exceed \$250,000 for violations of the Act. The Chamber Opposes these changes as prior authorization is a best practice to ensure that coverage costs due not increase.

Last Action: Referred to Assignments (February 9, 2021)

Primary Sponsor: [Senator Linda Holmes \(D\)](#)

### **IL - SB208 SECURE CHOICE SAVINGS PROGRAM**

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill removes all references to and the definition of "small employer". Provides that the Act applies to employers with at least one employee (rather than employers with fewer than 25 employees). Requires the Illinois Secure Choice Savings Board to establish annual automatic increases to the contribution rates and verify employee eligibility for auto-enrollment. Makes changes regarding penalties for employers who fail, without reasonable cause, to enroll an employee in the Illinois Secure Choice Savings Program (Program). Provides that, for purposes of the penalties, the Department of Revenue shall determine total employee count for employers using the annual average from employer-reported quarterly data.

Last Action: Postponed - State Government (March 24, 2021)

Primary Sponsor: [Senator Robert F. Martwick \(D\)](#)

### **IL - SB227 CONSUMER FRAUD-TAX COLLECTION**

Categories: 2021 key legislation full list, tax institute

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Amends the Consumer Fraud and Deceptive Business Practices Act. Provides that the Act does not apply to the overcollection of any tax by a person, to the extent such overcollected tax is remitted to a government entity or agency. Provides that a tax is remitted to a governmental entity or agency when it is paid or transferred to the government entity or agency, or taken as a

credit, allowance, or offset on a tax return or other tax form (including any amount of commission or discount taken by or allowed to a tax collector or taxpayer).

Last Action: Senate Committee Amendment No. 1 Assignments Refers to Judiciary (March 25, 2021)

Primary Sponsor: [Senator Ann Gillespie \(D\)](#)

## **IL - SB300** BIPA-RIGHT OF ACTION

Categories: 2021 key legislation full list, technology council, chamber initiative

Notes:

### **Synopsis & Chamber Position**

o Chamber Position: Support

o Chamber Initiative

o This bill provides that a right of action shall be commenced within one year after the cause of action accrued, if, prior to initiating any action against a private entity, the aggrieved person provides a private entity 30 days' written notice identifying the specific provisions of the Act the aggrieved person alleges have been or are being violated. Provides that if within the 30 days the private entity cures the noticed violation as to the person providing notice and provides the person providing notice an express written statement that the violations have been cured and that no further violations shall occur, no action for damages of any kind may be initiated by the person providing notice against the private entity. Provides that if a private entity continues to violate the Act in breach of the express written statement, the aggrieved person may initiate an action against the private entity to enforce the written statement and may pursue statutory damages for each breach of the express written statement, as well as any other violation of the Act that postdates the written statement. Provides that a prevailing party may recover: against a private entity that negligently violates the Act, actual damages (rather than liquidated damages of \$1,000 or actual damages); or against a private entity that willfully (rather than intentionally or recklessly) violates the Act, actual damages plus liquidated damages up to the amount of actual damages (rather than liquidated damages of \$5,000 or actual damages).

Last Action: To Judiciary- Privacy (March 9, 2021)

Primary Sponsor: [Senator Jason A. Barickman \(R\)](#)

## **IL - SB311** RENEWABLE ENERGY-VEHICLES

Categories: 2021 key legislation full list, energy council

Notes:

### **Synopsis & Chamber Position**

o Chamber Position: Monitor

o In provisions concerning the renewable portfolio standards, specifies the goals for procurement of renewable energy credits and cost-effective renewable energy resources that shall be included in the long-term renewable resources procurement plan and makes other changes concerning

these procurements and provides for the calculation of the cost of equity for the purposes of recovering all reasonable and prudently incurred costs of energy efficiency measures from retail customers. Provides that savings of fuels other than electricity achieved by measures that educate about, incentivize, encourage, or otherwise support the use of electricity to power vehicles shall count towards the applicable annual incremental goal and shall not be included in determining certain limits. Amends the Public Utilities Act. Provides that an electric utility that serves less than 3,000,000 retail customers but more than 500,000 customers in this State may plan for, construct, install, control, own, manage, or operate photovoltaic electricity production facilities and any energy storage facilities that are planned for, constructed, installed, controlled, owned, managed, or operated in connection with photovoltaic electricity production facilities without obtaining a certificate of public convenience and necessity subject to specified terms and conditions. Provides that a public utility that provided electric service to at least 1,000,000 retail customers in Illinois and gas service to at least 500,000 retail customers in Illinois may elect to recover its natural gas delivery services costs through a performance-based rate. Provides that, beginning in 2022, without obtaining any approvals from the Commission or any other agency, regardless of whether any such approval would otherwise be required, a participating utility that is a combination utility shall pay \$1,000,000 per year for 10 years to the energy low-income and support program. Adds provisions authorizing certain utilities to plan for, construct, install, control, own, manage, or operate electric vehicle charging infrastructure.

Last Action: Assigned to Energy and Public Utilities (March 3, 2021)

Primary Sponsor: [Senator Christopher Belt \(D\)](#)

## **IL - SB455 MEDICAID-MCO-REDUCED PAYMENTS**

Categories: 2021 key legislation full list, healthcare council

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that capitation rates established by the Department of Healthcare and Family Services for managed care organizations shall be reduced by 20% for the duration of a disaster proclamation, and any subsequent disaster proclamation, issued by the Governor in response to the COVID-19 public health emergency. Requires the Department to reduce future capitation payments to managed care organizations on a prorated basis to reflect any amounts paid by the Department before the effective date of the amendatory Act that were in excess of the lower capitation rates authorized by the amendatory Act. Provides that the amendatory Act applies to capitation rates in effect during a disaster period established by the Gubernatorial Disaster Proclamation issued by the Governor on March 9, 2020 concerning the COVID-19 public health emergency and any subsequent Gubernatorial Disaster Proclamation issued by the Governor in response to the COVID-19 public health emergency.

Last Action: Postponed - Health (March 16, 2021)

Primary Sponsor: [Senator David Koehler \(D\)](#)

### **IL - SB490** INC TX-SMALL BUSINESS ACCT

Categories: 2021 key legislation full list, chamber initiative, tax institute

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Tax Institute Initiative
- o Amends the Illinois Income Tax Act. Creates an income tax deduction for an amount of up to \$50,000 per tax year contributed to a small business asset purchase account and all interest earned on such accounts during the tax year. Provides that a "small business asset purchase account" means an account established by a taxpayer, the proceeds of which are used to purchase property used primarily in Illinois for which a federal income tax deduction is claimed under Section 179 of the Internal Revenue Code. Provides an addition modification for amounts withdrawn from a small business asset purchase account that are not used for qualified purchases. Amends the Uniform Penalty and Interest Act to establish a penalty for improper use of moneys in a small business asset purchase account. Effective immediately.

Last Action: To Revenue- Special Issues (March 19, 2021)

Primary Sponsor: [Senator Win Stoller \(R\)](#)

### **IL - SB491** INC TX-R AND D CREDIT

Categories: 2021 key legislation full list, chamber initiative, tax institute

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Tax Institute Initiative
- o Amends the Illinois Income Tax Act. Increases the research and development credit by providing that the increase in research and development activities shall be based on an increase over 50% of the average of the qualifying expenditures for each year in the base period (instead of 100% of the average of the qualifying expenditures for each year in the base period). Provides that the research and development credit applies on a permanent basis. Effective immediately.

Last Action: To Revenue- Special Issues (March 19, 2021)

Primary Sponsor: [Senator Win Stoller \(R\)](#)

### **IL - SB492** INC TX-PPRT INVESTMENT CREDIT

Categories: 2021 key legislation full list, chamber initiative, tax institute

Notes:



**Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Tax Institute Initiative
- o Amends the Illinois Income Tax Act. Provides that the personal property tax replacement income tax credit for investments in qualified property applies for costs incurred on or after the effective date and on or before December 31, 2025 (currently, December 31, 2018).

Last Action: To Credits, Deductions, and Exemptions (March 19, 2021)

Primary Sponsor: [Senator Win Stoller \(R\)](#)

**IL - SB511 INC TX-R AND D CREDIT**

Categories: 2021 key legislation full list, chamber initiative, tax institute

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Tax Institute Initiative
- o Amends the Illinois Income Tax Act. Increases the research and development credit by providing that the increase in research and development activities shall be based on an increase over 50% of the average of the qualifying expenditures for each year in the base period (instead of 100% of the average of the qualifying expenditures for each year in the base period). Provides that the research and development credit applies on a permanent basis. Effective immediately.

Last Action: To Credits, Deductions, and Exemptions (March 19, 2021)

Primary Sponsor: [Senator Donald P. DeWitte \(R\)](#)

**IL - SB514 HAZARDOUS MATERIALS WORKFORCE**

Categories: 2021 key legislation full list, employment law council, energy council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that the Department of Labor shall develop by rule a curriculum of approved advanced safety training for workers at high hazard facilities. Provides that an owner or operator, when contracting for the performance of construction work at the stationary source, shall require that its contractors and any subcontractors use a skilled and trained workforce to perform all onsite work within an apprenticeable occupation in the building and construction trades. Provides a penalty for violation of the Act. The Chamber vigorously opposed this legislation in the last general assembly and will do so again.

Last Action: Referred to Assignments (February 23, 2021)

Primary Sponsor: [Senator Michael E. Hastings \(D\)](#)

**IL - SB529 UTILITIES-ENERGY EFFICIENCY**

Categories: 2021 key legislation full list, energy council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o This bill authorizes the procurement of renewable energy credits by electric utilities serving more than 300,000 retail customers as of January 1, 2019. Provides for the renewable energy credits to be related to new renewable energy resources installed at the site of electric generation that on January 1, 2019 burned coal as the primary fuel source. Provides for the Illinois Power Agency to manage the procurement of the credits. Establishes the requirements for eligibility for the credits. Requires the electric utilities to file a tariff for the billing and collection of a Coal to Solar and Energy Storage Initiative Charge on each kilowatthour of electricity delivered to its delivery services customers within its service territory at specified rates and to deposit a percentage of its collections in the Coal to Solar and Energy Storage Incentive and Plant Transition Fund.

Last Action: Assigned to Energy and Public Utilities (March 3, 2021)

Primary Sponsor: [Senator Michael E. Hastings \(D\)](#)

**IL - SB530 RENEWABLE GAS/LOW-CARBON FUELS**

Categories: 2021 key legislation full list, energy council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o Provides that a public utility that provides natural gas distribution services in the State shall incorporate low-carbon fuels into its gas supply portfolio. Provides for goals for the total amount of renewable gas and other low-carbon fuels incorporated by the natural gas utility. Provides that for purposes of meeting the goals, low-carbon fuels that are purchased by the natural gas utility must include environmental commodities associated with the gas. Provides that a natural gas utility may seek authorization from the Illinois Commerce Commission to engage in low-carbon fuels activities. Provides that the Commission shall approve a low-carbon fuels activity if it determines the low-carbon fuels activity investment and expenses are consistent with the provisions of the Act and the natural gas utility has demonstrated that the low-carbon fuels activity provides one or more specified benefits. Provides that the Commission shall review and, by order, approve, or approve as modified, the natural gas utility's low-carbon fuels activity proposal within 180 days after the date on which it is filed

Last Action: Senate Committee Amendment No. 1 Referred to Assignments (March 25, 2021)

Primary Sponsor: [Senator Bill Cunningham \(D\)](#)

**IL - SB540** MUNI-CIGARETTE/TOBACCO REVENUE

Categories: 2021 key legislation full list, tax institute

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Amends the Illinois Municipal Code. In a Section concerning preemption of certain taxes in home rule municipalities, provides that nothing in the Section shall be construed as prohibiting a home rule municipality that imposed a tax based on the number of units of cigarettes or other tobacco products before July 1, 1993 from imposing a tax on either the number of units of cigarettes or other tobacco products, or both, on or after July 1, 1993.

Last Action: Referred to Assignments (February 23, 2021)

Primary Sponsor: [Senator Sara Feigenholtz \(D\)](#)

**IL - SB556** LEAD SERVICE LINE REPLACEMENT

Categories: 2021 key legislation full list, energy council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o Creates the Lead Service Line Replacement Fund to be used to finance and administer programs and activities specified under the Act. Makes a conforming change in the State Finance Act. Requires the Environmental Protection Agency to establish procedures for the collection of a specified lead in drinking water protection fee to be collected by all community water supplies. Requires the owner or operator of each community water supply to perform specified activities. Creates the Lead Service Line Replacement Advisory Board within the Agency to perform specified duties. Contains other provisions. Amends the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois. Requires the Department of Commerce and Economic Opportunity to establish a comprehensive low-income water assistance policy and program with specified requirements.

Last Action: To Executive- Special Issues (March 24, 2021)

Primary Sponsor: [Senator Melinda Bush \(D\)](#)

**IL - SB562** EPA-PFAS TAKE BACK PROGRAM

Categories: 2021 key legislation full list, environmental council

Last Action: Assigned to Environment and Conservation (March 3, 2021)

Primary Sponsor: [Senator Laura Ellman \(D\)](#)

**IL - SB697** INSURANCE-MENTAL HEALTH

Categories: 2021 key legislation full list, healthcare council

Notes:

### **Synopsis & Chamber Position**

o Chamber Position: Monitor

o This bill provides that every insurer that amends, delivers, issues, or renews a group or individual policy of accident and health insurance or a qualified health plan offered through the health insurance marketplace in the State and Medicaid managed care organizations providing coverage for hospital or medical treatment shall provide coverage for medically necessary treatment of mental, emotional, nervous, or substance use disorders or conditions. Provides that an insurer shall not limit benefits or coverage for medically necessary services on the basis that those services should be or could be covered by a public program. Provides that an insurer shall base any medical necessity determination or the utilization review criteria on current generally accepted standards of mental, emotional, nervous, or substance use disorder or condition care. Provides that in conducting utilization review of covered health care services and benefits for the diagnosis, prevention, and treatment of mental, emotional, and nervous disorders or conditions in children, adolescents, and adults, an insurer shall exclusively apply the criteria and guidelines set forth in the most recent versions of the treatment criteria developed by the nonprofit professional association for the relevant clinical specialty. Provides that an insurer shall not apply different, additional, conflicting, or more restrictive utilization review criteria than the criteria and guidelines set forth in the treatment criteria. Provides that the Director may, after appropriate notice and opportunity for hearing, assess a civil penalty between \$5,000 and \$20,000 for each violation. Amends the Health Carrier External Review Act. Provides that independent review organization shall comply with specified requirements for an adverse determination or final adverse determination involving mental, emotional, nervous, or substance use disorders or conditions. Makes other changes. Effective immediately. The Chamber is monitoring and would like to part of the overall discussion on any changes to insurance coverage related to mental health and substance abuse.

Last Action: Referred to Assignments (February 25, 2021)

Primary Sponsor: [Senator Laura Fine \(D\)](#)

### **IL - SB1590** INS-HEALTH CARE RATE CHANGES

Categories: 2021 key legislation full list, healthcare council

Notes:

### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o This bill provides that all individual and small group accident and health policies written subject to certain federal standards must file rates with the Department of Insurance for approval. Provides that unreasonable rate increases or inadequate rates shall be disapproved. Requires the Department to provide a report to the General Assembly on or before January 1, 2023

regarding both on and off exchange individual and small group rates in the Illinois market. Requires that the Department approve or deny rate filings within 45 calendar days of submission unless the Director of Insurance extends the period by following specific procedures. Provides that a rate increase that is not approved or denied by the Department by the applicable deadline shall be automatically approved on the following calendar day. Provides that no less than 30 days after the federal Centers for Medicare and Medicaid Services has certified the plans described in this Section for the upcoming plan year, the Department shall publish on its website a report explaining the rates for that plan year's certified health care plans. The Chamber opposes this legislation due to the outsized power given to the Department of Insurance over private entities, lack of quantifiable rate standards concerning what is or is not "unreasonable

Last Action: Assigned to Insurance (March 9, 2021)

Primary Sponsor: [Senator Laura Fine \(D\)](#)

### **IL - SB1601 RENEWABLE ENERGY-VARIOUS**

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o Provides that a business that intends to establish a new utility-scale solar power facility may apply for a high impact business designation. Amends the Illinois Power Agency Act. Increases the long-term renewable procurement plan goals after the 2025 delivery year. Requires the long-term renewable procurement plan to include the procurement of new renewable energy credits. Provides that the Adjustable Block program shall be designed to be continuously open. Authorizes utilities to recover certain costs related to the Adjustable Block program. Excludes certain costs from a limitation on the costs of the Adjustable Block program.

Last Action: Assigned to Energy and Public Utilities (March 9, 2021)

Primary Sponsor: [Senator Bill Cunningham \(D\)](#)

### **IL - SB1718 CLEAN ENERGY JOBS ACT**

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Creates the Clean Jobs, Workforce and Contractor Equity Act. Amongst other things, creates the Equity and Empowerment in Clean Energy Advisory Board to administer the Clean Jobs Workforce Hubs Program.

Last Action: Assigned to Energy and Public Utilities (March 9, 2021)

Primary Sponsor: [Senator Cristina Castro \(D\)](#)

**IL - SB1788** INSURANCE-COVERAGE CHANGES

Categories: 2021 key legislation full list, healthcare council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Amends the Illinois Insurance Code. Provides that no individual or group policy of accident and health insurance or managed care organization shall change an insured's eligibility or coverage during a contract period. Provides that during a contract period, insureds shall have the protection and continuity of their providers, medication, covered benefits, and formulary during the contract period. Amends the Illinois Public Aid Code making conforming changes. The Chamber The Chamber opposes this legislation as previously enacted public acts already address mid-year changes to formularies and provider networks.

Last Action: Assigned to Insurance (March 9, 2021)

Primary Sponsor: [Senator Laura M. Murphy \(D\)](#)

**IL - SB1807** NURSE LICENSURE COMPACT

Categories: 2021 key legislation full list, healthcare council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o This bill ratifies and approves the Nurse Licensure Compact, which allows for the issuance of multistate licenses that allow nurses to practice in their home state and other compact states. Provides that the Compact does not supersede existing State labor laws.

Last Action: Assigned to Licensed Activities (March 16, 2021)

Primary Sponsor: [Senator Chapin Rose \(R\)](#)

**IL - SB1838** FREEDOM TO WORK-ALL EMPLOYEES

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill expands the scope of the Act to apply to all employees (rather than only low-wage employees). Prohibits all covenants not to compete.

Last Action: Assigned to Labor (March 9, 2021)

Primary Sponsor: [Senator Mattie Hunter \(D\)](#)

**IL - SB1864 EDGE CREDIT-JOB REQUIREMENTS**

Categories: 2021 key legislation full list, tax institute, chamber initiative

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Tax Institute Initiative
- o Amends the Economic Development for a Growing Economy Tax Credit Act. Provides that, upon the issuance of a disaster proclamation by the Governor covering the location of Taxpayer that is party to an Agreement, the Department of Commerce and Economic Opportunity may modify or restructure the Agreement in a manner that includes, but is not limited to, the temporary modification of the job creation or retention requirements of the Agreement to provide that the Taxpayer will not be considered to be out of compliance with the Agreement so long as the Taxpayer maintains at least 85% of the job creation and retention requirements of the Agreement or a lesser percentage that the Department determines is warranted by the Taxpayer's particular circumstances. Effective immediately.

Last Action: Assigned to Revenue (March 16, 2021)

Primary Sponsor: [Senator Jason A. Barickman \(R\)](#)

**IL - SB1920 EPA-POWER PLANT DEMOLITION**

Categories: 2021 key legislation full list, environmental council

Last Action: Assigned to Environment and Conservation (March 16, 2021)

Primary Sponsor: [Senator Rachelle Crowe \(D\)](#)

**IL - SB1971 INS-HEALTH CARE/RATE APPROVAL**

Categories: 2021 key legislation full list, healthcare council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that all individual and small group accident and health policies written subject to certain federal standards must file rates with the Department of Insurance for approval. Provides that unreasonable rate increases or inadequate rates shall be disapproved. Provides that when an insurer files a schedule or table of premium rates for individual or small employer health benefit plans, the Department of Insurance shall post notice of the premium rate filings, rate filing summaries, and other information about the rate increase or decrease online on the Department's website. Provides that the Department shall open a 30-day public comment period on the date that a rate filing is posted on the website. Provides that after the close of the public comment period, the Department shall issue a decision to approve, disapprove, or modify a rate filing, and post the decision on the Department's website. The Chamber opposes this legislation

due to the outsized power given to the Department of Insurance over private entities, lack of quantifiable rate standards concerning what is or is not “unreasonable.”

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Laura Fine \(D\)](#)

### **IL - SB1972 WETLAND CONSERVATION FUND**

Categories: 2021 key legislation full list, environmental council

Last Action: Assigned to Agriculture (March 16, 2021)

Primary Sponsor: [Senator Laura Fine \(D\)](#)

### **IL - SB1974 INS CD-HEALTH CARE RECOUPMENT**

Categories: 2021 key legislation full list, healthcare council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that an insurer, health maintenance organization, independent practice association, or physician hospital organization may not attempt a recoupment or offset until all appeal rights of a health care professional or health care provider are exhausted. Provides that no recoupment or offset may be requested or withheld from future payments 6 months or more after the original payment is made (rather than 18 months or more after the original payment is made). Effective January 1, 2022.

Last Action: Assigned to Insurance (March 16, 2021)

Primary Sponsor: [Senator Laura Fine \(D\)](#)

### **IL - SB1991 PIPELINE ENVIRONMENTAL IMPACT**

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o Broadens the purpose of the Act to include construction and deconstruction of pipelines and electronic transmission lines. Includes pipeline owner and electrical transmission line owner in the definition of "agricultural impact mitigation agreement", "construction", "county", "deconstruction", and "underlying agreement". Defines "Agricultural Inspector", "pipeline owner", and "pipeline". Contains guidelines for pipeline and electronic transmission line owners to address environmental impact before starting construction.

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Patrick J. Joyce \(D\)](#)



**IL - SB2005 CARBON DIOXIDE STORAGE**

Categories: 2021 key legislation full list, energy council, environmental council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Under Review
- o Creates the Carbon Dioxide Geologic Storage Act. Provides that the Act applies to carbon dioxide injections that commence on or after January 1, 2021. Provides that a storage operator may not operate a storage facility without a storage facility permit issued by the Department of Natural Resources. Includes provisions regarding: ownership and conveyance of pore space; ownership requirements; amalgamating property interests; mineral interests; title to carbon dioxide prior to certificate of completion; scope and remedy for claims of subsurface trespass; project completion and title transfer; enhanced recovery projects; Department powers and home rule; and restraint of trade. Limits home rule powers. Creates the Illinois Geologic Sequestration Special Fund.

Last Action: Assigned to Energy and Public Utilities (March 16, 2021)

Primary Sponsor: [Senator David Koehler \(D\)](#)

**IL - SB2008 INS-PHARMACY BENEFIT MANAGERS**

Categories: 2021 key legislation full list, healthcare council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Amends the Illinois Insurance Code. Provides that if a generic equivalent for a brand name drug is approved by the federal Food and Drug Administration, plans that provide coverage for prescription drugs through the use of a drug formulary that are amended, delivered, issued, or renewed in the State on or after January 1, 2022 shall comply with specified requirements. Provides that the Department of Insurance may adopt rules to implement provisions concerning notice of change of drug formulary. In provisions concerning a contract between a health insurer and a pharmacy benefit manager, provides that a pharmacy benefit manager must update and publish maximum allowable cost pricing information according to specified requirements, must provide a reasonable administrative appeal procedure to allow pharmacies to challenge maximum allowable costs, and must comply with specified requirements if an appeal is denied. Sets forth provisions concerning pharmacy benefit manager contracts; specified requirements that a pharmacy benefit manager shall comply with; specified requirements that an auditing entity shall comply with when conducting a pharmacy audit; and specified requirements concerning pharmacy network access standards. Provides that a violation of specified provisions is an unfair method of competition and unfair and deceptive act or practice in the business of insurance. The Chamber opposes coverage mandates due to increased cost for employers.

Last Action: Postponed - Insurance (March 24, 2021)

Primary Sponsor: [Senator David Koehler \(D\)](#)

### **IL - SB2041 WORK COMP IMPAIRMENT STANDARD**

Categories: 2021 key legislation full list, chamber initiative, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
  - o Chamber Initiative
  - o This bill establishes standards with respect to cannabis for impairment sufficient to bar compensation for injuries to employees who are intoxicated. Provides that the presence of 5 nanograms of tetrahydrocannabinol in the blood or 10 nanograms of tetrahydrocannabinol in other bodily substances shall create a rebuttable presumption that intoxication is the proximate cause of the injury. Contains the statement: "Authorized use may be evidenced only by written consent by the employer to the employee, which consent shall not be unreasonably withheld".
- This is a Chamber Initiative.

Last Action: To Executive- Cannabis (March 24, 2021)

Primary Sponsor: [Senator Donald P. DeWitte \(R\)](#)

### **IL - SB2080 AUTOMATIC LISTENING ACT**

Categories: 2021 key legislation full list, technology council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill provides that it is unlawful for a person who provides any smart service through a proprietary smart speaker to: (i) store or make a recording or transcript of any speech or sound captured by a smart speaker or to use any storage or recording or transcript of any voice interaction by a user with the voice-user interface, or (ii) transmit such a recording or transcript to a third party, for any purpose, without obtaining express informed consent and permitting the user to require the deletion of any recording, transcript, or sound recorded by the speaker at any time. Provides exemptions. Provides that it is unlawful for a person who provides any security monitoring or other service through a proprietary video doorbell to: (i) store or make a recording of any video, image, or audio captured by the video doorbell's camera, or (ii) use any storage recording of any video, image, or audio captured by the video doorbell's camera, or transmit such a recording to a third party. Provides exemptions. Provides that, if the Attorney General or a State's Attorney has reason to believe that any person has violated or is violating the Act, he or she may, in addition to any authority he or she may have to bring an action in State court under consumer protection law, bring a civil action in any court of competent jurisdiction to enjoin

further violation by the defendant, enforce compliance with the Act, or obtain civil penalties not to exceed \$40,000 per violation. The Chamber opposes all new private right of action.

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Cristina Castro \(D\)](#)

### **IL - SB2081 KEEP INTERNET DEVICES SAFE ACT**

Categories: 2021 key legislation full list, technology council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o This bill provides that a "digital device" is an Internet-connected device that contains a microphone. Provides that no private entity may turn on or enable a digital device's microphone unless the registered owner or person (instead of user of the device) configuring the device is provided certain notices in a consumer agreement (instead of a written policy). Provides that a manufacturer of a digital device that does not cause to be turned on or otherwise use a digital device's microphone is not subject to the restrictions on the use of a digital device's microphone. Provides that the exclusive authority to enforce the Act is vested in the Attorney General. The Chamber is concerned this legislation would have a chilling effect on innovation in the state.

Last Action: To Judiciary- Privacy (March 16, 2021)

Primary Sponsor: [Senator Cristina Castro \(D\)](#)

### **IL - SB2082 KEEP INTERNET DEVICES SAFE ACT**

Categories: 2021 key legislation full list, technology council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o This bill provides that a private entity may turn on or enable, cause to be turned on or enabled, or otherwise use a digital device's microphone to listen for or collect information, including spoken words or other audible or inaudible sounds, if the private entity makes specified disclosures in its customer agreement or other incorporated addendum. Provides that a private entity that collects, stores, or transmits any information collected through a digital device's microphone concerning an Illinois resident shall implement and maintain reasonable security measures to protect that information from unauthorized access, acquisition, destruction, use, modification, and disclosure. Adds provisions governing waiver, applicability, and exceptions. Provides that a violation of the Keep Internet Devices Safe Act constitutes an unlawful practice under the Consumer Fraud and Deceptive Business Practices Act. The Chamber is concerned this legislation would have a chilling effect on innovation in the state.

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Cristina Castro \(D\)](#)

### **IL - SB2084** INC TX-EDGE CARRYFORWARD

Categories: 2021 key legislation full list, tax institute

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Amends the Illinois Income Tax Act. Provides that the Economic Development for a Growing Economy Tax Credit may be carried forward for 15 (currently, 5) taxable years following the excess credit year. Effective immediately.

Last Action: Assigned to Revenue (March 16, 2021)

Primary Sponsor: [Senator Cristina Castro \(D\)](#)

### **IL - SB2124** INC TX-CAPITAL GAINS SURCHARGE

Categories: 2021 key legislation full list, tax institute

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Amends the Illinois Income Tax Code. Provides, for tax years ending on or after December 31, 2021, a surcharge is imposed on an Illinois resident's low-taxed investment income. Defines "low-taxed investment income". Provides how the surcharge is calculated. Exempts from the surcharge: (i) resident married individuals filing joint returns, if Illinois taxable income is not more than \$250,000; (ii) a resident head of household, if Illinois taxable income is not more than \$200,000; and (iii) resident unmarried individuals, resident married individuals filing separate returns, and resident estates and trusts, if Illinois taxable income is not more than \$150,000. This bill would impose an unconstitutional surcharge on certain capital gains income. The Chamber opposes this legislation.

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Robert Peters \(D\)](#)

### **IL - SB2126** INC TX-COMBINED REPORTING

Categories: 2021 key legislation full list, tax institute

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Amends the Illinois Income Tax Act. Provides that all the corporations, wherever incorporated or domiciled, that are members of a unitary business shall file a combined return as a combined

group. Makes changes to the definition of "unitary business". Contains provisions concerning a water's edge election. Provides that, with respect to unitary business groups, "United States" means the 50 states of the United States, the District of Columbia, and United States' territories and possessions. This bill would establish world-wide combination as the default income tax filing position. The Chamber opposes this legislation.

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Robert Peters \(D\)](#)

## **IL - SB2161** UTILITIES-CAPACITY PROCUREMENT

Categories: 2021 key legislation full list, energy council

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o Authorizes the Illinois Power Agency to develop capacity procurement plans and conduct competitive procurement processes for the procurement of capacity to meet the capacity requirements of all retail customers of electric utilities that serve at least 3,000,000 retail customers in this State. Provides for the goal that no later than the delivery year commencing June 1, 2033, the Agency's procurement plans and processes shall include bundled clean capacity in an amount equal to 100% of the electric load measured in megawatt-hours for all retail customers of electric utilities that serve more than 3,000,000 customers in this State. Requires the Planning and Procurement Bureau to develop plans and processes and conduct competitive procurement events to procure capacity for all retail customers of electric utilities that serve at least 3,000,000 retail customers in this State that are located in the Applicable Fixed Resource Requirement Service Area of PJM Interconnection, LLC. Amends the Public Utilities Act. Establishes requirements for procurement of contracts for capacity by the Agency for electric utilities serving at least 3,000,000 retail customers in this State located in the Applicable Fixed Resource Requirement Service Area of PJM Interconnection, LLC.

Last Action: Assigned to Energy and Public Utilities (March 16, 2021)

Primary Sponsor: [Senator Brian W. Stewart \(R\)](#)

## **IL - SB2180** USE/OCC TX-LEASED PROPERTY

Categories: 2021 key legislation full list, chamber initiative, tax institute

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Tax Institute Initiative
- o Amends the Use Tax Act and the Retailers' Occupation Tax Act. Provides that, for any leased property "selling price" means the consideration received by the lessor pursuant to the lease

contract and includes certain amounts received by the lessor that are not calculated at the time the lease is executed. Provides for an exemption to the extent of any personal property lease transaction tax paid to a home rule municipality. Provides that a sale of tangible personal property shall be made tax-free on the ground of being a sale for resale or lease if the purchaser has an active registration number or resale number from the Department of Revenue and furnishes that number to the seller in connection with certifying to the seller that any sale to such purchaser is nontaxable because of being a sale for resale or lease. This bill modifies the taxation of leases to tax the lease stream instead of the upfront cost of property acquired for leasing purposes.

Last Action: Assigned to Revenue (March 16, 2021)

Primary Sponsor: [Senator Elgie R. Sims, Jr. \(D\)](#)

### **IL - SB2182** DCEO-DATA CENTER INVESTMENT

Categories: 2021 key legislation full list, technology council, tax institute

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Support
- o This is a joint effort between the Illinois Chamber, the Chicagoland Chamber and McGuireWoods to improve the data center tax incentive of 2019.

Last Action: Placed on Calendar Order of 2nd Reading March 25, 2021 (March 24, 2021)

Primary Sponsor: [Senator Elgie R. Sims, Jr. \(D\)](#)

### **IL - SB2248** UTILITIES-ENERGY EFFICIENCY

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Monitor
- o Makes changes in provisions concerning the Illinois Solar for All Program. Provides that the Illinois Power Agency shall make every effort to ensure that small and emerging businesses, particularly those located in low-income and environmental justice communities are able to participate in the Illinois Solar for All Program. Makes changes to incentive programs provided for under the Illinois Solar for All Program. Makes changes in provisions concerning legislative declarations and findings; definitions; and general powers and duties of the Agency. Amends the Public Utilities Act. Provides that the Illinois Commerce Commission shall open an investigation to deliberate, develop, and adopt a renewable energy access plan no later than December 31, 2022. Provides that within 90 days after the effective date of the amendatory Act, the Commission shall open a proceeding to update the interconnection standards and applicable utility tariffs and establish an interconnection working group. Makes changes in provisions

concerning net electricity metering; distributed generation rebate; recovery of costs associated with the provision of delivery and other services; and provisions relating to procurement.

Last Action: Chief Sponsor Changed to Sen. Laura Ellman (March 2, 2021)

Primary Sponsor: [Senator Laura Ellman \(D\)](#)

### **IL - SB2268** MIN WAGE DELAY IMPLEMENTATION

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Support

o This bill provides that the increase in the minimum wage scheduled for January 1, 2022 is delayed until January 1, 2023. Provides that the subsequently scheduled annual increases in the minimum wage are delayed by one year culminating in a minimum wage of \$15 per hour in 2026 rather than 2025. Makes corresponding delays in the minimum wage increases for persons under 18 years of age who do not work more than 650 hours per year.

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Donald P. DeWitte \(R\)](#)

### **IL - SB2294** INS-WELLNESS MANDATE/NAVIGATOR

Categories: 2021 key legislation full list, healthcare council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: No Position

o This bill provides that a group or individual policy of accident and health insurance or managed care plan that offers a program for wellness coverage must not provide a total incentive that exceeds 30% (rather than 20%) of the cost of self-only or employee-only coverage (rather than only employee-only coverage). Provides that the incentive may be increased by up to an additional 20%, for a total incentive of 50%, to the extent that the additional percentage is in connection with a program designed to prevent or reduce tobacco use. Amends the Navigator Certification Act. Provides that certified application counselors are subject to the same certification requirements as navigators. Provides that navigators or certified application counselors may not engage in any unfair method of competition or any fraudulent, deceptive, or dishonest act or practice related to the health insurance marketplace or to that individual's or entity's absence of a conflict of interest in connection with the enrollment of any individuals or employees in a particular private health benefit plan

Last Action: Assigned to Insurance (March 23, 2021)

Primary Sponsor: [Senator Ann Gillespie \(D\)](#)

**IL - SB2332 EMPLOYEE SECURITY ACT**

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Establishes a framework for employee discipline and discharge. Prohibits the unjust discharge of an employee. Requires employers to utilize progressive discipline measures. Limits the use of electronic monitoring. Provides for severance pay. Directs the Department of Employment Security to adopt rules and administer the Act. Provides statutory remedies for wrongfully discharged employees and authorizes the recovery of damages. Creates the Wrongful Discharge Enforcement Fund as a special fund in the State treasury. The Chamber opposes this legislation as it imposes mandates on an employer's discipline system and interferes with personnel management.

Last Action: Assigned to Executive (March 23, 2021)

Primary Sponsor: [Senator Celina Villanueva \(D\)](#)

**IL - SB2351 WAGE PAYMENT CONTRACTOR RESPON**

Categories: 2021 key legislation full list, employment law council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o This bill Amends the Illinois Wage Payment and Collection Act in relation to primary contractor responsibility for wage claims in the construction industry. Provides only a Section caption.

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Michael E. Hastings \(D\)](#)

**IL - SB2420 MEDICAID-MCO-PHARMACY FEE**

Categories: 2021 key legislation full list, healthcare council

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Amends the Medical Assistance Article of the Illinois Public Aid Code. Requires all Medicaid managed care organizations to reimburse pharmacy provider dispensing fees and acquisition costs at no less than the amounts established under the fee-for-service program whether the Medicaid managed care organization directly reimburses pharmacy providers or contracts with a pharmacy benefit manager to reimburse pharmacy providers. Provides that the reimbursement



requirement applies to all pharmacy services for persons receiving benefits under the Code including pharmacy services.

Last Action: To Subcommittee on Managed Care Organizations (MCO's) (March 31, 2021)

Primary Sponsor: [Senator Napoleon Harris, III \(D\)](#)

### **IL - SB2433** UTILITIES-COST RECOVERY

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Monitor

o In provisions concerning recovery of the costs associated with the purchase of zero emission credits from zero emission facilities, authorizes the collection of certain charges relating to renewable resources through the delivery year beginning June 1, 2021 (rather than June 1, 2019).

Last Action: Assigned to Energy and Public Utilities (March 23, 2021)

Primary Sponsor: [Senator Bill Cunningham \(D\)](#)

### **IL - SB2436** CLEAN JOBS WORKFORCE EQUITY

Categories: 2021 key legislation full list, energy council

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o Creates the Clean Jobs, Workforce, and Contractor Equity Act.

Last Action: Assigned to Energy and Public Utilities (March 23, 2021)

Primary Sponsor: [Senator Robert Peters \(D\)](#)

### **IL - SB2457** INC TX-GILTI APPORTIONMENT

Categories: 2021 key legislation full list, tax institute

Notes:

#### **Synopsis & Chamber Position**

o Chamber Position: Oppose

o Amends the Illinois Income Tax Act. Contains provisions concerning a deduction for income included in the taxpayer's federal adjusted gross income and deemed received under Section 951A (GILTI) or Section 952 (Subpart F) of the Internal Revenue Code. This bill seeks to tax Global Intangible low-taxed income of multinational companies that is already taxed federally and is contrary to the state's waters-edge taxation of multinationals. The Chamber opposes this legislation.

Last Action: Assigned to Revenue (March 23, 2021)

Primary Sponsor: [Senator Ram Villivalam \(D\)](#)

### **IL - SB2475** IDOT/RTA-PRIORITIZATION-ASSETS

Categories: 2021 key legislation full list, infrastructure council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Under Review
- o Requires the Department of Transportation to establish and implement a transportation performance program for all transportation facilities under its jurisdiction. Provides that the Department shall develop a risk-based, statewide highway system asset management plan to preserve and improve the conditions of highway and bridge assets and enhance the performance of the system while minimizing life-cycle cost. Provides requirements for the asset management plan. Provides that the Department shall develop a needs-based asset management plan for State-supported public transportation assets, including vehicles, facilities, equipment, and other infrastructure. Limits the plan to certain transit services. Provides that the Department shall develop a performance-based project selection process to prioritize taxpayer investment in transportation assets that go above and beyond maintaining the existing system in a state of good repair and to evaluate projects that add capacity. Adds various requirements regarding the new asset management plan and performance-based programming. Amends the Regional Transportation Authority Act. Requires the Regional Transportation Authority to develop a transparent prioritization process for Northeastern Illinois transit projects receiving State capital funding. Adds process and reporting requirements.

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Ram Villivalam \(D\)](#)

### **IL - SB2476** WAGE THEFT-DAMAGES AMOUNT

Categories: 2021 key legislation full list, employment law council

Notes:

#### **Synopsis & Chamber Position**

- o Chamber Position: Oppose
- o Provides that an employee is entitled to recover damages of 5% (rather than 2%) of the amount of any underpayments in wages for each month following the date of payment during which such underpayments remain unpaid.

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Ram Villivalam \(D\)](#)

### **IL - SB2491** IDOT-SERVICES SELECTION CMTE

Categories: 2021 key legislation full list, infrastructure council

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Under Review
- o Provides that the term of any member of a selection committee created by the Department of Transportation to select firms to provide architectural, engineering, and land surveying services prior to January 1, 2022 shall be terminated on December 31, 2021. Provides that beginning on or after January 1, 2022, the Department of Transportation shall appoint selection committees consisting of 9 members who shall be appointed with the advice and consent of the Senate.

Last Action: Referred to Assignments (February 26, 2021)

Primary Sponsor: [Senator Ram Villivalam \(D\)](#)

### **IL - SB2514 CARBON DIOXIDE STORAGE**

Categories: 2021 key legislation full list, energy council, environmental council

Notes:

### **Synopsis & Chamber Position**

- o Chamber Position: Under Review
- o Creates the Carbon Dioxide Geologic Storage Act. Provides that the Act applies to carbon dioxide injections that commence on or after January 1, 2021. Provides that a storage operator may not operate a storage facility without a reservoir permit issued by the Department of Natural Resources. Provides that a permit shall be issued if the storage operator: pays a fee to the Department of \$0.08 per ton of carbon dioxide estimated to be injected into a storage facility; and owns all of the pore space in a storage facility, or owns more than 50%, but less than 100% of the pore space within a storage facility and an application to the Department to amalgamate the remaining property interests has been granted. Provides that after carbon dioxide injections at a storage facility cease, the storage operator may apply for a certificate of completion. Provides requirements the Department shall find before issuing a certificate of completion. Provides that the Department may adopt rules and issue orders to enforce the Act. Limits home rule powers. Provides for ownership and conveyance of pore space, mineral interests, title to carbon dioxide and liability, enhanced recovery projects, and restraint of trade.

Last Action: Assigned to Energy and Public Utilities (March 23, 2021)

Primary Sponsor: [Senator Chapin Rose \(R\)](#)

### **IL - SB2531 INC TX-APPORTIONMENT**

Categories: 2021 key legislation full list, chamber initiative, tax institute

Notes:

**Synopsis & Chamber Position**

- o Chamber Position: Support
- o Chamber Tax Institute Initiative
- o Amends the Illinois Income Tax Act. Provides that a partnership or Subchapter S corporation may elect to pay a tax computed by multiplying the share of business income apportionable to Illinois and nonbusiness income allocated to Illinois that is distributable to each partner or shareholder and multiplied by the applicable rates of tax for that partner or shareholder. Creates a deduction in an amount equal to those amounts. This bill is a SALT cap work around for partners of partnerships and S corporation shareholders.

Last Action: Assigned to Revenue (March 23, 2021)

Primary Sponsor: [Senator Win Stoller \(R\)](#)