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1 AN ACT concerning government.

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

4 ARTICLE 1. GOVERNMENT EMERGENCY ADMINISTRATION

5 Section 1-1. Short title. This Act may be cited as the
6 Government Emergency Administration Act.

7 Section 1-5. Findings and purpose.

8 (a) The General Assembly finds that the statewide public
9 health emergency caused by the outbreak of COVID-19 presents an
10 unprecedented danger to the People of the State of Illinois,
11 requiring the use of extraordinary precautions to reduce the
12 risk of infection, causing delays in critical functions, and
13 fundamentally altering the ways in which government must
14 operate in order to serve the People of the State of Illinois.

15 (b) The purpose of this Act is to provide government with
16 the tools that it needs to continue to serve the People of the
17 State of Illinois and to better respond to the statewide public
18 health emergency caused by the outbreak of COVID-19.

19 ARTICLE 5. RESTORE ILLINOIS

20 Section 5-5. The Department of Commerce and Economic

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1 Opportunity Law of the Civil Administrative Code of Illinois is
2 amended by adding Section 605-1045 as follows:

3 (20 ILCS 605/605-1045 new)

4 Sec. 605-1045. Restore Illinois Collaborative Commission.

5 (a) The General Assembly hereby finds and declares that the
6 State is confronted with a public health crisis that has
7 created unprecedented challenges for the State's diverse
8 economic base. In light of this crisis, and the heightened need
9 for collaboration between the legislative and executive
10 branches, the General Assembly hereby establishes the Restore
11 Illinois Collaborative Commission. The members of the
12 Commission will participate in and provide input on plans to
13 revive the various sectors of the State's economy in the wake
14 of the COVID-19 pandemic.

15 (b) The Department may request meetings be convened to
16 address revitalization efforts for the various sectors of the
17 State's economy. Such meetings may include public
18 participation as determined by the Commission.

19 (c) The Department shall provide a written report to the
20 commission and the General Assembly not less than every 30 days
21 regarding the status of current and proposed revitalization
22 efforts. The written report shall include applicable metrics
23 that demonstrate progress on recovery efforts, as well as any
24 additional information as requested by the Commission. The
25 first report shall be delivered by July 1, 2020. The report to

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1 the General Assembly shall be delivered to all members, in
2 addition to complying with the requirements of Section 3.1 of
3 the General Assembly Organization Act.

4 (d) The Restore Illinois Collaborative Commission shall
5 consist of 14 members, appointed as follows:

6 (1) four members of the House of Representatives

7 appointed by the Speaker of the House of Representatives;

8 (2) four members of the Senate appointed by the Senate

- 9 President;
- 10 (3) three members of the House of Representatives
- 11 appointed by the Minority Leader of the House of
- 12 Representatives; and
- 13 (4) three members of the Senate appointed by the Senate
- 14 Minority Leader.
- 15 (e) The Speaker of the House of Representatives and the
- 16 Senate President shall each appoint one member of the
- 17 Commission to serve as a Co-Chair. The Co-Chairs may convene
- 18 meetings of the Commission. The members of the Commission shall
- 19 serve without compensation.
- 20 (f) This section is repealed December 31, 2020.

21 ARTICLE 10. BROADBAND ACCESS

22 Section 10-5. The Broadband Advisory Council Act is amended

23 by adding Section 25 as follows:

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- 1 (220 ILCS 80/25 new)
- 2 Sec. 25. Universal no-cost broadband Internet access.
- 3 (a) In furtherance of the purposes of this Act to expand
- 4 broadband service to unserved rural and urban areas of this
- 5 State and to achieve universal broadband service and Internet
- 6 access for the residents of this State, the Broadband Advisory
- 7 Council shall study the goal of providing free access to all
- 8 residents of this State to broadband service through the
- 9 expansion of the state broadband competitive matching grant
- 10 program. The Broadband Advisory Council shall also study the
- 11 alternative goal of providing affordable access to all
- 12 residents of this State to broadband service. The Office of
- 13 Broadband within the Department of Commerce and Economic
- 14 Opportunity shall support and assist the Council in the
- 15 development of the study.
- 16 (b) The study must include establishing access to broadband
- 17 service in zip codes identified as having high levels of
- 18 poverty and in the areas of the State without the
- 19 infrastructure necessary to meet the requirements for
- 20 high-speed access to the Internet. To the extent possible, the

21 study shall consider the incorporation and expansion of
 22 initiatives established in the Connect Illinois Broadband
 23 Strategic Plan. The Council's study shall identify existing and
 24 new streams of State, federal and private-public partnership
 25 revenue to underwrite the creation of necessary infrastructure
 26 and purchase unlimited broadband Internet access to be

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1 provided, without charge, to some or all residents of the
 2 State. The Council's study shall include a recommended schedule
 3 for implementation of free universal broadband to the extent
 4 determined to be feasible.

5 (c) The Council shall issue a report on its findings and
 6 recommendations for any necessary legislation to the
 7 General Assembly no later than January 1, 2021.

8 ARTICLE 15. AMENDATORY PROVISIONS

9 Section 15-5. The Open Meetings Act is amended by changing
 10 Sections 2.01 and 7 as follows:

11 (5 ILCS 120/2.01) (from Ch. 102, par. 42.01)

12 Sec. 2.01. All meetings required by this Act to be public
 13 shall be held at specified times and places which are
 14 convenient and open to the public. No meeting required by this
 15 Act to be public shall be held on a legal holiday unless the
 16 regular meeting day falls on that holiday.

17 Except as otherwise provided in this Act, a A quorum of
 18 members of a public body must be physically present at the
 19 location of an open meeting. If, however, an open meeting of a
 20 public body (i) with statewide jurisdiction, (ii) that is an
 21 Illinois library system with jurisdiction over a specific
 22 geographic area of more than 4,500 square miles, (iii) that is
 23 a municipal transit district with jurisdiction over a specific

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1 geographic area of more than 4,500 square miles, or (iv) that
 2 is a local workforce investment area with jurisdiction over a

3 specific geographic area of more than 4,500 square miles
4 held simultaneously at one of its offices and one or more other
5 locations in a public building, which may include other of its
6 offices, through an interactive video conference and the public
7 body provides public notice and public access as required under
8 this Act for all locations, then members physically present in
9 those locations all count towards determining a quorum. "Public
10 building", as used in this Section, means any building or
11 portion thereof owned or leased by any public body. The
12 requirement that a quorum be physically present at the location
13 of an open meeting shall not apply, however, to State advisory
14 boards or bodies that do not have authority to make binding
15 recommendations or determinations or to take any other
16 substantive action.

17 Except as otherwise provided in this Act, a quorum of
18 members of a public body that is not (i) a public body with
19 statewide jurisdiction, (ii) an Illinois library system with
20 jurisdiction over a specific geographic area of more than 4,500
21 square miles, (iii) a municipal transit district with
22 jurisdiction over a specific geographic area of more than 4,500
23 square miles, or (iv) a local workforce innovation area with
24 jurisdiction over a specific geographic area of more than 4,500
25 square miles must be physically present at the location of a
26 closed meeting. Other members who are not physically present at

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1 a closed meeting of such a public body may participate in the
2 meeting by means of a video or audio conference. For the
3 purposes of this Section, "local workforce innovation area"
4 means any local workforce innovation area or areas designated
5 by the Governor pursuant to the federal Workforce Innovation
6 and Opportunity Act or its reauthorizing legislation.
7 (Source: P.A. 100-477, eff. 9-8-17.)

8 (5 ILCS 120/7)

9 Sec. 7. Attendance by a means other than physical presence.

10 (a) If a quorum of the members of the public body is
11 physically present as required by Section 2.01, a majority of
12 the public body may allow a member of that body to attend the
13 meeting by other means if the member is prevented from
14

physically attending because of: (i) personal illness or disability; (ii) employment purposes or the business of the public body; or (iii) a family or other emergency. "Other means" is by video or audio conference. Translate Website

(b) If a member wishes to attend a meeting by other means, the member must notify the recording secretary or clerk of the public body before the meeting unless advance notice is impractical.

(c) A majority of the public body may allow a member to attend a meeting by other means only in accordance with and to the extent allowed by rules adopted by the public body. The rules must conform to the requirements and restrictions of this

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Section, may further limit the extent to which attendance by other means is allowed, and may provide for the giving of additional notice to the public or further facilitate public access to meetings.

(d) The limitations of this Section shall not apply to (i) closed meetings of (A) public bodies with statewide jurisdiction, (B) Illinois library systems with jurisdiction over a specific geographic area of more than 4,500 square miles, (C) municipal transit districts with jurisdiction over a specific geographic area of more than 4,500 square miles, or (D) local workforce innovation areas with jurisdiction over a specific geographic area of more than 4,500 square miles or (ii) open or closed meetings of State advisory boards or bodies that do not have authority to make binding recommendations or determinations or to take any other substantive action. State advisory boards or bodies, public bodies with statewide jurisdiction, Illinois library systems with jurisdiction over a specific geographic area of more than 4,500 square miles, municipal transit districts with jurisdiction over a specific geographic area of more than 4,500 square miles, and local workforce investment areas with jurisdiction over a specific geographic area of more than 4,500 square miles, however, may permit members to attend meetings by other means only in accordance with and to the extent allowed by specific procedural rules adopted by the body. For the purposes of this Section, "local workforce innovation area" means any local

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1 workforce innovation area or areas designated by the Governor
2 pursuant to the federal Workforce Innovation and Opportunity
3 Act or its reauthorizing legislation.

4 (e) Subject to the requirements of Section 2.06 but
5 notwithstanding any other provision of law, an open or closed
6 meeting subject to this Act may be conducted by audio or video
7 conference, without the physical presence of a quorum of the
8 members, so long as the following conditions are met:

9 (1) the Governor or the Director of the Illinois
10 Department of Public Health has issued a disaster
11 declaration related to public health concerns because of a
12 disaster as defined in Section 4 of the Illinois Emergency
13 Management Agency Act, and all or part of the jurisdiction
14 of the public body is covered by the disaster area;

15 (2) the head of the public body as defined in
16 subsection (e) of Section 2 of the Freedom of Information
17 Act determines that an in-person meeting or a meeting
18 conducted under this Act is not practical or prudent
19 because of a disaster;

20 (3) all members of the body participating in the
21 meeting, wherever their physical location, shall be
22 verified and can hear one another and can hear all
23 discussion and testimony;

24 (4) for open meetings, members of the public present at
25 the regular meeting location of the body can hear all
26 discussion and testimony and all votes of the members of

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1 the body, unless attendance at the regular meeting location
2 is not feasible due to the disaster, including the issued
3 disaster declaration, in which case the public body must
4 make alternative arrangements and provide notice pursuant
5 to this Section of such alternative arrangements in a
6 manner to allow any interested member of the public access
7 to contemporaneously hear all discussion, testimony, and

- 8 roll call votes, such as by offering a telephone number
9 a web-based link;
- 10 (5) at least one member of the body, chief legal
11 counsel, or chief administrative officer is physically
12 present at the regular meeting location, unless unfeasible
13 due to the disaster, including the issued disaster
14 declaration; and
- 15 (6) all votes are conducted by roll call, so each
16 member's vote on each issue can be identified and recorded.
- 17 (7) Except in the event of a bona fide emergency, 48
18 hours' notice shall be given of a meeting to be held
19 pursuant to this Section. Notice shall be given to all
20 members of the public body, shall be posted on the website
21 of the public body, and shall also be provided to any news
22 media who has requested notice of meetings pursuant to
23 subsection (a) of Section 2.02 of this Act. If the public
24 body declares a bona fide emergency:
- 25 (A) Notice shall be given pursuant to subsection
26 (a) of Section 2.02 of this Act, and the presiding

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- 1 officer shall state the nature of the emergency at the
2 beginning of the meeting.
- 3 (B) The public body must comply with the verbatim
4 recording requirements set forth in Section 2.06 of
5 this Act.
- 6 (8) Each member of the body participating in a meeting
7 by audio or video conference for a meeting held pursuant to
8 this Section is considered present at the meeting for
9 purposes of determining a quorum and participating in all
10 proceedings.
- 11 (9) In addition to the requirements for open meetings
12 under Section 2.06, public bodies holding open meetings
13 under this subsection (e) must also keep a verbatim record
14 of all their meetings in the form of an audio or video
15 recording. Verbatim records made under this paragraph (9).
16 shall be made available to the public under, and are
17 otherwise subject to, the provisions of Section 2.06.
- 18 (10) The public body shall bear all costs associated

19 with compliance with this subsection (e).

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20 (Source: P.A. 100-477, eff. 9-8-17.)

21 Section 15-15. The Electronic Commerce Security Act is
22 amended by adding Section 95-20 as follows:

23 (5 ILCS 175/95-20 new)

24 Sec. 95-20. Remote Witnessing and Notarization.

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1 (a) The purpose of this Section is to give statutory
2 approval to the notary and witness guidelines provided in State
3 of Illinois Executive Order 2020-14.

4 (b) Notwithstanding any provision of law, rule, or
5 regulation, effective March 26, 2020 and ending 30 days after
6 expiration of the Governor's emergency declaration regarding
7 COVID-19, a notarial act or an act of witnessing, including
8 when a person must "appear before", act "in the presence of",
9 or any variation thereof, may be performed through means of
10 two-way audio-video communication technology that allows for
11 direct contemporaneous interaction by sight and sound between
12 the individual signing the document, the witness and the notary
13 public.

14 (c) A notarial act satisfies the "appearing before"
15 requirement under Section 6-102 of the Illinois Notary Public
16 Act if the notary public performs a remote notarization via
17 two-way audio-video communication technology, provided that
18 the Notary Public commissioned in Illinois is physically within
19 the State while performing the notarial act and the transaction
20 follows any guidance or rules provided by the Illinois
21 Secretary of State in existence on the date of notarization.

22 (d) An act of witnessing and the technology used in the
23 audio-video communication must substantially comply with the
24 following process: (1) the two-way audio-video communication
25 must be recorded and preserved by the signatory or the
26 signatory's designee for a period of at least 3 years; (2) the

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signatory must attest to being physically located in Illinois during the two-way audio-video communication; (3) the witness must attest to being physically located in Illinois during the two-way audio-video communication; (4) the signatory must affirmatively state on the two-way audio-video communication what document the signatory is signing; (5) each page of the document being witnessed must be shown to the witness on the two-way audio-video communication technology in a means clearly legible to the witness and initialed by the signatory in the presence of the witness; (6) the act of signing must be captured sufficiently up close on the two-way audio-video communication for the witness to observe; (7) the signatory must transmit by overnight mail, fax, electronic or other means a legible copy of the entire signed document directly to the witness no later than the day after the document is signed; (8) the witness must sign the transmitted copy of the document as a witness and transmit the signed copy of the document back via overnight mail, fax, electronic or other means to the signatory within 24 hours of receipt; and (9) if necessary, the witness may sign the original signed document as of the date of the original execution by the signatory provided that the witness receives the original signed document together with the electronically witnessed copy within thirty days from the date of the remote witnessing.

(d) The prohibition on electronic signatures on certain documents in subsection (c) of Section 120 remains in full

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effect.

(e) Notwithstanding any law or rule of the State of Illinois to the contrary, absent an express prohibition in a document against signing in counterparts, all legal documents, including, but not limited to, deeds, last wills and testaments, trusts, durable powers of attorney for property, and powers of attorney for health care, may be signed in counterparts by the witnesses and the signatory. A notary public must be presented with a fax or electronic copy of the document signature pages showing the witness signatures on the same date the document is signed by the signatory if the notary public is being asked to certify to the appearance of the

13 witnesses to a document.

14 (f) Any technology issues that may occur do not impact the
15 validity or effect of any instrument or document signed under
16 this Section. As used in this Section, "technology issues"
17 include, but are not limited to, problems with the internet
18 connection, user error related to the use of technology, the
19 file containing a recorded act becoming corrupted, or other
20 temporary malfunctions involving the technology used in an act
21 of witnessing or a notarial act.

22 Section 15-20. The Illinois Governmental Ethics Act is
23 amended by changing Section 4A-105 as follows:

24 (5 ILCS 420/4A-105) (from Ch. 127, par. 604A-105)

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1 Sec. 4A-105. Time for filing. Except as provided in
2 Section 4A-106.1, by May 1 of each year a statement must be
3 filed by each person whose position at that time subjects him
4 to the filing requirements of Section 4A-101 or 4A-101.5 unless
5 he has already filed a statement in relation to the same unit
6 of government in that calendar year.

7 Statements must also be filed as follows:

8 (a) A candidate for elective office shall file his
9 statement not later than the end of the period during which
10 he can take the action necessary under the laws of this
11 State to attempt to qualify for nomination, election, or
12 retention to such office if he has not filed a statement in
13 relation to the same unit of government within a year
14 preceding such action.

15 (b) A person whose appointment to office is subject to
16 confirmation by the Senate shall file his statement at the
17 time his name is submitted to the Senate for confirmation.

18 (b-5) A special government agent, as defined in item
19 (1) of Section 4A-101 of this Act, shall file a statement
20 within 30 days after making the first ex parte
21 communication and each May 1 thereafter if he or she has
22 made an ex parte communication within the previous 12
23 months.

24 (c) Any other person required by this Article to file

25 the statement shall file a statement at the time of
26 her initial appointment or employment in relation to that

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1 unit of government if appointed or employed by May 1.
2 If any person who is required to file a statement of
3 economic interests fails to file such statement by May 1 of any
4 year, the officer with whom such statement is to be filed under
5 Section 4A-106 or 4A-106.5 of this Act shall, within 7 days
6 after May 1, notify such person by certified mail of his or her
7 failure to file by the specified date. Except as may be
8 prescribed by rule of the Secretary of State, such person shall
9 file his or her statement of economic interests on or before
10 May 15 with the appropriate officer, together with a \$15 late
11 filing fee. Any such person who fails to file by May 15 shall
12 be subject to a penalty of \$100 for each day from May 16 to the
13 date of filing, which shall be in addition to the \$15 late
14 filing fee specified above. Failure to file by May 31 shall
15 result in a forfeiture in accordance with Section 4A-107 of
16 this Act.

17 Any person who takes office or otherwise becomes required
18 to file a statement of economic interests within 30 days prior
19 to May 1 of any year may file his or her statement at any time
20 on or before May 31 without penalty. If such person fails to
21 file such statement by May 31, the officer with whom such
22 statement is to be filed under Section 4A-106 or 4A-106.5 of
23 this Act shall, within 7 days after May 31, notify such person
24 by certified mail of his or her failure to file by the
25 specified date. Such person shall file his or her statement of
26 economic interests on or before June 15 with the appropriate

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1 officer, together with a \$15 late filing fee. Any such person
2 who fails to file by June 15 shall be subject to a penalty of
3 \$100 per day for each day from June 16 to the date of filing,
4 which shall be in addition to the \$15 late filing fee specified
5 above. Failure to file by June 30 shall result in a forfeiture
6 in accordance with Section 4A-107 of this Act.

7 All late filing fees and penalties collected pursuant to
8 this Section shall be paid into the General Revenue Fund in the
9 State treasury, if the Secretary of State receives such
10 statement for filing, or into the general fund in the county
11 treasury, if the county clerk receives such statement for
12 filing. The Attorney General, with respect to the State, and
13 the several State's Attorneys, with respect to counties, shall
14 take appropriate action to collect the prescribed penalties.

15 Failure to file a statement of economic interests within
16 the time prescribed shall not result in a fine or ineligibility
17 for, or forfeiture of, office or position of employment, as the
18 case may be; provided that the failure to file results from not
19 being included for notification by the appropriate agency,
20 clerk, secretary, officer or unit of government, as the case
21 may be, and that a statement is filed within 30 days of actual
22 notice of the failure to file.

23 Beginning with statements required to be filed on or after
24 May 1, 2009, the officer with whom a statement is to be filed
25 may, in his or her discretion, waive the late filing fee, the
26 monetary late filing penalty, and the ineligibility for or

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1 forfeiture of office or position for failure to file when the
2 person's late filing of a statement or failure to file a
3 statement is due to his or her (i) serious or catastrophic
4 illness that renders the person temporarily incapable of
5 completing the statement or (ii) military service.

6 Notwithstanding any provision of law or rule to the
7 contrary, the deadlines for filing statements of economic
8 interests under this Section on or after March 17, 2020 shall
9 be suspended until August 1, 2020.

10 (Source: P.A. 101-221, eff. 8-9-19.)

11 Section 15-24. The Illinois Administrative Procedure Act
12 is amended by adding Section 5-45.1 as follows:

13 (5 ILCS 100/5-45.1 new)

14 Sec. 5-45.1. Emergency rulemaking; Secretary of State
15 emergency powers. To provide for the expeditious and timely
16 implementation of the extension provisions of Section 30 of the
17 Secretary of State Act, emergency rules implementing the

18 extension provisions of Section 30 of the Secretary of Translate Website
 19 Act may be adopted in accordance with Section 5-45 by the
 20 Secretary of State. The adoption of emergency rules authorized
 21 by Section 5-45 and this Section is deemed to be necessary for
 22 the public interest, safety, and welfare.

23 This Section is repealed on January 1, 2021.

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1 Section 15-25. The Secretary of State Act is amended by
 2 adding Section 30 as follows:

3 (15 ILCS 305/30 new)

4 Sec. 30. Emergency powers.

5 (a) Upon the Governor of the State of Illinois issuing a
 6 statewide disaster proclamation based on a health pandemic or
 7 similar emergency, the Secretary may extend for the duration of
 8 the proclaimed disaster and for up to a period of 120 days
 9 beyond the expiration of the disaster proclamation:

10 (1) the expiration dates of driver's licenses, driving
 11 permits, identification cards, disabled parking placards
 12 and decals, and vehicle registrations; and

13 (2) the expiration dates of professional licenses,
 14 registrations, certifications and commissions issued by
 15 the Secretary, including but not limited to, vehicle
 16 dealership licenses, commercial driver training school
 17 licenses, and securities, broker and investment adviser
 18 registrations.

19 After the initial 120-day extension, the Secretary may
 20 adopt subsequent 30-day extensions only upon a determination
 21 that circumstances necessitate additional extensions. The
 22 Secretary must adopt any subsequent 30-day extension prior to
 23 the previous lapsing.

24 (b) To provide for the expeditious and timely
 25 implementation of this amendatory Act of the 101st General

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1 Assembly, any emergency rules to implement the extension

2 provisions of this Section must be adopted by the Secretary of
3 State, subject to the provisions of Section 5-45 of the
4 Illinois Administrative Procedure Act. Any such rule shall:

5 (1) identify the disaster proclamation authorizing the
6 rulemaking;

7 (2) set forth the expirations being extended (for
8 example, "this extension shall apply to all driver's
9 licenses, driving permits, identification cards, disabled
10 parking placards and decals, and vehicle registrations
11 expiring on [date] through [date]"); and

12 (3) set forth the date on which the extension period
13 becomes effective, and the date on which the extension will
14 terminate if not extended by subsequent emergency
15 rulemaking.

16 (c) Where the renewal of any driver's license, driving
17 permit, identification card, disabled parking placard or
18 decal, vehicle registration, or professional license,
19 registration, certification or commission has been extended
20 pursuant to this Section, it shall be renewed during the period
21 of an extension. Any such renewal shall be from the original
22 expiration date and shall be subject to the full fee which
23 would have been due had the renewal been issued based on the
24 original expiration date, except that no late filing fees or
25 penalties shall be imposed.

26 (d) All law enforcement agencies in the State of Illinois

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1 and all State and local governmental entities shall recognize
2 the validity of, and give full legal force to, extensions
3 granted pursuant to this Section.

4 (e) Upon the request of any person or entity whose driver's
5 license, driving permit, identification card, disabled parking
6 placard or decal, vehicle registration, or professional
7 license, registration, certification or commission has been
8 subject to an extension under this Section, the Secretary shall
9 issue a statement verifying the extension was issued pursuant
10 to Illinois law, and requesting any foreign jurisdiction to
11 honor the extension.

12 (f) This Section is repealed on June 30, 2021.

13 Section 15-29. The Illinois Administrative Procedure Act
14 is amended by adding Section 5-45.2 as follows:

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15 (5 ILCS 100/5-45.2 new)

16 Sec. 5-45.2. Emergency rulemaking; Secretary of State
17 Merit Commission. To provide for the expeditious and timely
18 implementation of subsection (14) of Section 8c of the
19 Secretary of State Merit Employment Code, emergency rules
20 implementing subsection (14) of Section 8c of the Secretary of
21 State Merit Employment Code may be adopted in accordance with
22 Section 5-45 by the Secretary of State. The adoption of
23 emergency rules authorized by Section 5-45 and this Section is
24 deemed to be necessary for the public interest, safety, and

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1 welfare.

2 This Section is repealed on January 1, 2021.

3 Section 15-30. The Secretary of State Merit Employment Code
4 is amended by changing Section 8c as follows:

5 (15 ILCS 310/8c) (from Ch. 124, par. 108c)

6 Sec. 8c. Duties and powers of the Commission. The Merit
7 Commission, in addition to any other duties prescribed in this
8 Act, shall have the following duties and powers:

9 (1) Upon written recommendations by the Director of
10 Personnel, to exempt from jurisdiction B of this Act
11 positions which, in the judgment of the Commission, are by
12 their nature highly confidential or involve principal
13 administrative responsibility for the determination of
14 policy or principal administrative responsibility for the
15 way in which policies are carried out. No position which
16 has the powers of a law enforcement officer, except
17 executive security officers, may be exempted under this
18 section.

19 (2) To require such special reports from the Director
20 as it may consider desirable.

21 (3) To disapprove original rules or any part thereof
22 and any amendment thereof within 30 calendar days after the
23 submission of such rules to the Merit Commission by the
24 Director.

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1 (4) To disapprove within 30 calendar days from date of
2 submission the position classification plan and any
3 revisions thereof submitted by the Director as provided in
4 the rules.

5 (5) To hear appeals of employees who do not accept the
6 allocation of their positions under the classification
7 plan.

8 (6) To hear and approve or disapprove written charges
9 filed seeking the discharge or demotion of employees or
10 suspension totaling more than 30 calendar days in any 12
11 month period, as provided in Section 9, appeals as provided
12 in Section 9a of this Act, and appeals from transfers from
13 one geographical area in the state to another, and in
14 connection therewith to administer oaths, subpoena
15 witnesses and compel the production of books and papers.

16 (7) (Blank).

17 (8) To make an annual report regarding the work of the
18 Commission to the Secretary of State, such report to be a
19 public record.

20 (9) If any violation of this Act is found, the
21 Commission shall direct compliance in writing.

22 (10) To appoint such employees, experts and special
23 assistants as may be necessary to carry out the powers and
24 duties of the commission under this Act. Employees, experts
25 and special assistants so appointed by the Commission shall
26 be subject to jurisdictions A, B and C of this Act, except

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1 the Chairman of the Commission when serving as the
2 Administrator of the Commission shall not be subject to
3 jurisdictions A, B, and C of this Act.

4 (11) To promulgate rules and regulations necessary to
5 carry out and implement their powers and duties under this
6 Act, with authority to amend such rules from time to time
7 pursuant to The Illinois Administrative Procedure Act.

8 (12) Within one year of the effective date of t Translate Website
9 amendatory Act of 1985, the Commission shall adopt rules
10 and regulations which shall include all Commission
11 policies implementing its duties under Sections 8, 9, 10
12 and 15 of this Act. These rules and regulations shall
13 include, but not be limited to, the standards and criteria
14 used by the Commission and Hearing Officers in making
15 discretionary determinations during hearing procedures.

16 (13) To hear or conduct investigations as it deems
17 necessary of appeals of layoff filed by employees appointed
18 under Jurisdiction B after examination, provided that such
19 appeals are filed within 15 calendar days following the
20 effective date of such layoff and are made on the basis
21 that the provisions of the Secretary of State Merit
22 Employment Code or the rules promulgated thereunder have
23 been violated or have not been complied with. All hearings
24 shall be public. A decision shall be rendered within 60
25 days after receipt of the transcript of the proceedings.
26 The Commission shall order the reinstatement of the

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1 employee if it is proven that the provisions of the
2 Secretary of State Merit Employment Code or the rules
3 promulgated thereunder have been violated or have not been
4 complied with. In connection therewith the Commission may
5 administer oaths, subpoena witnesses, and compel the
6 production of books and papers.

7 (14) Upon the Governor of the State of Illinois issuing
8 a disaster declaration based on circumstances that may
9 interfere with an employee's ability to exercise his or her
10 rights under this Code, or that may prevent the Commission
11 from performing its duties in a timely manner, the
12 Commission may, by adoption of an emergency rule under
13 Section 5-45 of the Illinois Administrative Procedure Act,
14 extend for a period of up to 90 days beyond the expiration
15 of the disaster proclamation any time limits set forth in
16 this Code or in the Commission's rules, including but not
17 limited to, the time limits for filing complaints, filing
18

and serving other documents, holding of hearings and rendering of decisions. Upon a determination that circumstances necessitate additional time, the Commission may adopt one additional 90-day extension of time limits. No time limit shall be extended under this subsection beyond June 30, 2021.

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(Source: P.A. 97-833, eff. 7-20-12.)

Section 15-32. The Illinois Finance Authority Act is

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amended by changing Section 801-25 as follows:

(20 ILCS 3501/801-25)

Sec. 801-25. All official acts of the Authority shall require the approval of at least 8 members. All meetings of the Authority and the Advisory Councils shall be conducted in accordance with the Open Meetings Act. Eight members of the Authority shall constitute a quorum. Except as otherwise authorized in the Open Meetings Act, all All meetings shall be conducted at a single location within this State with a quorum of members physically present at this location. Other members who are not physically present at this location may participate in the meeting and vote on all matters by means of a video or audio conference. The Auditor General shall conduct financial audits and program audits of the Authority, in accordance with the Illinois State Auditing Act.

(Source: P.A. 93-205, eff. 1-1-04; 93-1101, eff. 3-31-05.)

Section 15-35. The Illinois Procurement Code is amended by changing Section 1-13 as follows:

(30 ILCS 500/1-13)

Sec. 1-13. Applicability to public institutions of higher education.

(a) This Code shall apply to public institutions of higher education, regardless of the source of the funds with which

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1 contracts are paid, except as provided in this Section.

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2 (b) Except as provided in this Section, this Code shall not
3 apply to procurements made by or on behalf of public
4 institutions of higher education for any of the following:

5 (1) Memberships in professional, academic, research,
6 or athletic organizations on behalf of a public institution
7 of higher education, an employee of a public institution of
8 higher education, or a student at a public institution of
9 higher education.

10 (2) Procurement expenditures for events or activities
11 paid for exclusively by revenues generated by the event or
12 activity, gifts or donations for the event or activity,
13 private grants, or any combination thereof.

14 (3) Procurement expenditures for events or activities
15 for which the use of specific potential contractors is
16 mandated or identified by the sponsor of the event or
17 activity, provided that the sponsor is providing a majority
18 of the funding for the event or activity.

19 (4) Procurement expenditures necessary to provide
20 athletic, artistic or musical services, performances,
21 events, or productions by or for a public institution of
22 higher education.

23 (5) Procurement expenditures for periodicals, books,
24 subscriptions, database licenses, and other publications
25 procured for use by a university library or academic
26 department, except for expenditures related to procuring

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1 textbooks for student use or materials for resale or
2 rental.

3 (6) Procurement expenditures for placement of students
4 in externships, practicums, field experiences, and for
5 medical residencies and rotations.

6 (7) Contracts for programming and broadcast license
7 rights for university-operated radio and television
8 stations.

9 (8) Procurement expenditures necessary to perform
10 sponsored research and other sponsored activities under
11 grants and contracts funded by the sponsor or by sources

12 other than State appropriations.

13 (9) Contracts with a foreign entity for research or
14 educational activities, provided that the foreign entity
15 either does not maintain an office in the United States or
16 is the sole source of the service or product.

17 Notice of each contract entered into by a public institution of
18 higher education that is related to the procurement of goods
19 and services identified in items (1) through (9) of this
20 subsection shall be published in the Procurement Bulletin
21 within 14 calendar days after contract execution. The Chief
22 Procurement Officer shall prescribe the form and content of the
23 notice. Each public institution of higher education shall
24 provide the Chief Procurement Officer, on a monthly basis, in
25 the form and content prescribed by the Chief Procurement
26 Officer, a report of contracts that are related to the

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1 procurement of goods and services identified in this
2 subsection. At a minimum, this report shall include the name of
3 the contractor, a description of the supply or service
4 provided, the total amount of the contract, the term of the
5 contract, and the exception to the Code utilized. A copy of any
6 or all of these contracts shall be made available to the Chief
7 Procurement Officer immediately upon request. The Chief
8 Procurement Officer shall submit a report to the Governor and
9 General Assembly no later than November 1 of each year that
10 shall include, at a minimum, an annual summary of the monthly
11 information reported to the Chief Procurement Officer.

12 (b-5) Except as provided in this subsection, the provisions
13 of this Code shall not apply to contracts for medical supplies,
14 and to contracts for medical services necessary for the
15 delivery of care and treatment at medical, dental, or
16 veterinary teaching facilities utilized by Southern Illinois
17 University or the University of Illinois and at any
18 university-operated health care center or dispensary that
19 provides care, treatment, and medications for students,
20 faculty and staff. Other supplies and services needed for these
21 teaching facilities shall be subject to the jurisdiction of the
22 Chief Procurement Officer for Public Institutions of Higher
23 Education who may establish expedited procurement procedures

24 and may waive or modify certification, contract, hearing
25 process and registration requirements required by the Code. All
26 procurements made under this subsection shall be documented and

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1 may require publication in the Illinois Procurement Bulletin.
2 (b-10) Procurements made by or on behalf of the University
3 of Illinois for investment services scheduled to expire June
4 2020 may be extended through June 2021 without being subject to
5 the requirements of this Code. Any contract extended, renewed,
6 or entered pursuant to this exception shall be published on the
7 Executive Ethics Commission's website within 5 days of contract
8 execution. This subsection is inoperative on and after July 1,
9 2021.

10 (c) Procurements made by or on behalf of public
11 institutions of higher education for the fulfillment of a grant
12 shall be made in accordance with the requirements of this Code
13 to the extent practical.

14 Upon the written request of a public institution of higher
15 education, the Chief Procurement Officer may waive contract,
16 registration, certification, and hearing requirements of this
17 Code if, based on the item to be procured or the terms of a
18 grant, compliance is impractical. The public institution of
19 higher education shall provide the Chief Procurement Officer
20 with specific reasons for the waiver, including the necessity
21 of contracting with a particular potential contractor, and
22 shall certify that an effort was made in good faith to comply
23 with the provisions of this Code. The Chief Procurement Officer
24 shall provide written justification for any waivers. By
25 November 1 of each year, the Chief Procurement Officer shall
26 file a report with the General Assembly identifying each

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1 contract approved with waivers and providing the justification
2 given for any waivers for each of those contracts. Notice of
3 each waiver made under this subsection shall be published in
4 the Procurement Bulletin within 14 calendar days after contract
5 execution. The Chief Procurement Officer shall prescribe the

6 form and content of the notice.

7 (d) Notwithstanding this Section, a waiver of the
8 registration requirements of Section 20-160 does not permit a
9 business entity and any affiliated entities or affiliated
10 persons to make campaign contributions if otherwise prohibited
11 by Section 50-37. The total amount of contracts awarded in
12 accordance with this Section shall be included in determining
13 the aggregate amount of contracts or pending bids of a business
14 entity and any affiliated entities or affiliated persons.

15 (e) Notwithstanding subsection (e) of Section 50-10.5 of
16 this Code, the Chief Procurement Officer, with the approval of
17 the Executive Ethics Commission, may permit a public
18 institution of higher education to accept a bid or enter into a
19 contract with a business that assisted the public institution
20 of higher education in determining whether there is a need for
21 a contract or assisted in reviewing, drafting, or preparing
22 documents related to a bid or contract, provided that the bid
23 or contract is essential to research administered by the public
24 institution of higher education and it is in the best interest
25 of the public institution of higher education to accept the bid
26 or contract. For purposes of this subsection, "business"

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1 includes all individuals with whom a business is affiliated,
2 including, but not limited to, any officer, agent, employee,
3 consultant, independent contractor, director, partner,
4 manager, or shareholder of a business. The Executive Ethics
5 Commission may promulgate rules and regulations for the
6 implementation and administration of the provisions of this
7 subsection (e).

8 (f) As used in this Section:

9 "Grant" means non-appropriated funding provided by a
10 federal or private entity to support a project or program
11 administered by a public institution of higher education and
12 any non-appropriated funding provided to a sub-recipient of the
13 grant.

14 "Public institution of higher education" means Chicago
15 State University, Eastern Illinois University, Governors State
16 University, Illinois State University, Northeastern Illinois
17 University, Northern Illinois University, Southern Illinois

18 University, University of Illinois, Western Illinois
19 University, and, for purposes of this Code only, the Illinois
20 Mathematics and Science Academy.

21 (g) (Blank).

22 (h) The General Assembly finds and declares that:

23 (1) Public Act 98-1076, which took effect on January 1,
24 2015, changed the repeal date set for this Section from
25 December 31, 2014 to December 31, 2016.

26 (2) The Statute on Statutes sets forth general rules on

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1 the repeal of statutes and the construction of multiple
2 amendments, but Section 1 of that Act also states that
3 these rules will not be observed when the result would be
4 "inconsistent with the manifest intent of the General
5 Assembly or repugnant to the context of the statute".

6 (3) This amendatory Act of the 100th General Assembly
7 manifests the intention of the General Assembly to remove
8 the repeal of this Section.

9 (4) This Section was originally enacted to protect,
10 promote, and preserve the general welfare. Any
11 construction of this Section that results in the repeal of
12 this Section on December 31, 2014 would be inconsistent
13 with the manifest intent of the General Assembly and
14 repugnant to the context of this Code.

15 It is hereby declared to have been the intent of the
16 General Assembly that this Section not be subject to repeal on
17 December 31, 2014.

18 This Section shall be deemed to have been in continuous
19 effect since December 20, 2011 (the effective date of Public
20 Act 97-643), and it shall continue to be in effect henceforward
21 until it is otherwise lawfully repealed. All previously enacted
22 amendments to this Section taking effect on or after December
23 31, 2014, are hereby validated.

24 All actions taken in reliance on or pursuant to this
25 Section by any public institution of higher education, person,
26 or entity are hereby validated.

1 In order to ensure the continuing effectiveness of this
2 Section, it is set forth in full and re-enacted by this
3 amendatory Act of the 100th General Assembly. This re-enactment
4 is intended as a continuation of this Section. It is not
5 intended to supersede any amendment to this Section that is
6 enacted by the 100th General Assembly.

7 In this amendatory Act of the 100th General Assembly, the
8 base text of the reenacted Section is set forth as amended by
9 Public Act 98-1076. Striking and underscoring is used only to
10 show changes being made to the base text.

11 This Section applies to all procurements made on or before
12 the effective date of this amendatory Act of the 100th General
13 Assembly.

14 (Source: P.A. 100-43, eff. 8-9-17.)

15 Section 15-37. The Cook County Forest Preserve District Act
16 is amended by changing Section 40 as follows:

17 (70 ILCS 810/40) (from Ch. 96 1/2, par. 6443)

18 Sec. 40. The corporate authorities of forest preserve
19 districts, having the control or supervision of any forest
20 preserves, may erect and maintain within such forest preserves,
21 under the control or supervision of such corporate authorities,
22 edifices to be used for the collection and display of animals
23 as customary in zoological parks, and may collect and display
24 such animals, or permit the directors or trustees of any

1 zoological society devoted to the purposes aforesaid to erect
2 and maintain a zoological park and to collect and display
3 zoological collections within any forest preserve now or
4 hereafter under the control or supervision of such forest
5 preserve district, out of funds belonging to such zoological
6 society, or to contract with the directors or trustees of any
7 zoological society on such terms and conditions as may to such
8 corporate authorities seem best, relative to the erection,
9 operation and maintenance of a zoological park and the
10 collection and display of such animals within such forest
11 preserve, out of the tax provided in Section 41.

12 Such forest preserve district may charge, or permit [Translate Website](#)
13 zoological society to charge an admission fee. The proceeds of
14 such admission fee shall be devoted exclusively to the
15 operation and maintenance of such zoological park and the
16 collections therein. All such zoological parks shall be open to
17 the public without charge for a period equivalent to 52 days
18 each year. Beginning on the effective date of this amendatory
19 Act of the 101st General Assembly through June 30, 2022, any
20 such zoological parks shall be open to the public without
21 charge for a period equivalent to 52 days. All such zoological
22 parks shall be open without charge to organized groups of
23 children in attendance at schools in the State. The managing
24 authority of the zoological park may limit the number of any
25 such groups in any given day and may establish other rules and
26 regulations that reasonably ensure public safety,

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1 accessibility, and convenience, including but not limited to
2 standards of conduct and supervision. Charges may be made at
3 any time for special services and for admission to special
4 facilities within any zoological park for the education,
5 entertainment or convenience of visitors.
6 (Source: P.A. 86-1248.)

7 Section 15-40. The Forest Preserve Zoological Parks Act is
8 amended by changing Section 1 as follows:

9 (70 ILCS 835/1) (from Ch. 96 1/2, par. 6801)
10 Sec. 1. The corporate authorities of forest preserve
11 districts, containing a population of 140,000 or more located
12 in counties of less than 3,000,000 inhabitants, having the
13 control or supervision of any forest preserves, may erect and
14 maintain within such forest preserves, under the control or
15 supervision of such corporate authorities, edifices to be used
16 for the collection and display of animals as customary in
17 zoological parks, and may collect and display such animals, or
18 permit the directors or trustees of any zoological society
19 devoted to the purposes aforesaid to erect and maintain a
20 zoological park and to collect and display zoological
21 collections within any forest preserve now or hereafter under
22 the control or supervision of such forest preserve district,

23 out of funds belonging to such zoological society, or to Translate Website
24 contract with the directors or trustees of any zoological

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1 society on such terms and conditions as may to such corporate
2 authorities seem best, relative to the erection, operation and
3 maintenance of a zoological park and the collection and display
4 of such animals within such forest preserve, out of the tax
5 hereinafter in this Act provided.

6 This Act applies to any forest preserve district that
7 maintains a zoological park that was established under this Act
8 prior to 1964, regardless of whether the population
9 requirements continue to be met.

10 A forest preserve district, containing a population of
11 140,000 or more, or the directors or trustees of such
12 zoological society when so authorized by the forest preserve
13 district, may (a) police the property of the zoological park,
14 (b) employ, establish, maintain and equip a security force for
15 fire and police protection of the zoological park and (c)
16 provide that the personnel of the security force shall perform
17 other tasks relating to the maintenance and operation of the
18 zoological park. Members of the security force shall be
19 conservators of the peace with all the powers of policemen in
20 cities and of sheriffs, other than to serve or execute civil
21 processes, but such powers may be exercised only within the
22 area comprising the zoological park when required to protect
23 the zoological park's property and interests, its personnel and
24 persons using the facilities or at the specific request of
25 appropriate federal, State or local law enforcement officials.
26 All otherwise lawful actions taken on or after August 13, 1978

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1 (the effective date of Public Act 80-1364) and before the
2 effective date of this amendatory Act of the 98th General
3 Assembly by a forest preserve district or a zoological society
4 located in a county of 3,000,000 or more in exercising the
5 powers provided in this paragraph are hereby validated,
6 notwithstanding Public Act 80-1364, which was a

7 non-substantive combining revisory Act.

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8 A forest preserve district, containing a population of
9 140,000 or more located in counties of less than 3,000,000
10 inhabitants, may charge, or permit such zoological society to
11 charge, an admission fee. The proceeds of such admission fee
12 shall be devoted exclusively to the operation and maintenance
13 of such zoological park and the collections therein. Except as
14 otherwise provided in this Section, all ~~All~~ such zoological
15 parks shall be open to the public without charge (i) a total
16 number of days, to be scheduled at any time during the calendar
17 year, equivalent to at least one day for each 7 days the
18 zoological park is open during the calendar year and (ii) to
19 the children in actual attendance upon any of the schools in
20 the State at all times. Beginning on the effective date of this
21 amendatory Act of the 101st General Assembly through June 30,
22 2022, any such zoological park must be open to the public
23 without charge: (i) a total number of days, to be scheduled at
24 any time during the calendar year, equivalent to at least one
25 day for each 14 days the zoological park is open during the
26 calendar year; and (ii) to the children in actual attendance

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1 upon any of the schools in the State at all times. The managing
2 authority of the zoological park may limit the number of school
3 groups that may attend the zoo on any given day and may
4 establish other rules and regulations that reasonably ensure
5 public safety, accessibility, and convenience, including
6 without limitation standards of conduct and supervision.
7 Charges may be made at any time for special services and for
8 admission to special facilities within any zoological park for
9 the education, entertainment or convenience of visitors.
10 (Source: P.A. 98-500, eff. 8-16-13.)

11 Section 15-45. The Park District Aquarium and Museum Act is
12 amended by changing Section 1 as follows:

13 (70 ILCS 1290/1) (from Ch. 105, par. 326)

14 Sec. 1. Erect, operate, and maintain aquariums and museums.
15 The corporate authorities of cities and park districts having
16 control or supervision over any public park or parks, including
17 parks located on formerly submerged land, are hereby authorized

18 to purchase, erect, and maintain within any such public Translate Website
19 parks edifices to be used as aquariums or as museums of art,
20 industry, science, or natural or other history, including
21 presidential libraries, centers, and museums, such aquariums
22 and museums consisting of all facilities for their collections,
23 exhibitions, programming, and associated initiatives, or to
24 permit the directors or trustees of any corporation or society

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1 organized for the construction or maintenance and operation of
2 an aquarium or museum as hereinabove described to erect,
3 enlarge, ornament, build, rebuild, rehabilitate, improve,
4 maintain, and operate its aquarium or museum within any public
5 park now or hereafter under the control or supervision of any
6 city or park district, and to contract with any such directors
7 or trustees of any such aquarium or museum relative to the
8 erection, enlargement, ornamentation, building, rebuilding,
9 rehabilitation, improvement, maintenance, ownership, and
10 operation of such aquarium or museum. Notwithstanding the
11 previous sentence, a city or park district may enter into a
12 lease for an initial term not to exceed 99 years, subject to
13 renewal, allowing a corporation or society as hereinabove
14 described to erect, enlarge, ornament, build, rebuild,
15 rehabilitate, improve, maintain, and operate its aquarium or
16 museum, together with grounds immediately adjacent to such
17 aquarium or museum, and to use, possess, and occupy grounds
18 surrounding such aquarium or museum as hereinabove described
19 for the purpose of beautifying and maintaining such grounds in
20 a manner consistent with the aquarium or museum's purpose, and
21 on the conditions that (1) the public is allowed access to such
22 grounds in a manner consistent with its access to other public
23 parks, and (2) the city or park district retains a reversionary
24 interest in any improvements made by the corporation or society
25 on the grounds, including the aquarium or museum itself, that
26 matures upon the expiration or lawful termination of the lease.

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1 It is hereby reaffirmed and found that the aquariums and

2 museums as described in this Section, and their collect Translate Website
3 exhibitions, programming, and associated initiatives, serve
4 valuable public purposes, including, but not limited to,
5 furthering human knowledge and understanding, educating and
6 inspiring the public, and expanding recreational and cultural
7 resources and opportunities. Any city or park district may
8 charge, or permit such an aquarium or museum to charge, an
9 admission fee. Any such aquarium or museum, however, shall be
10 open without charge, when accompanied by a teacher, to the
11 children in actual attendance upon grades kindergarten through
12 twelve in any of the schools in this State at all times. In
13 addition, except as otherwise provided in this Section, any
14 such aquarium or museum must be open to persons who reside in
15 this State without charge for a period equivalent to 52 days,
16 at least 6 of which must be during the period from June through
17 August, each year. Beginning on the effective date of this
18 amendatory Act of the 101st General Assembly through June 30,
19 2022, any such aquarium or museum must be open to persons who
20 reside in this State without charge for a period equivalent to
21 52 days, at least 6 of which must be during the period from
22 June through August, 2021. Notwithstanding said provisions,
23 charges may be made at any time for special services and for
24 admission to special facilities within any aquarium or museum
25 for the education, entertainment, or convenience of visitors.
26 The proceeds of such admission fees and charges for special

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1 services and special facilities shall be devoted exclusively to
2 the purposes for which the tax authorized by Section 2 hereof
3 may be used. If any owner or owners of any lands or lots
4 abutting or fronting on any such public park, or adjacent
5 thereto, have any private right, easement, interest or property
6 in such public park appurtenant to their lands or lots or
7 otherwise, which would be interfered with by the erection and
8 maintenance of any aquarium or museum as hereinbefore provided,
9 or any right to have such public park remain open or vacant and
10 free from buildings, the corporate authorities of the city or
11 park district having control of such park, may condemn the same
12 in the manner prescribed for the exercise of the right of
13 eminent domain under the Eminent Domain Act. The changes made

14 to this Section by this amendatory Act of the 99th General
15 Assembly are declaratory of existing law and shall not be
16 construed as a new enactment.
17 (Source: P.A. 99-3, eff. 1-1-16.)

[Translate Website](#)

18 Section 15-50. The Illinois Vehicle Code is amended by
19 adding Section 2-129 as follows:

20 (625 ILCS 5/2-129 new)

21 Sec. 2-129. Expiration dates. All expiration periods set
22 forth in this Code shall be subject to the provisions of
23 Section 30 of the Secretary of State Act.

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1 ARTICLE 20. MUNICIPAL BUDGET

2 Section 20-5. The Illinois Municipal Code is amended by
3 changing Sections 8-2-9 and 8-2-9.4 as follows:

4 (65 ILCS 5/8-2-9) (from Ch. 24, par. 8-2-9)

5 Sec. 8-2-9. In municipalities with less than 500,000
6 inhabitants, except as otherwise provided in this Section, the
7 corporate authorities shall pass an ordinance within the first
8 quarter of each fiscal year, to be termed the annual
9 appropriation ordinance. On and after January 1, 2020, if a
10 disaster, state of emergency, or national emergency is declared
11 within the 60 days preceding the end of the first quarter of a
12 municipality's fiscal year and the disaster, emergency, or
13 declaration impacts the municipality, the time limit to pass
14 the annual appropriation ordinance shall be extended for the
15 duration of the disaster or emergency and for 60 days
16 thereafter. During the extended period, the municipality may
17 expend sums of money up to amounts budgeted or appropriated for
18 those objects and purposes in the previous fiscal year to
19 defray all necessary expenses and liabilities of the
20 municipality. In this ordinance, the corporate authorities (i)
21 may appropriate sums of money deemed necessary to defray all
22 necessary expenses and liabilities of the municipalities,
23 including the amounts to be deposited in the reserves provided
24 for in the Illinois Pension Code and (ii) shall specify the

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1 objects and purposes for which these appropriations are made
2 and the amount appropriated for each object or purpose. Among
3 the objects and purposes specified shall be the reserves
4 provided for in the Illinois Pension Code. Except as otherwise
5 provided, no further appropriations shall be made at any other
6 time within the same fiscal year, unless a proposition to make
7 each additional appropriation has been first sanctioned by a
8 petition signed by electors of the municipality numbering more
9 than 50% of the number of votes cast for the candidates for
10 mayor or president at the last preceding general municipal
11 election at which a mayor or president was elected, by a
12 petition signed by them, or by a majority of those voting on
13 the question at a regular election or at an emergency
14 referendum authorized in accordance with the general election
15 law. The corporate authorities may by ordinance initiate the
16 submission of the proposition. During any fiscal year, the
17 corporate authorities in municipalities subject to this
18 Section may adopt a supplemental appropriation ordinance in an
19 amount not in excess of the aggregate of any additional revenue
20 available to the municipality, or estimated to be received by
21 the municipality after the adoption of the annual appropriation
22 ordinance for that fiscal year, or from fund balances available
23 when the annual appropriation ordinance was adopted but that
24 were not appropriated at that time. The provisions of this
25 Section prohibiting further appropriations without sanction by
26 petition or election shall not be applicable to the

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1 supplemental appropriation for that fiscal year. The corporate
2 authorities at any time, however, by a two-thirds vote of all
3 the members of the body, may make transfers within any
4 department or other separate agency of the municipal government
5 of sums of money appropriated for one corporate object or
6 purpose to another corporate object or purpose, but no
7 appropriation for any object or purpose shall thereby be
8 reduced below an amount sufficient to cover all obligations

9 incurred or to be incurred against the appropriation. Translate Website
10 in this Section shall deprive the corporate authorities of the
11 power to provide for and cause to be paid from the funds of the
12 municipality any charge imposed by law without the action of
13 the corporate authorities, the payment of which is ordered by a
14 court of competent jurisdiction.

15 At least 10 days before the adoption of the annual
16 appropriation ordinance, the corporate authorities of
17 municipalities over 2,000 in population shall make the proposed
18 appropriation ordinance or a formally prepared appropriation
19 or budget document upon which the annual appropriation
20 ordinance will be based conveniently available to public
21 inspection. In addition, the corporate authorities shall hold
22 at least one public hearing on that proposed appropriation
23 ordinance. Notice of this hearing shall be given publication in
24 one or more newspapers published in the municipality or, if
25 there is none published in the municipality, in a newspaper
26 published in the county and having general circulation in the

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1 municipality at least 10 days before the time of the public
2 hearing. The notice shall state the time and place of the
3 hearing and the place where copies of the proposed
4 appropriation ordinance or formally prepared appropriation or
5 budget document will be accessible for examination. The annual
6 appropriation ordinance may be adopted at the same meeting at
7 which the public hearing is held or at any time after that
8 public hearing.

9 After the public hearing and before final action is taken
10 on the appropriation ordinance, the corporate authorities may
11 revise, alter, increase, or decrease the items contained in the
12 ordinance.

13 Notwithstanding any above provision of this Section, any
14 municipality in which Article 5 becomes effective after the
15 annual appropriation ordinance has been passed for the current
16 fiscal year may amend the appropriation ordinance in any manner
17 necessary to make Article 5 fully operative in that
18 municipality for that fiscal year. No amendment shall be
19 construed, however, to affect any tax levy made on the basis of
20 the original appropriation ordinance.

21 This Section does not apply to municipalities operating
 22 under special charters.
 23 (Source: P.A. 86-1470; 87-365.)

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24 (65 ILCS 5/8-2-9.4) (from Ch. 24, par. 8-2-9.4)
 25 Sec. 8-2-9.4. Passage of the annual budget by the corporate

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1 authorities shall be in lieu of passage of the appropriation
 2 ordinance as required by Section 8-2-9 of this Act. The annual
 3 budget need not be published except in a manner provided for in
 4 Section 8-2-9.9. Except as otherwise provided in this Section,
 5 the annual budget shall be adopted by the corporate
 6 authorities before the beginning of the fiscal year to which it
 7 applies. On and after January 1, 2020, if a disaster, state of
 8 emergency, or national emergency is declared within 60 days of
 9 the end of a municipality's fiscal year and the disaster,
 10 emergency, or declaration impacts the municipality, the time
 11 limit to pass the annual budget shall be extended for the
 12 duration of the disaster or emergency and for 60 days
 13 thereafter. During the extended period, the municipality may
 14 expend sums of money up to amounts budgeted or appropriated for
 15 those objects and purposes in the previous fiscal year to
 16 defray all necessary expenses and liabilities of the
 17 municipality.

18 (Source: P.A. 76-1117.)

19 ARTICLE 25. BUSINESS INTERRUPTION INSURANCE

20 Section 25-5. The Department of Insurance Law of the Civil
 21 Administrative Code of Illinois is amended by adding Section
 22 1405-32 as follows:

23 (20 ILCS 1405/1405-32 new)

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1 Sec. 1405-32. Task force on business interruption
 2 insurance policies. The Department of Insurance shall appoint a
 3 task force on business interruption insurance policies

4 consisting of no more than 10 members representing the [Translate Website](#)
5 Department of Insurance and the insurance industry. The Task
6 Force shall include a representative from a national trade
7 association, based in the State of Illinois, that represents
8 insurers who provide a significant segment of market share of
9 the commercial insurance provided in the State of Illinois. The
10 Task Force shall study the impacts of the COVID-19 pandemic on
11 businesses and the need for changes to business interruption
12 insurance policies based on those impacts, including
13 recommendations for legislation.

14 Task Force members shall serve without compensation but may
15 be reimbursed for their expenses incurred in performing their
16 duties.

17 The Department of Insurance shall provide administrative
18 and other support to the Task Force.

19 The Task Force shall submit the report of its findings and
20 recommendations to the Governor and the General Assembly by
21 December 31, 2020. The Task Force is dissolved, and this
22 Section is repealed, on December 31, 2021.

23 ARTICLE 99. MISCELLANEOUS PROVISIONS

24 Section 99-99. Effective date. This Act takes effect upon
25 becoming law.

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