

Government Affairs Update
First Quarter 2019

State of Illinois:

The 101st General Assembly was sworn in on January 9, 2019. The Democrats will now have veto proof majorities in both the House and the Senate. JB Pritzker was sworn in as the 43rd Governor of Illinois on the 24th of January. Many feel that with the Democrats controlling all three chambers, that there will be movement on some marquee issues.

Below is significant legislation that GCSI is tracking and issues that GCSI is working on in conjunction with the Village and its staff:

Key Legislation of Interest:

- Bill Status of HB0043
Short Description: PROP TX-SOUTHLAND PROPERTY
House Sponsors: Rep. Anthony DeLuca
Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Property Tax Code. Provides that certain property located in Bloom, Bremen, Calumet, Rich, Thornton, or Worth Township may be certified by the South Suburban Land Bank and Development Authority as a southland reactivation site. Provides that southland reactivation property shall be valued at 33 1/3% of the fair cash value of the land, without regard to buildings, structures, improvements, and other permanent fixtures located on the property. Provides that, for the first 3 tax years after the property is certified as southland reactivation property, the aggregate tax liability for the property shall be no greater than \$75,000. Provides that, beginning with the fourth tax year after the property is certified as southland reactivation property and continuing through the twelfth tax year after the property is certified as southland reactivation property, the property's tax liability for each taxing district in which the property is located shall be increased over the tax liability for the preceding year by the percentage increase, if any, in the total equalized assessed value of all property in the taxing district.

- Bill Status of HB0270
Short Description: Local Rot-Sourcing-Collection
House Sponsors: Rep. Mike Murphy, Linda Chapa LaVia, Ryan Spain
Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Retailers' Occupation Tax Act. Provides that if a purchaser makes payment over the phone, in writing, or via the Internet, and the property is delivered to a location in this State, then the sale shall be sourced to the location where the property is delivered. Provides that the sale shall be deemed to have occurred at the customer's address if the property is delivered and the delivery location is unknown. Amends the Counties Code, the Illinois Municipal Code, the Flood Prevention District Act, the Local Mass Transit District Act, and the Regional Transportation Authority Act. Provides that a unit of local government may require a retailer to collect and remit certain use and occupation taxes if the retailer qualifies as a "retailer maintaining a place of business in this State" under certain provisions of the Use Tax Act.

- Bill Status of SB0037
 Short Description: PENCD-DNST RIRE SECONDARY EMPT
 House Sponsors: Sen. Melinda Bush
 Last Action: 1/23/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Downstate Firefighter Article of the Illinois Pension Code. Requires a unit of local government of 5,000 or more inhabitants that employs a firefighter who is a full-time firefighter in a different downstate firefighter pension fund to make specified contributions to that downstate firefighter pension fund. Establishes reporting requirements. Authorizes the State comptroller to intercept State funds in the event the unit of local government does not make its required contribution to the primary employer's downstate pension fund. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately

- Bill Status of SB0013
 Short Description: CIVIL LAW-TECH
 House Sponsors: Sen. John Cullerton
 Last Action: 1/09/2019 Referred to Assignments

Synopsis as Introduced: Amends the Code of Civil Procedure. Makes a technical change in the short title Section.

Other Legislation Bills:

- Bill Status of HB0028
 Short Description: HOUSING-WAIVER-UNPAID TAXES
 House Sponsors: Rep. André Thapedi
 Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Abandoned Housing Rehabilitation Act. Permits any organization exempt from taxation under Section 501(c)(3) of the Internal Revenue Code that files a petition for temporary possession of property to also request a court order waiving or extinguishing any county property tax lien or unpaid property taxes existing on the property if the property has been vacant for at least 3 years. Requires the petitioner to provide notice of any order waiving or extinguishing the tax lien or unpaid property taxes to the office of the county collector or county treasurer of the county in which the property is located. Requires any petition to waive or extinguish a tax lien or unpaid property taxes to be filed by the petitioner within 90 days of commencing the action, unless such time is extended by the court for good cause. Provides that a hearing on the organization's petition need not occur immediately, but must be held prior to the closure of the case and that the order waiving or extinguishing the tax lien or unpaid property taxes shall only exist for the benefit of the organization that files a petition, and shall not inure to, pass to, or benefit any other party in interest of the property.

- Bill Status of HB0029
 Short Description: Condo/Cica ACT-Home Rule Limit
 House Sponsors: Rep. Andre Thapedi
 Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Common Interest Community Association Act. Limits the concurrent exercise by units of local government of powers and functions exercised

by the State with respect to amendments to the community instruments and accounting practices. Amends the Condominium Property Act. Limits the concurrent exercise by units of local government of powers and functions exercised by the State with respect to an association's: budgeting practices; sale of property; notice requirements; contracts with board members; voting procedures; property improvement procedures; accounting practices; collection and sharing of records; amendment to the condominium instruments; and subdivision or combination of units. Effective immediately.

- Bill Status of HB0034
Short Description: Prop Tx-Surviving Spouse
House Sponsors: Rep. Rita Mayfield
Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Property Tax Code. In a Section concerning the homestead exemption for veterans with disabilities, provides that: (1) for taxable years prior to 2015, "surviving spouse" means the surviving spouse of a veteran who obtained the exemption prior to his or her death; (2) for taxable years 2015 through 2018, "surviving spouse" means (A) the surviving spouse of a veteran who obtained the exemption prior to his or her death and (B) the surviving spouse of a veteran who was killed in the line of duty in the current taxable year or any preceding taxable year; and (3) for taxable year 2019 and thereafter, "surviving spouse" means (A) the surviving spouse of a veteran who qualified for the exemption prior to his or her death, (B) the surviving spouse of a veteran who was killed in the line of duty in the current taxable year or any preceding taxable year, (C) the surviving spouse of a veteran who did not obtain the exemption before death, but who would have qualified for the exemption if he or she had survived, and (D) the surviving spouse of a veteran whose death was determined to be service-connected who is a current recipient of Dependency and Indemnity Compensation. Effective immediately.

- Bill Status of HB0044
Short Description: Publishing Criminal Records
House Sponsors: Rep. LaShawn K. Ford
Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Freedom of Information Act. Provides that a law enforcement agency may not electronically provide or publish booking photographs unless: (1) the booking photograph is posted to social media to assist in the search for a missing person or to assist in the search for a fugitive, person of interest, or individual wanted in relation to a crime other than a petty offense, business offense, Class C misdemeanor, or Class B misdemeanor; or (2) the person is convicted of a crime other than a petty offense, business offense, Class C misdemeanor, or Class B misdemeanor. Deletes language providing that a law enforcement agency may publish on its social media website booking photographs relating to charges other than civil offenses, petty offenses, business offenses, Class C misdemeanors, and Class B misdemeanors. Amends the Consumer Fraud and Deceptive Business Practices Act. Provides that it is an unlawful practice for a for-profit publishing entity that publishes on a publicly available Internet website or in any other publication that charges a fee for removal or correction of the information to fail to remove within 30 days, without the imposition of any fee, the criminal record information of a person who provides the entity with: a pardon from the Governor or a certificate of innocence stating that the person is innocent of all offenses relating to the criminal record information; court records indicating that the person was found not

guilty or that the case ended without a finding of guilt; or an order to expunge or seal the criminal record information of the person. Provides that a violating entity is subject to a civil penalty of \$1,000 per day, plus attorney's fees, which shall be deposited into the General Revenue Fund.

- Bill Status of HB0056
Short Description: Peace Officer Account Abilit
House Sponsors: Rep. Mary E. Flowers
Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Creates the Peace Officer Accountability Act. Provides that before a peace officer is permitted to carry a firearm in the unit of government in which he or she is employed, the peace officer must either: (1) live in the unit of government in which he or she serves; or (2) complete 200 hours of specified work or training. Provides that the unit of government shall require each peace officer employed by the unit of government before entering upon the officer's duties to have a liability insurance policy. Provides that the public shall have access to all documents concerning promotions, which documents are subject to disclosure under the Freedom of Information Act. Provides that each peace officer, before discharging his or her duties as a peace officer, shall sign an affidavit declaring that he or she will report all unethical and unlawful conduct of other peace officers immediately to the internal affairs division of the department. Provides that the exclusive representative of a peace officer bargaining unit may not enter into a contract or collective bargaining agreement with the department that permits unconstitutional conduct by peace officers. Amends the Illinois Police Training Act. Provides that the minimum standards for police academies shall include 20 hours of race relations training, acquaintance with the youth residing in the unit of government in which the officers will serve, when discharging a firearm, the avoidance of the use of deadly force except when necessary to protect the life of the officer and on methods of using less than deadly force to disarm a suspect. Provides annual 20 hours of training of peace officers in race relations and constitutional methods of the use of force. Amends various other Acts to make conforming changes.

- Bill Status of HB0155
Short Description: Non-Home Rule-Pot-Rate
House Sponsors: Rep. Anthony DeLuca
Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Illinois Municipal Code. Provides that the rate of tax under the Non-Home Rule Municipal Retailers' Occupation Tax Act, the Non-Home Rule Municipal Service Occupation Tax Act, and the Non-Home Rule Municipal Use Tax Act may not exceed 2% (currently, 1%). Provides that the rate of tax that may be imposed for municipal operations may not exceed 1%. With respect to the Non-Home Rule Municipal Retailers' Occupation Tax Act, the Non-Home Rule Municipal Service Occupation Tax Act, and the Non-Home Rule Municipal Use Tax Act, provides that the term "public infrastructure" includes the acquisition, repair, and maintenance of public safety equipment. Effective immediately.

- Bill Status of HB0158
 Short Description: Tx:-GDF
 House Sponsors: Rep. Anthony DeLuca
 Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Illinois Income Tax Act. Provides that, from February 1, 2020 through January 31, 2021, the amount transferred from the General Revenue Fund to the Local Government Distributive Fund shall be: (i) 8.5% of the net revenue realized from the tax imposed on individuals, trusts, and estates, and (ii) 9.355% of the net revenue realized from the tax imposed on corporations. Provides that, from February 1, 2021 through January 31, 2022, the amount transferred from the General Revenue Fund to the Local Government Distributive Fund shall be: (i) 9% of the net revenue realized from the tax imposed on individuals, trusts, and estates, and (ii) 9.57% of the net revenue realized from the tax imposed on corporations. Provides that, from February 1, 2022 through January 31, 2023, the amount transferred from the General Revenue Fund to the Local Government Distributive Fund shall be: (i) 9.5% of the net revenue realized from the tax imposed on individuals, trusts, and estates, and (ii) 9.785% of the net revenue realized from the tax imposed on corporations. Provides that, beginning on February 1, 2023, the Treasurer shall transfer each month from the General Revenue Fund to the Local Government Distributive Fund an amount equal to 10% of the net revenue realized from the tax imposed on individuals, trusts, estates, and corporations during the preceding month. Effective immediately.

- Bill Status of HB0172
 Short Description: Crim Pro-Grand Jury-Public
 House Sponsors: Rep. Camille Y. Lilly
 Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Code of Criminal Procedure of 1963. Provides that Grand Jury proceedings involving the investigation of the excessive use of force by a peace officer and the discharge of a firearm by a peace officer that result in death or any bodily harm are open to the public. Defines "excessive use of force" and "peace officer". Effective immediately.

- Bill Status of HB0183
 Short Description: Prop TX-Veterans-WWII
 House Sponsors: Rep. LaShawn K. Ford
 Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Property Tax Code. In a Section granting a homestead exemption to veterans with disabilities, provides that property that is used as a qualified residence by a veteran who was a member of the United States Armed Forces during World War II is exempt from taxation regardless of the veteran's level of disability. Provides that a veteran who qualifies as a result of his or her service in World War II need not reapply for the exemption. Effective immediately.

- Bill Status of HB0195
 Short Description: Elec CD-All-Mail Elections
 House Sponsors: Rep. LaShawn K. Ford
 Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Election Code. Provides that for the 2020 general primary election, each election authority shall mail to every registered voter within that election authority's jurisdiction a vote by mail ballot. Provides that this provision is inoperative the day after the date of the 2020 general primary election. Provides that for any local election following the 2020 general primary election, a city may adopt an ordinance or resolution permitting the election authority with jurisdiction over the city to send every registered voter residing within that city a vote by mail ballot. Provides that if a city adopts the ordinance or resolution, then the election authority with jurisdiction over the city must mail every registered voter residing within that city a vote by mail ballot. Provides that ballots under the provisions must be mailed to voters a reasonable amount of time before the date of the election. Provides that the receipt of a ballot under the provisions does not prevent a voter from instead casting a ballot in person. Provides that the State Board of Elections may adopt any rules necessary to implement the provisions.

- Bill Status of HB0216
 Short Description: Tax Compliance Fund-Transfer
 House Sponsors: Rep. Anthony DeLuca
 Last Action: 1/9/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the State Finance Act, the Counties Code, the Illinois Municipal Code, the Metro-East Park and Recreation District Act, the Local Mass Transit District Act, the Regional Transportation Authority Act, and the Water Commission Act of 1985. Eliminates certain transfers into the Tax Compliance and Administration Fund.

- Bill Status of HB0274
 Short Description: Conceal Carry-Business License
 House Sponsors: Rep. Steven Reick
 Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Firearm Concealed Carry Act. Provides that a municipality, including a home rule unit, may not revoke, suspend, or refuse to renew a business license or otherwise interfere with a business license issued by the municipality to a business owner, including the holder of a retail liquor license issued under the Liquor Control Act of 1934, because the business owner lawfully permits a concealed carry licensee to carry firearms into his or her business establishment. Effective immediately.

- Bill Status of HB0291
 Short Description: Inform Disclosure-Pub Official
 House Sponsors: Rep. David McSweeney
 Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Criminal Code of 2012. Provides that a person commits improper disclosure of location information of a public official or human service provider when he or she knowingly obtains and discloses to any other person the location information of a public official or human service provider. Provides that a person commits

improper disclosure of personal information of a public official or human service provider when he or she knowingly obtains and discloses to any other person the personal information of a public official or human service provider. Provides that improper disclosure of location information of a public official or human service provider is a Class A misdemeanor for a first offense and a Class 4 felony for a second or subsequent offense. Provides that improper disclosure of personal information of a public official or human service provider is a Class 4 felony for a first offense and a Class 3 felony for a second or subsequent offense. Provides that is not a violation to disclose the business address or place of work of a public official or human service provider. Defines terms

- Bill Status of HB0304
Short Description: Muni CD-TIF Bonds
House Sponsors: Rep. David McSweeney
Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Tax Increment Allocation Redevelopment Act in the Illinois Municipal Code. Provides that all obligations issued by a non-home rule municipality in connection with the Tax Increment Allocation Redevelopment Act (instead of TIF obligations secured by the full faith and credit of the municipality) are subject to a backdoor referendum. Provides that a petition calling for a referendum on the issuance of those bonds shall be filed within 45 (instead of 30) days after the publication of the ordinance. Makes changes concerning the signature requirement for those petitions. Effective immediately.

- Bill Status of HB0305
Short Description: Municipal Convention Expenses
House Sponsors: Rep. David McSweeney
Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Illinois Municipal Code. Provides that public funds shall not be expended by a municipality for expenses connected with a convention or gathering of municipal personnel. Provides that a State agency may not expend public funds for expenses connected with the renting or procurement of booths, hospitality suites, or other physical spaces at a convention or gathering of municipal personnel. Provides that a "convention or gathering of municipal personnel" means a gathering of employees or contractors from 2 or more separately domiciled or geographically separated municipalities in a gathering that is sponsored or co-sponsored by a league or association that includes 2 or more municipalities. Provides that the restrictions do not apply to public funds expended at a convention or gathering of public safety personnel, at a convention or gathering relating to economic development and tourism promotion, pursuant to a contract entered into before the effective date of the amendatory Act, or funds appropriated and expended by a municipality if specified procedures are followed. Effective immediately.

- Bill Status of HB0308
Short Description: FINANCE-STACKED ALT BOND DEBT
House Sponsors: Rep. David McSweeney
Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Local Government Debt Reform Act. Provides that no alternate bonds shall be issued if the issuance of such bonds would create or continue

the accumulation of stacked alternate-bonded debt. Provides that provisions concerning stacked alternate-bonded debt do not apply to any transactions or agreements concerning debt that may be in place before the effective date of this amendatory Act. Defines "stacked alternate-bonded debt". Effective immediately.

- Bill Status of HB0317

Short Description: PROP TX-PTELL FREEZE
House Sponsors: Rep. David McSweeney
Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Property Tax Code. Provides that, beginning with the 2019 levy year, the Property Tax Extension Limitation Law applies to all taxing districts, including home rule units. Provides that, beginning with the 2019 levy year, the extension limitation under the Property Tax Extension Limitation Law is 0% or the rate of increase approved by the voters. Preempts home rule. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

- Bill Status of HB0320

Short Description: PROP TX-PTELL FREEZE
House Sponsors: Rep. David McSweeney
Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Property Tax Code. Provides that, beginning with the 2019 levy year, the Property Tax Extension Limitation Law applies to all taxing districts, including home rule units. Provides that, for the 2019 levy year, the limiting rate under the Property Tax Extension Limitation Law shall be calculated by reducing the district's 2016 aggregate extension by 5%. Provides that, for the 2020 levy year, the limiting rate under the Property Tax Extension Limitation Law shall be calculated by reducing the district's 2018 aggregate extension by 10%. Provides that, beginning with the 2021 levy year, the extension limitation is 0%. Preempts home rule. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

- Bill Status of HB0322

Short Description: VEH CD-REPEAL REDLIGHT CAMERAS
House Sponsors: Rep. David McSweeney
Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Illinois Vehicle Code. Provides that, after January 1, 2020, no non-home rule unit within the counties of Cook, DuPage, Kane, Lake, Madison, McHenry, St. Clair, and Will may enact or continue to enforce an ordinance for an automated traffic law enforcement system to enforce violations of intersection traffic control signals. Makes corresponding changes. Amends the State Mandates Act to require implementation without reimbursement from the State.

- Bill Status of HB0323

Short Description: VEH CD-REPEAL REDLIGHT CAMERAS
House Sponsors: Rep. David McSweeney
Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Illinois Vehicle Code. Repeals a Section providing authority to use automated traffic law enforcement systems at intersections in which

cameras are used to photograph or video record a motor vehicle's failure to stop and yield as required by traffic control signals. Imposes limits on the power of local governments to use automated speed enforcement systems to provide recorded images of a motor vehicle for the purpose of recording its speed. Denies home rule powers. Amends the State Mandates Act to require implementation without reimbursement from the State. Makes conforming and other technical changes.

- Bill Status of SB0029

Short Description: Revenue-Green Energy

House Sponsors: Sen. Melinda Bush

Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Creates the Illinois Energy Transition Zone Act. Provides for the certification by the Department of Commerce and Economic Opportunity of municipal ordinances designating an area as an Energy Transition Zone. Provides that green energy enterprises located in Energy Transition Zones shall be eligible to apply for certain tax incentives. Provides that a green energy enterprise is a company that is engaged in the production of solar energy, wind energy, water energy, geothermal energy, bioenergy, or hydrogen fuel and cells. Contains provisions concerning qualifications and applications. Creates the Energy Transition Tax Credit Act. Provides that the Department of Commerce and Economic Opportunity shall make income tax credit awards under the Act to foster job creation and the development of green energy in Energy Transition Zones. Amends the Illinois Income Tax Act, the Retailers' Occupation Tax Act, and the Public Utilities Act to make conforming changes concerning tax incentives. Effective immediately.

- Bill Status of SB0036

Short Description: NUCLEAR SAFETY-IMPACT FEES

House Sponsors: Sen. Melinda Bush

Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Illinois Nuclear Facility Safety Act. Provides that any municipality may establish and collect a nuclear storage impact fee from the entity that operated a nuclear facility within the boundaries of the municipality. Provides that the nuclear storage impact fee shall only be imposed on nuclear facilities that ceased generating electricity on or before the effective date of this amendatory Act. Provides that the fee shall be charged to the entity that operated a nuclear facility within the boundaries of the municipality immediately before the nuclear facility ceased to generate electricity. Provides that the nuclear storage impact fee can only be applied prospectively. Provides that in any calendar year, the nuclear storage impact fee shall not exceed 25% of the average annual amount of property taxes paid to the municipality by the entity that operated the nuclear facility during the last 5 years that the nuclear facility was operational. Provides that the municipality shall conduct a public hearing before imposing the nuclear storage impact fees. Provides that the revenue collected from the fees shall be used to offset property taxes for owners of property within the boundaries of the municipality. Provides that no sale, assignment, lease, or decommissioning agreement that was executed after a nuclear facility ceased generating electricity and before the effective date of this amendatory Act shall assign or transfer the obligation to pay any nuclear storage impact fee imposed.

- Bill Status of SB0039
 Short Description: Prop TX-Police and Fire
 House Sponsors: Sen. John G. Mulroe
 Last Action: 1/10/2019 Referred to Rules Committee

Synopsis as Introduced: Amends the Property Tax Code. Creates a homestead exemption in the amount of a reduction of \$5,000 from the equalized assessed value of property of police officers and firefighters with duty-related disabilities. Effective immediately.

Marquee Issues: No Legislative Filed Yet

- Gaming: Will be working to assure that the Village stays in any new language that will be filed.
- Recreational Marijuana
- New Capital Bill: Working with staff for a list of potential projects and dollar amounts.

Capital and Grants:

- **New:**
 Discussions have been occurring regarding a potential Capital Bill. I will be working with the Village Manager and Staff regarding a potential list of projects.
- **Old:**
 Invest in Cook County” program, under Cook County Board applied for \$240K for the resurfacing of 84th Avenue from 159th Street to 171st Street.
- Grants awarded in 2014, but not yet disbursed in the State of Illinois:
 - 15 – 203343
 - 14 – 203037
 - 15 – 203046
 - 14 – 203484

State Agency Issues:

- **Tourism:**
 Convention Center conversations regarding Tourism Bureau and Tinley Park Convention Center with DCEO and other pertinent staff.
- **Howe Property**
 Actively meeting with staff of CMS and Legislative Leaders:
 - Environmental info on property
 - Three appraisals determining FAR market value
 - Possible Legislation transfer property to Village
 - Monies for Environmental clean up

Cook County:

- **175th Street, Ridgeland Avenue, Oak Forest Avenue**
Working on funding with the County for this project
- **Property Class Tax Classification:**
Discussing a 7B-7D Classification for certain parcels of property.