



ILLINOIS CHAMBER

Rail Report

May 8th, 2023

Highlights from Today:

The House and Senate both returned to Springfield this afternoon for this week's first day of session. Relevant floor action is highlighted below.

The House will return to the floor tomorrow, May 9th at 11 am while the Senate will return tomorrow at 12 pm.

Floor Action of Note:

[HB 2518](#), **Aircraft/Exemption - Support** passed out of the House 102-0-0. This bill amends the Use Tax Act, the Service Use Tax Act, the Service Occupation Tax Act, and the Retailers' Occupation Tax Act. In provisions

concerning an exemption for materials, parts, equipment, components, and furnishings incorporated into or upon an aircraft, removes language excluding materials, parts, equipment, components, and consumable supplies used in the modification, replacement, repair, and maintenance of aircraft engines or power plants. Removes language providing that the exemption applies only to property used by persons who hold an Air Agency Certificate, have a Class IV Rating, and conduct operations in accordance with certain Federal Aviation Administration regulations. Provides that the changes take effect on January 1, 2024.

[HB 2898](#), **MAP-Neutral** passed the House 103-0-0. This bill provides that, if a for-profit, post-secondary educational institution that received monetary award program funds at a time the institution was found to have been using an unfair, misleading, or deceptive practice and if the educational institution is required to reimburse students for loans taken to pay for the students' education in accordance with a final judgment against the institution issued by a court of competent jurisdiction, based on acts occurring at least 6 months after the effective date of the amendatory Act, then any monetary award program funds paid to that institution for students who attended the institution during the period of judgment or determination must be refunded to the Illinois Student Assistance Commission. Sets forth provisions concerning the issuance of a refund, notification, and the award of grants to students.

[SB 69](#), **Hospitals/Immunization Policy** passed out of the House 89-15-0. This bill requires every hospital to adopt an influenza and pneumococcal immunization policy that includes procedures for identifying patients age 50 or older for influenza immunization and 65 or older for pneumococcal immunization (rather than just for identifying patients age 65 or older).

[SB 203](#), **Pesticides** passed the House 80-24-0. This bill sets forth penalty assessments for any person found by the Department of Agriculture to have committed a use inconsistent with the label that results in human exposure to a pesticide.

[SB 218](#), **Physician Assistant** passed the House 103-0-0. This bill provides that any physician assistant required to enter into a written collaborative agreement with a collaborating physician is authorized to continue to practice for up to 90 days after the termination of a written collaborative agreement, provided the physician assistant seeks any necessary collaboration at a local hospital and refers patients who require services beyond the training and experience of the physician assistant to a physician or other health care provider. Provides that physicians and physician assistants who work in a federally qualified health center are exempt from specified collaborative ratio restriction requirements. Adds physician assistants providing services in

federally qualified health centers to provisions that authorize certain physician assistants to provide services without a written collaborative agreement and to prescribe certain controlled substances.

[SB 328](#), Automatic Contract Renewal passed the House 102-0-0. This bill, as amended, provides that any person, firm, partnership, association, or corporation that sells or offers to sell any products or services to a consumer pursuant to a contract, where such contract automatically renews unless the consumer cancels the contract, shall (i) disclose the automatic renewal offer terms clearly and conspicuously in the contract before the subscription or purchasing agreement is fulfilled and in visual proximity, or in the case of an offer conveyed by voice, in temporal proximity, to the request for consent to the offer; (ii) not charge the consumer's credit or debit card or other payment mechanism for an automatic renewal service without first obtaining the consumer's consent to the contract containing the automatic renewal offer terms; (iii) provide an acknowledgment that includes the automatic renewal offer terms, cancellation policy, and information regarding how to cancel, which may be accomplished by linking to a resource that provides instructions that account for different platforms and services, in a manner that is capable of being retained by the consumer; and (iv) if the offer includes a free gift or trial, disclose how to cancel the contract, which may be accomplished by linking to a resource that provides instructions that account for different platforms and services, and allow the consumer to cancel before the consumer pays for the good or services. Provides that the Act does not apply to a contract for the sale of any product or service by a provider that is subject to Article XXII of the Public Utilities Act. Provides that the Act does not apply to a party regulated by the Director of the Department of Insurance or an affiliate of such party. Provides that the Act does not apply to a party, or an affiliate of the party, regulated by the Director of the Department of Insurance.

[SB 759](#), Physician/Vaccines passed the House 96-7-0. This bill provides that a podiatric physician may provide vaccinations to patients 18 years of age and older upon completion of appropriate training. Provides that vaccinations administered by a podiatric physician shall be limited to influenza (inactivated influenza vaccine and live attenuated influenza intranasal vaccine), tetanus, and SARS-CoV-2. Requires the podiatric physician to notify the patient's primary care physician of each dose of vaccine administered to the patient and enter all patient level data or update the patient's current record.

[SB 1127](#), Wind Energy passed the House 101-0-0. This bill states that in provisions regarding county regulation of commercial wind energy facilities and commercial solar energy facilities, provides that changes adopted by Public Act 102-1123 do not apply to a commercial wind energy or commercial solar energy development on property that is located within an enterprise zone certified under the Illinois Enterprise Zone Act, that was classified as industrial

by the appropriate zoning authority on or before January 27, 2023, and that is located within 4 miles of the intersection of Interstate 88 and Interstate 39.

[SB 1282](#), **INS Coverage** passed the House 75-26-0. This bill Provides that a group or individual policy of accident and health insurance or a managed care plan that is amended, delivered, issued, or renewed on or after January 1, 2025 shall provide coverage for preventative liver disease screenings for individuals 35 years of age or older and under the age of 65 at high risk for liver disease, including liver ultrasounds and alpha-fetoprotein blood tests every 6 months, without imposing a deductible, coinsurance, copayment, or any other cost-sharing requirement on the coverage provided. Provides that the provisions do not apply to coverage of liver disease screenings to the extent such coverage would disqualify a high-deductible health plan from eligibility for a health savings account pursuant to specified federal law.

[SB 1515](#), **Employment Verification-Neutral** passed the House 67-38-0. This bill provides for additional rights and protections granted to an employee following the notification of a discrepancy. Provides that specified requirements apply if an employer takes any adverse action against an employee. Provides that a notification of a discrepancy may be from any federal or State agency, including, but not limited to the Social Security Administration or Internal Revenue Service.

[SB 1563](#), **Microplastics** passed the House 104-0-0. This bill provides that, by March 1, 2024, the Illinois Environmental Protection Agency shall make publicly available on its website the following information: (1) a description of microplastics and their effects on aquatic life and human health; (2) any federal and State regulatory actions taken to address microplastics and their effects on aquatic life and human health; (3) contact information for an employee of the Agency who is available to provide information on microplastics if a member of the public has questions or concerns; and (4) additional resources. Provides that by October 1, 2024, the Agency shall submit a report to the General Assembly and the Governor that provides an overview of any Agency actions relating to microplastics, a comparative analysis of actions in other states regarding microplastics in the environment, and information on the latest guidance from the United States Environmental Protection Agency.

[SB 1570](#), **Design Build** passed the House 103-0-0. This bill creates the Municipal Design-build Contracts Division in the Illinois Municipal Code, which may be cited as the Municipal Design-build Authorization Act. Provides that a municipality may enter into design-build contracts. Includes scope and performance criteria for design-build contracts, a two-phase procedure for selection of contracts, requirements for submission of proposals, procedures for awarding contracts, and requirements of reports and evaluation of

contracts. Provides that, if the total overall cost of a project is estimated to be less than \$12,000,000, the municipality may combine the two-phase procedure for selection into one phase. Provides that, after a response to a request for qualifications or a request for proposal has been submitted, a design-build entity may not replace, remove, or otherwise modify any firm identified as a member of the proposer's team unless authorized to do so by the municipality. Provides that a school district may enter into design-build contracts.

[SB 1617](#), **Credentialing** passed the House 105-0-0. This bill provides that "recredentialing" and "single credentialing cycle" must be undertaken for a period not to exceed 3 years (rather than once every 2 years).

[SB 1653](#), **Early Warning Pilot Program** passed the House 67-38-0. This bill provides that the Department of Transportation shall establish a low-clearance early warning device pilot program. Provides that an early warning device may include, but is not limited to, LiDAR, radar, visual signal, or additional signage. Allows the Department of Transportation to work with the University of Illinois on the pilot program. Provides that the fine shall not exceed \$1,000.

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