



# ILLINOIS CHAMBER

## Rail Report

April 20, 2023

### *Highlights from Today:*

The House and Senate were both in Springfield for this week's third and final day of session. There was limited floor action in both chambers while committees occurred throughout the morning.

Both the House and Senate will return next Tuesday, April 25th at 12pm.

### **Floor Action of Note:**

[HB 1527](#), **Vehicle Disablement** was placed on the order of postpone consideration after failing to receive enough votes on the House floor. This bill provides that disablement technology shall not be used as an aid to the physical

retrieval of a vehicle as part of repossession or as a consequence for nonpayment under a retail installment contract or other instrument. Provides that a violation is an unlawful practice within the meaning of the Consumer Fraud and Deceptive Business Practices Act. Provides that a consumer whose vehicle is subject to the activation of disablement technology may bring an action against an activating person or entity for damages of \$1,000 per month per violation plus actual damages and attorney's fees. Provides that disablement technology may be offered for sale or sold only for antitheft purposes, either on its own or for an additional fee in connection with the purchase of a motor vehicle. Requires a motor vehicle dealer that sells a motor vehicle containing disablement technology to comply with specified requirements. Provides that data generated or stored by disablement technology as the result of a consumer's vehicle usage is the personal property of the consumer, and the consumer is entitled to all profits and other benefits flowing from the sharing or sale of the data. Provides that data generated or stored by disablement technology that is installed in a consumer's vehicle, and data transmitted by or through the disablement technology that relates to the consumer or the consumer's use of a motor vehicle, may not be sold or otherwise shared with any third parties except as required by federal, State, or local law, or required by court order. Provides that knowingly installing or using disablement technology in violation of the Code is an unlawful practice within the meaning of the Consumer Fraud and Deceptive Business Practices Act.

### **Committee Action of Note:**

[HB 1105](#), **ICC Approval of Eminent Domain-Support** passed out of Senate Energy and Public Utilities 16-0-0. This bill provides that property belonging to a public utility that provides water or sewer service and that is subject to the jurisdiction of the Illinois Commerce Commission may not be taken or damaged by eminent domain without prior approval of the Illinois Commerce Commission. Provides that the requirement does not apply to property to be acquired by a municipality with 140,000 or more inhabitants or a regional water commission formed under specified provisions of the Illinois Municipal Code or a municipality that is a member of such a regional water commission, only in furtherance of purposes authorized under the specified provisions of the Illinois Municipal Code, and limited solely to interests in real property and not improvements to or assets on the real property belonging to a public utility that provides water or sewer service and that is subject to the jurisdiction of the Illinois Commerce Commission.

[HB 1541](#), **Utilities Termination** passed out of Senate Energy and Public Utilities 15-0-0. This bill provides that, if gas or electricity is used for space cooling at a residence, then a utility shall not terminate gas or electric utility

service to that residence for the nonpayment of bills on specified days when the forecasted temperature will be greater than or equal to 90 degrees Fahrenheit.

[HB 2086](#), **Containers** passed out of Senate Environment and Conservation 6-0-0. This bill provides that self-service by consumers is not prohibited if the take-home containers are maintained clean, sanitary, free from debris, smooth, durable, and easy-to-clean, and are not capable of causing, through cleanliness or design, conditions that may cause or spread disease (rather than cleaned, stored, and dispensed in a sanitary manner). Provides that a restaurant or retailer may fill or refill a consumer-owned container with ready-to-eat or dry bulk foods (rather than ready-made food). Provides that the local (rather than county) health departments and municipalities may regulate but shall not prohibit specified actions by a retailer or restaurant. Removes language providing that the Department of Public Health shall produce materials for restaurants and retailers in print format. Allows the Department of Public Health to adopt administrative rules necessary to implement, interpret, and administer the provisions.

[HB 2267](#), **Dental** passed out of Senate Licensed Activities 8-0-0 yesterday. This bill provides that without the supervision of a dentist, a dental hygienist may perform dental health education functions, including instruction in proper oral health care and dental hygiene in, for example, a school setting, a long-term care facility, and a health fair (rather than just either a school setting and a long-term care facility). Provides that a dental hygienist may record case (rather than care) histories and oral conditions. Provides that a dentist may enter into an agreement for public health supervision with 4 (rather than 2) public health dental hygienists. Provides that the Department of Public Health Oral Health Section shall compile and publicize public health dental hygienist service data annually.

[HB 2308](#), **Radiation** passed out of Senate Licensed Activities 8-0-0 yesterday. This bill requires rules or regulations promulgated by the Illinois Emergency Management Agency for registration of persons seeking accreditation to specify that an individual seeking accreditation for limited diagnostic radiography shall not apply ionizing radiation to human beings until the individual has passed an Agency-approved examination and is accredited by the Agency. Removes language requiring the rules or regulations to require persons seeking limited scope accreditation to register with the Agency as a "student-in-training" and to declare those procedures in which the student will be receiving training.

[HB 2527](#), **Water and Wastewater Funding Study** passed out of Senate Local Government 9-0-0 yesterday. This bill extends the date that the Municipal Water and Wastewater Funding Study Committee is required to

report its findings and recommendations to the Governor and General Assembly to September 30, 2023 (from January 31, 2023).

[HB 3340](#), **Municipal Borrowing/IFA** passed out of Senate Executive Committee 13-0-0 yesterday. This bill amends the Illinois Municipal Code. In provisions relating to a municipality borrowing money from a bank or other financial institution, modifies the definition of "financial institution" to include the Illinois Finance Authority.

[HB 3396](#), **Labor Dispute Violation-Oppose** passed out of Senate Executive 9-0-0 yesterday. This bill provides that a person who, with the intent of interfering with, obstructing, or impeding a picket or other demonstration or protest, places any object in the public way commits a Class A misdemeanor with a minimum fine of \$500.

[HB 3563](#), **DOIT-AI Task Force-Support** passed out of Senate State Government 7-0-1 yesterday. This bill provides that the Department of Innovation and Technology shall establish the Generative AI and Natural Language Processing Task Force investigate and provide a report on generative artificial intelligence software and natural language processing software. Sets forth the members to serve on the Task Force. Provides that the Task Force shall hold at least 5 meetings, and specifies the format and the location of those minimum amount of meetings.

[HB 3882](#), **Standard Identification** passed out of Senate Executive 7-2-0 This bill amends the Illinois Identification Card Act and the Illinois Vehicle Code. Among other things, changes the term "non-compliant identification card" to "standard identification card". Changes the definition of "limited term REAL ID compliant identification card" to include cards that have been issued to an individual who has an approved application for asylum in the United States or has entered the United States in refugee status. Allows the Secretary of State to accept, as proof of date of birth and written signature of an applicant for a standard identification card, any passport from the applicant's country of citizenship or a consular identification document validly issued to an applicant. Provides that no temporary visitor's driver's licenses shall be issued after the effective date of the amendatory Act. Provides that every driver's license application shall state the social security number of the applicant; except if the applicant is applying for a standard driver's license and is ineligible for a social security number, then if the applicant has documentation authorizing the applicant's presence in the country, the applicant shall provide such documentation instead of a social security number. Provides that if applicant does not have documentation authorizing the applicant's presence in the country, the applicant must submit documentation establishing that the applicant has resided in the State for a period in excess of one year and a passport validly issued to the applicant from the applicant's country of

citizenship. Changes the definition of "standard identification card" to require such card to be marked "Federal Limits Apply" (rather than "Not for Federal Identification"). Provides that an applicant who submits a passport as proof of date of birth and written signature for an identification card must be a person who does not have a social security number or documentation issued by the United States Department of Homeland Security authorizing the person's presence in the country.

**[SB 69](#), Hospitals/Immunization Policy** passed out of House Public Health 7-0-0. 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 1561](#), E-Cigarettes** passed out of House Public Health 7-0-0. This bill provides that a retail tobacco store that derives at least 80% of its gross revenue from the sale of electronic cigarettes and electronic cigarette equipment and accessories in operation before the effective date of the amendatory Act qualifies for a specified exemption for electronic cigarettes only. Provides that a retail tobacco store claiming an exemption for electronic cigarettes shall annually file with the Department of Public Health by January 31 an affidavit stating the percentage of its gross income during the prior calendar year that was derived from the sale of electronic cigarettes. Includes a workplace that manufactures, imports, or distributes electronic cigarettes in the definition of "retail tobacco store". Includes the use of an electronic cigarette in the definition of "smoke".

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