



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**ONE HUNDRED FOURTH GENERAL  
ASSEMBLY**

**53RD LEGISLATIVE DAY**

**WEDNESDAY, MAY 28, 2025**

**11:51 O'CLOCK A.M.**

**SENATE**  
**Daily Journal Index**  
**53rd Legislative Day**

<b>Action</b>	<b>Page(s)</b>
Communication from the Minority Leader.....	6
Joint Action Motions Filed .....	3
Legislative Measures Filed .....	3, 36
Messages from the House .....	18
Messages from the President .....	3
Presentation of Senate Joint Resolution No. 42 .....	16
Reports from Assignments Committee.....	8
Reports from Standing Committees.....	6, 17

<b>Bill Number</b>	<b>Legislative Action</b>	<b>Page(s)</b>
SB 0453	Recalled - Amendment(s) .....	8
SB 0453	Third Reading .....	10
SB 1697	Recalled - Amendment(s) .....	10
SB 1697	Third Reading .....	15
SJR 0042	Committee on Assignments .....	16
HB 0022	Second Reading .....	34
HB 0850	First Reading .....	34
HB 2327	Second Reading .....	15
HB 2987	Second Reading .....	15
HB 3247	First Reading .....	34
HB 3309	Second Reading .....	15
HB 3564	Second Reading .....	34

The Senate met pursuant to adjournment.

Senator Bill Cunningham, Chicago, Illinois, presiding.

Prayer by Reverend Jessica Baldyga, First United Methodist Church, Pana, Illinois and Owaneco United Methodist Church, Owaneco, Illinois.

Senator Johnson led the Senate in the Pledge of Allegiance.

The Journal of Thursday, February 27, 2025, was being read when on motion of Senator Glowiak Hilton, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

Senator Glowiak Hilton moved that reading and approval of the Journal of Tuesday, May 27, 2025, be postponed, pending arrival of the printed Journal.

The motion prevailed.

### **LEGISLATIVE MEASURES FILED**

The following Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Amendment No. 2 to House Bill 1697

Amendment No. 2 to House Bill 2371

Amendment No. 2 to House Bill 2568

Amendment No. 3 to House Bill 3193

### **JOINT ACTION MOTIONS FILED**

The following Joint Action Motions to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Motion to Concur in House Amendment No. 2 to Senate Bill 2039

Motion to Concur in House Amendment No. 1 to Senate Bill 2057

The following Joint Action Motion to the Senate Resolution listed below has been filed with the Secretary and referred to the Committee on Assignments:

Motion to Concur in House Amendment No. 2 to Senate Joint Resolution 13

### **MESSAGES FROM THE PRESIDENT**

#### **OFFICE OF THE SENATE PRESIDENT**

**DON HARMON**

**STATE OF ILLINOIS**

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

160 N. LASALLE ST., STE. 720  
CHICAGO, ILLINOIS 60601  
312-814-2075

May 28, 2025

Mr. Tim Anderson  
Secretary of the Senate  
Room 403 State House  
Springfield, IL 62706

[May 28, 2025]

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Dave Koehler to temporarily replace Senator Linda Holmes as a member of the Senate Executive Committee. This appointment will expire upon adjournment of the Senate Executive Committee on May 28, 2025.

Sincerely,  
s/Don Harmon  
Don Harmon  
Senate President

cc: Senate Republican Leader John F. Curran

**OFFICE OF THE SENATE PRESIDENT  
DON HARMON  
STATE OF ILLINOIS**

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

160 N. LASALLE ST., STE. 720  
CHICAGO, ILLINOIS 60601  
312-814-2075

May 28, 2025

Mr. Tim Anderson  
Secretary of the Senate  
Room 403 State House  
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Robert Peters to temporarily replace Senator Laura Murphy as a member of the Senate Executive Committee. This appointment will expire upon adjournment of the Senate Executive Committee on May 28, 2025.

Sincerely,  
s/Don Harmon  
Don Harmon  
Senate President

cc: Senate Republican Leader John F. Curran

**OFFICE OF THE SENATE PRESIDENT  
DON HARMON  
STATE OF ILLINOIS**

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160 N. LASALLE ST., STE. 720  
CHICAGO, ILLINOIS 60601  
312-814-2075

May 28, 2025

Mr. Tim Anderson  
Secretary of the Senate  
Room 403 State House  
Springfield, IL 62706

[May 28, 2025]

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Ram Villivalam to temporarily replace Senator Kimberly A. Lightford as a member of the Senate Executive Committee. This appointment will expire upon adjournment of the Senate Executive Committee on May 28, 2025.

Sincerely,  
s/Don Harmon  
Don Harmon  
Senate President

cc: Senate Republican Leader John F. Curran

**OFFICE OF THE SENATE PRESIDENT  
DON HARMON  
STATE OF ILLINOIS**

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

160 N. LASALLE ST., STE. 720  
CHICAGO, ILLINOIS 60601  
312-814-2075

May 28, 2025

Mr. Tim Anderson  
Secretary of the Senate  
Room 403 State House  
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Omar Aquino to temporarily replace Senator Mike Halpin as a member of the Senate Judiciary Committee. This appointment will expire upon adjournment of the Senate Judiciary Committee on May 28, 2025.

Sincerely,  
s/Don Harmon  
Don Harmon  
Senate President

cc: Senate Republican Leader John F. Curran

**OFFICE OF THE SENATE PRESIDENT  
DON HARMON  
STATE OF ILLINOIS**

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

160 N. LASALLE ST., STE. 720  
CHICAGO, ILLINOIS 60601  
312-814-2075

May 28, 2025

Mr. Tim Anderson  
Secretary of the Senate  
Room 403 State House  
Springfield, IL 62706

[May 28, 2025]

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Bill Cunningham to temporarily replace Senator Laura Fine as a member of the Senate Judiciary Committee. This appointment will expire upon adjournment of the Senate Judiciary Committee on May 28, 2025.

Sincerely,  
s/Don Harmon  
Don Harmon  
Senate President

cc: Senate Republican Leader John F. Curran

**COMMUNICATION FROM THE MINORITY LEADER**

SPRINGFIELD OFFICE:  
108 STATE HOUSE  
SPRINGFIELD, ILLINOIS 62706  
PHONE: 217/782-9407

DISTRICT OFFICE:  
1011 STATE ST.  
SUITE 205  
LEMONT, ILLINOIS 62706  
PHONE: 630.914.5733  
SENATORCURRAN@GMAIL.COM

ILLINOIS STATE SENATE  
**JOHN CURRAN**  
SENATE REPUBLICAN LEADER  
41ST SENATE DISTRICT

May 28, 2025

Mr. Tim Anderson  
Secretary of the Senate  
058 State House  
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-2, I hereby temporarily appoint **Senator Craig Wilcox** to replace **Senator Chapin Rose** as a member of the **Senate Financial Institutions Committee**. This appointment is effective May 28, 2025, and will automatically expire upon adjournment of the **Senate Financial Institutions Committee** on Wednesday, May 28, 2025.

Sincerely,  
s/John F. Curran  
John F. Curran  
Illinois Senate Republican Leader  
41st District

Cc: Senate President Don Harmon  
Assistant Secretary of the Senate Scott Kaiser

**REPORTS FROM STANDING COMMITTEES**

Senator Edly-Allen, Chair of the Committee on Higher Education, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

[May 28, 2025]

Senate Amendment No. 3 to Senate Bill 404

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Edly-Allen, Chair of the Committee on Higher Education, to which was referred the Motions to Concur with House Amendments to the following Senate Bill, reported that the Committee recommends do adopt:

Motion to Concur in House Amendment No. 1 to Senate Bill 1958; Motion to Concur in House Amendment No. 2 to Senate Bill 1958

Under the rules, the foregoing motions are eligible for consideration by the Senate.

Senator Edly-Allen, Chair of the Committee on Higher Education, to which was referred **House Bill No. 460**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Martwick, Chair of the Committee on Pensions, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to House Bill 3193

Senate Amendment No. 2 to House Bill 3657

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Walker, Chair of the Committee on Financial Institutions, to which was referred **Senate Joint Resolution No. 39**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Joint Resolution No. 39** was placed on the Secretary's Desk.

Senator Aquino asked and obtained unanimous consent to recess for the purpose of a Democrat caucus.

Senator Plummer asked and obtained unanimous consent to recess for the purpose of a Republican caucus.

At the hour of 12:14 o'clock p.m., the Chair announced that the Senate stands at recess subject to the call of the Chair.

#### AFTER RECESS

At the hour of 2:42 o'clock p.m., the Senate resumed consideration of business.  
Senator Cunningham, presiding.

At the hour of 2:49 o'clock p.m., Senator Koehler, presiding.

At the hour of 2:54 o'clock p.m., Senator Cunningham, presiding.

## REPORTS FROM COMMITTEE ON ASSIGNMENTS

Senator Cunningham, Vice-Chair of the Committee on Assignments, during its May 28, 2025 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Education: **Motion to Concur in House Amendment No. 2 to Senate Bill 2039 and Motion to Concur in House Amendment No. 1 to Senate Bill 2057; Motion to Concur in House Amendment No. 2 to Senate Joint Resolution 13.**

Executive: **Committee Amendment No. 1 to House Bill 1085; Committee Amendment No. 1 to House Bill 1224; Floor Amendment No. 2 to House Bill 1697; Floor Amendment No. 2 to House Bill 2371; Floor Amendment No. 2 to House Bill 2568; Committee Amendment No. 2 to House Bill 3363.**

Senator Cunningham, Vice-Chair of the Committee on Assignments, during its May 28, 2025 meeting, reported that the following Legislative Measure has been approved for consideration:

### **House Joint Resolution No. 25**

The foregoing resolution was placed on the Senate Calendar.

Senator Cunningham, Vice-Chair of the Committee on Assignments, during its May 28, 2025 meeting, reported that the following Legislative Measure has been approved for consideration:

### **Floor Amendment No. 3 to House Bill 3193**

The foregoing floor amendment was placed on the Secretary's Desk.

Pursuant to Senate Rule 3-8 (b-1), the following amendment will remain in the Committee on Assignments: **Committee Amendment No. 2 to House Bill 22.**

## SENATE BILL RECALLED

On motion of Senator Guzmán, **Senate Bill No. 453** was recalled from the order of third reading to the order of second reading.

Senator Guzmán offered the following amendment and moved its adoption:

### **AMENDMENT NO. 1 TO SENATE BILL 453**

AMENDMENT NO. 1 . Amend Senate Bill 453 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Public Labor Relations Act is amended by changing Section 7 as follows:  
(5 ILCS 315/7) (from Ch. 48, par. 1607)

Sec. 7. Duty to bargain. A public employer and the exclusive representative have the authority and the duty to bargain collectively set forth in this Section.

For the purposes of this Act, "to bargain collectively" means the performance of the mutual obligation of the public employer or his designated representative and the representative of the public employees to meet at reasonable times, including meetings in advance of the budget-making process, and to negotiate in good faith with respect to wages, hours, and other conditions of employment, not excluded by Section 4 of this Act, or the negotiation of an agreement, or any question arising thereunder and the execution of a written contract incorporating any agreement reached if requested by either party, but such obligation does not compel either party to agree to a proposal or require the making of a concession.

The duty "to bargain collectively" shall also include an obligation to negotiate over any matter with respect to wages, hours and other conditions of employment, not specifically provided for in any other law or not specifically in violation of the provisions of any law. If any other law pertains, in part, to a matter

[May 28, 2025]

affecting the wages, hours and other conditions of employment, such other law shall not be construed as limiting the duty "to bargain collectively" and to enter into collective bargaining agreements containing clauses which either supplement, implement, or relate to the effect of such provisions in other laws.

The duty "to bargain collectively" shall also include negotiations as to the terms of a collective bargaining agreement. The parties may, by mutual agreement, provide for arbitration of impasses resulting from their inability to agree upon wages, hours and terms and conditions of employment to be included in a collective bargaining agreement. Such arbitration provisions shall be subject to the Illinois "Uniform Arbitration Act" unless agreed by the parties.

The duty "to bargain collectively" shall also mean that no party to a collective bargaining contract shall terminate or modify such contract, unless the party desiring such termination or modification:

(1) serves a written notice upon the other party to the contract of the proposed termination or modification 60 days prior to the expiration date thereof, or in the event such contract contains no expiration date, 60 days prior to the time it is proposed to make such termination or modification;

(2) offers to meet and confer with the other party for the purpose of negotiating a new contract or a contract containing the proposed modifications;

(3) notifies the Board within 30 days after such notice of the existence of a dispute, provided no agreement has been reached by that time; and

(4) continues in full force and effect, without resorting to strike or lockout, all the terms and conditions of the existing contract for a period of 60 days after such notice is given to the other party or until the expiration date of such contract, whichever occurs later.

The duties imposed upon employers, employees and labor organizations by paragraphs (2), (3) and (4) shall become inapplicable upon an intervening certification of the Board, under which the labor organization, which is a party to the contract, has been superseded as or ceased to be the exclusive representative of the employees pursuant to the provisions of subsection (a) of Section 9, and the duties so imposed shall not be construed as requiring either party to discuss or agree to any modification of the terms and conditions contained in a contract for a fixed period, if such modification is to become effective before such terms and conditions can be reopened under the provisions of the contract.

Collective bargaining for home care and home health workers who function as personal assistants and individual maintenance home health workers under the Home Services Program shall be limited to the terms and conditions of employment under the State's control, as defined in Public Act 93-204 or this amendatory Act of the 97th General Assembly, as applicable.

Collective bargaining for child and day care home providers under the child care assistance program shall be limited to the terms and conditions of employment under the State's control, as defined in this amendatory Act of the 94th General Assembly.

Notwithstanding any other provision of this Section, whenever collective bargaining is for the purpose of establishing an initial agreement following original certification of units ~~with fewer than 35 employees~~, with respect to public employees other than peace officers, fire fighters, and security employees, the following apply:

(1) Not later than 10 days after receiving a written request for collective bargaining from a labor organization that has been newly certified as a representative as defined in Section 6(c), or within such further period as the parties agree upon, the parties shall meet and commence to bargain collectively and shall make every reasonable effort to conclude and sign a collective bargaining agreement.

(2) If anytime after the expiration of the 90-day period beginning on the date on which bargaining is commenced the parties have failed to reach an agreement, either party may notify the Illinois Public Labor Relations Board of the existence of a dispute and request mediation in accordance with the provisions of Section 14 of this Act.

(3) If after the expiration of the 30-day period beginning on the date on which mediation commenced, or such additional period as the parties may agree upon, the mediator is not able to bring the parties to agreement by conciliation, either the exclusive representative of the employees or the employer may request of the other, in writing, arbitration and shall submit a copy of the request to the board. Upon submission of the request for arbitration, the parties shall be required to participate in the impasse arbitration procedures set forth in Section 14 of this Act, except the right to strike shall not be considered waived pursuant to Section 17 of this Act, until the actual convening of the arbitration hearing.

(Source: P.A. 97-1158, eff. 1-29-13; 98-1004, eff. 8-18-14.)

Section 99. Effective date. This Act takes effect upon becoming law."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

### READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Guzmán, **Senate Bill No. 453** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 39; NAYS 16.

The following voted in the affirmative:

Aquino	Feigenholtz	Joyce	Sims
Belt	Fine	Koehler	Stadelman
Bryant	Glowiak Hilton	Lightford	Turner, D.
Castro	Guzmán	Martwick	Ventura
Cervantes	Halpin	Morrison	Villa
Collins	Harris, N.	Murphy	Villanueva
Cunningham	Hastings	Peters	Villivalam
Edly-Allen	Holmes	Porfirio	Walker
Ellman	Hunter	Preston	Mr. President
Faraci	Johnson	Simmons	

The following voted in the negative:

Anderson	DeWitte	Plummer	Wilcox
Arellano, L.	Fowler	Rose	
Balkema	Harriss, E.	Syverson	
Chesney	Hills	Tracy	
Curran	Lewis	Turner, S.	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

### SENATE BILL RECALLED

On motion of Senator Fine, **Senate Bill No. 1697** was recalled from the order of third reading to the order of second reading.

Senator Fine offered the following amendment and moved its adoption:

#### AMENDMENT NO. 2 TO SENATE BILL 1697

AMENDMENT NO. 2. Amend Senate Bill 1697, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Carbon Dioxide Transportation and Sequestration Act is amended by adding Section 22 as follows:

(220 ILCS 75/22 new)

[May 28, 2025]

Sec. 22. Compensation for damages to the surface.

(a) An affected landowner is entitled to reasonable compensation from an applicant who has been granted a certificate of authority under this Act for damages resulting from access to the landowner's property for required activities taken to construct the pipeline, including, but not limited to, the following:

(1) compensation for damage to growing crops, trees, shrubs, fences, roads, structures, improvements, personal property, and livestock thereon and compensation for the loss of the value of a commercial crop impacted by pipeline installation; the value of the crop shall be calculated based on local market price by:

(A) determining the average per acre yield for the same crop on comparable adjacent acreage;

(B) determining the price received for the sale of the same crop on comparable adjacent acreage;

(C) determining the acreage of the area impacted by pipeline activities and applying the determined price; and

(D) making an initial determination of the value of the crop, which shall be determined by the affected landowner and submitted to the applicant who has been granted a certificate of authority under this Act;

(2) compensation to return the surface estate, including soil conservation practices, such as terraces, grassed waterways, and other conservation practices, to the condition of the surface prior to accessing the property;

(3) compensation for damage to the productive capability of the soil resulting from compaction or rutting if the parties are incapable of reaching resolution for such issues under the mitigation agreement detailed in paragraph (6) of subsection (b) of Section 20. An applicant shall not access a property where excessively wet soil conditions would not allow normal farming operations due to increased risk of soil erosion, rutting, or compaction. The Department of Agriculture may temporarily halt construction or any other activities on a proposed pipeline upon a finding of an applicant's noncompliance with this paragraph. If there is a dispute between the applicant who has been granted a certificate of authority under this Act and the landowner regarding the value of the damage to the productive capability of the soil, the applicant who has been granted a certificate of authority under this Act and the landowner shall consult with a representative of the soil and water conservation district in the respective county where the parcel of property is located for recommendations to restore the productive capability of the soil; and

(4) compensation for damage to surface and subsurface drainage, including, but not limited to:

(A) compensation in that the applicant who has been granted a certificate of authority under this Act shall perform immediate and temporary repairs for damage that occurs to subsurface drainage tiles that have water actively flowing through them at the time of damage; and

(B) compensation such that the applicant who has been granted a certificate of authority under this Act shall compensate the affected landowner to permanently restore drainage to the condition of the drainage prior to accessing the property.

(b) The compensation for damages required by subsection (a) shall be paid in any manner mutually agreed upon by the applicant who has been granted a certificate of authority under this Act and the affected landowners. Unless otherwise agreed, the applicant who has been granted a certificate of authority under this Act shall tender to the landowner payment by check or draft no later than 60 days after completing the required activities under the application if the occurrence or value of damages is not disputed. The landowner's remedy for unpaid or disputed compensation shall be an action for damages in any court of competent jurisdiction for the parcel of property or the greater part thereof on which the activities were conducted, and the landowner shall be entitled to recover reasonable damages and attorney's fees if the landowner prevails.

(c) If any landowner prevails in litigation seeking compensation for damages under this Section, the applicant who has been granted a certificate of authority under this Act shall be responsible for such reasonable attorney's fees and costs as the court may allow and a judgment may be entered therefor in favor of the plaintiff if the attorney's fees and costs are not paid as provided by the court.

(d) Nothing in this Section shall have any impact on an applicant's fulfillment of the requirement to enter into an agreement with the Department of Agriculture that governs the mitigation of agricultural impacts associated with the construction of the proposed pipeline as detailed in paragraph (6) of subsection

(b) of Section 20. An applicant shall comply with the requirements of the agreement that governs the mitigation of agricultural impacts as detailed in paragraph (6) of subsection (b) of Section 20.

Section 10. The Safety and Aid for the Environment in Carbon Capture and Sequestration Act is amended by changing Section 15 as follows:

(415 ILCS 185/15)

Sec. 15. Integration and unitization of ownership interests.

(a) If at least 2 pore space owners own pore space located within a proposed sequestration facility, the owners may agree to integrate the owners' interests to develop the pore space as a proposed sequestration facility for the underground sequestration of carbon dioxide.

(b) If all of the pore space owners within a proposed or permitted sequestration facility do not agree to integrate the pore space owners' interests, the sequestration operator may petition the Department of Natural Resources to issue an order requiring the pore space owners to integrate their interests and authorizing the sequestration operator or sequestration facility permit holder to develop and use the integrated pore space as a sequestration facility for carbon sequestration. Such an order for unitization and integration of pore space may only be issued if the sequestration operator has obtained the rights from pore space owners of pore space underlying at least 75% of the surface area above the proposed sequestration facility. The petition shall include, but is not limited to:

(1) the name and address of the petitioners;

(2) the property index numbers or legal descriptions for the parcels of property and a geologic description of the pore space within the proposed or permitted sequestration facility;

(3) a disclosure of any parcels of property overlying the pore space to be integrated, identified by property index numbers or legal descriptions, in which the applicant, any of its owners, officers, corporate subsidiaries, or parents, sister companies, or affiliates, at the time of submission of the application or within 10 years prior to the submission of the application, have or had any real or personal interest, whether direct or indirect;

(4) the names and addresses of all pore space owners owning property within the proposed or permitted sequestration facility as disclosed by the records of the office of the recorder for the county or counties in which the proposed or permitted sequestration facility is situated and a list of consenting and nonconsenting pore space owners, as well as a list of all properties for which a pore space owner is unknown or nonlocatable;

(5) a statement that the petitioner has exercised due diligence to locate each pore space owner and to seek an agreement with each for pore space rights for the sequestration facility, including a description of the good faith efforts taken to identify, contact, and negotiate with each nonconsenting pore space owner;

(6) a statement of the type of operations for the proposed or permitted sequestration facility;

(7) a plan for determining the quantity of pore space sequestration capacity to be assigned to each separately owned parcel of property based on the surface area acreage overlying the proposed or permitted sequestration facility and for using the surface for Class VI well permit required activities under Section 35;

(8) the method by which pore space owners will be compensated for use of the pore space, and a copy of all agreements entered into with consenting pore space owners regarding the compensation paid to a consenting pore space owner;

(9) the method by which nonconsenting pore space owners will receive just compensation; and

(10) a nonrefundable application fee of \$250,000.

The application fee shall be deposited into the Oil and Gas Resource Management Fund for the Department of Natural Resources' costs related to administration of this Act.

(c) If the petition for a unitization order concerns unknown or nonlocatable pore space owners, the applicant shall provide public notice once a week for 2 consecutive weeks in the newspaper of the largest circulation in each county in which the proposed sequestration facility is located within 30 days prior to submission of the petition for a unitization and integration order. The petitioner shall file proof of such notice with the Department of Natural Resources with the petition. The petitioner shall also provide public notice of the public hearing described in subsection (d) in the same manner within 30 days prior to the hearing on the petition for a unitization order. The petitioner shall also send notice of the filing of the petition and the notice of the public hearing via certified mail to the last known address of each nonlocatable

pore space owner and provide copies of those notices to the Department of Natural Resources. The notice shall:

- (1) state that a petition for a unitization and integration order has been filed with the Department of Natural Resources;
- (2) describe the formation or formations and pore space proposed to be unitized;
- (3) in the case of an unknown pore space owner, indicate the name of the last known pore space owner;
- (4) in the case of a nonlocatable pore space owner, identify the pore space owner and the owner's last known address; and
- (5) state that any person claiming an interest in the properties proposed to be unitized should notify the operator of the proposed sequestration facility at the published address within 20 days of the publication date.

Unknown or nonlocatable pore space owners that have not claimed an interest by the time of the Department of Natural Resources' public notice in subsection (d) shall be deemed to have consented to unitization and integration of their pore space.

(d) Prior to issuing an order to unitize and integrate pore space, the Department of Natural Resources shall issue a public notice of the petition and shall hold a public hearing on the petition. The public notice shall include copies of the petition and all included attachments that are not protected under the Freedom of Information Act. The public notice shall include an opportunity for public comments and shall contain the date, time, and location of the public hearing as decided by the Department. At the public hearing, the Department shall allow interested persons to present views and comments on the petition. The hearings must be open to the public and recorded by stenographic or mechanical means. The Department of Natural Resources will make available on its website copies of all comments received.

(e) The Department of Natural Resources shall issue an order unitizing and integrating pore space under subsection (b) within 60 days after the hearing upon a showing that:

(1) the petitioner has obtained a Class VI well permit or, if the well permit application is still pending at least one year from the date the petition has been filed, that the petitioner has received a Finding of Administrative Completeness from the United States Environmental Protection Agency;

(2) the petitioner has made a good faith effort to seek an agreement with all pore space owners located within the proposed or permitted sequestration facility;

(3) the petitioner has obtained the rights from pore space owners of at least 75% of the surface area above the proposed sequestration facility; and

(4) all nonconsenting pore space owners have received or will receive just compensation for use of the pore space and use of the surface for Class VI well permit required activities. Additionally, a nonconsenting pore space owner's such compensation shall be no less than the average total payment package, considered as a whole with respect to an individual owner, provided in agreements during the previous 365 days to similarly situated consenting pore space owners for use of their pore space by the same sequestration operator for the same sequestration project. The nonconsenting pore space owner's compensation shall include just compensation and any operations term or injection term payments made upon or after the initiation of injection provided to consenting pore space owners in consideration of allowing use of their pore space for sequestration of carbon dioxide, but Such compensation shall exclude any incentives, such as signing bonuses, provided to consenting pore space owners prior to the initiation of injection. Such compensation shall include any operations term or injection term payments made upon or after the initiation of injection provided to consenting pore space owners in consideration of allowing use of their pore space for sequestration of carbon dioxide. In determining if pore space owners are similarly situated, the Department of Natural Resources shall take into account: the size, location, and proximity of the pore space; the geologic characteristics of the pore space; the restrictions on the use of the surface; the actual use of the surface; the relevant law applicable at the time the consenting pore space agreement was signed; title defects and title warranties; the proximity of the pore space owners' property to any carbon sequestration infrastructure on the surface; whether the injection interferes with any known mineral rights; and the fair market value of pore space when entering into a commercial contract. When evaluating the compensation provided to a similarly situated pore space owner, the Department of Natural Resources shall exclude any compensation provided to a pore space owner of a property identified by the applicant in paragraph (3) of subsection (b) and any compensation that was not provided as part of an arm's length transaction.

Unknown or nonlocatable pore space owners shall also receive just compensation in the same manner as provided to the other nonconsenting pore space owners that must be held in a separate escrow account for 20 years for future payment to the previously unknown or nonlocatable pore space owner upon discovery of that owner. After 20 years, the compensation shall be transferred to the State Treasurer under the Revised Uniform Unclaimed Property Act.

(f) The Department of Natural Resources' order for unitization and integration of pore space under this Section is not effective until the petitioner has been issued a Class VI well permit from the United States Environmental Protection Agency and the carbon sequestration permit from the Illinois Environmental Protection Agency.

(g) An order for integration and unitization under this Section shall: provide for the unitization of the pore space identified in the petition; authorize the integration of pore space of nonconsenting pore space owners in the pore space identified; provide for who may unitize the pore space to establish a sequestration facility to be permitted by the Illinois Environmental Protection Agency; and make provision for payment of just compensation to nonconsenting pore space owner under the integration order.

(h) A petitioner shall provide a copy of any order for unitization and integration of pore space to the Illinois Environmental Protection Agency.

(i) If groundwater monitoring required by a Class VI permit indicates that the source of drinking water has been rendered unsafe to drink or to provide to livestock, the sequestration operator shall provide an alternate supply of potable drinking water within 24 hours of the monitoring results becoming available and an alternate supply of water that is safe for other uses necessary within 30 days of the monitoring results becoming available. The alternate supplies of both potable water and water that is safe for other uses shall continue until additional monitoring by the sequestration operator shows that the water is safe for drinking and other uses.

(j) After an order for unitization and integration of pore space is issued, the petitioner shall request that the Department of Natural Resources issue separate orders establishing the amount of just compensation to be provided to each nonconsenting pore space owner. When submitting this request, the petitioner shall provide information demonstrating the good faith efforts taken to negotiate an agreement with the nonconsenting pore space owner, including, but not limited to, the number and extent of the petitioner's contacts with the pore space owner, whether the petitioner explained the compensation offer to the pore space owner, whether the compensation offer was comparable to similarly situated pore space owners, what efforts were made to address the pore space owner's concerns, and the likelihood that further negotiations would be successful. All orders requiring the provision of just compensation shall be made after notice and hearing in which the Department of Natural Resources shall determine the appropriate amount of just compensation to be provided to each nonconsenting pore space owner as described in this Section. The Department shall adopt reasonable rules governing such hearings as may be necessary. In such a hearing, the burden shall be on the petitioner to prove the appropriate amount of just compensation consistent with this Section. Both the petitioner and the pore space owner shall be permitted to provide testimony and evidence regarding the appropriateness of the amount of just compensation proposed by the sequestration operator. An order by the Department of Natural Resources establishing the appropriate amount of just compensation to be provided to a nonconsenting pore space owner shall be a final agency decision subject to judicial review under the Administrative Review Law. Such proceedings for judicial review may be commenced in the circuit court of the county in which any part of the pore space is situated. The Department of Natural Resources shall not be required to certify any record to the court or file any answer in court or otherwise appear in any court in a judicial review proceeding, unless there is filed in the court with the complaint a receipt from the Department of Natural Resources acknowledging payment of the costs of furnishing and certifying the record. Failure on the part of the plaintiff to file such receipt in court shall be grounds for dismissal of the action.

(Source: P.A. 103-651, eff. 7-18-24.)".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

### READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Fine, **Senate Bill No. 1697** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 56; NAYS None.

The following voted in the affirmative:

Anderson	Faraci	Joyce	Sims
Aquino	Feigenholtz	Koehler	Stadelman
Arellano, L.	Fine	Lewis	Syverson
Balkema	Fowler	Lightford	Tracy
Belt	Glowiak Hilton	Martwick	Turner, S.
Bryant	Guzmán	McClure	Villa
Castro	Halpin	Morrison	Villanueva
Cervantes	Harris, N.	Murphy	Villivalam
Chesney	Harriss, E.	Peters	Walker
Collins	Hastings	Plummer	Wilcox
Cunningham	Hills	Porfirio	Mr. President
Curran	Holmes	Preston	
DeWitte	Hunter	Rezin	
Edly-Allen	Johnson	Rose	
Ellman	Jones, E.	Simmons	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Senator D. Turner asked and obtained unanimous consent for the Journal to reflect her intention to have voted in the affirmative on **Senate Bill No. 1697**.

### READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Bryant, **House Bill No. 2327** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Belt, **House Bill No. 2987** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Labor, adopted and ordered printed:

#### AMENDMENT NO. 1 TO HOUSE BILL 2987

AMENDMENT NO. 1. Amend House Bill 2987 on page 1, line 7, by replacing "an establishment as" with "a building in which warehouse workers perform their duties and goods are stored in industries"; and

on page 1, line 9, by replacing "establishment" with "building".

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Holmes, **House Bill No. 3309** having been printed, was taken up, read by title a second time and ordered to a third reading.

At the hour of 3:18 o'clock p.m., the Chair announced that the Senate stands at recess subject to the call of the Chair.

#### **AFTER RECESS**

At the hour of 8:34 o'clock p.m., the Senate resumed consideration of business.  
Senator Aquino, presiding.

#### **PRESENTATION OF RESOLUTION**

Senator Rose offered the following Senate Joint Resolution, which was referred to the Committee on Assignments:

#### **SENATE JOINT RESOLUTION NO. 42**

WHEREAS, It is highly fitting that the Illinois General Assembly pays honor and respect to those individuals who have given their lives in service to their community; and

WHEREAS, Illinois State Trooper Corey Steven Thompsen of rural St. Joseph was killed in the line of duty on October 18, 2024; and

WHEREAS, Trooper Thompsen began his career in law enforcement after graduating from the Southwestern Police Academy as part of Session 137, and he initially worked with the Vermilion County Metropolitan Enforcement Group (VMEG); he then attended the Illinois State Police Academy as a member of Cadet Class 130 from 2019 to 2020; he was assigned to Illinois State Police District 10 in Pesotum; he joined the Illinois State Police Motorcycle Enforcement Bureau in 2022; he was assigned to Central Special Operations Group (SOG) Fatal 4 Team in 2023, serving Troop 7; and

WHEREAS, Trooper Thompsen was proud of serving with the Illinois State Police; he was especially proud of being part of the motor unit, viewing his colleagues as a second family and a tight-knit group of friends; during his service, he participated in several escort details across the State that included the president, the vice president, memorial services, and charity bike rides; and

WHEREAS, Trooper Thompsen was a member of the Fraternal Order of Police (FOP) Troopers Lodge 41, the Alpha Phi Sigma national criminal justice society, and the Phi Theta Kappa honor society; and

WHEREAS, Trooper Thompsen was a family man who was always there when anyone needed him, a respected member of the Illinois State Police, and a friend to many; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we designate the County Road 1900E Interstate 74 Overpass as the "Trooper Corey S. Thompsen Memorial Overpass"; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State and federal regulations, appropriate plaques or signs giving notice of the name "Trooper Corey S. Thompsen Memorial Overpass"; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Trooper Thompsen, the Mayor of St. Joseph, and the Secretary of Transportation.

[May 28, 2025]

## REPORTS FROM STANDING COMMITTEES

Senator Castro, Chair of the Committee on Executive, to which was referred **Senate Bills Numbered 1473 and 1855**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Castro, Chair of the Committee on Executive, to which was referred the Motions to Concur with House Amendments to the following Senate Bills, reported that the Committee recommends do adopt:

Motion to Concur in House Amendment No. 1 to Senate Bill 1827; Motion to Concur in House Amendment No. 1 to Senate Bill 1899; Motion to Concur in House Amendment No. 1 to Senate Bill 2044; Motion to Concur in House Amendment No. 2 to Senate Bill 2044

Under the rules, the foregoing motions are eligible for consideration by the Senate.

Senator Castro, Chair of the Committee on Executive, to which was referred **House Bills Numbered 22, 1224, 3339 and 3564**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Castro, Chair of the Committee on Executive, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to House Bill 1697

Senate Amendment No. 2 to House Bill 2371

Senate Amendment No. 2 to House Bill 2568

Senate Amendment No. 2 to House Bill 2772

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Hastings, Chair of the Committee on Judiciary, to which was referred the Motions to Concur with House Amendments to the following Senate Bills, reported that the Committee recommends do adopt:

Motion to Concur in House Amendment No. 1 to Senate Bill 39; Motion to Concur in House Amendment No. 1 to Senate Bill 103; Motion to Concur in House Amendment No. 1 to Senate Bill 1181; Motion to Concur in House Amendment No. 2 to Senate Bill 1261; Motion to Concur in House Amendment No. 1 to Senate Bill 1523; Motion to Concur in House Amendment No. 1 to Senate Bill 2487; Motion to Concur in House Amendment No. 2 to Senate Bill 2487

Under the rules, the foregoing motions are eligible for consideration by the Senate.

Senator Hastings, Chair of the Committee on Judiciary, to which was referred **House Bill No. 2155**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Hastings, Chair of the Committee on Judiciary, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to House Bill 2387

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

**MESSAGES FROM THE HOUSE**

A message from the House by

Mr. Hollman, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 314

A bill for AN ACT concerning business.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 314

Passed the House, as amended, May 28, 2025.

JOHN W. HOLLMAN, Clerk of the House

**AMENDMENT NO. 1 TO SENATE BILL 314**

AMENDMENT NO. 1 . Amend Senate Bill 314 by replacing everything after the enacting clause with the following:

"Section 5. The Physical Fitness Services Act is amended by adding Section 7.5 as follows:

(815 ILCS 645/7.5 new)

Sec. 7.5. Advertising and contract requirements for lifetime memberships.

(a) As used in this Section, "lifetime membership" means a membership advertised or represented by a physical fitness center as a membership to that physical fitness center that lasts for the duration of the life of the customer unless canceled by the customer.

(b) A physical fitness center shall not offer or advertise a lifetime membership that violates subsection (c) of Section 8.

(c) A physical fitness center shall clearly and conspicuously disclose any change in the customer's total payment obligations or reduction in benefits no later than 60 days before the automatic renewal of a contract.

(d) A physical fitness center shall provide a copy of a contract for services to the customer upon the request of the customer."

Under the rules, the foregoing **Senate Bill No. 314**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Hollman, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1922

A bill for AN ACT concerning transportation.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1922

Passed the House, as amended, May 28, 2025.

JOHN W. HOLLMAN, Clerk of the House

**AMENDMENT NO. 1 TO SENATE BILL 1922**

AMENDMENT NO. 1 . Amend Senate Bill 1922 on page 1, by replacing line 5 with "changing Sections 6-206 and 11-907 as follows:

(625 ILCS 5/6-206)

Sec. 6-206. Discretionary authority to suspend or revoke license or permit; right to a hearing.

(a) The Secretary of State is authorized to suspend or revoke the driving privileges of any person without preliminary hearing upon a showing of the person's records or other sufficient evidence that the person:

1. Has committed an offense for which mandatory revocation of a driver's license or permit is required upon conviction;

[May 28, 2025]

2. Has been convicted of not less than 3 offenses against traffic regulations governing the movement of vehicles committed within any 12-month period. No revocation or suspension shall be entered more than 6 months after the date of last conviction;

3. Has been repeatedly involved as a driver in motor vehicle collisions or has been repeatedly convicted of offenses against laws and ordinances regulating the movement of traffic, to a degree that indicates lack of ability to exercise ordinary and reasonable care in the safe operation of a motor vehicle or disrespect for the traffic laws and the safety of other persons upon the highway;

4. Has by the unlawful operation of a motor vehicle caused or contributed to a crash resulting in injury requiring immediate professional treatment in a medical facility or doctor's office to any person, except that any suspension or revocation imposed by the Secretary of State under the provisions of this subsection shall start no later than 6 months after being convicted of violating a law or ordinance regulating the movement of traffic, which violation is related to the crash, or shall start not more than one year after the date of the crash, whichever date occurs later;

5. Has permitted an unlawful or fraudulent use of a driver's license, identification card, or permit;

6. Has been lawfully convicted of an offense or offenses in another state, including the authorization contained in Section 6-203.1, which if committed within this State would be grounds for suspension or revocation;

7. Has refused or failed to submit to an examination provided for by Section 6-207 or has failed to pass the examination;

8. Is ineligible for a driver's license or permit under the provisions of Section 6-103;

9. Has made a false statement or knowingly concealed a material fact or has used false information or identification in any application for a license, identification card, or permit;

10. Has possessed, displayed, or attempted to fraudulently use any license, identification card, or permit not issued to the person;

11. Has operated a motor vehicle upon a highway of this State when the person's driving privilege or privilege to obtain a driver's license or permit was revoked or suspended unless the operation was authorized by a monitoring device driving permit, judicial driving permit issued prior to January 1, 2009, probationary license to drive, or restricted driving permit issued under this Code;

12. Has submitted to any portion of the application process for another person or has obtained the services of another person to submit to any portion of the application process for the purpose of obtaining a license, identification card, or permit for some other person;

13. Has operated a motor vehicle upon a highway of this State when the person's driver's license or permit was invalid under the provisions of Sections 6-107.1 and 6-110;

14. Has committed a violation of Section 6-301, 6-301.1, or 6-301.2 of this Code, or Section 14, 14A, or 14B of the Illinois Identification Card Act or a similar offense in another state if, at the time of the offense, the person held an Illinois driver's license or identification card;

15. Has been convicted of violating Section 21-2 of the Criminal Code of 1961 or the Criminal Code of 2012 relating to criminal trespass to vehicles if the person exercised actual physical control over the vehicle during the commission of the offense, in which case the suspension shall be for one year;

16. Has been convicted of violating Section 11-204 of this Code relating to fleeing from a peace officer;

17. Has refused to submit to a test, or tests, as required under Section 11-501.1 of this Code and the person has not sought a hearing as provided for in Section 11-501.1;

18. (Blank);

19. Has committed a violation of paragraph (a) or (b) of Section 6-101 relating to driving without a driver's license;

20. Has been convicted of violating Section 6-104 relating to classification of driver's license;

21. Has been convicted of violating Section 11-402 of this Code relating to leaving the scene of a crash resulting in damage to a vehicle in excess of \$1,000, in which case the suspension shall be for one year;

22. Has used a motor vehicle in violating paragraph (3), (4), (7), or (9) of subsection (a) of Section 24-1 of the Criminal Code of 1961 or the Criminal Code of 2012 relating to unlawful possession of weapons, in which case the suspension shall be for one year;

23. Has, as a driver, been convicted of committing a violation of paragraph (a) of Section 11-502 of this Code for a second or subsequent time within one year of a similar violation;

24. Has been convicted by a court-martial or punished by non-judicial punishment by military authorities of the United States at a military installation in Illinois or in another state of or for a traffic-related offense that is the same as or similar to an offense specified under Section 6-205 or 6-206 of this Code;

25. Has permitted any form of identification to be used by another in the application process in order to obtain or attempt to obtain a license, identification card, or permit;

26. Has altered or attempted to alter a license or has possessed an altered license, identification card, or permit;

27. (Blank);

28. Has been convicted for a first time of the illegal possession, while operating or in actual physical control, as a driver, of a motor vehicle, of any controlled substance prohibited under the Illinois Controlled Substances Act, any cannabis prohibited under the Cannabis Control Act, or any methamphetamine prohibited under the Methamphetamine Control and Community Protection Act, in which case the person's driving privileges shall be suspended for one year. Any defendant found guilty of this offense while operating a motor vehicle shall have an entry made in the court record by the presiding judge that this offense did occur while the defendant was operating a motor vehicle and order the clerk of the court to report the violation to the Secretary of State;

29. Has been convicted of the following offenses that were committed while the person was operating or in actual physical control, as a driver, of a motor vehicle: criminal sexual assault, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual abuse, aggravated criminal sexual abuse, juvenile pimping, soliciting for a juvenile prostitute, promoting juvenile prostitution as described in subdivision (a)(1), (a)(2), or (a)(3) of Section 11-14.4 of the Criminal Code of 1961 or the Criminal Code of 2012, and the manufacture, sale or delivery of controlled substances or instruments used for illegal drug use or abuse in which case the driver's driving privileges shall be suspended for one year;

30. Has been convicted a second or subsequent time for any combination of the offenses named in paragraph 29 of this subsection, in which case the person's driving privileges shall be suspended for 5 years;

31. Has refused to submit to a test as required by Section 11-501.6 of this Code or Section 5-16c of the Boat Registration and Safety Act or has submitted to a test resulting in an alcohol concentration of 0.08 or more or any amount of a drug, substance, or compound resulting from the unlawful use or consumption of cannabis as listed in the Cannabis Control Act, a controlled substance as listed in the Illinois Controlled Substances Act, an intoxicating compound as listed in the Use of Intoxicating Compounds Act, or methamphetamine as listed in the Methamphetamine Control and Community Protection Act, in which case the penalty shall be as prescribed in Section 6-208.1;

32. Has been convicted of Section 24-1.2 of the Criminal Code of 1961 or the Criminal Code of 2012 relating to the aggravated discharge of a firearm if the offender was located in a motor vehicle at the time the firearm was discharged, in which case the suspension shall be for 3 years;

33. Has as a driver, who was less than 21 years of age on the date of the offense, been convicted a first time of a violation of paragraph (a) of Section 11-502 of this Code or a similar provision of a local ordinance;

34. Has committed a violation of Section 11-1301.5 of this Code or a similar provision of a local ordinance;

35. Has committed a violation of Section 11-1301.6 of this Code or a similar provision of a local ordinance;

36. Is under the age of 21 years at the time of arrest and has been convicted of not less than 2 offenses against traffic regulations governing the movement of vehicles committed within any 24-month period. No revocation or suspension shall be entered more than 6 months after the date of last conviction;

37. Has committed a violation of subsection (c), (c-5), or (c-10) of Section 11-907 of this Code that resulted in damage to the property of another or the death or injury of another;

38. Has been convicted of a violation of Section 6-20 of the Liquor Control Act of 1934 or a similar provision of a local ordinance and the person was an occupant of a motor vehicle at the time of the violation;

39. Has committed a second or subsequent violation of Section 11-1201 of this Code;

40. Has committed a violation of subsection (a-1) of Section 11-908 of this Code;

41. Has committed a second or subsequent violation of Section 11-605.1 of this Code, a similar provision of a local ordinance, or a similar violation in any other state within 2 years of the date of the previous violation, in which case the suspension shall be for 90 days;

42. Has committed a violation of subsection (a-1) of Section 11-1301.3 of this Code or a similar provision of a local ordinance;

43. Has received a disposition of court supervision for a violation of subsection (a), (d), or (e) of Section 6-20 of the Liquor Control Act of 1934 or a similar provision of a local ordinance and the person was an occupant of a motor vehicle at the time of the violation, in which case the suspension shall be for a period of 3 months;

44. Is under the age of 21 years at the time of arrest and has been convicted of an offense against traffic regulations governing the movement of vehicles after having previously had his or her driving privileges suspended or revoked pursuant to subparagraph 36 of this Section;

45. Has, in connection with or during the course of a formal hearing conducted under Section 2-118 of this Code: (i) committed perjury; (ii) submitted fraudulent or falsified documents; (iii) submitted documents that have been materially altered; or (iv) submitted, as his or her own, documents that were in fact prepared or composed for another person;

46. Has committed a violation of subsection (j) of Section 3-413 of this Code;

47. Has committed a violation of subsection (a) of Section 11-502.1 of this Code;

48. Has submitted a falsified or altered medical examiner's certificate to the Secretary of State or provided false information to obtain a medical examiner's certificate;

49. Has been convicted of a violation of Section 11-1002 or 11-1002.5 that resulted in a Type A injury to another, in which case the driving privileges of the person shall be suspended for 12 months;

50. Has committed a violation of subsection (b-5) of Section 12-610.2 that resulted in great bodily harm, permanent disability, or disfigurement, in which case the driving privileges of the person shall be suspended for 12 months;

51. Has committed a violation of Section 10-15 Of the Cannabis Regulation and Tax Act or a similar provision of a local ordinance while in a motor vehicle; or

52. Has committed a violation of subsection (b) of Section 10-20 of the Cannabis Regulation and Tax Act or a similar provision of a local ordinance.

For purposes of paragraphs 5, 9, 10, 12, 14, 19, 25, 26, and 27 of this subsection, license means any driver's license, any traffic ticket issued when the person's driver's license is deposited in lieu of bail, a suspension notice issued by the Secretary of State, a duplicate or corrected driver's license, a probationary driver's license, or a temporary driver's license.

(b) If any conviction forming the basis of a suspension or revocation authorized under this Section is appealed, the Secretary of State may rescind or withhold the entry of the order of suspension or revocation, as the case may be, provided that a certified copy of a stay order of a court is filed with the Secretary of State. If the conviction is affirmed on appeal, the date of the conviction shall relate back to the time the original judgment of conviction was entered and the 6-month limitation prescribed shall not apply.

(c) 1. Upon suspending or revoking the driver's license or permit of any person as authorized in this Section, the Secretary of State shall immediately notify the person in writing of the revocation or suspension. The notice to be deposited in the United States mail, postage prepaid, to the last known address of the person.

2. If the Secretary of State suspends the driver's license of a person under subsection 2 of paragraph (a) of this Section, a person's privilege to operate a vehicle as an occupation shall not be suspended, provided an affidavit is properly completed, the appropriate fee received, and a permit issued prior to the effective date of the suspension, unless 5 offenses were committed, at least 2 of which occurred while operating a commercial vehicle in connection with the driver's regular occupation. All other driving privileges shall be suspended by the Secretary of State. Any driver prior to operating a vehicle for occupational purposes only must submit the affidavit on forms to be provided by the Secretary of State setting forth the facts of the person's occupation. The affidavit shall also state the number of offenses committed while operating a vehicle in connection with the driver's regular occupation. The affidavit shall be accompanied by the driver's license. Upon receipt of a properly completed affidavit, the Secretary of State shall issue the driver a permit to operate a vehicle in connection with the driver's regular occupation only. Unless the permit is issued by the Secretary of State prior to the date of suspension, the privilege to

drive any motor vehicle shall be suspended as set forth in the notice that was mailed under this Section. If an affidavit is received subsequent to the effective date of this suspension, a permit may be issued for the remainder of the suspension period.

The provisions of this subparagraph shall not apply to any driver required to possess a CDL for the purpose of operating a commercial motor vehicle.

Any person who falsely states any fact in the affidavit required herein shall be guilty of perjury under Section 6-302 and upon conviction thereof shall have all driving privileges revoked without further rights.

3. At the conclusion of a hearing under Section 2-118 of this Code, the Secretary of State shall either rescind or continue an order of revocation or shall substitute an order of suspension; or, good cause appearing therefor, rescind, continue, change, or extend the order of suspension. If the Secretary of State does not rescind the order, the Secretary may upon application, to relieve undue hardship (as defined by the rules of the Secretary of State), issue a restricted driving permit granting the privilege of driving a motor vehicle between the petitioner's residence and petitioner's place of employment or within the scope of the petitioner's employment-related duties, or to allow the petitioner to transport himself or herself, or a family member of the petitioner's household to a medical facility, to receive necessary medical care, to allow the petitioner to transport himself or herself to and from alcohol or drug remedial or rehabilitative activity recommended by a licensed service provider, or to allow the petitioner to transport himself or herself or a family member of the petitioner's household to classes, as a student, at an accredited educational institution, or to allow the petitioner to transport children, elderly persons, or persons with disabilities who do not hold driving privileges and are living in the petitioner's household to and from daycare. The petitioner must demonstrate that no alternative means of transportation is reasonably available and that the petitioner will not endanger the public safety or welfare.

(A) If a person's license or permit is revoked or suspended due to 2 or more convictions of violating Section 11-501 of this Code or a similar provision of a local ordinance or a similar out-of-state offense, or Section 9-3 of the Criminal Code of 1961 or the Criminal Code of 2012, where the use of alcohol or other drugs is recited as an element of the offense, or a similar out-of-state offense, or a combination of these offenses, arising out of separate occurrences, that person, if issued a restricted driving permit, may not operate a vehicle unless it has been equipped with an ignition interlock device as defined in Section 1-129.1.

(B) If a person's license or permit is revoked or suspended 2 or more times due to any combination of:

(i) a single conviction of violating Section 11-501 of this Code or a similar provision of a local ordinance or a similar out-of-state offense or Section 9-3 of the Criminal Code of 1961 or the Criminal Code of 2012, where the use of alcohol or other drugs is recited as an element of the offense, or a similar out-of-state offense; or

(ii) a statutory summary suspension or revocation under Section 11-501.1; or

(iii) a suspension under Section 6-203.1;

arising out of separate occurrences; that person, if issued a restricted driving permit, may not operate a vehicle unless it has been equipped with an ignition interlock device as defined in Section 1-129.1.

(B-5) If a person's license or permit is revoked or suspended due to a conviction for a violation of subparagraph (C) or (F) of paragraph (1) of subsection (d) of Section 11-501 of this Code, or a similar provision of a local ordinance or similar out-of-state offense, that person, if issued a restricted driving permit, may not operate a vehicle unless it has been equipped with an ignition interlock device as defined in Section 1-129.1.

(C) The person issued a permit conditioned upon the use of an ignition interlock device must pay to the Secretary of State DUI Administration Fund an amount not to exceed \$30 per month. The Secretary shall establish by rule the amount and the procedures, terms, and conditions relating to these fees.

(D) If the restricted driving permit is issued for employment purposes, then the prohibition against operating a motor vehicle that is not equipped with an ignition interlock device does not apply to the operation of an occupational vehicle owned or leased by that person's employer when used solely for employment purposes. For any person who, within a 5-year period, is convicted of a second or subsequent offense under Section 11-501 of this Code, or a similar provision of a local ordinance or similar out-of-state offense, this employment exemption does not apply until either a one-year period has elapsed during which that person had his or her driving privileges revoked or a one-year period

has elapsed during which that person had a restricted driving permit which required the use of an ignition interlock device on every motor vehicle owned or operated by that person.

(E) In each case the Secretary may issue a restricted driving permit for a period deemed appropriate, except that all permits shall expire no later than 2 years from the date of issuance. A restricted driving permit issued under this Section shall be subject to cancellation, revocation, and suspension by the Secretary of State in like manner and for like cause as a driver's license issued under this Code may be cancelled, revoked, or suspended; except that a conviction upon one or more offenses against laws or ordinances regulating the movement of traffic shall be deemed sufficient cause for the revocation, suspension, or cancellation of a restricted driving permit. The Secretary of State may, as a condition to the issuance of a restricted driving permit, require the applicant to participate in a designated driver remedial or rehabilitative program. The Secretary of State is authorized to cancel a restricted driving permit if the permit holder does not successfully complete the program.

(F) A person subject to the provisions of paragraph 4 of subsection (b) of Section 6-208 of this Code may make application for a restricted driving permit at a hearing conducted under Section 2-118 of this Code after the expiration of 5 years from the effective date of the most recent revocation or after 5 years from the date of release from a period of imprisonment resulting from a conviction of the most recent offense, whichever is later, provided the person, in addition to all other requirements of the Secretary, shows by clear and convincing evidence:

(i) a minimum of 3 years of uninterrupted abstinence from alcohol and the unlawful use or consumption of cannabis under the Cannabis Control Act, a controlled substance under the Illinois Controlled Substances Act, an intoxicating compound under the Use of Intoxicating Compounds Act, or methamphetamine under the Methamphetamine Control and Community Protection Act; and

(ii) the successful completion of any rehabilitative treatment and involvement in any ongoing rehabilitative activity that may be recommended by a properly licensed service provider according to an assessment of the person's alcohol or drug use under Section 11-501.01 of this Code.

In determining whether an applicant is eligible for a restricted driving permit under this subparagraph (F), the Secretary may consider any relevant evidence, including, but not limited to, testimony, affidavits, records, and the results of regular alcohol or drug tests. Persons subject to the provisions of paragraph 4 of subsection (b) of Section 6-208 of this Code and who have been convicted of more than one violation of paragraph (3), paragraph (4), or paragraph (5) of subsection (a) of Section 11-501 of this Code shall not be eligible to apply for a restricted driving permit under this subparagraph (F).

A restricted driving permit issued under this subparagraph (F) shall provide that the holder may only operate motor vehicles equipped with an ignition interlock device as required under paragraph (2) of subsection (c) of Section 6-205 of this Code and subparagraph (A) of paragraph 3 of subsection (c) of this Section. The Secretary may revoke a restricted driving permit or amend the conditions of a restricted driving permit issued under this subparagraph (F) if the holder operates a vehicle that is not equipped with an ignition interlock device, or for any other reason authorized under this Code.

A restricted driving permit issued under this subparagraph (F) shall be revoked, and the holder barred from applying for or being issued a restricted driving permit in the future, if the holder is convicted of a violation of Section 11-501 of this Code, a similar provision of a local ordinance, or a similar offense in another state.

(c-3) In the case of a suspension under paragraph 43 of subsection (a), reports received by the Secretary of State under this Section shall, except during the actual time the suspension is in effect, be privileged information and for use only by the courts, police officers, prosecuting authorities, the driver licensing administrator of any other state, the Secretary of State, or the parent or legal guardian of a driver under the age of 18. However, beginning January 1, 2008, if the person is a CDL holder, the suspension shall also be made available to the driver licensing administrator of any other state, the U.S. Department of Transportation, and the affected driver or motor carrier or prospective motor carrier upon request.

(c-4) In the case of a suspension under paragraph 43 of subsection (a), the Secretary of State shall notify the person by mail that his or her driving privileges and driver's license will be suspended one month after the date of the mailing of the notice.

(c-5) The Secretary of State may, as a condition of the reissuance of a driver's license or permit to an applicant whose driver's license or permit has been suspended before he or she reached the age of 21 years pursuant to any of the provisions of this Section, require the applicant to participate in a driver remedial education course and be retested under Section 6-109 of this Code.

(d) This Section is subject to the provisions of the Driver License Compact.

(e) The Secretary of State shall not issue a restricted driving permit to a person under the age of 16 years whose driving privileges have been suspended or revoked under any provisions of this Code.

(f) In accordance with 49 CFR 384, the Secretary of State may not issue a restricted driving permit for the operation of a commercial motor vehicle to a person holding a CDL whose driving privileges have been suspended, revoked, cancelled, or disqualified under any provisions of this Code.

(Source: P.A. 102-299, eff. 8-6-21; 102-558, eff. 8-20-21; 102-749, eff. 1-1-23; 102-813, eff. 5-13-22; 102-982, eff. 7-1-23; 103-154, eff. 6-30-23; 103-822, eff. 1-1-25)."

Under the rules, the foregoing **Senate Bill No. 1922**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by  
Mr. Hollman, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1994

A bill for AN ACT concerning regulation.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1994

Passed the House, as amended, May 28, 2025.

JOHN W. HOLLMAN, Clerk of the House

**AMENDMENT NO. 1 TO SENATE BILL 1994**

AMENDMENT NO. 1. Amend Senate Bill 1994 on page 35, below line 9, by inserting:

"Section 10. The Gestational Surrogacy Act is amended by changing Section 25 as follows:  
(750 ILCS 47/25)

Sec. 25. Requirements for a gestational surrogacy contract.

(a) A gestational surrogacy contract shall be presumed enforceable for purposes of State law only if:

- (1) it meets the contractual requirements set forth in subsection (b) of this Section; and
- (2) it contains at a minimum each of the terms set forth in subsection (c) of this Section.

(b) A gestational surrogacy contract shall meet the following requirements:

(1) it shall be in writing;

(2) it shall be executed prior to the commencement of any medical procedures (other than medical or mental health evaluations necessary to determine eligibility of the parties pursuant to Section 20 of this Act) in furtherance of the gestational surrogacy:

(i) by a gestational surrogate meeting the eligibility requirements of subsection (a) of Section 20 of this Act and, if married, the gestational surrogate's husband; and

(ii) by the intended parent or parents meeting the eligibility requirements of subsection (b) of Section 20 of this Act. In the event an intended parent is married, both husband and wife must execute the gestational surrogacy contract;

(3) each of the gestational surrogate and the intended parent or parents shall have been represented by separate counsel in all matters concerning the gestational surrogacy and the gestational surrogacy contract;

(3.5) each of the gestational surrogate and the intended parent or parents shall have signed a written acknowledgement that he or she received information about the legal, financial, and contractual rights, expectations, penalties, and obligations of the surrogacy agreement;

(4) if the gestational surrogacy contract provides for the payment of compensation to the gestational surrogate, the compensation shall have been placed in escrow with an independent escrow agent that is bonded prior to the gestational surrogate's commencement of any medical procedure (other than medical or mental health evaluations necessary to determine the gestational surrogate's

eligibility pursuant to subsection (a) of Section 20 of this Act). The independent escrow agent must hold a minimum bond of no less than \$1,000,000; and

(5) it shall be witnessed by 2 competent adults.

(c) A gestational surrogacy contract shall provide for:

(1) the express written agreement of the gestational surrogate to:

(i) undergo pre-embryo transfer and attempt to carry and give birth to the child; and

(ii) surrender custody of the child to the intended parent or parents immediately upon the birth of the child;

(2) if the gestational surrogate is married, the express agreement of her husband to:

(i) undertake the obligations imposed on the gestational surrogate pursuant to the terms of the gestational surrogacy contract;

(ii) surrender custody of the child to the intended parent or parents immediately upon the birth of the child;

(3) the right of the gestational surrogate to utilize the services of a physician of her choosing, after consultation with the intended parents, to provide her care during the pregnancy; and

(4) the express written agreement of the intended parent or parents to:

(i) accept custody of the child immediately upon his or her birth; and

(ii) assume sole responsibility for the support of the child immediately upon his or her birth.

(d) A gestational surrogacy contract shall be presumed enforceable for purposes of State law even though it contains one or more of the following provisions:

(1) the gestational surrogate's agreement to undergo all medical exams, treatments, and fetal monitoring procedures that the physician recommended for the success of the pregnancy;

(2) the gestational surrogate's agreement to abstain from any activities that the intended parent or parents or the physician reasonably believes to be harmful to the pregnancy and future health of the child, including, without limitation, smoking, drinking alcohol, using nonprescribed drugs, using prescription drugs not authorized by a physician aware of the gestational surrogate's pregnancy, exposure to radiation, or any other activities proscribed by a health care provider;

(3) the agreement of the intended parent or parents to pay the gestational surrogate reasonable compensation; and

(4) the agreement of the intended parent or parents to pay for or reimburse the gestational surrogate for reasonable expenses (including, without limitation, medical, legal, or other professional expenses) related to the gestational surrogacy and the gestational surrogacy contract.

(e) In the event that any of the requirements of this Section are not met, a court of competent jurisdiction shall determine parentage based on evidence of the parties' intent.

(Source: P.A. 93-921, eff. 1-1-05)."

Under the rules, the foregoing **Senate Bill No. 1994**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Hollman, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2431

A bill for AN ACT concerning regulation.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 2431

Passed the House, as amended, May 28, 2025.

JOHN W. HOLLMAN, Clerk of the House

**AMENDMENT NO. 1 TO SENATE BILL 2431**

AMENDMENT NO. 1. Amend Senate Bill 2431 by replacing everything after the enacting clause with the following:

[May 28, 2025]

"Section 5. The Illinois Explosives Act is amended by changing Sections 1003, 2000, 2001, 2005, 2011, 3001, 3004, 4003, 5001, 5010, and 5011 and by adding Article 6 as follows:  
(225 ILCS 210/1003) (from Ch. 96 1/2, par. 1-1003)

Sec. 1003. Definitions. As used in this Act:

(a) "Person" means any individual, corporation, company, association, partnership, or other legal entity.

(b) "Explosive materials" means explosives, blasting agents, water gels, ~~and~~ detonators, and all items included within the "List of Explosive Materials" provided in 27 CFR 555.23.

(c) "Explosive" means any chemical compound, mixture, or device (1) the primary or common purpose of which is to function by explosion and (2) that is or can be classified as a Division 1.1, 1.2, or 1.3 material under 49 CFR 173.50 or items included within the "List of Explosive Materials" provided in 27 CFR 555.23, as now or hereafter amended, renumbered, or succeeded. The term includes high and low explosives, any explosive devices weighing over one quarter ounce of explosive material, and display fireworks. "Explosive" does not include consumer fireworks that have a bulk total gross weight of under 1,001 pounds.

(d) "Blasting agent" means any material or mixture that (1) consists of a fuel and oxidizer intended for blasting, not otherwise defined as an explosive, provided that the finished product, as mixed and packaged for use or shipment, cannot be detonated by means of a No. 8 blasting cap, as defined by the Bureau of Alcohol, Tobacco, Firearms and Explosives, U.S. Department of Treasury, when unconfined and (2) is classified as a Division 1.5 material under 49 CFR 173.50, as now or hereafter amended, renumbered, or succeeded.

~~(d-5) (Blank). "Crime punishable by imprisonment for a term exceeding one year" does not mean (1) any federal or state offenses pertaining to antitrust violations, unfair trade practices, restraint of trade, or similar offenses relating to the regulation of business practices as the Secretary of the Treasury may by regulation designate or (2) any State offense, other than one involving a firearm or explosive, classified by the laws of the State as a misdemeanor or punishable by a term of imprisonment of 2 years or less.~~

(e) "Detonator" means any device that (1) contains any initiating or primary explosive that is used for initiating detonation and (2) is classified as Division 1.1 or 1.4 material under 49 CFR 173.50, as now or hereafter amended, renumbered, or succeeded. A detonator may not contain more than 10 grams of total explosives by weight, excluding ignition or delay charges.

(f) "Highway" means any public street, public road, or public alley and includes privately financed, constructed, or maintained roads that are regularly and openly traveled by the general public.

(g) "Railroad" or "railway" means any public steam, electric or other railroad or rail system which carries passengers for hire, but shall not include auxiliary tracks, spurs and sidings installed and primarily used in serving any mine, quarry or plant.

(h) "Building" means and includes any building regularly occupied, in whole or in part, as a habitation for human beings, and any church, schoolhouse, railway station or other building where people are accustomed to assemble, but does not mean or include any buildings of a mine or quarry or any of the buildings of a manufacturing plant where the business of manufacturing explosive materials is conducted.

(i) "Factory building" means any building or other structure in which the manufacture or any part of the manufacture of explosive materials is conducted.

(j) "Magazine" means any building or other structure or container, other than a factory building, used to store explosive materials. Where mobile or portable type 5 magazines are permissible and used, "magazine", for the purpose of obtaining certificates and calculating fees, means the site on which such magazines are located.

(k) "Magazine keeper" means a qualified supervisory person with an Illinois Individual Explosives License ~~licensed~~ by the Department under Article 2 of this Act who is responsible for the acquisition, storage, use, possession, transfer, and disposal of explosive materials, including inventory and transaction records, and the proper maintenance of explosive materials, storage magazines, and surrounding areas.

(l) "Black powder" means a deflagrating or low explosive compound of an intimate mixture of sulfur, charcoal and an alkali nitrate, usually potassium or sodium nitrate.

(m) "Municipality" means cities, villages, incorporated towns, and townships.

(n) "Fugitive from justice" means any individual who has fled from the jurisdiction of any court of record to avoid prosecution for any crime or to avoid giving testimony in any criminal proceeding. This term shall also include any individual who has been convicted of any crime and has fled to avoid imprisonment.

(o) "Department" means the Department of Natural Resources.

(p) (Blank).

(q) "Director" means the Director of Natural Resources.

(r) "Storage certificate" means the certificate issued by the Department under Article 3 of this Act that authorizes the holder to store explosive materials in the magazine for which the certificate is issued.

(s) "License" or "Illinois Individual Explosives License" means a ~~that~~ license that is issued by the Department under Article 2 of this Act authorizing the holder to possess, use, purchase, transfer or dispose of, but not to store, explosive materials.

(t) "Transfer" of explosive materials means to sell, give, distribute, or otherwise dispose of explosive materials.

(u) "Use" of explosive materials means the detonation, ignition, deflagration, manufacturing, handling, or any other means of initiating explosive materials.

(v) "Disposal" of explosive materials means to render inert pursuant to manufacturer's recommendations or commonly accepted industry standards.

(w) "BATFE" means the federal Bureau of Alcohol, Tobacco, Firearms and Explosives.

(x) "Water gel" means an explosive or blasting agent that contains a substantial proportion of water.

(y) "Consumer fireworks" means any small fireworks device designed to produce visible effects by combustion and that must comply with the construction, chemical composition and labeling regulations of the U.S. Consumer Product Safety Commission (16 CFR 1500 and 1507). "Consumer fireworks" includes some small devices designed to produce audible effects, such as whistling devices, ground devices containing 50 mg (0.77 grain) or less of explosive materials, and aerial devices containing 130 mg (2 grains) or less of explosive materials. "Consumer fireworks" are classified as explosives, Class 1, Division 1.4, UN0336, or UN0337 in 49 CFR 172.101.

(Source: P.A. 96-1194, eff. 1-1-11.)

(225 ILCS 210/2000) (from Ch. 96 1/2, par. 1-2000)

Sec. 2000. Scope; exemptions.

(a) The license requirements of this Article apply to all explosive materials unless otherwise excepted under this Section or Section 1005 of this Act.

(b) This Article does not apply to the purchase, receipt, possession, or use of black powder solely for sporting, recreational, or cultural purposes by an individual for his or her own use or for his or her immediate family living in the same household. This includes components for use in muzzle loading firearms and other antique devices and hand loading, reloading, or custom loading fixed ammunition.

(c) A person is not required to have a license under this Article for the acquisition, possession, use, transfer, or disposal of explosive materials in connection with mine, quarry, construction, demolition, manufacturing, or wholesale or retail explosive materials operations if (1) the person holds a storage certificate under Article 3 of this Act and (2) the acquisition, possession, use, transfer, or disposal of the explosive materials is limited to the purpose authorized by his or her storage certificate.

In addition to the person who holds the storage certificate, this exemption shall also apply to any employee, contractor, or other authorized individual if he or she is under the direct supervision of an individual who is either licensed under this Act or ~~licensed for blasting operations or use of explosives in aggregate mining operations under the Surface-Mined Land Conservation and Reclamation Act, certified for blasting or use of explosives in mining operations under the Surface Coal Mining Land Conservation and Reclamation Act, or certified as a shot firer under the Coal Mining Act.~~ Direct supervision requires the supervising individual to be physically present at all times during the use or disposal of the explosive materials.

(Source: P.A. 96-1194, eff. 1-1-11.)

(225 ILCS 210/2001) (from Ch. 96 1/2, par. 1-2001)

Sec. 2001. Illinois Individual Explosives License ~~Unlicensed activity; non-residents.~~ No person shall acquire, possess, use, transfer, or dispose of explosive materials unless the person has obtained a valid Illinois Individual Explosives License issued ~~licensed~~ by the Department, except as provided under Section 1005 or 2000 of this Act ~~and the Pyrotechnic Distributor and Operator Licensing Act.~~

(Source: P.A. 96-1194, eff. 1-1-11.)

(225 ILCS 210/2005) (from Ch. 96 1/2, par. 1-2005)

Sec. 2005. Qualifications for licensure.

(a) No person shall qualify to hold a license who:

(1) is under 21 years of age;

(2) has been convicted in any court of a crime punishable by imprisonment for a term exceeding one year;

(3) is under indictment for a crime punishable by imprisonment for a term exceeding one year;

(4) is a fugitive from justice;

(5) is an unlawful user of or addicted to alcohol or any controlled substance as defined in Section 102 of the federal Controlled Substances Act (21 U.S.C. Sec. 802 et seq.);

(6) has been adjudicated a person with a mental disability as defined in Section 1.1 of the Firearm Owners Identification Card Act or the person's FOID card is suspended or revoked; or

(7) is not a legal citizen of the United States or lawfully admitted for permanent residence.

(b) A person who has been granted a "relief from disabilities" regarding criminal convictions and indictments, pursuant to the federal Safe Explosives Act (18 U.S.C. Sec. 845) may receive a license provided all other qualifications under this Act are met.

(Source: P.A. 101-541, eff. 8-23-19.)

(225 ILCS 210/2011) (from Ch. 96 1/2, par. 1-2011)

Sec. 2011. Enforcement action; licenses.

(a) Failure to satisfy the age or examination requirements of Sections 2004 and 2005(1) shall result in automatic license denial.

(b) Subject to the provisions of Sections 5003 through 5005 of this Act, the Department may suspend, revoke, or refuse to issue or renew a license and may take any other disciplinary action that the Department may deem proper, including the imposition of fines not to exceed \$5,000 for each occurrence, if the person, applicant, or licensee fails to comply with or satisfy the requirements of any provision of this Act and for any of the following reasons:

(1) Failure to meet or maintain the qualifications for licensure set forth in Section 2005.

(2) Willful disregard or violation of this Act or its rules.

(3) Willfully aiding or abetting another in the violation of this Act or its rules.

(4) Allowing a license issued under this Act to be used by an unlicensed person.

(5) Possession, use, acquisition, transfer, handling, disposal, or storage of explosive materials in a manner that endangers the public health, safety, or welfare.

(6) Refusal to produce records or reports or permit any inspection lawfully requested by the Department.

(7) Failure to make, keep, or submit any record or report required by this Act or its implementing regulations; or making, keeping, or submitting a false record or report.

(8) Material misstatement in the application for an original or renewal license.

(9) Failure to pay fines for each occurrence upon a final administrative decision.

(b-5) Upon receipt of a second revocation of an explosives license, the person shall no longer be eligible to apply for an Illinois individual explosive license.

(c) (Blank).

(d) (Blank).

(e) All fines collected under this Section shall be deposited into the Explosives Regulatory Fund.

(Source: P.A. 96-1194, eff. 1-1-11.)

(225 ILCS 210/3001) (from Ch. 96 1/2, par. 1-3001)

Sec. 3001. Storage requirements; magazines; consumer fireworks ~~Magazines.~~

(a) No person shall possess or store explosive materials unless such explosive materials are stored in a magazine or in a factory building in accordance with this Act except while being transported or being used in preparation for blasting.

(b) Not more than 300,000 pounds of explosive materials shall be stored in any magazine at any one time.

(c) (Blank).

(d) (Blank).

(e) (Blank).

(f) Any bulk storage or holding of consumer fireworks in quantities of 1,001 pounds or greater that is not in compliance with the Pyrotechnic Use Act or the Pyrotechnic Distributor and Operator Licensing Act must be stored in a Department certified Type 1, Type 2, or Type 4 magazine and must meet the distancing requirements, provided by administrative rule, that pertain to the safe storage of low explosives.

(Source: P.A. 96-1194, eff. 1-1-11.)

(225 ILCS 210/3004) (from Ch. 96 1/2, par. 1-3004)

Sec. 3004. Refusal, suspension, or revocation of certificate; Grounds.

(a) Subject to the provisions of Sections 5003 through 5005 of this Act, the Department may suspend, revoke, refuse to issue or renew a certificate or take any other disciplinary action as the Department may deem proper, including the imposition of fines not to exceed \$5000 for each occurrence, if the person, applicant, or certificate holder fails to comply with or satisfy the requirements of any provision of this Act or for any of the following reasons:

(1) Material misstatement in the application for original certificate or in the application for any renewal certificate under this Act.

(2) Failure to continue to possess the necessary qualifications or to meet the requirements of the Act for the issuance or holding of a certificate after issuance of the certificate, in which case the certificate shall be revoked.

(3) Willful disregard or violation of this Act or of its rules.

(4) Willfully aiding or abetting another in the violation of this Act or its rules.

(5) Allowing a certificate under this Act to be used by an unauthorized person.

(6) Refusing to produce records or permit inspections lawfully requested by the Department.

(7) Failing to make or keep records or reports, or making or keeping false records or reports as required under this Act.

(8) Storing any explosive material in a manner not in conformity with this Act.

(9) Possession, use, or storage of explosive materials in a manner which endangers the public health, safety, or welfare in violation of this Act.

(b) All fines collected under this Section of this Act shall be deposited into the Explosives Regulatory Fund.

(Source: P.A. 87-835; 88-599, eff. 9-1-94.)

(225 ILCS 210/4003) (from Ch. 96 1/2, par. 1-4003)

Sec. 4003. Recordkeeping and inspection.

(a) All persons, license holders, and certificate holders shall maintain such records pertaining to the possession, use, purchase, transfer and storage of explosive materials as the Department may prescribe and shall furnish the Department or its authorized representatives such records or other relevant information legally requested by the Department or its representatives. In establishing record keeping requirements, the Department shall consider the requirements imposed by agencies of the federal government to avoid duplication or inconsistency. All records required by the Department related to the possession, use, purchase, transfer, or storage of explosive materials shall be maintained for a minimum of 3 years.

(b) (Blank).

(c) All license and certificate holders shall permit their facilities to be inspected at reasonable times and in a reasonable manner by representatives of the Department.

(Source: P.A. 96-1194, eff. 1-1-11.)

(225 ILCS 210/5001) (from Ch. 96 1/2, par. 1-5001)

Sec. 5001. Powers, duties, and functions of Department. In addition to the powers, duties, and functions vested in the Department by this Act, or by other laws of this State, the Department shall have the full powers and authority to carry out and administer this Act, including the following powers, duties, and functions:

(a) To adopt reasonable rules consistent with this Act to carry out the purposes and enforce the provisions of this Act.

(b) To prescribe and furnish application forms, licenses, certificates, and any other forms necessary under this Act.

(c) To prescribe examinations which reasonably test the applicant's knowledge of the safe and proper use, storage, possession, handling, and transfer of explosive materials.

(d) To establish and enforce reasonable standards for the use, storage, disposal, and transfer of explosive materials.

(e) To issue licenses and certificates to qualified applicants who comply with the requirements of this Act and its rules.

(f) To suspend, revoke, or refuse to issue or renew licenses or certificates, or take other disciplinary action, including the imposition of fines. All fines collected under this Act shall be deposited into the Explosives Regulatory Fund.

(g) To establish by rule the expiration and renewal period for licenses and certificates issued under this Act, and to establish and collect license and certificate application fees, fees required by the

Illinois State Police for criminal identification purposes, and such other fees as are authorized or necessary under this Act.

(h) To conduct and prescribe rules of procedure for hearings under this Act.

(i) To appoint qualified inspectors to periodically visit places where explosive materials may be stored or used, and to make such other inspections as are necessary to determine satisfactory compliance with this Act.

(j) To receive data and assistance from federal, State, and local governmental agencies, and to obtain copies of identification and arrest data from all federal, State, and local law enforcement agencies for use in carrying out the purposes and functions of the Department and this Act.

(k) To receive and respond to inquiries from the industry, public, and agencies or instrumentalities of the State, and to investigate, offer advice, make recommendations, and provide monitoring services pertinent to such inquiries regarding the safe and proper storage, handling, and use of explosive materials.

(l) To inform, advise, and assist the State's Attorney of the county where any noncompliance with or violation of this Act occurs when the State's Attorney is seeking criminal charges against a person pursuant to Section 5010 or 5011 of this Act.

(m) To bring an action in the name of the Department, through the Attorney General of the State of Illinois, whenever it appears to the Department that any person is engaged or is about to engage in any acts or practices that constitute or may constitute a violation of the provisions of this Act or its rules, for an order enjoining such violation or for an order enforcing compliance with this Act. Upon filing of a verified petition in such court, the court may issue a temporary restraining order without notice or bond and may preliminarily or permanently enjoin such violation. If it is established that such person has violated or is violating the injunction, the court may punish the offender for contempt of court. Proceedings under this paragraph are in addition to, and not in lieu of, all other remedies and penalties provided for by this Act.

(n) In accordance with constitutional limitations, to authorize any officer or Department employee to enter upon, inspect, and examine, at reasonable times and in a reasonable manner, the records and properties of persons licensed or certified under this Act to the extent such records and properties relate to the safe and proper storage, handling, and use of explosive materials.

The powers, duties, and functions vested in the Department under the provisions of this Act shall not be construed to affect in any manner the powers, duties, and functions vested in the Department under any other provision of law.

(Source: P.A. 96-1194, eff. 1-1-11; 97-333, eff. 8-12-11.)

(225 ILCS 210/5010) (from Ch. 96 1/2, par. 1-5010)

Sec. 5010. Unlawful possession, storage, and transfer.

(a) It is a violation of this Act for any person to: ~~subject to this Act who~~

(1) possesses an explosive material without having obtained a valid license or certificate under this Act;

(2) store explosive material without having obtained a valid storage certificate issued pursuant to this Act; is guilty of a Class 3 felony unless otherwise exempted under Section 1005 or 2000 of this Act. Any person subject to this Act

(3) transfer who transfers explosive material to a person who does not possess a valid license or certificate under this Act; or

(4) obtain control over stolen explosive material knowing that the explosive material is stolen or under such circumstances where a reasonable person would believe the explosive material was stolen.

(b) A person convicted of a violation of paragraph (1), (2), or (3) of subsection (a) is guilty of a Class 3 felony unless otherwise exempted under Section 1005 or 2000 of this Act. A person convicted of a violation of paragraph (4) of subsection (a) is guilty of a Class 3 felony.

(Source: P.A. 96-1194, eff. 1-1-11.)

(225 ILCS 210/5011) (from Ch. 96 1/2, par. 1-5011)

Sec. 5011. Violation and penalty. Unless otherwise specified, any person, Any license holder, or certificate holder who fails to comply with or violates any applicable provision of this Act is guilty of a Class B misdemeanor. All law enforcement officers and personnel of the State of Illinois and the various units of local government are responsible for assisting with the enforcement of this Act.

(Source: P.A. 86-364.)

(225 ILCS 210/Art. 6 heading new)

ARTICLE 6. TRANSPORTATION

(225 ILCS 210/6001 new)

Sec. 6001. Transportation. Any person transporting explosive materials in this State shall comply with the placard requirements, as required by federal administrative rule."

Under the rules, the foregoing **Senate Bill No. 2431**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Hollman, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

**HOUSE JOINT RESOLUTION NO. 13**

WHEREAS, On January 15, 1908, Alpha Kappa Alpha Sorority, Incorporated was founded with the mission to promote unity and friendship among college women, to study and help alleviate problems concerning girls and women in order to improve their social stature, to maintain a progressive interest in college life, and to be of "Service to All Mankind"; and

WHEREAS, In 1915, Alpha Kappa Alpha Sorority, Inc. hosted its first political action conference with human rights activist and Illinois Congressman Martin B. Madden as the speaker; and

WHEREAS, Since establishing its headquarters in Chicago in 1949, Alpha Kappa Alpha Sorority, Inc.'s function has become more complex, expanding to mobilize members worldwide for advocacy and service projects to improve socioeconomic, racial, political, and environmental issues; and

WHEREAS, Alpha Kappa Alpha Sorority, Inc.'s diverse collaborative work throughout the United States, the Caribbean, Europe, Africa, and the United Arab Emirates integrates an elevated level of personal engagement with the strong bonds of sisterhood and a productive network of community partners; and

WHEREAS, Alpha Kappa Alpha Sorority, Inc.'s annual event is an opportunity for members to speak with local lawmakers, engage in workshops, and advocate for critical issues such as Black maternal health, education, and suicide prevention; and

WHEREAS, Illinois is home to 44 Alpha Kappa Alpha Sorority, Inc. chapters, of which 16 are active chapters located on college and university campuses and 28 are active alumnae chapters located in communities throughout the State; and

WHEREAS, Alpha Kappa Alpha Sorority, Inc.'s Illinois chapters, along with chapters located throughout Indiana, Kentucky, Minnesota, North Dakota, South Dakota, Wisconsin, and St. Louis and Cape Girardeau, Missouri are designated as the sorority's Central Region, and this region is home to 96 empowered and engaged chapters focused on advocacy and service; and

WHEREAS, Presently, a member of Alpha Kappa Alpha Sorority, Inc. serves in each chamber of the Illinois General Assembly, Senator Mattie Hunter and Representative Kim du Buclet; and

WHEREAS, Notably, Juliana Stratton, the 48th Lieutenant Governor, serves in the State's executive branch and is also a member of Alpha Kappa Alpha Sorority, Inc.; and

WHEREAS, The Illinois delegation of Alpha Kappa Alpha Sorority, Inc. will be joined by the Illinois delegation of Alpha Phi Alpha Fraternity, Inc. for a joint Alpha Day at the Illinois State Capitol in a collective effort to advance the priorities of the respective communities that they serve; and

WHEREAS, On May 1, 2025, the Illinois members of Alpha Kappa Alpha Sorority, Inc. will participate in AKA Day at the Illinois State Capitol; therefore, be it

[May 28, 2025]

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we declare May 1, 2025 as Alpha Kappa Alpha Sorority, Incorporated Day in the State of Illinois.

Adopted by the House, May 28, 2025.

JOHN W. HOLLMAN, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 13 was referred to the Committee on Assignments.

A message from the House by

Mr. Hollman, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

**HOUSE JOINT RESOLUTION NO. 14**

WHEREAS, It is highly fitting that the Illinois General Assembly pays honor and respect to those individuals who have given their lives in service to their community; and

WHEREAS, Illinois State Police Trooper Clay Carns died in the line of duty on December 23, 2024; and

WHEREAS, Trooper Carns was removing debris from the southbound highway north of Blodgett Road when a driver did not stop and struck him; he was transported to St. Joseph Hospital, where he succumbed to his injuries an hour later; and

WHEREAS, Trooper Carns was part of Illinois State Police Cadet Class 123 and joined the ISP on November 10, 2013; and

WHEREAS, Trooper Carns was assigned badge number 6512 and served for 11 years; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we designate I-55 Mile Marker 243 to 244, Southbound and Northbound, as the "ISP Trooper Clay M. Carns Memorial Highway"; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State and federal regulations, appropriate plaques or signs giving notice of the name "ISP Trooper Clay M. Carns Memorial Highway"; and be it further

RESOLVED, That suitable copies of this resolution be presented to the family of Trooper Carns and the Secretary of the Illinois Department of Transportation.

Adopted by the House, May 28, 2025.

JOHN W. HOLLMAN, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 14 was referred to the Committee on Assignments.

A message from the House by

Mr. Hollman, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

**HOUSE JOINT RESOLUTION NO. 17**

WHEREAS, Christopher Allan "Chris" James, age 48, of Savanna, died tragically in an accident on May 23, 2023; and

[May 28, 2025]

WHEREAS, Chris James was born to Derek "Rick" James and Patricia Colehour on March 1, 1975; he grew up in Mt. Carroll and graduated from Mt. Carroll High School in 1993; he married Jamie Schnitzler, and together they had two sons; he married Samantha Sipe on July 4, 2016; and

WHEREAS, Chris James worked for Guffey Motors (now JC Carey Motors) as a mechanic; he loved working on cars, a passion he kept throughout his life; he then worked for ElKay for approximately a decade, before starting a career with the Illinois Department of Corrections, first as a correctional officer, then vehicle maintenance, and then as a groundsman; and

WHEREAS, Chris James served as a councilman and treasurer for AFSCME; he also served on the Savanna City Council; and

WHEREAS, Chris James kept busy with all sorts of projects and endeavors centered around those he loved; he enjoyed vacationing in Hawaii with family and taking spur-of-the moment road trips; he was always available for people who needed him; his family was very important to him, and he kept many lifelong friendships; he was a big supporter of MC Motocross and the Rhythm Section Amphitheater; and

WHEREAS, Chris James was preceded in death by his grandparents, Dick and Diane James, and his father-in-law, Michael Sipe; and

WHEREAS, At the time of his passing, Chris James was survived by his wife, Sam; his sons, Hunter and Chase (Abbie) James; his stepchildren, Kharissa and Austin Anderson; his grandchildren, Emmett Dunk and Carter James; his parents, Jeff and Patty Janssen and Rick James; his sister, Beth (Dave) Jones; his nephews, Cody Johnson, David Jones III, and Charlie Jones; his honorary brother, Reid B. Law; his mother-in-law, Jodie Sipe; his "work wife", Denise Chandler; and many other beloved family members and friends; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we designate Illinois Route 84 from 1030 Viaduct Road (south point) to U.S. 52 (intersection of Chicago Avenue and Viaduct Road) in Savanna as the "Chris James Memorial Highway"; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State and federal regulations, appropriate plaques or signs giving notice of the name "Chris James Memorial Highway"; and be it further

RESOLVED, That suitable copies of this resolution be presented to the family of Chris James, the Mayor of Savanna, and the Secretary of the Department of Transportation.

Adopted by the House, May 28, 2025.

JOHN W. HOLLMAN, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 17 was referred to the Committee on Assignments.

A message from the House by

Mr. Hollman, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 850

A bill for AN ACT concerning safety.

HOUSE BILL NO. 3247

A bill for AN ACT concerning education.

Passed the House, May 28, 2025.

JOHN W. HOLLMAN, Clerk of the House

[May 28, 2025]

The foregoing **House Bills Numbered 850 and 3247** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Hollman, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of bills of the following titles, to-wit:

SENATE BILL NO. 8

A bill for AN ACT concerning firearms.

SENATE BILL NO. 246

A bill for AN ACT concerning State government.

SENATE BILL NO. 784

A bill for AN ACT concerning safety.

SENATE BILL NO. 1519

A bill for AN ACT concerning education.

SENATE BILL NO. 1752

A bill for AN ACT concerning public employee benefits.

SENATE BILL NO. 2303

A bill for AN ACT concerning regulation.

SENATE BILL NO. 2253

A bill for AN ACT concerning local government.

Passed the House, May 28, 2025.

JOHN W. HOLLMAN, Clerk of the House

#### **READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME**

**House Bill No. 850**, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3247**, sponsored by Senator Villa, was taken up, read by title a first time and referred to the Committee on Assignments.

#### **READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME**

On motion of Senator Johnson, **House Bill No. 22** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Executive, adopted and ordered printed:

##### **AMENDMENT NO. 1 TO HOUSE BILL 22**

AMENDMENT NO. 1. Amend House Bill 22, on page 4, immediately below line 5, by inserting the following:

"Section 99. Effective date. This Act takes effect upon becoming law."

Committee Amendment No. 2 was held in the Committee on Assignments earlier today.

There being no further amendments, the bill was ordered to a third reading.

On motion of Senator Simmons, **House Bill No. 3564** was taken up, read by title a second time.

Committee Amendment Nos. 1 and 2 were postponed in the Committee on Executive.

The following amendment was offered in the Committee on Executive, adopted and ordered printed:

##### **AMENDMENT NO. 3 TO HOUSE BILL 3564**

AMENDMENT NO. 3. Amend House Bill 3564 by replacing everything after the enacting clause with the following:

[May 28, 2025]

"Section 1. Short title. This Act may be cited as the Rental Fee Transparency and Fairness Act.

Section 5. Definitions. As used in this Act:

"Landlord" means the owner of a building, or the owner's agent with regard to matters concerning a landlord's leasing of one or more residential dwelling units.

"Lease" or "lease agreement" means an agreement for the rental of residential property.

"Listing" means an advertisement or written notice conveying that a property is available for lease.

"Tenant" means a person who has entered into an oral or written residential lease with a landlord in which the person is the lessee under the lease of a residential dwelling.

Section 10. Rental fee disclosure.

(a) All non-optional fees, regardless of whether they are one-time fees or recurring fees, shall be explicitly contained on the first page of a lease agreement. If a fee is not explicitly contained on the first page of a lease agreement, a tenant is not liable for payment of such a fee.

(b) A listing for the rental of residential property must disclose in a clear and conspicuous manner the non-optional fees included with the total amount for rent.

(c) In a lease agreement disclosure or unit listing, the landlord must disclose whether utilities are included in rent.

Section 15. Junk fee ban. No landlord or lease agreement may require the payment by the tenant of any of the following:

(1) a fee or fine ancillary to the application fee;

(2) a fee or fine for modification or renewal of a lease agreement;

(3) a fee or fine for an eviction notice or the filing of an eviction action prior to the court granting an eviction order. This paragraph shall not be construed to limit the ability of the landlord to recover costs and fees in an eviction action;

(4) a fee or fine for after-hours requests for maintenance service;

(5) a fee or fine for contacting the building owner or property manager;

(6) a fee or fine for travel required to complete needed maintenance work or safety repairs;

(7) a fee or fine for a maintenance hotline or call to a maintenance hotline;

(8) a fee or fine for the routine maintenance and upkeep of the unit;

(9) a fee or fine to set up an online account or online portal necessary to pay rent or utility costs;

(10) a fee or fine for pest abatement or removal; or

(11) a fee or fine for an in-person walk through of the unit.

Section 20. Security deposits and move-in fees.

(a) No landlord may charge a tenant both a security deposit and a move-in or move-out fee.

(b) The total amount of a security deposit may not exceed the amount of the first full month's rent for the tenant's dwelling unit. If rent is not paid or otherwise apportioned on a monthly basis, then for the sole purpose of applying this limit the total rent shall be prorated on an equal, monthly basis and the total charge to a tenant for the cost of a security deposit may not exceed the prorated monthly rental amount.

(c) If a landlord charges a move-in or move-out fee, the landlord shall provide the tenant with an itemized list of the landlord's reasonable estimate of the costs of services, including bundled services, that comprise the move-in or move-out fee. A tenant may opt out of bundled services. The total amount of the move-in or move-out fee may not exceed 20% of the first full month's rent for the tenant's dwelling unit. If rent is not paid or otherwise apportioned on a monthly basis, then for the sole purpose of applying this limit the total rent shall be prorated on an equal, monthly basis and the total charge to a tenant for the cost of a move-in fee or move-out fee may not exceed 20% of the prorated monthly rental amount. The landlord may not charge the tenant for costs associated with routine maintenance and upkeep of the unit or premises.

Section 25. Fee payments in installments. Except as provided in paragraph (4), tenants may pay one-time fees in installments as provided below. Landlords may not impose any fee, charge any interest, or otherwise impose a cost on a tenant because a tenant elects to pay in installments.

(1) For any lease agreement term that establishes a tenancy for 6 months or longer, the tenant may elect to pay one-time fees, excluding any payment made by a tenant to the landlord before the

inception of tenancy to reimburse the landlord for the cost of obtaining a tenant screening report, in 6 consecutive, equal monthly installments that begin at the inception of the tenancy, or the tenant may propose an alternative installment schedule. If the landlord agrees to the tenant's alternative installment schedule, the schedule shall be described in the rental agreement.

(2) For any lease agreement term that establishes a tenancy between 30 days and 6 months, the tenant may elect to pay one-time fees, excluding any payment made by a tenant to the landlord before the inception of tenancy to reimburse the landlord for the cost of obtaining a tenant screening report, in no more than 4 equal amounts that begin at the inception of the tenancy and are paid in installments of equal duration, or the tenant may propose an alternative installment schedule. If the landlord agrees to the tenant's alternative installment schedule, the schedule shall be described in the rental agreement.

(3) For any lease agreement term that establishes a tenancy from month to month, the tenant may elect to pay one-time fees, excluding any payment made by a tenant to the landlord before the inception of tenancy to reimburse the landlord for the cost of obtaining a tenant screening report, in 2 equal installments. The first payment is due at the inception of the tenancy and the second payment is due on the first day of the second month or period of the tenancy, or the tenant may propose an alternative installment schedule. If the landlord agrees to the tenant's alternative installment schedule, the schedule shall be described in the rental agreement.

(4) The tenant cannot elect to pay one-time fees in installments if (i) the total amount of the one-time fees does not exceed 25% of the first full month's rent for the tenant's dwelling unit; and (ii) payment of the last month's rent is not required at the inception of the tenancy.

Section 30. Penalties. Any person alleging a violation of this Act may bring a civil action, in accordance with applicable law, in any court of competent jurisdiction. The court may order injunctive relief, monetary relief, attorney's fees, and costs.

Section 35. Home rule preemption. A home rule unit may not regulate transparency for rental fees in a manner inconsistent with the provisions of this Act. This Section is a limitation under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State.

Section 40. Applicability. A landlord may not rename a fee or charge to avoid application of this Act. This Act applies to all lease agreements entered into after the effective date of this Act, except that this Act does not apply to lease agreements entered into for dwelling units in owner-occupied premises containing 6 units or fewer."

There being no further amendments, the bill, as amended, was ordered to a third reading.

#### **LEGISLATIVE MEASURES FILED**

The following Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Amendment No. 2 to House Bill 2785  
 Amendment No. 4 to House Bill 3193  
 Amendment No. 2 to House Bill 3438

At the hour of 8:41 o'clock p.m., the Chair announced that the Senate stands adjourned until Thursday, May 29, 2025, at 12:00 o'clock p.m.