DUPAGECOUNTY

2016 STATE LEGISLATIVE UPDATE

ILLINOIS

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Legislative Update Week of April 11, 2016

This document highlights bills of interest to DuPage County Government that are ***moving*** through the legislative process. To view the actual text of bills, please consult the General Assembly website at www.ilga.gov or contact the County Board Office for additional information.

Support:

HB 4371 – Dissolution of Water Authorities (Andersson, R -Geneva): Provides that a water authority may be dissolved upon referendum of the electors of the water authority. As amended in committee, the legislation excludes the City of Chicago, changes the number of electors required to file a petition to dissolve a water authority and provides that any remaining monies of a dissolved water authority be transferred to the county. **Status:** The bill was adopted by the House Counties & Townships Committee by a vote of 11-0 and is on the Order of Second Reading, Short Debate in the House.

HB 4462 – EpiPens/trained school personnel (Mussman, D-Schaumburg): As amended in committee, the bill creates the Epinephrine Auto-Injector Act to provide that a health care practitioner may prescribe epinephrine auto-injectors in the name of an authorized entity where allergens capable of causing anaphylaxis may be present. Requires each employee, agent, or other individual of the authorized entity to complete a training program before using an epinephrine auto-injector. Provides that a trained employee, agent, or other individual of the authorized entity may either provide or administer an epinephrine auto-injector to a person whom the employee, agent, or other individual believes in good faith is experiencing anaphylaxis. Also creates the Annie LeGere Law and amends the Illinois Food, Drug and Cosmetic Act to provide that the Department of State Police and the Illinois Law Enforcement Training Standards Board may conduct or approve training programs for officers to recognize and respond to anaphylaxis, including the administration of an epinephrine auto-injector. **Status:** The bill was adopted by the House Judiciary-Civil Committee by a vote of 11-0 and is on the Order of Second Reading, Short Debate in the House.

HB 4501 – Extension of DuPage Efficiency Model Statewide (Yingling, D-Grayslake): Provides that the Local Government Reduction & Efficiency provision of the Counties Code (Public Act 98-0126) shall apply to all counties. In 2013, DuPage County received approval of this landmark legislation which for the first time, allowed the DuPage County Board to thoughtfully consider the potential dissolution of defined county appointed (not elected) agencies that deliver public services. To date, under the County's ACT (Accountability, Consolidation & Transparency) Initiative, the county has dissolved several government agencies utilizing Public

(Support Continued):

Act 98-0126 and more importantly, by changing the culture of government spending, has saved local taxpayers over $100 million. Chairman Cronin testified in support of the legislation on April 6.
Status: The bill was adopted by the House Counties & Townships Committee by a vote of 7-4 and is on the Order of Second Reading, Short Debate in the House.

HB 5593 – Opioid Addiction Education (Lang, D-Skokie/Bush, D-Grayslake): Provides that all programs serving persons with substance abuse issues licensed by the Department of Human Services under the Act must provide educational information concerning treatment options for opioid addiction, including the use of a medication for the use of opioid addiction, recognition of and response to opioid overdose, and the use and administration of naloxone, to clients identified as having or seeking treatment for opioid addiction. Also provides that the Department shall develop educational materials supported by research and updated periodically.

DuPage County supports this initiative as it will aid in our efforts to continue to combat the heroin epidemic that has infiltrated every community in this state.
Status: The bill was adopted by the House by a vote of 115-0 and is on the Order of First Reading in the Senate.

HB 5781 – Disposal of Meds (Bellock, R-Hinsdale): Provides that police officers, coroners, and medical examiners may dispose of unused medications found at the scene of a death after consulting with any law enforcement agency investigating the death. Provides the unused medications shall not be disposed into any public wastewater collection system and limits liability for the disposal, or failure to dispose of, unused medications. DuPage County supports this initiative as it will aid in our efforts to combat the heroin epidemic in our communities by ensuring these prescription medications are removed/not re-distributed to other sources.
Status: This bill will be considered by the House Judiciary-Civil Committee on April 13.

HB 6261 – County Board of Health Powers (Sandack, R-Downers Grove): Provides that a county's board of health may enter into contracts with municipal health departments, county health departments, other boards of health, private or public hospitals, and not-for-profit entities to provide public health services outside of a board of health's own jurisdiction in order to protect the public health. Passage of this legislation will enable county health departments to reduce costs/share services by entering into agreements with other entities to deliver services beyond its boundaries.
Status: This bill was adopted by the House Counties & Township Committee by a vote of 11-0 and is on the Order of Second Reading, Short Debate in the House.

SB 2227 – Unfunded Mandates (Holmes, D-Aurora): Provides that the Department of Commerce and Economic Opportunity shall submit a bi-yearly review and report on mandates (beginning in 2019) detailing the nature and scope of each existing State mandate enacted the previous two years and another review and report every 10 years (beginning in 2017) on all effective mandates.
Status: This bill was adopted by the Senate Local Government Committee by a vote of 9-0 and is on the Order of Second Reading in the Senate.

(Support continued):

SB 2878 – Law Enforcement Training/EpiPens (Nybo, R-Elmhurst): Amends the State Police Act and the Illinois Police Training Act creating the Annie LeGere Law. Provides that the Department of State Police and the Illinois Law Enforcement Training Standards Board may conduct or approve training programs for officers to recognize and respond to anaphylaxis including the administration of an epinephrine auto-injector. Provides that the Department of State Police or a local governmental agency may authorize officers to carry, administer, or assist in the administration of epinephrine auto-injectors if they have completed the requiring training and provide for written policies on the use of epinephrine auto-injectors. As amended in committee, adds language that a physician's assistant or advanced practice nurse must have prescriptive authority to provide a standing protocol or prescription for epinephrine auto-injectors in the name of the Department of State Police or a local government agency. Also adds provisions contained in HB 4462.

Last August, Annie LeGere, a 13 year-old resident of Elmhurst, died suddenly of a severe allergic reaction. Her family has since established a Foundation, ***To the Moon and Back,*** to bring awareness of allergy awareness to schools, to promote legislation, and to equip first responder emergency vehicles, schools and other public settings with EpiPens in order to quickly treat severe allergic reactions and save lives.
Status: The bill was adopted by the Senate Public Health Committee by a vote of 9-0 and is on the Order of Second Reading in the Senate.

SB 2994 – Appointed Bodies Report (Cullerton, T., D-Villa Park): **(DuPage County only supports with the adoption of Senate Amendment #1).** As introduced, the bill provides that on or before January 1, 2017, every county shall prepare a report for the General Assembling recommending units of local government (not including school districts or units of local government with elected boards) that may be consolidated or dissolved within the county. **Per Senate Amendment #1** supported by DuPage County, the bill would require counties instead to submit a report identifying any local public entity that the county board or county board chairman appoints members to.
Status: The bill will be considered by the Senate Local Government Committee on April 13.

Oppose:

SB 2270 – Competitive Bid of Audit Contracts (Stadelman, D-Rockford): Provides that units of local government (including school districts and public colleges and universities) shall limit contracts or appointments with auditors to 5 years and shall competitively bid auditor contracts or appointments. Provides that a unit of local government may not contract with or appoint an auditor or auditing firm who has done any audit of the unit of local government in the previous 5 fiscal years unless an auditing firm practices audit partner rotation.

Governmental audits are currently not subject to the competitive bidding process as accounting services have always been classified as professional services. In this particular area that requires a high level of technical expertise, selecting the lowest cost professional to perform this work could diminish the quality of an audit.
Status: This bill will be considered by the Senate Local Government Committee on April 13.

(Oppose Continued):

SB 2816 – Municipal Adjudication of Speeding Tickets (Harmon, D-Oak Park): As introduced, the bill amends the Illinois Municipal Code to permit that a municipality may adjudicate speeding tickets of up to 15 miles per hour over the posted speed limit through its administrative adjudication system (permitting a municipality to keep all revenues received from violations instead of allocating traffic fines through the current statutory distribution formula: 44.5% to the municipality (or entity writing the ticket), 38.675% to the county and 16.8% to the state).

DuPage County spends over $45 million annually to support the operations of the 18th Judicial Circuit, the second largest court system in the state. Revenues received from traffic violations currently help to support the offices of the State's Attorney, Circuit Court Clerk, the Judiciary, Court Security personnel (Sheriff), Jury Commission, Crime Lab, Children's Center, Drug and Mental Health Courts, Probation, and Public Defender. As a significant percentage of traffic violations include speeding, enactment of this legislation **would cost the county's court system millions of dollars in lost revenues needed to support these vital agencies. The State of Illinois (State Police) would also lose tens of millions of dollars in traffic fine revenues. In addition, the Secretary of State's Office would not receive reports of these speeding violations causing significant public safety concerns.**

The bill was shelled in committee last week.
Status: The bill (as a shell) was adopted by the Senate Local Government Committee by a vote of 7-1-1 and is on the Order of Second Reading in the Senate.

SB 2416 – Abolish State Board of Health (Haine, D-Alton): Abolishes the State Board of Health. Transfers responsibility for developing a State Health Improvement Plan (SHIP) from the Board to the Department of Public Health. Amends the Alternative Health Care Delivery Act. Transfers certain functions under the Act from the Board to the Department of Public Health. Amends the Counties Code. Requires plans for certain facilities to be submitted to and approved by the Director of Public Health (instead of the Secretary of the State Board of Health. In a provision concerning the retirement of reporting measures by the Department, requires the Department to obtain approval from the Hospital Report Card and Consumer Guide to Health Care Advisory Committee (instead of the Board). In a provision concerning the adoption of rules requiring immunization of children, requires the Department (instead of the Board) to conduct 3 public hearings before the rule is adopted.

The State Board of Health is a professional advisory board that plays an important role in the delivery of public health throughout the State of Illinois. The board for example provides an inexpensive team of experts for both local health departments and the Illinois Department of Public Health. This expertise cannot be duplicated at either the state or local level without increased expenditures. The board also reviews rules promulgated by IDPH and offers advice and acts as an unofficial arbiter when local health departments and IDPH have different viewpoints.
Status: The bill will be considered by the Senate Public Health Committee on April 12.

Appropriation Issues

Support:

- **HB 4382 – Funding for Meals on Wheels** (Conroy, D-Elmhurst): Due to the budget impasse, the DuPage Senior Citizens Council, the Older American Act's Nutrition Provider for Home Delivered Meals and Community Dining services in DuPage County, has received less than half of its matching funds from the state. Consequently the nutrition needs of many of DuPage County's elderly are not being met. DuPage County supports legislation that would ensure funding of these important nutrition programs at fiscal year 2015 levels.

- **SB 2966 – Annual Funding of CMAP** (Biss, D-Skokie): Provides a continuing appropriation of $5 million annually to support the state's Metropolitan Planning Organizations (MPOs) including $3.5 million to fund CMAP – the Chicago Metropolitan Agency for Planning. CMAP provides valuable technical assistance and support to Cook and the Collar Counties as well as critical grant dollars to support county programs.

- **Reimbursement of Probation Costs:** The state requires counties to provide probation services as part of a mandated court services program. However over the years, state reimbursement of county probation costs has been cut dramatically and payment cycles reduced. In addition, a number of new unfunded mandates such as GPS monitoring of defendants and parolees have strained resources and increased costs.

  For state fiscal year 2016, without an approved state budget, salary reimbursement funding levels for probation officers has been reduced to below 70% of allowed costs and continues to fall. DuPage County supports the restoration of probation funding to required levels consistent with state statute and AOIC policies (Administrative Office of the Illinois Courts).