

Courts Legislation

June 17, 2019

Click on Each Bill Number for Additional Information
(ISACo)

If Bill Title is **Highlighted Yellow** = Passed through Both Chambers

HOUSE BILLS			
Bill	Sponsor	Title	Summary
<u>HB 11</u>	M. Flowers	Biological Specimen & Guardian	Creates the Biological Specimen Guardianship Act. Provides that the court may enter an order appointing a guardian over a biological specimen if: (1) the petitioner is a descendant of the subject from whom a biological specimen has been obtained; and (2) the biological specimen was obtained and used in a manner that violates specified federal regulations. Provides that a guardian may: grant or refuse consent to the use of the biological specimen; ensure that the use of the biological specimen safeguards the privacy of the guardian and others; and seek compensation for the prior use of the biological specimen without consent; related provisions.
<u>HB 39</u>	A. Thapedi	Civil Proc. & Bill Of Particulars	Amends the Code of Civil Procedure. Provides that if the pleader does not file and serve a bill of particulars within 28 days of the demand, or if the bill of particulars delivered is insufficient, the court may, among other things, award attorney's fees and costs. Provides a 28-day deadline for moving that a demand for a bill of particulars be denied or modified.

<u>HB 191</u> <i>ISACO Opposes</i>	L. Ford	Walk-through Metal Detectors	<p>Creates the Safe Spaces in Public Places Act. Defines terms. Provides that beginning with the 2020-2021 academic year, each institution of higher learning must install and operate a walk-through metal detector at each public entrance of the institution and during any special event on any campus of the institution if more than 1,000 people are present at the event. Amends the Officers and Employees Article of the Counties Code. Provides that as part of his or her duty to maintain the security of a courthouse, a sheriff shall maintain a walk-through metal detector at each point of entry into the courthouse. Provides that a courthouse shall ensure that all members of the public, other than employees of the county or individuals who display proper credentials, who enter the courthouse at a point of entry are subjected to screening by a walk-through metal detector. Amends the School Code. Provides that beginning with the 2020-2021 school year, a school board shall require each school under its authority to install and operate a walk-through metal detector at all public entrances of the school. Amends the Hospital Licensing Act. Provides that a hospital shall maintain a metal detector at each point of entry into the hospital; defines point of entry. Provides that a hospital shall ensure that all members of the public, other than the employees of the hospital who display proper credentials, who enter the hospital at a point of entry are subjected to screening by a metal detector. Effective immediately.</p>
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<u>HB 198</u> ISACO Opposes	M. Flowers	veh cd-fine waiver	Amends the Illinois Vehicle Code. Creates a traffic ticket fine waiver program available to a defendant who is in default or is unable to pay required fines, fees, costs, or court assessments, or who has a suspended driver's license, resulting from a minor traffic offense under the Code or a similar provision of a local ordinance. Provides that upon submission of the application to enter into the program, the court shall grant the defendant (1) the ability to convert the amount due into court-approved public community service or (2) a partial obligation waiver. Provides that the program shall apply only to a defendant convicted of a minor traffic offense committed no earlier than 2 years before the effective date. Defines minor traffic offense. Makes conforming changes.
<u>HB 248</u>	M. McDermed	firearms-judicial officers	Amends the Firearm Concealed Carry Act. Permits certain judicial officers, some with written consent required, to carry a concealed firearm to any building, parking area, or portion of a building under the control of an officer of the executive or legislative branch of government, any building designated for matters before a circuit court, appellate court, or the Supreme Court, or any building or portion of a building under the control of the Supreme Court and any building or portion of a building under the control of a unit of local government.

<u>HB 836</u>	J. Gong-Gershowitz	guardians-minor:non-us parent	<p>Amends the Probate Act of 1975 to make the following changes: (1) define "administrative separation"; (2) provide that the court lacks jurisdiction to proceed on a petition for the appointment of a guardian or standby guardian of a minor if the minor has a living parent, adoptive parent, or adjudicated parent, whose whereabouts are known, and who is willing and able to make and carry out day-to-day child care decisions, unless the parent or parents, due to an administrative separation, are unable to give consent to the appointment in person or by a notarized, written document as evidenced by a sworn affidavit describing the parent's or parents' inability to receive notice or give consent (rather than the parent or parents, in the event of an administrative separation, are not presently located in the United States and are unable to consent as evidenced by a sworn affidavit describing the present location of the parent out of the country and the attempts made to contact the parent); (3) deletes language providing that a parent or guardian shall not appoint a short-term guardian of a minor if the minor has another living parent, adoptive parent, or adjudicated parent whose whereabouts are known, and who is willing to carry out day-to-day child care decisions unless the parent or parents in the event of an administrative separation, are not presently located in the United States and are unable to consent as evidenced by a sworn affidavit describing the present location of the parent out of the country and the attempts made to contact the parent; (4) provides that a short-term guardian who was appointed as the result of an administrative separation may renew a short-term guardianship for an additional 365 days from the date the initial appointment expires if the administrative separation is still in effect, unless the written instrument provides for the appointment to terminate upon a different date or event; (5) deletes</p>
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			language providing that the petition for guardian or standby guardian of a minor must state the facts concerning any administrative separation proceeding; (6) provides specific facts that the petition for guardian or standby guardian of a minor must include and that documentation related to an administrative separation shall be attached to the petition as an exhibit; and (7) deletes language providing that failure to give notice to any relative or parent out of the country is not jurisdictional if the petitioner can attest to specific factors. Makes conforming changes.
<u>HB 909</u>	E. Welch	Children's Advocacy-Interview	Amends the Children's Advocacy Center Act. Provides that consent is not required for a forensic interview to be electronically recorded and that failure to record does not render a forensic interview inadmissible. Provides that a forensic interview, an electronic recording, or a transcription of an interview or electronic recording is confidential and exempt from public inspection and copying and may only be viewed by a court, attorneys, investigators, or experts for the purpose of judicial and administrative hearings and shall not be disseminated except pursuant to a court's protective order. Provides that nothing in the Act shall be construed to limit or prohibit electronically recorded forensic interviewing in accordance with provisions concerning surveillance and investigations in the Criminal Code of 2012 and Code of Criminal Procedure of 1963. Adds a definition and modifies a definition. Amends the Freedom of Information Act making conforming changes.
<u>HB 1455</u>	A. Bourne	Disputes Over Remains	Amends the Disposition of Remains Act to provide that any dispute concerning the right to control the disposition of a decedent's remains shall be resolved by a court within 30 days of the dispute being filed with the court. Effective January 1, 2020.

<u>HB 1579</u>	K. Burke	Disorderly Conduct-Schl-Minor	Amends the Juvenile Court Act of 1987 to provide that before a sentencing order is entered by the court for a minor adjudged delinquent for disorderly conduct by transmitting or causing to be transmitted in any manner a threat of destruction of a school building or school property, or a threat of violence, death, or bodily harm directed against persons at a school, school function, or school event, whether or not school is in session, in which the minor made a threat of violence, death, or bodily harm against a person, school, school function, or school event, the court may (in the introduced bill, shall) order a mental health evaluation of the minor by a physician, clinical psychologist, or qualified examiner, whether employed by the State, by any public or private mental health facility or part of the facility, or by any public or private medical facility or part of the facility. Provides that a statement made by a minor during the course of a mental health evaluation conducted under the Act is not admissible on the issue of delinquency during the course of an adjudicatory hearing held under the Act. Amends the Criminal Code of 2012 concerning disorderly conduct. Provides that the threat may be made in any manner. Provides that reimbursement by the defendant for the costs of an emergency response to a school does not apply if the court determines that the defendant is indigent.
<u>HB 1583</u>	K. Willis	Crim Pro-Arrest Warrants	Amends the Code of Criminal Procedure of 1963 to provide that if an arrest warrant is sought and the request is made by electronic means that has a simultaneous video and audio transmission between the requester and a judge, the judge may issue an arrest warrant based upon a sworn complaint or sworn testimony communicated in the transmission. Provides that an arrest warrant may be issued electronically by electronic mail. Effective January 1, 2020.

<u>HB 1587</u>	S. Harper	CD-Corr-Sentencing-Reduce	Amends the Unified Code of Corrections to provide that in imposing a sentence for an offense that requires a mandatory minimum sentence of imprisonment, the court may instead sentence the offender to probation, conditional discharge, or a lesser term of imprisonment if it deems appropriate if: (1) the offense involves the use or possession of drugs, retail theft, or driving on a revoked license due to unpaid financial obligations; (2) the court finds that the defendant does not pose a risk to public safety; and (3) the interest of justice requires imposing probation, conditional discharge, or a lesser term of imprisonment. Provides that the court must state on the record its reasons for imposing probation, conditional discharge, or a lesser term of imprisonment.
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<u>HB 1690</u>	T. McCombie	State Government-Tech	<p>Amends the Criminal Identification Act to provide that the court may not order the sealing or expungement of the records of arrests or charges not initiated by arrest that result in an order of supervision for or conviction of driving under the influence of alcohol, other drug or drugs, intoxicating compound or compounds or any combination thereof (DUI) under the Illinois Vehicle Code or a similar provision of a local ordinance; except that the court may order the sealing of one misdemeanor record of arrest or charge not initiated by arrest that results in an order of supervision for or conviction of DUI under the Illinois Vehicle Code or a similar provision of a local ordinance per petitioner if each of the following conditions have been met: (1) the petitioner has not previously been convicted of or placed on supervision for DUI under the Illinois Vehicle Code or a similar provision of a local ordinance; (2) 10 or more years have passed since the termination of the petitioner's sentence; (3) during the commission of the violation, the petitioner did not proximately cause death or personal injury to any other person or damage the property of any other person; (4) the petitioner has no other misdemeanor or felony driving charge on his or her driving abstract; and (5) the judge examined the driving abstract of the petitioner petitioning to have his or her records sealed under this provision and made a finding entered on the record that the petitioner did not enter into a plea agreement on a lesser charge other than a DUI under the Illinois Vehicle Code or a similar provision of a local ordinance, and the facts did not support that the petitioner had previously committed a DUI under the Illinois Vehicle Code or a similar provision of a local ordinance. Provides that the Secretary of State shall maintain orders of court supervision and convictions DUI under the Illinois Vehicle Code or a similar provision</p>
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			of a local ordinance on court purposes driving abstracts.
<u>HB 2200</u>	J. D'Amico	Veh CD-Court Order Recission	<p>Amends the Illinois Vehicle Code. Provides that any court order rescinding a statutory summary suspension or revocation must contain a factual basis for rescission. Provides that upon receipt of a court order rescinding a statutory summary suspension or revocation that does not contain a factual basis for the rescission, the Secretary of State shall return the order to the court and shall be prohibited from rescinding the statutory summary suspension until the Secretary receives a court order containing a factual basis for rescission. Effective immediately.</p>
<u>HB 2203</u>	N. Hammond	courts-jury duty-age exemption	<p>Amends the Jury Act. Provides that a circuit court shall develop a policy for allowing prospective jurors who are older than a certain age to be permanently excused from jury duty. Provides that a circuit court, when determining the age at which a prospective juror may be excused based on age, shall consider the following: the age at which jury duty may become difficult for a significant number of jurors; and the jury pool available for that circuit court. Provides that a prospective juror meeting the age requirement may apply for the exemption based on a self-assessment of his or her physical limitations and mobility issues. Provides that the county board, jury administrator, or jury commissioner shall permanently exclude the prospective juror from all current and subsequent jury lists.</p>

<u>HB 2233</u>	A. Thapedi	Special Interrogatories- Repeal	<p>Amends the Code of Civil Procedure to provide that within the discretion of the court, the jury may be asked (rather than required by the court, and must be required on the request of any party) to find specially upon any material question or questions of fact submitted to the jury in writing.</p> <p>Provides that any party may request special interrogatories. Provides that submitting or refusing to submit a question of fact to the jury may be reviewed on appeal to determine whether the trial court abused its discretion (rather than as a ruling on a question of law). Provides that when any special finding of fact is inconsistent with the general verdict, the court shall direct the jury to further consider its answers and verdicts, and if, in the discretion of the trial court, the jury is unable to render a general verdict consistent with any special finding, the trial court shall order a new trial (rather than the former controls the latter and the court may enter judgment accordingly).</p> <p>Provides that during closing arguments, the parties shall be allowed to explain to the jury what may result if the general verdict is inconsistent with any special findings.</p> <p>Provides that the Act applies only to trials commencing on or after January 1, 2020.</p> <p>Effective immediately.</p>
<u>HB 2244</u>	R. Mayfield	CD Corr-Conditions of Parole	<p>Amends the Code of Criminal Procedure of 1963 to provide circumstances that the court shall consider in favor of release. Amends the Unified Code of Corrections. Provides that the defendant is the parent of a child or infant whose well-being will be affected by the parent's absence shall be accorded weight in favor of withholding or minimizing a sentence of imprisonment.</p> <p>Provides circumstances to be considered in assessing this factor in mitigation. Makes other changes.</p>

<u>HB 2268</u>	R. Martwick	cir courts-cook subcircuits	Amends the Circuit Courts Act. Provides that in 2021, the General Assembly shall redraw the boundaries of the subcircuits of the Circuit of Cook County to reflect the results of the 2020 federal decennial census. Provides that a resident judgeship assigned to a subcircuit shall continue to be assigned to that subcircuit. Provides that any vacancy in a resident judgeship existing on or occurring after the effective date of a law redrawing the boundaries of the subcircuits shall be filled by a resident of the redrawn subcircuit.
<u>HB 2299</u>	D. Ramirez	Eviction-seal And Impound File	Amends the Eviction Article of the Code of Civil Procedure. Provides that upon the filing of an eviction action, the clerk of the circuit court shall immediately impound the court file unless: the tenancy is commercial; or the property the plaintiff seeks possession of is a condominium unit and at least one of the defendants named is the unit owner. Provides that the court shall make specific findings when an eviction order is entered against a defendant. Provides that the court may order a court file in an eviction be or remain impounded (rather than placed under seal) when the interests of justice outweigh the interests of the government and the public in maintaining a public record of the case (rather than clearly in the interests of justice and those interests are not outweighed by the public's interest in knowing about the record). Provides that a court file shall be impounded: (1) in any case not resulting in an eviction order entered in favor of the plaintiff; (2) in a foreclosure-related eviction action; (3) in a not-for-cause eviction action; or (4) if the parties to the eviction action so agree; numerous related considerations.
<u>HB 2305</u>	J. Slaughter	juv ct-commitment age-murder	Amends the Juvenile Court Act of 1987. Provides that an adjudged delinquent for the offense of first degree murder may be committed to the Department of Juvenile Justice when he or she is 14 years old (rather than 13 years old).

<u>HB 2306</u> ISACO Opposes	J. Slaughter	juv ct-detention/shltr hearing	Amends the Juvenile Court Act of 1987. Provides that minors shall be brought before a judicial officer within 40 hours, which includes Saturdays, Sundays, and court-designated holidays (rather than within 40 hours exclusive of Saturdays, Sundays, and court-designated holidays. Makes conforming changes.
<u>HB 2308</u>	P. Windhorst	Court imposition of no contact provision	Amends the Code of Criminal Procedure of 1963. Provides that in the event the defendant is unable to post bond, the court may impose a no contact provision with the victim or other interested party that shall be enforced while the defendant remains in custody. Effective January 1, 2020.
<u>HB 2333</u>	C. Villanueva	Crim Pro-misdemeanant Program	Amends the Code of Criminal Procedure of 1963. Provides that a defendant charged with one or more misdemeanors and for whom a court has determined under the Code that a bona fide doubt of the defendant's fitness has been raised may be admitted into an unfit misdemeanor diversion program only upon the approval of the court. Provides that the court shall require an eligibility screening and an assessment of the defendant to determine whether the defendant may be able to receive mental health services under the Mental Health and Developmental Disabilities Code which shall reasonably assure her or his safety and that of the public and her or his continued participation in treatment; related provisions re: clarifying such diversion program.

<u>HB 2334</u>	J. Sosnowski	Juv Ct-neglected Minor	<p>Amends the Juvenile Court Act of 1987. Provides that a neglected minor includes any minor under the age of 12 (rather than 14) years whose parent or other person responsible for the minor's welfare leaves the minor without supervision for an unreasonable period of time without regard for the mental or physical health, safety, or welfare of that minor. Provides that neglect does not include permitting a child, whose basic needs are met and who is of sufficient age and maturity to avoid harm or unreasonable risk of harm, to engage in independent activities, including: (1) traveling to and from school, including by walking, running, or bicycling; (2) traveling to and from nearby commercial or recreational activities; (3) engaging in outdoor play; (4) remaining in a vehicle unattended, except as otherwise provided by law; (5) remaining at home unattended; or (6) engaging in a similar independent activity. Amends the Criminal Code of 2012. Provides that a person commits child abandonment when he or she, as a parent, guardian, or other person having physical custody or control of a child, without regard for the mental or physical health, safety, or welfare of that child, knowingly leaves that child who is under the age of 12 (rather than 13) without supervision by a responsible person over the age of 14 for a period of 24 hours or more.</p>
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<u>HB 2348</u>	M. Murphy	Probate-adult Guardians	Amends the Probate Act of 1975. Provides that the court may issue an order that specifically grants the guardian the power to enforce the rights of the person with a disability to receive visitors, telephone calls, and personal mail. Provides that at a hearing, the court shall inquire, among other things, the recent history of the respondent's family care and visitation. Provides that the court shall, during the selection of the guardian, give due consideration to, among other things, any history of the proposed guardian having unreasonably isolated the respondent from any close family member who was a longstanding, frequent visitor or caregiver of the respondent; related provisions re: immediate visitation.
<u>HB 2378</u>	C. Ammons	crim pro-bail security	Amends the Code of Criminal Procedure of 1963. Provides that in no event shall the amount retained by the clerk as bail bond costs exceed \$100 (currently, this requirement is applicable only to counties with a population of 3,000,000 or more).
<u>HB 2444</u>	K. Cassidy	Parental Detention	Amends the Code of Criminal Procedure of 1963 to provide circumstances that the court shall consider in favor of release. Amends the Unified Code of Corrections. Provides that the defendant is the parent of a child or infant whose well-being will be affected by the parent's absence shall be accorded weight in favor of withholding or minimizing a sentence of imprisonment. Provides circumstances to be considered in assessing this factor in mitigation.
<u>HB 2497</u>	L. Greenwood	crim and traffic assess act-funds	Amends the Criminal and Traffic Assessment Act. Provides that in each county in which Court Appointed Special Advocates provide services, a Court Appointed Special Advocates Fund is specifically for the operations of the Court Appointed Special Advocates, from which the county board shall make grants to support the activities and services of the Court Appointed Special Advocates within that county. Effective July 1, 2019.

<u>HB 2564</u>	A. Stava-Murray	juv ct-neglected minor	Amends the Juvenile Court Act of 1987. Removes from the definition of neglected for purposes of the Act any minor under the age of 14 years whose parent or other person responsible for the minor's welfare leaves the minor without supervision for an unreasonable period of time without regard for the mental or physical health, safety, or welfare of that minor. Makes conforming changes.
<u>HB 2562</u>	A. Stava-Murray	Public Defender-Task Force	Amends the Public Defender and Appointed Counsel Division of the Counties Code to create the Public Defender Quality Defense Task Force. Provides that the Task Force is established to: (i) examine the current caseload and determine the optimal caseload for public defenders in the State; (ii) examine the quality of legal services being offered to defendants by public defenders of the State; and (iii) make recommendations to improve the caseload of public defenders and quality of legal services offered by public defenders. Provides that the Task Force shall hold a minimum of 2 public hearings and at other times of its choosing. Provides that the Task Force shall prepare a report that summarizes its work and makes recommendations resulting from its study to the General Assembly and Governor no later than December 31, 2020. Repeals the provisions on December 31, 2021.

<u>HB 2625</u>	L. Arroyo	Circuit courts-cook subcircuits	<p>Amends the Circuit Courts Act. Provides that in 2021, the General Assembly shall redraw the boundaries of the subcircuits of the Circuit of Cook County to reflect the results of the 2020 federal decennial census. Provides that a resident judgeship assigned to a subcircuit shall continue to be assigned to that subcircuit. Provides that any vacancy in a resident judgeship existing on or occurring after the effective date of a law redrawing the boundaries of the subcircuits shall be filled by a resident of the redrawn subcircuit. Provides that the General Assembly shall redraw the subcircuit boundaries after every federal decennial census. Provides that the subcircuits shall be compact, contiguous, and substantially equal in population. Provides that the General Assembly shall also redraw the subcircuit boundaries in 2021, and after every federal decennial census, in the 12th, 16th, 17th, 19th, and 22nd districts.</p> <p>Effective January 1, 2020.</p>
<u>HB 2666</u>	L. Robinson, Jr.	\$supreme ct-expungement	Appropriates \$2,000,000 from the General Revenue Fund to the Supreme Court for the Neighborhood Sealing and Expungement Court pilot program. Effective July 1, 2019.
<u>HB 2689</u>	J. Gordon-Booth	icjia-pretrial reporting	Amends the Illinois Criminal Justice Information Act. Requires the Authority to produce a monthly Pretrial Order Report, Pretrial Bail Proceeds Report, and Pretrial Custody and Release Report. Specifies requirements for these reports. Provides that the Authority shall post each county's monthly Pretrial Order Report, Pretrial Custody and Release Report, and Pretrial Bail Proceeds Report on the Authority's website on a monthly basis and those reports shall remain on the website for at least 5 years after being posted. Amends the Counties Code and the Clerk of Courts Act to require certain reporting requirements. Makes other changes. Effective immediately.

<u>HB 2816</u>	T. Costa Howard	Probate-guardian Ad Litem Fees	Amends the Adult Guardianship Article of the Probate Act of 1975. Deletes language providing that if the respondent is unable to pay the fee of the guardian ad litem or appointed counsel, or both, the court may enter an order for the petitioner to pay all such fees or such amounts as the respondent or the respondent's estate may be unable to pay. Provides instead that the allocation of guardian ad litem fees is within the discretion of the court.
<u>HB 2927</u>	J. Slaughter	probation-pretrial services	Amends the Probation and Probation Officers Act. Provides that all probation and court services departments are to be considered pretrial services agencies under the Pretrial Services Act and under bail provisions of the Code of Criminal Procedure of 1963.
<u>HB 2928</u>	J. Slaughter	\$state appellate defend-grant	Appropriates \$3,500,000 from the General Revenue Fund to the State Appellate Defender for a grant program to assist counties in providing public defenders to implement bail reform provisions of Public Act 100-1. Effective July 1, 2019.
<u>HB 2929</u>	J. Slaughter	public defender bail program	Amends the State Appellate Defender Act. Creates the Public Defender Bail Reform Grant Program to assist county public defenders in implementing a provision of the Code of Criminal Procedure of 1963 which requires counsel at bail hearings. Provides that the Public Defender Bail Reform Grant Program shall be administered by the State Appellate Defender, under the direction of the State Appellate Defender Commission. Provides that the State Appellate Defender shall request funds for this grant program within its annual appropriation. Provides for eligibility and administration of the grant program. Makes other changes. Effective immediately.
<u>HB 2934</u>	B. Morgan	juv ct-service of summons	Amends the Juvenile Court Act of 1987. Provides that service of a summons and petition shall be made by leaving a copy at his or her usual place of abode with a person residing there.

<u>HB 2935</u>	B. Morgan	juv ct-appointment of counsel	Amends the Juvenile Court Act of 1987. Provides that counsel appointed for the minor and any indigent party shall appear at all stages of the trial court proceeding, and the appointment shall continue through the permanency hearings and termination of parental rights proceedings subject to withdrawal, vacating of appointment, or substitution.
<u>HB 2937</u>	W. Davis	Government-Fund Cleanup	Amends the Department of Central Management Services Law in a Section concerning business processing reengineering and efficient government planning to provide that specified cost savings may (rather than shall) be paid into the General Revenue Fund (rather than the Efficiency Initiative Revolving Fund). Amends the Department of Commerce and Economic Opportunity Law to repeal a Section concerning loans to qualified exoffenders. Amends the Brownfields Redevelopment and Intermodal Promotion Act to correct references to the South Suburban Brownfields Redevelopment Fund. Amends the Department of Public Health Powers and Duties Law to repeal Sections concerning various Funds and grants. Amends the State Finance Act to repeal various Funds and make conforming changes. Repeals the Transportation Development Partnership Act. Amends the Illinois Income Tax Act to repeal Sections concerning Fund checkoffs. Amends the Counties Code, the Illinois Public Aid Code, and the Clerks of Courts Act to remove language concerning moneys to be deposited in specified Funds. Makes other changes in statutes concerning the use or repeal of specified Funds. Provides a State mandate exemption. Effective immediately.

<u>HB 3111</u>	K. Cassidy	name change-convicted persons	<p>Amends the Change of Name Article of the Code of Civil Procedure. Deletes language barring certain persons convicted of crimes from petitioning for a change of name. Provides instead that a person convicted of any offense for which a person is required to register under specified Acts is not permitted to file a petition for a name change while the person is required to register unless the person verifies that the petition for name change is due to marriage, transgender status, religious belief, or status as a victim of trafficking. Provides that any petition form shall include a warning that a person, with exceptions, commits a felony offense if he or she petitions for a change of name while required to register under specified Acts and has not been pardoned. Provides that if the petition indicates the petitioner has been adjudicated or convicted of a felony or misdemeanor offense for which a pardon has not been granted, or has an arrest or pending charge on a felony or misdemeanor offense for which a charge has not been filed, the circuit court clerk shall promptly serve a copy of the petition on the State's Attorney and the Department of State Police. Provides that the State's Attorney may file an objection if specified circumstances exist. Provides that if the court finds good cause, the court may waive the publication requirement and order that the record of the proceeding be designated confidential. Makes other changes.</p>
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<u>HB 3347</u>	J. Slaughter	abolish monetary bail	<p>Amends the Illinois Criminal Justice Information Act. Requires the Authority to produce a monthly Pretrial Order Report, Pretrial Bail Proceeds Report, and Pretrial Custody and Release Report. Specifies requirements for these reports. Provides that the Authority shall post each county's monthly Pretrial Order Report, Pretrial Custody and Release Report, and Pretrial Bail Proceeds Report on the Authority's website on a monthly basis and those reports shall remain on the website for at least 5 years after being posted. Amends the Counties Code and the Clerk of Courts Act to require certain reporting requirements. Amends the Criminal Code of 2012. Changes violation of bail bond to violation of conditions of pre-trial release. Amends the Code of Criminal Procedure of 1963. Abolishes monetary bail under the Code, except under the Uniform Criminal Extradition Act. Provides for considerations for granting and denying pre-trial release. Provides that a person arrested with or without a warrant on an offense for which pre-trial release may not be denied shall, except as otherwise provided, be released by the officer without appearing before a judge. Provides that the court may use a regularly validated risk assessment tool to determine conditions of release. Provides that if a risk assessment tool is used, the defendant's counsel shall be provided with the information and scoring system of the risk assessment tool used to arrive at the determination. Makes other changes. Effective immediately.</p>
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<u>HB 3396</u>	F. Hurley	stalking no contact-notice	Amends amends the Stalking No Contact Order Act, the Civil No Contact Order Act and the Illinois Domestic Violence Act of 1986. Provides that if an emergency civil no contact order or emergency order of protection is granted on a court holiday or evening, the court shall immediately file a certified copy of the order with the sheriff or other law enforcement official charged with maintaining Department of State Police records. Effective January 1, 2020.
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<u>HB 3480</u>	R. Gabel	juv ct-age of detention	Amends the Children and Family Services Act. Provides that the Illinois Juvenile Justice Commission shall include recommendations regarding the funding of detention, the transparency and evaluation of the use of detention, and the availability of youth services to reduce the use of detention and prevent deeper criminal involvement in its annual submission of recommendations to the Governor and the General Assembly. Amends the Juvenile Court Act of 1987. Provides that on or after January 1, 2020, detention of a minor shall be a last resort and only in the case of any minor 14 years of age or older arrested on or after the effective date of the amendatory Act if there is probable cause to believe that the minor is a delinquent minor charged with a felony offense, that secured custody is the least restrictive alternative available, and is a matter of immediate and urgent necessity for the protection of the minor or of the person of another. Provides that any minor placed in detention shall immediately have counsel appointed and an opportunity to privately consult with counsel in person, and have a review of the decision to detain within 24 hours of the placement in detention. Provides that unless sooner released, a minor alleged to be a delinquent minor taken into temporary custody must be brought before a judicial officer within 24 hours including Saturdays, Sundays, and court-designated holidays for a detention or shelter care hearing to determine whether he or she shall be further held in custody. Makes other changes. Effective January 1, 2020.
SENATE BILLS			

<u>SB 63</u>	P. Van Pelt	Juv Ct-legal Counsel Program	Amends the Juvenile Court Act of 1987. Provides that the Chief Judge of each judicial circuit may establish a Justice for Juveniles Program, which would require that juveniles arrested or detained for eligible offenses be represented by legal counsel throughout the entire custodial interrogation of the juvenile. Provides that if a Chief Judge establishes a Justice for Juveniles Program, any oral, written, or sign language statement of a juvenile made without the presence of legal counsel during a custodial interrogation on or after the effective date of the Program shall be inadmissible as evidence against the juvenile in a proceeding under this Act or in a proceeding under the Criminal Code of 1961 or the Criminal Code of 2012. Defines eligible offense and juvenile.
<u>SB 65</u>	P. Van Pelt	Juv Ct-legal Counsel	Amends the Juvenile Court Act of 1987. Provides that the Chief Judge of each judicial circuit may establish a Justice for Juveniles Program, which would require that juveniles arrested or detained for eligible offenses be represented by legal counsel throughout the entire custodial interrogation of the juvenile. Provides that if a Chief Judge establishes a Justice for Juveniles Program, any oral, written, or sign language statement of a juvenile made without the presence of legal counsel during a custodial interrogation on or after the effective date of the Program shall be inadmissible as evidence against the juvenile in a proceeding under this Act or in a proceeding under the Criminal Code of 1961 or the Criminal Code of 2012. Provides that the Justice for Juveniles Program shall be implemented in addition to the representation for minor requirements under the Juvenile Court Act of 1987. Defines eligible offense and juvenile.

<u>SB 69</u>	J. Bertino-Tarrant	financial exploitation elderly	<p>Amends the Criminal Identification Act. Provides that the court shall not order the sealing of the records of arrests or charges not initiated by arrest that result in a conviction for financial exploitation of an elderly person or a person with a disability, aggravated identity theft against a person 60 years of age or older or a person with a disability, abuse or criminal neglect of a long term care facility resident, or criminal abuse or neglect of an elderly person or person with a disability. Amends the Criminal Code of 2012. Provides that a person who commits the offense of financial exploitation of an elderly person or a person with a disability may be tried in any one of the following counties in which (1) any part of the offense occurred or (2) the victim or one of the victims reside. Provides that theft by deception from a person with a disability is a Class 2 felony. Provides that consent is not a defense to financial exploitation of an elderly person or a person with a disability if the accused knew or had reason to know that the elderly person or a person with a disability lacked capacity to consent.</p>
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<u>SB 397</u>	E. Sims	Court Reporters Act-Various	<p>Amends the Court Reporters Act. Deletes language providing specific factors to consider when determining how many court reporters are needed in each circuit. Provides that the employer representative may authorize the chief judge of any circuit to appoint administrative, supervisory, and clerical staff when a need for such positions has been substantiated (rather than to appoint or designate a court reporter to a specific position). Provides that additional amounts paid to personnel shall be determined by the employer representative. Deletes language providing that additional amounts paid to personnel shall not exceed certain amounts. Provides that the audio or video recording system utilized by the court shall be approved by the Supreme Court. Deletes language providing that a court reporter shall not be in charge of an audio or video recording system where the system is the judge's personal property or has been supplied by a party or a party's attorney. Provides that a court reporting services employee may charge a page rate for the preparation of transcripts of court proceedings not to exceed the rate set by the employer representative (rather than not to exceed 25 cents per 100 words). Deletes language providing that the transcripts shall be filed and remain with the papers of the case. Provides that expense vouchers or claims submitted to the Office of the Comptroller for payment shall have the signed approval of the chief judge of the circuit court in which the court reporter is appointed (rather the chief judge of the circuit court in which the court reporter incurred the expense for which claim is made). Provides that each court reporter shall take a test to verify (rather than rate) his or her proficiency within one year of employment. Provides that the test shall be prepared and administered pursuant to standards set by rules. Provides that a proficiency test passed prior to employment</p>
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<u>SB 1280</u>	C. Weaver	juv ct-repair of damage	<p>Amends the Juvenile Court Act of 1987. Provides that a minor found to be guilty for reasons that include a violation of criminal damage to property, criminal damage to government supported property, and institutional vandalism shall be ordered to perform community service for not less than 30 and not more than 120 hours (removes if community service is available in the jurisdiction). Provides that the minor's sentence shall not be considered discharged until the cleanup and repair of the damage caused by the minor is complete.</p>

<u>SB 1302</u>	J. Mulroe	Juv Ct-detention Screening	Amends the Juvenile Court Act of 1987. Provides that on and after July 1, 2021, a detention screening instrument shall be used for referrals to all authorized juvenile detention facilities in this State prior to a judicial hearing. Provides a minor alleged to be a delinquent minor taken into temporary custody must be brought before a judicial officer within 48 hours (rather than 40 hours, excluding Saturdays, Sundays and court designated holidays). Provides that if an appearance is required of any minor taken and held in a place of custody or confinement operated by the State or any of its political subdivisions, including counties and municipalities, the chief judge of the circuit may permit by rule for the minor's personal appearance to be made by means of two-way audio-visual communication, including closed circuit television and computerized video conference, in the following proceedings: (1) the initial appearance before a judge; (2) a detention or shelter care hearing; or (3) any status hearing; related changes.
<u>SB 1355</u>	B. Stewart	bail reform opt out	Amends the Code of Criminal Procedure of 1963. Provides that notwithstanding any other provision of law to the contrary, a county with a population of less than 3,000,000 does not have to comply with the changes made by Public Act 100-1 (the Bail Reform Act of 2017) if the county board adopts a resolution for that purpose on or after the effective date of the amendatory Act. Effective immediately.

<u>SB 1357</u>	B. Stewart	juv ct-shelter care hearing	Amends the Juvenile Court Act of 1987. Provides that whenever the appearance in person in court, in either a detention or shelter care hearing, is required of a minor held in a place of custody or confinement operated by the State, the court may permit the personal appearance of the minor to be made by means of two-way audio-visual communication, including closed circuit television or computerized video conference. Provides that the two-way audio-visual communication facilities must provide two-way audio-visual communication between the court and the place of custody or confinement, and must include a secure line over which the minor in custody and his or her counsel, may communicate.
<u>SB 1358</u>	B. Stewart	juv court-appearance-video	Amends the Juvenile Court Act of 1987. Establishes a 3 year pilot program that whenever an appearance of a minor is required in court who is held in the Mary Davis Home Juvenile Center in Galesburg or in the Franklin County Juvenile Detention Center in Benton, the court may allow the appearance of the minor to be made by means of two-way audio-visual communication, including closed circuit television or computerized video conference. Provides that the two-way audio-visual communication facilities must provide two-way audio-visual communication between the court and the place of custody or confinement, and must include a secure line over which the minor in custody and his or her counsel, may communicate.
<u>SB 1378</u>	T. Hutchinson	juries-unlawful discrimination	Amends the Jury Act. Provides that except as otherwise specifically provided by statute, no person who is qualified and able to serve as a juror may be excluded from jury service in any court of this State on the basis of, among other things, sexual orientation. Effective January 1, 2020.

<u>SB 1413</u>	B. Stewart	county court services fee	Amends the Criminal and Traffic Assessment. Stops the repeal (under Public Act 100-987) of provisions in the Counties Code allowing county to require a court services fee in civil cases for court services deemed necessary by the sheriff to provide for court security. Amends the Counties Code restoring a reference to the court services fee. Effective immediately.
<u>SB 1428</u>	E. Jones, III	Cook-eliminate Judgeships	Amends the Circuit Courts Act. Provides that the associate judgeships in the Circuit of Cook County existing on the effective date are converted into resident judgeships. Provides that the Supreme Court shall allot the resident judgeships for election from the 15 subcircuits. Amends the Associate Judges Act.
<u>SB 1445</u>	J. Tracy	juv ct-veh and agg veh hijacking	Amends the Juvenile Court Act of 1987. Provides that any minor 10 years of age or older arrested or taken into custody under the Act for vehicular hijacking or aggravated vehicular hijacking shall be detained in an authorized detention facility until a detention or shelter care hearing is held to determine if there is probable cause to believe that the minor is a delinquent minor and that: (1) secure custody is a matter of immediate and urgent necessity for the protection of the minor or of the person or property of another; (2) the minor is likely to flee the jurisdiction of the court; or (3) the minor was taken into custody under a warrant. If the court makes that determination, the minor shall continue to be held until the disposition of an adjudicatory hearing under the Delinquent Minors Article of the Act.
<u>SB 1606</u>	E. Sims, Jr.	\$state appellate defend-grant	Appropriates \$3,500,000 from the General Revenue Fund to the State Appellate Defender for a grant program to assist counties in providing public defenders to implement bail reform provisions of Public Act 100-1. Effective July 1, 2019.

<u>SB 1607</u>	E. Sims, Jr.	probation-pretrial services	Amends the Probation and Probation Officers Act. Provides that all probation and court services departments are to be considered pretrial services agencies under the Pretrial Services Act and under bail provisions of the Code of Criminal Procedure of 1963.
<u>SB 1610</u>	E. Sims, Jr.	crim pro-alien advisement	Amends the Code of Criminal Procedure of 1963. Provides that if the defendant is arraigned on or after the effective date of the amendatory Act and the court fails to advise the defendant before the acceptance of a plea of guilty, guilty but mentally ill, or nolo contendere to a misdemeanor or felony offense of the consequences of the defendant's plea, if an alien, and the defendant shows that conviction of the offense to which the defendant pleaded guilty, guilty but mentally ill, or nolo contendere may have the consequence for the defendant of deportation, exclusion from admission to the United States, or denial of naturalization under the laws of the United States, the court, upon the defendant's motion, shall vacate the judgment and permit the defendant to withdraw the plea of guilty, guilty but mentally ill, or nolo contendere and enter a plea of not guilty. Provides that the motion shall be filed within 2 years of the date of the defendant's conviction.
<u>SB 1690</u>	S. McClure	bail-category a offense	Amends the Code of Criminal Procedure of 1963. Defines Category A offense for bail purposes to include the offense of aggravated fleeing or attempting to elude a peace officer, escape, and violation of bail bond.
<u>SB 1691</u>	S. McClure	juv ct-excluded jurisdiction	Amends the Juvenile Court Act of 1987. Provides that a minor who at the time of the offense was at least 16 years of age and who is charged with certain aggravated vehicular hijacking violations or certain armed robbery violations is not subject to the Act and shall be prosecuted under the criminal laws of the State.

<u>SB 1802</u>	C. Rose	bail-firearm offenses	Amends the Code of Criminal Procedure of 1963. Provides that notwithstanding any provision of the Code, the denial of bail is required if the person is a felon who is charged with a firearm offense.
<u>SB 1890</u>	L. Murphy	crim pro-video-sentencing	Amends the Code of Criminal Procedure of 1963. Provides that whenever the appearance in person in court, in either a civil or criminal proceeding, is required of anyone held in a place of custody or confinement operated by the State or any of its political subdivisions, including counties and municipalities, the chief judge of the circuit by rule may permit the personal appearance to be made by means of two-way audio-visual communication, including closed circuit television and computerized video conference at a sentencing hearing for a defendant who: (i) at the time of the proceeding was serving a sentence of imprisonment for another offense; and (ii) has agreed to enter a negotiated plea.
<u>SB 1960</u>	E. Sims, Jr.	clerks of courts-fees	Amends the Clerks of Courts Act. Deletes language allowing exceptions to the provision that all fees shall be paid in advance and disbursed by each clerk on a monthly basis. Provides that units of local government and school districts in counties with more than 3,000,000 inhabitants shall: have a filing fee for a complaint, petition, or other pleading initiating a civil action in an amount not to exceed \$202 (rather than not to exceed \$190 through December 31, 2021 and \$184 on and after January 1, 2022); and have a filing fee for an appearance in a civil action in an amount not to exceed \$177 (rather than \$75). Provides that if a record contains 200 or more pages, the clerk may collect an additional fee not to exceed 35 cents (rather than 25 cents) per page. Removes filing fee provisions for cases involving debt collection. Amends the Criminal and Traffic Assessment Act. Deletes the definition of offense. Effective July 1, 2019.

<u>SB 1966</u> <i>ISACO Supports</i>	E. Sims, Jr.	public defender bail program	Amends the State Appellate Defender Act. Creates the Public Defender Bail Reform Grant Program to assist county public defenders in implementing a provision of the Code of Criminal Procedure of 1963 which requires counsel at bail hearings. Provides that the Public Defender Bail Reform Grant Program is to be administered by the State Appellate Defender, under the direction of the State Appellate Defender Commission. Provides that the State Appellate Defender shall request funds for this grant program within its annual appropriation. Provides for eligibility and administration of the grant program. Makes other changes. Effective immediately.
<u>SB 1969</u>	E. Sims, Jr.	judicial vacancies-time	Amends the Judicial Vacancies Act. Provides that vacancies authorized to be filled by a specified provision shall be filled within 90 days in a specified manner.