



Sen. Suzy Glowiak Hilton

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10300HB2394sam002

LRB103 28365 SPS 65255 a

1 AMENDMENT TO HOUSE BILL 2394

2 AMENDMENT NO. _____. Amend House Bill 2394, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois Administrative Procedure Act is
6 amended by adding Section 5-45.35 as follows:

7 (5 ILCS 100/5-45.35 new)

8 Sec. 5-45.35. Emergency rulemaking; this amendatory Act of
9 the 103rd General Assembly. To provide for the expeditious and
10 timely implementation of this amendatory Act of the 103rd
11 General Assembly, emergency rules implementing this amendatory
12 Act of the 103rd General Assembly may be adopted in accordance
13 with Section 5-45 by the Department of Financial and
14 Professional Regulation. The adoption of emergency rules
15 authorized by Section 5-45 and this Section is deemed to be
16 necessary for the public interest, safety, and welfare.

1 This Section is repealed one year after the effective date
2 of this amendatory Act of the 103rd General Assembly.

3 Section 10. The Department of Professional Regulation Law
4 of the Civil Administrative Code of Illinois is amended by
5 adding Section 2105-380 as follows:

6 (20 ILCS 2105/2105-380 new)

7 Sec. 2105-380. Extension of expiration dates or renewal
8 periods for specified licenses, registrations, or
9 certificates.

10 (a) If the Secretary finds that there is a significant
11 operational need to do so or that it is necessary to do so to
12 avoid undue hardship on a class of individuals whose
13 professional licenses, registrations, or certificates are
14 issued by the Department, then the Secretary shall extend the
15 expiration date or renewal period of the license,
16 registration, or certificate of those individuals for a period
17 not to exceed the standard renewal period for those licenses,
18 registrations, or certificates. Factors that may be considered
19 by the Secretary when determining whether to extend the
20 expiration date or renewal period shall include, but are not
21 limited to:

22 (1) the number of applications pending;

23 (2) the percentage of applicants or licensees,
24 registrants, or certificate holders waiting for Department

1 action on their applications compared to the number of
2 licensees, registrants, or certificate holders in the
3 profession;

4 (3) the number of licenses, registrations, or
5 certificates that have expired while pending Department
6 action on renewal;

7 (4) whether there is a shortage of licensees,
8 registrants, or certificate holders providing the
9 professional service;

10 (5) the potential impact on the Department's
11 operational budget; and

12 (6) any other licensing-related factors that are
13 deemed relevant by the Department and are prescribed by
14 rule.

15 (b) The Secretary shall waive the payment of late fees for
16 a licensee, registrant, or certificate holder in a profession
17 whose expiration date or renewal period has been extended
18 under this Section and in those cases where Department
19 processing delays result in the expiration of a license,
20 registration, or certificate.

21 (c) The Department may adopt rules or emergency rules to
22 implement and administer this Section.

23 (d) This Section is repealed one year after the effective
24 date of this amendatory Act of the 103rd General Assembly.

25 Section 15. The Illinois Procurement Code is amended by

1 adding Section 20-25.2 as follows:

2 (30 ILCS 500/20-25.2 new)

3 Sec. 20-25.2. Procurement of licensing software by the
4 Department of Financial and Professional Regulation.

5 (a) Notwithstanding any other provision of this Code or
6 any law to the contrary, the Department of Financial and
7 Professional Regulation shall identify a method of source
8 selection that will make it possible to implement a software
9 solution to support the Department's mandates to enforce the
10 professional licensing Acts that it administers and rules
11 adopted under those Acts. The source selection method
12 identified by the Department is not limited to those otherwise
13 set forth in this Code. The software solution selected by the
14 Department shall electronically provide for the issuance of
15 licenses, registrations, or certificates issued by the
16 Department in accordance with the professional Acts and rules
17 that it administers, shall provide for the electronic
18 processing of license, registration, or certificate fees and
19 fine payments, shall interface with third-party applications
20 necessary for the fulfillment of licensing requirements, shall
21 provide applicants and licensees, registrants, or certificate
22 holders with online access to license, registration, or
23 certificate status and history, and shall provide for
24 oversight and enforcement of the professional Acts
25 administered by the Department.

1 (b) The method of source selection shall be by an
2 expedited, competitive process approved by the Department's
3 Chief Procurement Officer. All potential contractors shall be
4 registered in the Illinois Procurement Gateway vendor portal
5 prior to contract execution.

6 (c) Except for Sections 5-5, 5-7, 10-10, 20-80, 20-120,
7 20-155, 20-160, and 25-60 and Article 50 of this Code and any
8 rules adopted under those Sections and Article, this Code does
9 not apply to procurements required by this Section
10 notwithstanding any other provision of this Code or any law to
11 the contrary.

12 (d) The contracts for the software solution shall be
13 executed no later than 90 days after the effective date of this
14 amendatory Act of the 103rd General Assembly. Implementation
15 of the software solution shall begin no later than 90 days
16 after the contract execution date.

17 (e) The Department of Financial and Professional
18 Regulation shall consult with the Department of Innovation and
19 Technology to ensure the resulting contracts provide
20 cybersecurity protection and are consistent with information
21 technology standards as determined by the Department of
22 Innovation and Technology. The term of the contracts shall not
23 exceed 10 years.

24 (f) The Department of Financial and Professional
25 Regulation shall publish notice of each contract entered into
26 under this Section in the Procurement Bulletin within 14

1 calendar days after the execution of the contract. The
2 Department's Chief Procurement Officer shall prescribe the
3 form and content of the notice. A copy of the contract shall be
4 made available to the Department's Chief Procurement Officer
5 immediately upon request.

6 (g) This Section is inoperative one year after effective
7 date of this amendatory Act of the 103rd General Assembly.

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