

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Administrative Procedure Act is
5 amended by changing Sections 5-45.56 and 5-45.57 as follows:

6 (5 ILCS 100/5-45.56)

7 (Section scheduled to be repealed on June 5, 2025)

8 Sec. 5-45.56. Emergency rulemaking; Illinois Public Aid
9 Code. To provide for the expeditious and timely implementation
10 of the changes made to the Illinois Public Aid Code by this
11 amendatory Act of the 103rd General Assembly, emergency rules
12 implementing the changes made to that Code by this amendatory
13 Act of the 103rd General Assembly may be adopted in accordance
14 with Section 5-45 by the Department of Healthcare and Family
15 Services, the Department of Human Services, or other
16 departments essential to the implementation of the changes.
17 The adoption of emergency rules authorized by Section 5-45 and
18 this Section is deemed to be necessary for the public
19 interest, safety, and welfare.

20 This Section is repealed on June 5, 2026 ~~one year after the~~
21 ~~effective date of this Section.~~

22 (Source: P.A. 103-588, eff. 6-5-24.)

1 (5 ILCS 100/5-45.57)

2 (Section scheduled to be repealed on June 5, 2025)

3 Sec. 5-45.57. Emergency rulemaking; rate increase for
4 direct support personnel and all frontline personnel. To
5 provide for the expeditious and timely implementation of the
6 changes made to Section 74 of the Mental Health and
7 Developmental Disabilities Administrative Act by this
8 amendatory Act of the 103rd General Assembly, emergency rules
9 implementing the changes made to Section 74 of the Mental
10 Health and Developmental Disabilities Administrative Act by
11 this amendatory Act of the 103rd General Assembly may be
12 adopted in accordance with Section 5-45 by the Department of
13 Human Services. The adoption of emergency rules authorized by
14 Section 5-45 and this Section is deemed to be necessary for the
15 public interest, safety, and welfare.

16 This Section is repealed on June 5, 2026 ~~one year after the~~
17 ~~effective date of this Section.~~

18 (Source: P.A. 103-588, eff. 6-5-24.)

19 Section 10. The Illinois Act on the Aging is amended by
20 changing Sections 7.09 and 8.10 as follows:

21 (20 ILCS 105/7.09) (from Ch. 23, par. 6107.09)

22 Sec. 7.09. The Council shall have the following powers and
23 duties:

24 (1) review and comment upon reports of the Department

1 to the Governor and the General Assembly;

2 (2) prepare and submit to the Governor, the General
3 Assembly and the Director an annual report evaluating the
4 level and quality of all programs, services and facilities
5 provided to the aging by State agencies;

6 (3) review and comment upon the comprehensive state
7 plan prepared by the Department;

8 (4) review and comment upon disbursements by the
9 Department of public funds to private agencies;

10 (5) recommend candidates to the Governor for
11 appointment as Director of the Department;

12 (6) consult with the Director regarding the operations
13 of the Department; and

14 (7) review and support implementation of the
15 Commission's recommendations as identified in the
16 Commission's final report ~~Second Report~~, which shall be
17 issued no later than March 30, 2026 ~~2025~~.

18 The requirement for reporting to the General Assembly
19 shall be satisfied by filing copies of the report as required
20 by Section 3.1 of the General Assembly Organization Act, and
21 filing such additional copies with the State Government Report
22 Distribution Center for the General Assembly as is required
23 under paragraph (t) of Section 7 of the State Library Act.

24 (Source: P.A. 102-885, eff. 5-16-22.)

25 (20 ILCS 105/8.10)

1 (Section scheduled to be repealed on May 16, 2025)

2 Sec. 8.10. The Illinois Commission on LGBTQ Aging.

3 (a) Commission purpose. The Commission is created to
4 investigate, analyze, and study the health, housing,
5 financial, psychosocial, home-and-community-based services,
6 assisted living, and long-term care needs of LGBTQ older
7 adults and their caregivers. The Commission shall make
8 recommendations to improve access to benefits, services, and
9 supports for LGBTQ older adults and their caregivers. The
10 Commission, in formulating its recommendations, shall take
11 into account the best policies and practices in other states
12 and jurisdictions. Specifically, the Commission shall:

13 (1) Examine the impact of State and local laws,
14 policies, and regulations on LGBTQ older adults and make
15 recommendations to ensure equitable access, treatment,
16 care and benefits, and overall quality of life.

17 (2) Examine best practices for increasing access,
18 reducing isolation, preventing abuse and exploitation,
19 promoting independence and self-determination,
20 strengthening caregiving, eliminating disparities, and
21 improving overall quality of life for LGBTQ older adults.

22 (3) Examine the impact of race, ethnicity, sex
23 assigned at birth, socioeconomic status, disability,
24 sexual orientation, gender identity, and other
25 characteristics on access to services for LGBTQ older
26 adults and make recommendations to ensure equitable

1 access, treatment, care, and benefits and overall quality
2 of life.

3 (4) Examine the experiences and needs of LGBTQ older
4 adults living with HIV/AIDS and make recommendations to
5 ensure equitable access, treatment, care, benefits, and
6 overall quality of life.

7 (5) Examine strategies to increase provider awareness
8 of the needs of LGBTQ older adults and their caregivers
9 and to improve the competence of and access to treatment,
10 services, and ongoing care, including preventive care.

11 (6) Examine the feasibility of developing statewide
12 training curricula to improve provider competency in the
13 delivery of culturally responsive health, housing, and
14 long-term support services to LGBTQ older adults and their
15 caregivers.

16 (7) Assess the funding and programming needed to
17 enhance services to the growing population of LGBTQ older
18 adults.

19 (8) Examine whether certain policies and practices, or
20 the absence thereof, promote the premature admission of
21 LGBTQ older adults to institutional care, and examine
22 whether potential cost-savings exist for LGBTQ older
23 adults as a result of providing lower cost and culturally
24 responsive home and community-based alternatives to
25 institutional care.

26 (9) Examine outreach protocols to reduce apprehension

1 among LGBTQ older adults and caregivers of utilizing
2 mainstream providers.

3 (10) Evaluate the implementation status of Public Act
4 101-325.

5 (11) Evaluate the implementation status of Public Act
6 102-543, examine statewide strategies for the collection
7 of sexual orientation and gender identity data and the
8 impact of these strategies on the provision of services to
9 LGBTQ older adults, and conduct a statewide survey
10 designed to approximate the number of LGBTQ older adults
11 in the State and collect demographic information (if
12 resources allow for the implementation of a survey
13 instrument).

14 (b) Commission members.

15 (1) The Commission shall include at least all of the
16 following persons who must be appointed by the Governor
17 within 60 days after the effective date of this amendatory
18 Act of the 102nd General Assembly:

19 (A) one member from a statewide organization that
20 advocates for older adults;

21 (B) one member from a national organization that
22 advocates for LGBTQ older adults;

23 (C) one member from a community-based, multi-site
24 healthcare organization founded to serve LGBTQ people;

25 (D) the director of senior services from a
26 community center serving LGBTQ people, or the

1 director's designee;

2 (E) one member from an HIV/AIDS service
3 organization;

4 (F) one member from an organization that is a
5 project incubator and think tank that is focused on
6 action that leads to improved outcomes and
7 opportunities for LGBTQ communities;

8 (G) one member from a labor organization that
9 provides care and services for older adults in
10 long-term care facilities;

11 (H) one member from a statewide association
12 representing long-term care facilities;

13 (I) 5 members from organizations that serve Black,
14 Asian-American, Pacific Islander, Indigenous, or
15 Latinx LGBTQ people;

16 (J) one member from a statewide organization for
17 people with disabilities; and

18 (K) 10 LGBTQ older adults, including at least:

19 (i) 3 members who are transgender or
20 gender-expansive individuals;

21 (ii) 2 members who are older adults living
22 with HIV;

23 (iii) one member who is Two-Spirit;

24 (iv) one member who is an African-American or
25 Black individual;

26 (v) one member who is a Latinx individual;

1 (vi) one member who is an Asian-American or
2 Pacific Islander individual; and

3 (vii) one member who is an ethnically diverse
4 individual.

5 (2) The following State agencies shall each designate
6 one representative to serve as an ex officio member of the
7 Commission: the Department, the Department of Public
8 Health, the Department of Human Services, the Department
9 of Healthcare and Family Services, and the Department of
10 Veterans' Affairs.

11 (3) Appointing authorities shall ensure, to the
12 maximum extent practicable, that the Commission is diverse
13 with respect to race, ethnicity, age, sexual orientation,
14 gender identity, gender expression, and geography.

15 (4) Members of the Commission shall serve until this
16 Section is repealed. Members shall continue to serve until
17 their successors are appointed. Any vacancy shall be
18 filled by the appointing authority. Any vacancy occurring
19 other than by the dissolution of the Commission shall be
20 filled for the balance of the unexpired term. Members of
21 the Commission shall serve without compensation but shall
22 be reimbursed for expenses necessarily incurred in the
23 performance of their duties.

24 (c) Commission organization. The Commission shall provide
25 for its organization and procedure, including selection of the
26 chairperson and vice-chairperson. A majority of the Commission

1 shall constitute a quorum for the transaction of business.
2 Administrative and other support for the Commission shall be
3 provided by the Department. Any State agency under the
4 jurisdiction of the Governor shall provide testimony and
5 information as directed by the Commission.

6 (d) Meetings and reports. The Commission shall:

7 (1) Hold at least one public meeting per quarter.
8 Public meetings may be virtually conducted.

9 (2) Prepare and ~~No later than March 30, 2023,~~ submit
10 an annual report ~~a First Report~~ to the Governor, the
11 Illinois General Assembly, the Director, and the Illinois
12 Council on Aging that details the progress made toward
13 achieving the Commission's stated objectives and that
14 contains findings and recommendations, including any
15 recommended legislation. The annual report ~~First Report~~
16 shall be made available to the public on the Department's
17 publicly accessible website.

18 (3) Submit, by no later than March 30, 2026, ~~No later~~
19 ~~than March 30, 2025,~~ submit a final report ~~Second Report~~
20 in the same manner as an annual report, detailing the work
21 the Commission has done since its inception and providing
22 ~~the First Report, containing updates to~~ the findings and
23 recommendations, including any recommended legislation
24 ~~contained in the First Report.~~ The final report ~~Second~~
25 ~~Report~~ shall be made available to the public on the
26 Department's publicly accessible website.

1 The Department and Commission may collaborate with an
2 institution of higher education in Illinois to compile the
3 reports required under this Section ~~First Report and Second~~
4 ~~Report.~~

5 (e) This Section is repealed May 16, 2026 ~~3 years after the~~
6 ~~effective date of this amendatory Act of the 102nd General~~
7 ~~Assembly.~~

8 (Source: P.A. 102-885, eff. 5-16-22.)

9 Section 15. The Department of Commerce and Economic
10 Opportunity Law of the Civil Administrative Code of Illinois
11 is amended by changing Section 605-1110 as follows:

12 (20 ILCS 605/605-1110)

13 (Section scheduled to be repealed on January 1, 2025)

14 Sec. 605-1110. Student Career Development Liability
15 Insurance Advisory Committee.

16 (a) The Student Career Development Liability Insurance
17 Advisory Committee is hereby created within the Department of
18 Commerce and Economic Opportunity. The Committee shall issue a
19 report to the Governor and the General Assembly containing
20 recommendations for providing liability insurance to (i)
21 public high school students who participate in a career
22 development experience or apprenticeship program and community
23 college students who participate in a career development
24 experience or apprenticeship program and (ii) public school

1 teachers who participate in externship programs and community
2 college faculty who participate in externship programs. The
3 report shall be submitted to the Governor and the General
4 Assembly no later than December 31, 2023. The Department of
5 Commerce and Economic Opportunity shall provide administrative
6 support to the Committee.

7 (b) The Student Career Development Liability Insurance
8 Advisory Committee shall consist of the following members:

9 (1) the Director of Commerce and Economic Opportunity
10 or his or her designee;

11 (2) one member representing the State Board of
12 Education, appointed by the State Superintendent of
13 Education;

14 (3) one member representing the Illinois Community
15 College Board, appointed by the Chairman of the Illinois
16 Community College Board;

17 (4) one member of the General Assembly, appointed by
18 the Speaker of the House of Representatives;

19 (5) one member of the General Assembly, appointed by
20 the House Minority Leader;

21 (6) one member of the General Assembly, appointed by
22 the Senate President;

23 (7) one member of the General Assembly, appointed by
24 the Senate Minority Leader;

25 (8) 2 members of a statewide association representing
26 manufacturers, appointed by the Governor;

1 (9) 2 members of a statewide association representing
2 the insurance industry, appointed by the Governor; and

3 (10) 2 members who represent unionized State
4 employees, appointed by the Governor.

5 Members of the Committee shall serve without compensation
6 but may be reimbursed for necessary expenses incurred in the
7 performance of their duties. Vacancies on the Committee shall
8 be filled by the original appointing authority.

9 (c) This Section is repealed on January 1, 2026 ~~2025~~.

10 (Source: P.A. 103-353, eff. 7-28-23.)

11 Section 20. The Department of Transportation Law of the
12 Civil Administrative Code of Illinois is amended by changing
13 Section 2705-211 as follows:

14 (20 ILCS 2705/2705-211)

15 (Section scheduled to be repealed on January 1, 2026)

16 Sec. 2705-211. Zero Traffic Fatalities Task Force.

17 (a) On or before July 1, 2025 ~~2024~~, the Secretary of
18 Transportation shall establish and convene the Zero Traffic
19 Fatalities Task Force to develop a structured, coordinated
20 process for early engagement of all parties to develop
21 policies to reduce traffic fatalities to zero.

22 (b) The members of the Task Force shall include:

23 (1) the Secretary of Transportation, or the
24 Secretary's designee, who shall serve as Chair of the Task

1 Force;

2 (2) the Director of State Police, or the Director's
3 designee;

4 (3) the Secretary of State, or the Secretary's
5 designee;

6 (4) the Director of Public Health, or the Director's
7 designee;

8 (5) a member from 3 different public universities in
9 this State, appointed by the Governor;

10 (6) a representative of a statewide motorcycle safety
11 organization, appointed by the Governor;

12 (7) a representative of a statewide motorist service
13 membership organization, appointed by the Governor;

14 (8) a representative of a statewide transportation
15 advocacy organization, appointed by the Governor;

16 (9) a representative of a bicycle safety organization,
17 appointed by the Governor;

18 (10) a representative of a statewide organization
19 representing municipalities, appointed by the Governor;

20 and

21 (11) a representative of a statewide labor
22 organization, appointed by the Governor.

23 (c) The Secretary of Transportation shall prepare and
24 submit a report of findings based on the Zero Traffic
25 Fatalities Task Force's efforts to the General Assembly on or
26 before January 1, 2026 ~~2025~~. The report shall include, but is

1 not limited to, a detailed analysis of the following issues:

2 (1) The existing process for establishing speed
3 limits, including a detailed discussion on where speed
4 limits are allowed to deviate from the 85th percentile.

5 (2) Existing policies on how to reduce speeds on local
6 streets and roads.

7 (3) A recommendation as to whether an alternative to
8 the use of the 85th percentile as a method for determining
9 speed limits should be considered, and if so, what
10 alternatives should be looked at.

11 (4) Engineering recommendations on how to increase
12 vehicular, pedestrian, and bicycle safety.

13 (5) Additional steps that can be taken to eliminate
14 vehicular, pedestrian, and bicycle fatalities on the road.

15 (6) Existing reports and analyses on calculating the
16 85th percentile at the local, State, national, and
17 international levels.

18 (7) Usage of the 85th percentile in urban and rural
19 settings.

20 (8) How local bicycle and pedestrian plans affect the
21 85th percentile.

22 (d) This Section is repealed on January 1, 2027 ~~2026~~.

23 (Source: P.A. 103-295, eff. 7-28-23.)

24 Section 25. The Illinois Power Agency Act is amended by
25 changing Section 1-130 as follows:

1 (20 ILCS 3855/1-130)

2 (Section scheduled to be repealed on January 1, 2025)

3 Sec. 1-130. Home rule preemption.

4 (a) The authorization to impose any new taxes or fees
5 specifically related to the generation of electricity by, the
6 capacity to generate electricity by, or the emissions into the
7 atmosphere by electric generating facilities after the
8 effective date of this Act is an exclusive power and function
9 of the State. A home rule unit may not levy any new taxes or
10 fees specifically related to the generation of electricity by,
11 the capacity to generate electricity by, or the emissions into
12 the atmosphere by electric generating facilities after the
13 effective date of this Act. This Section is a denial and
14 limitation on home rule powers and functions under subsection
15 (g) of Section 6 of Article VII of the Illinois Constitution.

16 (b) This Section is repealed on January 1, 2026 ~~2025~~.

17 (Source: P.A. 102-671, eff. 11-30-21; 102-1109, eff. 12-21-22;
18 103-563, eff. 11-17-23.)

19 Section 30. The Illinois Income Tax Act is amended by
20 changing Section 231 as follows:

21 (35 ILCS 5/231)

22 Sec. 231. Apprenticeship education expense credit.

23 (a) As used in this Section:

1 "Department" means the Department of Commerce and Economic
2 Opportunity.

3 "Employer" means an Illinois taxpayer who is the employer
4 of the qualifying apprentice.

5 "Qualifying apprentice" means an individual who: (i) is a
6 resident of the State of Illinois; (ii) is at least 16 years
7 old at the close of the school year for which a credit is
8 sought; (iii) during the school year for which a credit is
9 sought, was a full-time apprentice enrolled in an
10 apprenticeship program which is registered with the United
11 States Department of Labor, Office of Apprenticeship; and (iv)
12 is employed in Illinois by the taxpayer who is the employer.

13 "Qualified education expense" means the amount incurred on
14 behalf of a qualifying apprentice not to exceed \$3,500 for
15 tuition, book fees, and lab fees at the school or community
16 college in which the apprentice is enrolled during the regular
17 school year.

18 "School" means any public or nonpublic secondary school in
19 Illinois that is: (i) an institution of higher education that
20 provides a program that leads to an industry-recognized
21 postsecondary credential or degree; (ii) an entity that
22 carries out programs registered under the federal National
23 Apprenticeship Act; or (iii) another public or private
24 provider of a program of training services, which may include
25 a joint labor-management organization.

26 (b) For taxable years beginning on or after January 1,

1 2020, and beginning on or before January 1, 2026 ~~2025~~, the
2 employer of one or more qualifying apprentices shall be
3 allowed a credit against the tax imposed by subsections (a)
4 and (b) of Section 201 of the Illinois Income Tax Act for
5 qualified education expenses incurred on behalf of a
6 qualifying apprentice. The credit shall be equal to 100% of
7 the qualified education expenses, but in no event may the
8 total credit amount awarded to a single taxpayer in a single
9 taxable year exceed \$3,500 per qualifying apprentice. A
10 taxpayer shall be entitled to an additional \$1,500 credit
11 against the tax imposed by subsections (a) and (b) of Section
12 201 of the Illinois Income Tax Act if (i) the qualifying
13 apprentice resides in an underserved area as defined in
14 Section 5-5 of the Economic Development for a Growing Economy
15 Tax Credit Act during the school year for which a credit is
16 sought by an employer or (ii) the employer's principal place
17 of business is located in an underserved area, as defined in
18 Section 5-5 of the Economic Development for a Growing Economy
19 Tax Credit Act. In no event shall a credit under this Section
20 reduce the taxpayer's liability under this Act to less than
21 zero. For taxable years ending before December 31, 2023, for
22 partners, shareholders of Subchapter S corporations, and
23 owners of limited liability companies, if the liability
24 company is treated as a partnership for purposes of federal
25 and State income taxation, there shall be allowed a credit
26 under this Section to be determined in accordance with the

1 determination of income and distributive share of income under
2 Sections 702 and 704 and Subchapter S of the Internal Revenue
3 Code. For taxable years ending on or after December 31, 2023,
4 partners and shareholders of subchapter S corporations are
5 entitled to a credit under this Section as provided in Section
6 251.

7 (c) The Department shall implement a program to certify
8 applicants for an apprenticeship credit under this Section.
9 Upon satisfactory review, the Department shall issue a tax
10 credit certificate to an employer incurring costs on behalf of
11 a qualifying apprentice stating the amount of the tax credit
12 to which the employer is entitled. If the employer is seeking a
13 tax credit for multiple qualifying apprentices, the Department
14 may issue a single tax credit certificate that encompasses the
15 aggregate total of tax credits for qualifying apprentices for
16 a single employer.

17 (d) The Department, in addition to those powers granted
18 under the Civil Administrative Code of Illinois, is granted
19 and shall have all the powers necessary or convenient to carry
20 out and effectuate the purposes and provisions of this
21 Section, including, but not limited to, power and authority
22 to:

23 (1) Adopt rules deemed necessary and appropriate for
24 the administration of this Section; establish forms for
25 applications, notifications, contracts, or any other
26 agreements; and accept applications at any time during the

1 year and require that all applications be submitted via
2 the Internet. The Department shall require that
3 applications be submitted in electronic form.

4 (2) Provide guidance and assistance to applicants
5 pursuant to the provisions of this Section and cooperate
6 with applicants to promote, foster, and support job
7 creation within the State.

8 (3) Enter into agreements and memoranda of
9 understanding for participation of and engage in
10 cooperation with agencies of the federal government, units
11 of local government, universities, research foundations or
12 institutions, regional economic development corporations,
13 or other organizations for the purposes of this Section.

14 (4) Gather information and conduct inquiries, in the
15 manner and by the methods it deems desirable, including,
16 without limitation, gathering information with respect to
17 applicants for the purpose of making any designations or
18 certifications necessary or desirable or to gather
19 information in furtherance of the purposes of this Act.

20 (5) Establish, negotiate, and effectuate any term,
21 agreement, or other document with any person necessary or
22 appropriate to accomplish the purposes of this Section,
23 and consent, subject to the provisions of any agreement
24 with another party, to the modification or restructuring
25 of any agreement to which the Department is a party.

26 (6) Provide for sufficient personnel to permit

1 administration, staffing, operation, and related support
2 required to adequately discharge its duties and
3 responsibilities described in this Section from funds made
4 available through charges to applicants or from funds as
5 may be appropriated by the General Assembly for the
6 administration of this Section.

7 (7) Require applicants, upon written request, to issue
8 any necessary authorization to the appropriate federal,
9 State, or local authority or any other person for the
10 release to the Department of information requested by the
11 Department, including, but not be limited to, financial
12 reports, returns, or records relating to the applicant or
13 to the amount of credit allowable under this Section.

14 (8) Require that an applicant shall, at all times,
15 keep proper books of record and account in accordance with
16 generally accepted accounting principles consistently
17 applied, with the books, records, or papers related to the
18 agreement in the custody or control of the applicant open
19 for reasonable Department inspection and audits,
20 including, without limitation, the making of copies of the
21 books, records, or papers.

22 (9) Take whatever actions are necessary or appropriate
23 to protect the State's interest in the event of
24 bankruptcy, default, foreclosure, or noncompliance with
25 the terms and conditions of financial assistance or
26 participation required under this Section or any agreement

1 entered into under this Section, including the power to
2 sell, dispose of, lease, or rent, upon terms and
3 conditions determined by the Department to be appropriate,
4 real or personal property that the Department may recover
5 as a result of these actions.

6 (e) The Department, in consultation with the Department of
7 Revenue, shall adopt rules to administer this Section. The
8 aggregate amount of the tax credits that may be claimed under
9 this Section for qualified education expenses incurred by an
10 employer on behalf of a qualifying apprentice shall be limited
11 to \$5,000,000 per calendar year. If applications for a greater
12 amount are received, credits shall be allowed on a first-come
13 first-served basis, based on the date on which each properly
14 completed application for a certificate of eligibility is
15 received by the Department. If more than one certificate is
16 received on the same day, the credits will be awarded based on
17 the time of submission for that particular day.

18 (f) An employer may not sell or otherwise transfer a
19 credit awarded under this Section to another person or
20 taxpayer.

21 (g) The employer shall provide the Department such
22 information as the Department may require, including but not
23 limited to: (i) the name, age, and taxpayer identification
24 number of each qualifying apprentice employed by the taxpayer
25 during the taxable year; (ii) the amount of qualified
26 education expenses incurred with respect to each qualifying

1 apprentice; and (iii) the name of the school at which the
2 qualifying apprentice is enrolled and the qualified education
3 expenses are incurred.

4 (h) On or before July 1 of each year, the Department shall
5 report to the Governor and the General Assembly on the tax
6 credit certificates awarded under this Section for the prior
7 calendar year. The report must include:

8 (1) the name of each employer awarded or allocated a
9 credit;

10 (2) the number of qualifying apprentices for whom the
11 employer has incurred qualified education expenses;

12 (3) the North American Industry Classification System
13 (NAICS) code applicable to each employer awarded or
14 allocated a credit;

15 (4) the amount of the credit awarded or allocated to
16 each employer;

17 (5) the total number of employers awarded or allocated
18 a credit;

19 (6) the total number of qualifying apprentices for
20 whom employers receiving credits under this Section
21 incurred qualified education expenses; and

22 (7) the average cost to the employer of all
23 apprenticeships receiving credits under this Section.

24 (Source: P.A. 102-558, eff. 8-20-21; 103-396, eff. 1-1-24.)

25 Section 35. The Counties Code is amended by changing

1 Section 3-4013 as follows:

2 (55 ILCS 5/3-4013)

3 (Section scheduled to be repealed on December 31, 2024)

4 Sec. 3-4013. Public Defender Quality Defense Task Force.

5 (a) The Public Defender Quality Defense Task Force is
6 established to: (i) examine the current caseload and determine
7 the optimal caseload for public defenders in the State; (ii)
8 examine the quality of legal services being offered to
9 defendants by public defenders of the State; (iii) make
10 recommendations to improve the caseload of public defenders
11 and quality of legal services offered by public defenders; and
12 (iv) provide recommendations to the General Assembly and
13 Governor on legislation to provide for an effective public
14 defender system throughout the State and encourage the active
15 and substantial participation of the private bar in the
16 representation of accused people.

17 (b) The following members shall be appointed to the Task
18 Force by the Governor no later than 30 days after the effective
19 date of this amendatory Act of the 102nd General Assembly:

20 (1) 2 assistant public defenders from the Office of
21 the Cook County Public Defender.

22 (2) 5 public defenders or assistant public defenders
23 from 5 counties other than Cook County.

24 (3) One Cook County circuit judge experienced in the
25 litigation of criminal law matters.

1 (4) One circuit judge from outside of Cook County
2 experienced in the litigation of criminal law matters.

3 (5) One representative from the Office of the State
4 Appellate Defender.

5 Task Force members shall serve without compensation but
6 may be reimbursed for their expenses incurred in performing
7 their duties. If a vacancy occurs in the Task Force
8 membership, the vacancy shall be filled in the same manner as
9 the original appointment for the remainder of the Task Force.

10 (c) The Task Force shall hold a minimum of 2 public
11 hearings. At the public hearings, the Task Force shall take
12 testimony of public defenders, former criminal defendants
13 represented by public defenders, and any other person the Task
14 Force believes would aid the Task Force's examination and
15 recommendations under subsection (a). The Task may meet as
16 such other times as it deems appropriate.

17 (d) The Office of the State Appellate Defender shall
18 provide administrative and other support to the Task Force.

19 (e) The Task Force shall prepare a report that summarizes
20 its work and makes recommendations resulting from its study.
21 The Task Force shall submit the report of its findings and
22 recommendations to the Governor and the General Assembly no
23 later than December 31, 2023.

24 (f) This Section is repealed on January 1, 2026 ~~December~~
25 ~~31, 2024~~.

26 (Source: P.A. 102-430, eff. 8-20-21; 102-1104, eff. 12-6-22.)

1 Section 40. The Park Commissioners Land Sale Act is
2 amended by changing Section 20 as follows:

3 (70 ILCS 1235/20)

4 (Section scheduled to be repealed on January 1, 2025)

5 Sec. 20. Elliot Golf Course.

6 (a) Notwithstanding any other provision of law, the
7 Rockford Park District may sell all or part of the property
8 containing the former Elliot Golf Course or other property
9 adjacent thereto if:

10 (1) the board of commissioners of the Rockford Park
11 District authorizes the sale by a vote of 80% or more of
12 all commissioners in office at the time of the vote; and

13 (2) the sale price equals or exceeds the average of 3
14 independent appraisals commissioned by the Rockford Park
15 District.

16 (b) The sale may be performed in a single transaction or
17 multiple independent transactions and to one or more buyers.

18 (c) The Public Works Department of the City of Rockford
19 shall have the right to review any proposed development plan
20 that is submitted to the Village of Cherry Valley for the
21 properties described in this Section in order to confirm that
22 the proposed development plan does not adversely impact
23 drainage, water detention, or flooding on the property legally
24 described in the perpetual flowage easement recorded as

1 Document Number 9509260 in the Office of the Winnebago County
2 Recorder on March 17, 1995. The Public Works Department of the
3 City of Rockford shall complete its review of any proposed
4 development plan under this subsection (c) within 45 days
5 after its receipt of that plan from the Village of Cherry
6 Valley.

7 (d) This Section is repealed January 1, 2026 ~~2025~~.

8 (Source: P.A. 102-923, eff. 5-27-22.)

9 Section 43. The Out-of-State Person Subject to Involuntary
10 Admission on an Inpatient Basis Mental Health Treatment Act is
11 amended by changing Section 45 as follows:

12 (405 ILCS 110/45)

13 (Section scheduled to be repealed on January 1, 2025)

14 Sec. 45. Repeal. This Act is repealed on January 1, 2026
15 ~~2025~~.

16 (Source: P.A. 100-12, eff. 7-1-17; 101-472, eff. 8-23-19.)

17 Section 45. The Reimagine Public Safety Act is amended by
18 changing Section 35-25 as follows:

19 (430 ILCS 69/35-25)

20 Sec. 35-25. Integrated violence prevention and other
21 services.

22 (a) Subject to appropriation, for municipalities with

1 1,000,000 or more residents, the Office of Firearm Violence
2 Prevention shall make grants to violence prevention
3 organizations for evidence-based violence prevention services.
4 Approved technical assistance and training providers shall
5 create learning communities for the exchange of information
6 between community-based organizations in the same or similar
7 fields. Firearm violence prevention organizations shall
8 prioritize individuals at the highest risk of firearm violence
9 victimization and provide these individuals with
10 evidence-based comprehensive services that reduce their
11 exposure to chronic firearm violence.

12 (a-5) Grants may be awarded under this Act to Reimagine
13 Public Safety grantees or their subgrantees to provide any one
14 or more of the following services to Reimagine Public Safety
15 program participants or credible messengers:

16 (1) Behavioral health services, including clinical
17 interventions, crisis interventions, and group counseling
18 supports, such as peer support groups, social-emotional
19 learning supports, including skill building for anger
20 management, de-escalation, sensory stabilization, coping
21 strategies, and thoughtful decision-making, short-term
22 clinical individual sessions, psycho-social assessments,
23 and motivational interviewing.

24 (A) Funds awarded under this paragraph may be used
25 for behavioral health services until July 1, 2025
26 ~~2024~~.

1 (B) Any community violence prevention service
2 provider being reimbursed from funds awarded under
3 this paragraph for behavioral health services must
4 also file a plan to become Medicaid certified for
5 violence prevention-community support team services
6 under the Illinois Medicaid program on or before July
7 1, 2025 ~~2024~~.

8 (2) Capacity-building services, including
9 administrative and programmatic support, services, and
10 resources, such as subcontract development, budget
11 development, grant monitoring and reporting, and fiscal
12 sponsorship. Capacity-building services financed with
13 grants awarded under this Act may also include intensive
14 training and technical assistance focused on Community
15 Violence Intervention (CVI) not-for-profit business
16 operations, best practice delivery of firearm violence
17 prevention services, and assistance with administering and
18 meeting fiscal reporting or auditing requirements.
19 Capacity-building services financed with grants awarded
20 under this Act must be directed to a current or potential
21 Reimagine Public Safety firearm violence prevention
22 provider and cannot exceed 20% of potential funds awarded
23 to the relevant provider or future provider.

24 (3) Legal aid services, including funding for staff
25 attorneys and paralegals to provide education, training,
26 legal services, and advocacy for program recipients. Legal

1 aid services that may be provided with grant funds awarded
2 under this Act include "Know Your Rights" clinics,
3 trainings targeting returning citizens and families
4 impacted by incarceration, and long-term legal efforts
5 addressing expungement, civil rights, family law, housing,
6 employment, and victim rights. Legal aid services provided
7 with grant funds awarded under this Act shall not be
8 directed toward criminal justice issues.

9 (4) Housing services, including grants for emergency
10 and temporary housing for individuals at immediate risk of
11 firearm violence, except that grant funding provided under
12 this paragraph must be directed only toward Reimagine
13 Public Safety program participants.

14 (5) Workforce development services, including grants
15 for job coaching, intensive case management, employment
16 training and placement, and retention services, including
17 the provision of transitional job placements and access to
18 basic certificate training for industry-specific jobs.
19 Training also includes the provision of education-related
20 content, such as financial literacy training, GED
21 preparation, and academic coaching.

22 (6) Re-entry services for individuals exiting the
23 State or county criminal justice systems, if those
24 individuals are either eligible for services under this
25 Act as participants or are individuals who can make an
26 immediate contribution to mediate neighborhood conflicts

1 if they receive stabilizing services. Re-entry services
2 financed with grants awarded under this Act include all
3 services authorized under this Act, including services
4 listed in this subsection.

5 (7) Victim services, including assessments and
6 screening of victim needs, planning sessions related to
7 assessments, service planning and goal setting, assessing
8 intervention needs, notifying and navigating participants
9 through public agency processes for victim compensation,
10 crisis intervention, emergency financial assistance,
11 transportation, medical care, stable housing, and shelter,
12 assessment and linkage to public benefits, and relocation
13 services.

14 (b) In the geographic areas they serve, violence
15 prevention organizations shall develop expertise in:

16 (1) Analyzing and leveraging data to identify the
17 individuals who will most benefit from evidence-based
18 violence prevention services in their geographic areas.

19 (2) Identifying the conflicts that are responsible for
20 recurring violence.

21 (3) Having relationships with individuals who are most
22 able to reduce conflicts.

23 (4) Addressing the stabilization and trauma recovery
24 needs of individuals impacted by violence by providing
25 direct services for their unmet needs or referring them to
26 other qualified service providers.

1 (5) Having and building relationships with community
2 members and community organizations that provide
3 evidence-based violence prevention services and get
4 referrals of people who will most benefit from
5 evidence-based violence prevention services in their
6 geographic areas.

7 (6) Providing training and technical assistance to
8 local law enforcement agencies to improve their
9 effectiveness without having any role, requirement, or
10 mandate to participate in the policing, enforcement, or
11 prosecution of any crime.

12 (c) Violence prevention organizations receiving grants
13 under this Act shall coordinate services with other violence
14 prevention organizations in their area.

15 (d) The Office of Firearm Violence Prevention shall
16 identify, for each separate eligible service area under this
17 Act, an experienced violence prevention organization to serve
18 as the Lead Violence Prevention Convener for that area and
19 provide each Lead Violence Prevention Convener with a grant to
20 coordinate monthly meetings between violence prevention
21 organizations and youth development organizations under this
22 Act. The Lead Violence Prevention Convener may also receive,
23 from the Office of Firearm Violence Prevention, technical
24 assistance or training through approved providers when needs
25 are jointly identified. The Lead Violence Prevention Convener
26 shall:

1 (1) provide the convened organizations with summary
2 notes recommendations made at the monthly meetings to
3 improve the effectiveness of evidence-based violence
4 prevention services based on review of timely data on
5 shootings and homicides in his or her relevant
6 neighborhood;

7 (2) attend monthly meetings where the cause of
8 violence and other neighborhood disputes is discussed and
9 strategize on how to resolve ongoing conflicts and execute
10 on agreed plans;

11 (3) (blank);

12 (4) on behalf of the convened organizations, make
13 consensus recommendations to the Office of Firearm
14 Violence Prevention and local law enforcement on how to
15 reduce violent conflict in his or her neighborhood;

16 (5) meet on an emergency basis when conflicts that
17 need immediate attention and resolution arise;

18 (6) share knowledge and strategies of the community
19 violence dynamic in monthly meetings with local youth
20 development specialists receiving grants under this Act;

21 (7) select when and where needed an approved Office of
22 Violence Prevention-funded technical assistance and
23 training service provider to receive agreed upon services;
24 and

25 (8) after meeting with community residents and other
26 community organizations that have expertise in housing,

1 mental health, economic development, education, and social
2 services, make recommendations to the Office of Firearm
3 Violence Prevention on how to target community
4 revitalization resources available from federal and State
5 funding sources.

6 The Office of Firearm Violence Prevention shall compile
7 recommendations from all Lead Violence Prevention Conveners
8 and report to the General Assembly bi-annually on these
9 funding recommendations. The Lead Violence Prevention Convener
10 may also serve as a violence prevention or youth development
11 provider.

12 (e) The Illinois Office of Firearm Violence Prevention
13 shall select, when possible and appropriate, no fewer than 2
14 and no more than 3 approved technical assistance and training
15 providers to deliver technical assistance and training to the
16 violence prevention organizations that request to receive
17 approved technical assistance and training. Violence
18 prevention organizations shall have the opportunity to select
19 among the approved technical assistance services providers
20 funded by the Office of Firearm Violence Prevention, as long
21 as the technical assistance provider has the capacity to
22 effectively serve the grantees that have selected them. The
23 Department shall make best efforts to accommodate second
24 choices of violence prevention organizations when the violence
25 prevention organizations' first choice does not have capacity
26 to provide technical assistance.

1 (f) Approved technical assistance and training providers
2 may:

3 (1) provide training and certification to violence
4 prevention professionals on how to perform violence
5 prevention services and other professional development to
6 violence prevention professionals.

7 (2) provide management training on how to manage
8 violence prevention professionals;

9 (3) provide training and assistance on how to develop
10 memorandum of understanding for referral services or
11 create approved provider lists for these referral
12 services, or both;

13 (4) share lessons learned among violence prevention
14 professionals and service providers in their network; and

15 (5) provide technical assistance and training on human
16 resources, grants management, capacity building, and
17 fiscal management strategies.

18 (g) Approved technical assistance and training providers
19 shall:

20 (1) provide additional services identified as
21 necessary by the Office of Firearm Violence Prevention and
22 service providers in their network; and

23 (2) receive a base grant of up to \$250,000 plus
24 negotiated service rates to provide group and
25 individualized services to participating violence
26 prevention organizations.

1 (h) (Blank).

2 (i) The Office of Firearm Violence Prevention shall issue
3 grants, when possible and appropriate, to no fewer than 2
4 violence prevention organizations in each of the eligible
5 service areas and no more than 6 organizations. When possible,
6 the Office of Firearm Violence Prevention shall work, subject
7 to eligible applications received, to ensure that grant
8 resources are equitably distributed across eligible service
9 areas. The Office of Firearm Violence Prevention may establish
10 grant award ranges to ensure grants will have the potential to
11 reduce violence in each neighborhood.

12 (j) No violence prevention organization can serve more
13 than 3 eligible service areas unless the Office of Firearm
14 Violence Prevention is unable to identify violence prevention
15 organizations to provide adequate coverage.

16 (k) No approved technical assistance and training provider
17 shall provide evidence-based violence prevention services in
18 an eligible service area under this Act unless the Office of
19 Firearm Violence Prevention is unable to identify qualified
20 violence prevention organizations to provide adequate
21 coverage.

22 (Source: P.A. 102-16, eff. 6-17-21; 102-679, eff. 12-10-21;
23 103-8, eff. 6-7-23.)

24 Section 46. The Illinois Vehicle Code is amended by
25 changing Section 6-308 as follows:

1 (625 ILCS 5/6-308)

2 (Text of Section before amendment by P.A. 103-789)

3 Sec. 6-308. Procedures for traffic violations.

4 (a) Any person cited for violating this Code or a similar
5 provision of a local ordinance for which a violation is a petty
6 offense as defined by Section 5-1-17 of the Unified Code of
7 Corrections, excluding business offenses as defined by Section
8 5-1-2 of the Unified Code of Corrections or a violation of
9 Section 15-111 or subsection (d) of Section 3-401 of this
10 Code, shall not be required to sign the citation for his or her
11 release. All other provisions of this Code or similar
12 provisions of local ordinances shall be governed by the
13 pretrial release provisions of the Illinois Supreme Court
14 Rules when it is not practical or feasible to take the person
15 before a judge to have conditions of pretrial release set or to
16 avoid undue delay because of the hour or circumstances.

17 (b) Whenever a person fails to appear in court, the court
18 may continue the case for a minimum of 30 days and the clerk of
19 the court shall send notice of the continued court date to the
20 person's last known address. If the person does not appear in
21 court on or before the continued court date or satisfy the
22 court that the person's appearance in and surrender to the
23 court is impossible for no fault of the person, the court shall
24 enter an order of failure to appear. The clerk of the court
25 shall notify the Secretary of State, on a report prescribed by

1 the Secretary, of the court's order. The Secretary, when
2 notified by the clerk of the court that an order of failure to
3 appear has been entered, shall immediately suspend the
4 person's driver's license, which shall be designated by the
5 Secretary as a Failure to Appear suspension. The Secretary
6 shall not remove the suspension, nor issue any permit or
7 privileges to the person whose license has been suspended,
8 until notified by the ordering court that the person has
9 appeared and resolved the violation. Upon compliance, the
10 clerk of the court shall present the person with a notice of
11 compliance containing the seal of the court, and shall notify
12 the Secretary that the person has appeared and resolved the
13 violation.

14 (c) Illinois Supreme Court Rules shall govern pretrial
15 release and appearance procedures when a person who is a
16 resident of another state that is not a member of the
17 Nonresident Violator Compact of 1977 is cited for violating
18 this Code or a similar provision of a local ordinance.

19 (Source: P.A. 100-674, eff. 1-1-19; 101-652, eff. 1-1-23.)

20 (Text of Section after amendment by P.A. 103-789)

21 Sec. 6-308. Procedures for traffic violations.

22 (a) Any person cited for violating this Code or a similar
23 provision of a local ordinance for which a violation is a petty
24 offense as defined by Section 5-1-17 of the Unified Code of
25 Corrections, excluding business offenses as defined by Section

1 5-1-2 of the Unified Code of Corrections or a violation of
2 Section 15-111 or subsection (d) of Section 3-401 of this
3 Code, shall not be required to sign the citation for his or her
4 release. All other provisions of this Code or similar
5 provisions of local ordinances shall be governed by the
6 pretrial release provisions of the Illinois Supreme Court
7 Rules when it is not practical or feasible to take the person
8 before a judge to have conditions of pretrial release set or to
9 avoid undue delay because of the hour or circumstances.

10 (b) Whenever a person fails to appear in court, the court
11 may continue the case for a minimum of 30 days and the clerk of
12 the court shall send notice of the continued court date to the
13 person's last known address and, if the clerk of the court
14 elects to establish a system to send text, email, and
15 telephone notifications, may also send notifications to an
16 email address and may send a text message to the person's last
17 known cellular telephone number. If the person does not have a
18 cellular telephone number, the clerk of the court may reach
19 the person by calling the person's last known landline
20 telephone number regarding continued court dates. The notice
21 shall include a statement that a subsequent failure to appear
22 in court could result in a warrant for the defendant's arrest
23 and other significant consequences affecting their driving
24 privileges. If the person does not (i) appear in court on or
25 before the continued court date, (ii) satisfy the charge
26 without a court appearance if allowed by Illinois Supreme

1 Court Rule, or (iii) satisfy the court that the person's
2 appearance in and surrender to the court is impossible for no
3 fault of the person, the court shall enter an ex parte judgment
4 of conviction imposing a single assessment, specified in the
5 applicable assessment Schedule 10, 10.5, or 11 for the charged
6 offense, as provided in the Criminal and Traffic Assessment
7 Act, plus a fine allowed by statute. The clerk of the court
8 shall notify the Secretary of State, in a form and manner
9 prescribed by the Secretary, of the court's order.

10 (c) Illinois Supreme Court Rules shall govern pretrial
11 release and appearance procedures when a person who is a
12 resident of another state that is not a member of the
13 Nonresident Violator Compact of 1977 is cited for violating
14 this Code or a similar provision of a local ordinance.

15 (d) The changes made to this Section by Public Act 103-789
16 ~~this amendatory Act of the 103rd General Assembly~~ apply to
17 each individual whose license was suspended pursuant to this
18 Section from between January 1, 2020 through and June 30, 2025
19 ~~the effective date of this amendatory Act of the 103rd General~~
20 ~~Assembly~~, and the suspension shall be lifted by the Secretary
21 of State without further action by any court.

22 (Source: P.A. 103-789, eff. 1-1-25.)

23 Section 47. The Code of Criminal Procedure of 1963 is
24 amended by changing Section 124A-20 as follows:

1 (725 ILCS 5/124A-20)

2 Sec. 124A-20. Assessment waiver.

3 (a) As used in this Section:

4 "Assessments" means any costs imposed on a criminal
5 defendant under Article 15 of the Criminal and Traffic
6 Assessment Act, but does not include violation of the Illinois
7 Vehicle Code assessments except as provided in subsection
8 (a-5).

9 "Indigent person" means any person who meets one or more
10 of the following criteria:

11 (1) He or she is receiving assistance under one or
12 more of the following means-based governmental public
13 benefits programs: Supplemental Security Income; Aid to
14 the Aged, Blind and Disabled; Temporary Assistance for
15 Needy Families; Supplemental Nutrition Assistance Program;
16 General Assistance; Transitional Assistance; or State
17 Children and Family Assistance.

18 (2) His or her available personal income is 200% or
19 less of the current poverty level, unless the applicant's
20 assets that are not exempt under Part 9 or 10 of Article
21 XII of the Code of Civil Procedure are of a nature and
22 value that the court determines that the applicant is able
23 to pay the assessments.

24 (3) He or she is, in the discretion of the court,
25 unable to proceed in an action with payment of assessments
26 and whose payment of those assessments would result in

1 substantial hardship to the person or his or her family.

2 "Poverty level" means the current poverty level as
3 established by the United States Department of Health and
4 Human Services.

5 (a-5) In a county having a population of more than
6 3,000,000, "assessments" means any costs imposed on a criminal
7 defendant under Article 15 of the Criminal and Traffic
8 Assessment Act, including violation of the Illinois Vehicle
9 Code assessments. This subsection is inoperative on and after
10 July 1, ~~2025~~ 2024.

11 (b) For criminal offenses reflected in Schedules 1, 3, 4,
12 5, 7, and 8 of Article 15 of the Criminal and Traffic
13 Assessment Act, upon the application of any defendant, after
14 the commencement of an action, but no later than 30 days after
15 sentencing:

16 (1) If the court finds that the applicant is an
17 indigent person, the court shall grant the applicant a
18 full assessment waiver exempting him or her from the
19 payment of any assessments.

20 (2) The court shall grant the applicant a partial
21 assessment as follows:

22 (A) 75% of all assessments shall be waived if the
23 applicant's available income is greater than 200% but
24 no more than 250% of the poverty level, unless the
25 applicant's assets that are not exempt under Part 9 or
26 10 of Article XII of the Code of Civil Procedure are

1 such that the applicant is able, without undue
2 hardship, to pay the total assessments.

3 (B) 50% of all assessments shall be waived if the
4 applicant's available income is greater than 250% but
5 no more than 300% of the poverty level, unless the
6 applicant's assets that are not exempt under Part 9 or
7 10 of Article XII of the Code of Civil Procedure are
8 such that the court determines that the applicant is
9 able, without undue hardship, to pay a greater portion
10 of the assessments.

11 (C) 25% of all assessments shall be waived if the
12 applicant's available income is greater than 300% but
13 no more than 400% of the poverty level, unless the
14 applicant's assets that are not exempt under Part 9 or
15 10 of Article XII of the Code of Civil Procedure are
16 such that the court determines that the applicant is
17 able, without undue hardship, to pay a greater portion
18 of the assessments.

19 (b-5) For traffic and petty offenses reflected in
20 Schedules 2, 6, 9, 10, and 13 of Article 15 of the Criminal and
21 Traffic Assessment Act, upon the application of any defendant,
22 after the commencement of an action, but no later than 30 days
23 after sentencing, the court shall grant the applicant a
24 partial assessment as follows:

25 (1) 50% of all assessments shall be waived if the
26 court finds that the applicant is an indigent person or if

1 the applicant's available income is not greater than 200%
2 of the poverty level, unless the applicant's assets that
3 are not exempt under Part 9 or 10 of Article XII of the
4 Code of Civil Procedure are such that the applicant is
5 able, without undue hardship, to pay the total
6 assessments.

7 (2) 37.5% of all assessments shall be waived if the
8 applicant's available income is greater than 200% but no
9 more than 250% of the poverty level, unless the
10 applicant's assets that are not exempt under Part 9 or 10
11 of Article XII of the Code of Civil Procedure are such that
12 the applicant is able, without undue hardship, to pay the
13 total assessments.

14 (3) 25% of all assessments shall be waived if the
15 applicant's available income is greater than 250% but no
16 more than 300% of the poverty level, unless the
17 applicant's assets that are not exempt under Part 9 or 10
18 of Article XII of the Code of Civil Procedure are such that
19 the court determines that the applicant is able, without
20 undue hardship, to pay a greater portion of the
21 assessments.

22 (4) 12.5% of all assessments shall be waived if the
23 applicant's available income is greater than 300% but no
24 more than 400% of the poverty level, unless the
25 applicant's assets that are not exempt under Part 9 or 10
26 of Article XII of the Code of Civil Procedure are such that

1 the court determines that the applicant is able, without
2 undue hardship, to pay a greater portion of the
3 assessments.

4 (c) An application for a waiver of assessments shall be in
5 writing, signed by the defendant or, if the defendant is a
6 minor, by another person having knowledge of the facts, and
7 filed no later than 30 days after sentencing. The contents of
8 the application for a waiver of assessments, and the procedure
9 for deciding the applications, shall be established by Supreme
10 Court Rule. Factors to consider in evaluating an application
11 shall include:

12 (1) the applicant's receipt of needs based
13 governmental public benefits, including Supplemental
14 Security Income (SSI); Aid to the Aged, Blind and Disabled
15 (AABD); Temporary Assistance for Needy Families (TANF);
16 Supplemental Nutrition Assistance Program (SNAP or "food
17 stamps"); General Assistance; Transitional Assistance; or
18 State Children and Family Assistance;

19 (2) the employment status of the applicant and amount
20 of monthly income, if any;

21 (3) income received from the applicant's pension,
22 Social Security benefits, unemployment benefits, and other
23 sources;

24 (4) income received by the applicant from other
25 household members;

26 (5) the applicant's monthly expenses, including rent,

1 home mortgage, other mortgage, utilities, food, medical,
2 vehicle, childcare, debts, child support, and other
3 expenses; and

4 (6) financial affidavits or other similar supporting
5 documentation provided by the applicant showing that
6 payment of the imposed assessments would result in
7 substantial hardship to the applicant or the applicant's
8 family.

9 (d) The clerk of court shall provide the application for a
10 waiver of assessments to any defendant who indicates an
11 inability to pay the assessments. The clerk of the court shall
12 post in a conspicuous place in the courthouse a notice, no
13 smaller than 8.5 x 11 inches and using no smaller than 30-point
14 typeface printed in English and in Spanish, advising criminal
15 defendants they may ask the court for a waiver of any court
16 ordered assessments. The notice shall be substantially as
17 follows:

18 "If you are unable to pay the required assessments,
19 you may ask the court to waive payment of them. Ask the
20 clerk of the court for forms."

21 (e) For good cause shown, the court may allow an applicant
22 whose application is denied or who receives a partial
23 assessment waiver to defer payment of the assessments, make
24 installment payments, or make payment upon reasonable terms
25 and conditions stated in the order.

26 (f) Nothing in this Section shall be construed to affect

1 the right of a party to court-appointed counsel, as authorized
2 by any other provision of law or by the rules of the Illinois
3 Supreme Court.

4 (g) The provisions of this Section are severable under
5 Section 1.31 of the Statute on Statutes.

6 (Source: P.A. 102-558, eff. 8-20-21; 102-620, eff. 8-27-21.)

7 Section 50. The Unemployment Insurance Act is amended by
8 changing Sections 235, 401, 403, 1400.1, 1505, 1506.6, and
9 2101.1 as follows:

10 (820 ILCS 405/235) (from Ch. 48, par. 345)

11 Sec. 235. (I) ~~If and only if funds from the State treasury~~
12 ~~are not appropriated on or before January 31, 2023 that are~~
13 ~~dedicated to pay all outstanding advances made to the State's~~
14 ~~account in the Unemployment Trust Fund pursuant to Title XII~~
15 ~~of the federal Social Security Act, then this Part (I) is~~
16 ~~inoperative retroactive to January 1, 2023.~~

17 The term "wages" does not include:

18 A. With respect to calendar years prior to calendar year
19 2023, the maximum amount includable as "wages" shall be
20 determined pursuant to this Section as in effect prior to the
21 effective date of this amendatory Act of the 102nd General
22 Assembly.

23 With respect to the calendar year 2023, the term "wages"
24 shall include only the remuneration paid to an individual by

1 an employer during that period with respect to employment
2 which does not exceed \$13,271.

3 With respect to the calendar year 2024, the term "wages"
4 shall include only the remuneration paid to an individual by
5 an employer during that period with respect to employment
6 which does not exceed \$13,590.

7 With respect to the calendar year 2025, the term "wages"
8 shall include only the remuneration paid to an individual by
9 an employer during that period with respect to employment
10 which does not exceed \$13,916.

11 With respect to the calendar year 2026, the term "wages"
12 shall include only the remuneration paid to an individual by
13 an employer during that period with respect to employment
14 which does not exceed \$14,250.

15 With respect to the calendar year 2027, and each calendar
16 year thereafter, the term "wages" shall include only the
17 remuneration paid to an individual by an employer during that
18 period with respect to employment which does not exceed
19 \$14,592.

20 The remuneration paid to an individual by an employer with
21 respect to employment in another State or States, upon which
22 contributions were required of such employer under an
23 unemployment compensation law of such other State or States,
24 shall be included as a part of the remuneration herein
25 referred to. For the purposes of this subsection, any
26 employing unit which succeeds to the organization, trade, or

1 business, or to substantially all of the assets of another
2 employing unit, or to the organization, trade, or business, or
3 to substantially all of the assets of a distinct severable
4 portion of another employing unit, shall be treated as a
5 single unit with its predecessor for the calendar year in
6 which such succession occurs; any employing unit which is
7 owned or controlled by the same interests which own or control
8 another employing unit shall be treated as a single unit with
9 the unit so owned or controlled by such interests for any
10 calendar year throughout which such ownership or control
11 exists; and, with respect to any trade or business transfer
12 subject to subsection A of Section 1507.1, a transferee, as
13 defined in subsection G of Section 1507.1, shall be treated as
14 a single unit with the transferor, as defined in subsection G
15 of Section 1507.1, for the calendar year in which the transfer
16 occurs. This subsection applies only to Sections 1400, 1405A,
17 and 1500.

18 A-1. (Blank).

19 B. The amount of any payment (including any amount paid by
20 an employer for insurance or annuities, or into a fund, to
21 provide for any such payment), made to, or on behalf of, an
22 individual or any of the individual's ~~his~~ dependents under a
23 plan or system established by an employer which makes
24 provision generally for individuals performing services for
25 the employer ~~him~~ (or for such individuals generally and their
26 dependents) or for a class or classes of such individuals (or

1 for a class or classes of such individuals and their
2 dependents), on account of (1) sickness or accident disability
3 (except those sickness or accident disability payments which
4 would be includable as "wages" in Section 3306(b)(2)(A) of the
5 Federal Internal Revenue Code of 1954, in effect on January 1,
6 1985, such includable payments to be attributable in such
7 manner as provided by Section 3306(b) of the Federal Internal
8 Revenue Code of 1954, in effect on January 1, 1985), or (2)
9 medical or hospitalization expenses in connection with
10 sickness or accident disability, or (3) death.

11 C. Any payment made to, or on behalf of, an employee or the
12 employee's ~~his~~ beneficiary which would be excluded from
13 "wages" by subparagraph (A), (B), (C), (D), (E), (F) or (G), of
14 Section 3306(b)(5) of the Federal Internal Revenue Code of
15 1954, in effect on January 1, 1985.

16 D. The amount of any payment on account of sickness or
17 accident disability, or medical or hospitalization expenses in
18 connection with sickness or accident disability, made by an
19 employer to, or on behalf of, an individual performing
20 services for the employer ~~him~~ after the expiration of six
21 calendar months following the last calendar month in which the
22 individual performed services for such employer.

23 E. Remuneration paid in any medium other than cash by an
24 employing unit to an individual for service in agricultural
25 labor as defined in Section 214.

26 F. The amount of any supplemental payment made by an

1 employer to an individual performing services for the employer
2 ~~him~~, other than remuneration for services performed, under a
3 shared work plan approved by the Director pursuant to Section
4 407.1.

5 (II) (Blank). ~~This Part (II) becomes operative if and only~~
6 ~~if funds from the State treasury are not appropriated on or~~
7 ~~before January 31, 2023 that are dedicated to pay all~~
8 ~~outstanding advances made to the State's account in the~~
9 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~
10 ~~Social Security Act. If this Part (II) becomes operative, it~~
11 ~~is operative retroactive to January 1, 2023.~~

12 ~~The term "wages" does not include:~~

13 ~~A. With respect to calendar years prior to calendar year~~
14 ~~2004, the maximum amount includable as "wages" shall be~~
15 ~~determined pursuant to this Section as in effect on January 1,~~
16 ~~2006.~~

17 ~~With respect to the calendar year 2004, the term "wages"~~
18 ~~shall include only the remuneration paid to an individual by~~
19 ~~an employer during that period with respect to employment~~
20 ~~which does not exceed \$9,800. With respect to the calendar~~
21 ~~years 2005 through 2009, the term "wages" shall include only~~
22 ~~the remuneration paid to an individual by an employer during~~
23 ~~that period with respect to employment which does not exceed~~
24 ~~the following amounts: \$10,500 with respect to the calendar~~
25 ~~year 2005; \$11,000 with respect to the calendar year 2006;~~
26 ~~\$11,500 with respect to the calendar year 2007; \$12,000 with~~

1 ~~respect to the calendar year 2008; and \$12,300 with respect to~~
2 ~~the calendar year 2009.~~

3 ~~With respect to the calendar years 2010, 2011, 2020, and~~
4 ~~each calendar year thereafter, the term "wages" shall include~~
5 ~~only the remuneration paid to an individual by an employer~~
6 ~~during that period with respect to employment which does not~~
7 ~~exceed the sum of the wage base adjustment applicable to that~~
8 ~~year pursuant to Section 1400.1, plus the maximum amount~~
9 ~~includable as "wages" pursuant to this subsection with respect~~
10 ~~to the immediately preceding calendar year. With respect to~~
11 ~~calendar year 2012, to offset the loss of revenue to the~~
12 ~~State's account in the unemployment trust fund with respect to~~
13 ~~the first quarter of calendar year 2011 as a result of Section~~
14 ~~1506.5 and the changes made by this amendatory Act of the 97th~~
15 ~~General Assembly to Section 1506.3, the term "wages" shall~~
16 ~~include only the remuneration paid to an individual by an~~
17 ~~employer during that period with respect to employment which~~
18 ~~does not exceed \$13,560. Except as otherwise provided in~~
19 ~~subsection A 1, with respect to calendar year 2013, the term~~
20 ~~"wages" shall include only the remuneration paid to an~~
21 ~~individual by an employer during that period with respect to~~
22 ~~employment which does not exceed \$12,900. With respect to the~~
23 ~~calendar years 2014 through 2019, the term "wages" shall~~
24 ~~include only the remuneration paid to an individual by an~~
25 ~~employer during that period with respect to employment which~~
26 ~~does not exceed \$12,960. Notwithstanding any provision to the~~

1 ~~contrary, the maximum amount includable as "wages" pursuant to~~
2 ~~this Section shall not be less than \$12,300 or greater than~~
3 ~~\$12,960 with respect to any calendar year after calendar year~~
4 ~~2009 except calendar year 2012 and except as otherwise~~
5 ~~provided in subsection A 1.~~

6 ~~The remuneration paid to an individual by an employer with~~
7 ~~respect to employment in another State or States, upon which~~
8 ~~contributions were required of such employer under an~~
9 ~~unemployment compensation law of such other State or States,~~
10 ~~shall be included as a part of the remuneration herein~~
11 ~~referred to. For the purposes of this subsection, any~~
12 ~~employing unit which succeeds to the organization, trade, or~~
13 ~~business, or to substantially all of the assets of another~~
14 ~~employing unit, or to the organization, trade, or business, or~~
15 ~~to substantially all of the assets of a distinct severable~~
16 ~~portion of another employing unit, shall be treated as a~~
17 ~~single unit with its predecessor for the calendar year in~~
18 ~~which such succession occurs; any employing unit which is~~
19 ~~owned or controlled by the same interests which own or control~~
20 ~~another employing unit shall be treated as a single unit with~~
21 ~~the unit so owned or controlled by such interests for any~~
22 ~~calendar year throughout which such ownership or control~~
23 ~~exists; and, with respect to any trade or business transfer~~
24 ~~subject to subsection A of Section 1507.1, a transferee, as~~
25 ~~defined in subsection C of Section 1507.1, shall be treated as~~
26 ~~a single unit with the transferor, as defined in subsection C~~

1 ~~of Section 1507.1, for the calendar year in which the transfer~~
2 ~~occurs. This subsection applies only to Sections 1400, 1405A,~~
3 ~~and 1500.~~

4 ~~A 1. If, by March 1, 2013, the payments attributable to~~
5 ~~the changes to subsection A by this or any subsequent~~
6 ~~amendatory Act of the 97th General Assembly do not equal or~~
7 ~~exceed the loss to this State's account in the unemployment~~
8 ~~trust fund as a result of Section 1506.5 and the changes made~~
9 ~~to Section 1506.3 by this or any subsequent amendatory Act of~~
10 ~~the 97th General Assembly, including unrealized interest,~~
11 ~~then, with respect to calendar year 2013, the term "wages"~~
12 ~~shall include only the remuneration paid to an individual by~~
13 ~~an employer during that period with respect to employment~~
14 ~~which does not exceed \$13,560.~~

15 ~~B. The amount of any payment (including any amount paid by~~
16 ~~an employer for insurance or annuities, or into a fund, to~~
17 ~~provide for any such payment), made to, or on behalf of, an~~
18 ~~individual or any of his dependents under a plan or system~~
19 ~~established by an employer which makes provision generally for~~
20 ~~individuals performing services for him (or for such~~
21 ~~individuals generally and their dependents) or for a class or~~
22 ~~classes of such individuals (or for a class or classes of such~~
23 ~~individuals and their dependents), on account of (1) sickness~~
24 ~~or accident disability (except those sickness or accident~~
25 ~~disability payments which would be includable as "wages" in~~
26 ~~Section 3306(b) (2) (A) of the Federal Internal Revenue Code of~~

1 ~~1954, in effect on January 1, 1985, such includable payments~~
2 ~~to be attributable in such manner as provided by Section~~
3 ~~3306(b) of the Federal Internal Revenue Code of 1954, in~~
4 ~~effect on January 1, 1985), or (2) medical or hospitalization~~
5 ~~expenses in connection with sickness or accident disability,~~
6 ~~or (3) death.~~

7 ~~C. Any payment made to, or on behalf of, an employee or his~~
8 ~~beneficiary which would be excluded from "wages" by~~
9 ~~subparagraph (A), (B), (C), (D), (E), (F) or (G), of Section~~
10 ~~3306(b)(5) of the Federal Internal Revenue Code of 1954, in~~
11 ~~effect on January 1, 1985.~~

12 ~~D. The amount of any payment on account of sickness or~~
13 ~~accident disability, or medical or hospitalization expenses in~~
14 ~~connection with sickness or accident disability, made by an~~
15 ~~employer to, or on behalf of, an individual performing~~
16 ~~services for him after the expiration of six calendar months~~
17 ~~following the last calendar month in which the individual~~
18 ~~performed services for such employer.~~

19 ~~E. Remuneration paid in any medium other than cash by an~~
20 ~~employing unit to an individual for service in agricultural~~
21 ~~labor as defined in Section 214.~~

22 ~~F. The amount of any supplemental payment made by an~~
23 ~~employer to an individual performing services for him, other~~
24 ~~than remuneration for services performed, under a shared work~~
25 ~~plan approved by the Director pursuant to Section 407.1.~~

26 (Source: P.A. 102-1105, eff. 1-1-23.)

1 (820 ILCS 405/401) (from Ch. 48, par. 401)

2 Sec. 401. Weekly Benefit Amount - Dependents' Allowances.

3 (I) ~~If and only if funds from the State treasury are not~~
4 ~~appropriated on or before January 31, 2023 that are dedicated~~
5 ~~to pay all outstanding advances made to the State's account in~~
6 ~~the Unemployment Trust Fund pursuant to Title XII of the~~
7 ~~federal Social Security Act, then this Part (I) is inoperative~~
8 ~~retroactive to January 1, 2023.~~

9 A. With respect to any week beginning in a benefit year
10 beginning prior to January 4, 2004, an individual's weekly
11 benefit amount shall be an amount equal to the weekly benefit
12 amount as defined in the provisions of this Act as amended and
13 in effect on November 18, 2011.

14 B. 1. With respect to any benefit year beginning on or
15 after January 4, 2004 and before January 6, 2008, an
16 individual's weekly benefit amount shall be 48% of the
17 individual's ~~his or her~~ prior average weekly wage, rounded (if
18 not already a multiple of one dollar) to the next higher
19 dollar; provided, however, that the weekly benefit amount
20 cannot exceed the maximum weekly benefit amount and cannot be
21 less than \$51. Except as otherwise provided in this Section,
22 with respect to any benefit year beginning on or after January
23 6, 2008, an individual's weekly benefit amount shall be 47% of
24 the individual's ~~his or her~~ prior average weekly wage, rounded
25 (if not already a multiple of one dollar) to the next higher

1 dollar; provided, however, that the weekly benefit amount
2 cannot exceed the maximum weekly benefit amount and cannot be
3 less than \$51. With respect to any benefit year beginning on or
4 after January 1, 2027 ~~2025~~ and before January 1, 2028 ~~2026~~, an
5 individual's weekly benefit amount shall be 40.6% of the
6 individual's ~~his or her~~ prior average weekly wage, rounded (if
7 not already a multiple of one dollar) to the next higher
8 dollar; provided, however, that the weekly benefit amount
9 cannot exceed the maximum weekly benefit amount and cannot be
10 less than \$51.

11 2. For the purposes of this subsection:

12 An individual's "prior average weekly wage" means the
13 total wages for insured work paid to that individual during
14 the 2 calendar quarters of the individual's ~~his~~ base period in
15 which such total wages were highest, divided by 26. If the
16 quotient is not already a multiple of one dollar, it shall be
17 rounded to the nearest dollar; however if the quotient is
18 equally near 2 multiples of one dollar, it shall be rounded to
19 the higher multiple of one dollar.

20 "Determination date" means June 1 and December 1 of each
21 calendar year except that, for the purposes of this Act only,
22 there shall be no June 1 determination date in any year.

23 "Determination period" means, with respect to each June 1
24 determination date, the 12 consecutive calendar months ending
25 on the immediately preceding December 31 and, with respect to
26 each December 1 determination date, the 12 consecutive

1 calendar months ending on the immediately preceding June 30.

2 "Benefit period" means the 12 consecutive calendar month
3 period beginning on the first day of the first calendar month
4 immediately following a determination date, except that, with
5 respect to any calendar year in which there is a June 1
6 determination date, "benefit period" shall mean the 6
7 consecutive calendar month period beginning on the first day
8 of the first calendar month immediately following the
9 preceding December 1 determination date and the 6 consecutive
10 calendar month period beginning on the first day of the first
11 calendar month immediately following the June 1 determination
12 date.

13 "Gross wages" means all the wages paid to individuals
14 during the determination period immediately preceding a
15 determination date for insured work, and reported to the
16 Director by employers prior to the first day of the third
17 calendar month preceding that date.

18 "Covered employment" for any calendar month means the
19 total number of individuals, as determined by the Director,
20 engaged in insured work at mid-month.

21 "Average monthly covered employment" means one-twelfth of
22 the sum of the covered employment for the 12 months of a
23 determination period.

24 "Statewide average annual wage" means the quotient,
25 obtained by dividing gross wages by average monthly covered
26 employment for the same determination period, rounded (if not

1 already a multiple of one cent) to the nearest cent.

2 "Statewide average weekly wage" means the quotient,
3 obtained by dividing the statewide average annual wage by 52,
4 rounded (if not already a multiple of one cent) to the nearest
5 cent. Notwithstanding any provision of this Section to the
6 contrary, the statewide average weekly wage for any benefit
7 period prior to calendar year 2012 shall be as determined by
8 the provisions of this Act as amended and in effect on November
9 18, 2011. Notwithstanding any provisions of this Section to
10 the contrary, the statewide average weekly wage for the
11 benefit period of calendar year 2012 shall be \$856.55 and for
12 each calendar year thereafter, the statewide average weekly
13 wage shall be the statewide average weekly wage, as determined
14 in accordance with this sentence, for the immediately
15 preceding benefit period plus (or minus) an amount equal to
16 the percentage change in the statewide average weekly wage, as
17 computed in accordance with the first sentence of this
18 paragraph, between the 2 immediately preceding benefit
19 periods, multiplied by the statewide average weekly wage, as
20 determined in accordance with this sentence, for the
21 immediately preceding benefit period. However, for purposes of
22 the Workers' Compensation Act, the statewide average weekly
23 wage will be computed using June 1 and December 1
24 determination dates of each calendar year and such
25 determination shall not be subject to the limitation of the
26 statewide average weekly wage as computed in accordance with

1 the preceding sentence of this paragraph.

2 With respect to any week beginning in a benefit year
3 beginning prior to January 4, 2004, "maximum weekly benefit
4 amount" with respect to each week beginning within a benefit
5 period shall be as defined in the provisions of this Act as
6 amended and in effect on November 18, 2011.

7 With respect to any benefit year beginning on or after
8 January 4, 2004 and before January 6, 2008, "maximum weekly
9 benefit amount" with respect to each week beginning within a
10 benefit period means 48% of the statewide average weekly wage,
11 rounded (if not already a multiple of one dollar) to the next
12 higher dollar.

13 Except as otherwise provided in this Section, with respect
14 to any benefit year beginning on or after January 6, 2008,
15 "maximum weekly benefit amount" with respect to each week
16 beginning within a benefit period means 47% of the statewide
17 average weekly wage, rounded (if not already a multiple of one
18 dollar) to the next higher dollar.

19 With respect to any benefit year beginning on or after
20 January 1, 2027 ~~2025~~ and before January 1, 2028 ~~2026~~, "maximum
21 weekly benefit amount" with respect to each week beginning
22 within a benefit period means 40.6% of the statewide average
23 weekly wage, rounded (if not already a multiple of one dollar)
24 to the next higher dollar.

25 C. With respect to any week beginning in a benefit year
26 beginning prior to January 4, 2004, an individual's

1 eligibility for a dependent allowance with respect to a
2 nonworking spouse or one or more dependent children shall be
3 as defined by the provisions of this Act as amended and in
4 effect on November 18, 2011.

5 With respect to any benefit year beginning on or after
6 January 4, 2004 and before January 6, 2008, an individual to
7 whom benefits are payable with respect to any week shall, in
8 addition to those benefits, be paid, with respect to such
9 week, as follows: in the case of an individual with a
10 nonworking spouse, 9% of the individual's ~~his or her~~ prior
11 average weekly wage, rounded (if not already a multiple of one
12 dollar) to the next higher dollar, provided, that the total
13 amount payable to the individual with respect to a week shall
14 not exceed 57% of the statewide average weekly wage, rounded
15 (if not already a multiple of one dollar) to the next higher
16 dollar; and in the case of an individual with a dependent child
17 or dependent children, 17.2% of the individual's ~~his or her~~
18 prior average weekly wage, rounded (if not already a multiple
19 of one dollar) to the next higher dollar, provided that the
20 total amount payable to the individual with respect to a week
21 shall not exceed 65.2% of the statewide average weekly wage,
22 rounded (if not already a multiple of one dollar) to the next
23 higher dollar.

24 With respect to any benefit year beginning on or after
25 January 6, 2008 and before January 1, 2010, an individual to
26 whom benefits are payable with respect to any week shall, in

1 addition to those benefits, be paid, with respect to such
2 week, as follows: in the case of an individual with a
3 nonworking spouse, 9% of the individual's ~~his or her~~ prior
4 average weekly wage, rounded (if not already a multiple of one
5 dollar) to the next higher dollar, provided, that the total
6 amount payable to the individual with respect to a week shall
7 not exceed 56% of the statewide average weekly wage, rounded
8 (if not already a multiple of one dollar) to the next higher
9 dollar; and in the case of an individual with a dependent child
10 or dependent children, 18.2% of the individual's ~~his or her~~
11 prior average weekly wage, rounded (if not already a multiple
12 of one dollar) to the next higher dollar, provided that the
13 total amount payable to the individual with respect to a week
14 shall not exceed 65.2% of the statewide average weekly wage,
15 rounded (if not already a multiple of one dollar) to the next
16 higher dollar.

17 The additional amount paid pursuant to this subsection in
18 the case of an individual with a dependent child or dependent
19 children shall be referred to as the "dependent child
20 allowance", and the percentage rate by which an individual's
21 prior average weekly wage is multiplied pursuant to this
22 subsection to calculate the dependent child allowance shall be
23 referred to as the "dependent child allowance rate".

24 Except as otherwise provided in this Section, with respect
25 to any benefit year beginning on or after January 1, 2010, an
26 individual to whom benefits are payable with respect to any

1 week shall, in addition to those benefits, be paid, with
2 respect to such week, as follows: in the case of an individual
3 with a nonworking spouse, the greater of (i) 9% of the
4 individual's ~~his or her~~ prior average weekly wage, rounded (if
5 not already a multiple of one dollar) to the next higher
6 dollar, or (ii) \$15, provided that the total amount payable to
7 the individual with respect to a week shall not exceed 56% of
8 the statewide average weekly wage, rounded (if not already a
9 multiple of one dollar) to the next higher dollar; and in the
10 case of an individual with a dependent child or dependent
11 children, the greater of (i) the product of the dependent
12 child allowance rate multiplied by the individual's ~~his or her~~
13 prior average weekly wage, rounded (if not already a multiple
14 of one dollar) to the next higher dollar, or (ii) the lesser of
15 \$50 or 50% of the individual's ~~his or her~~ weekly benefit
16 amount, rounded (if not already a multiple of one dollar) to
17 the next higher dollar, provided that the total amount payable
18 to the individual with respect to a week shall not exceed the
19 product of the statewide average weekly wage multiplied by the
20 sum of 47% plus the dependent child allowance rate, rounded
21 (if not already a multiple of one dollar) to the next higher
22 dollar.

23 With respect to any benefit year beginning on or after
24 January 1, 2027 ~~2025~~ and before January 1, 2028 ~~2026~~, an
25 individual to whom benefits are payable with respect to any
26 week shall, in addition to those benefits, be paid, with

1 respect to such week, as follows: in the case of an individual
2 with a nonworking spouse, the greater of (i) 9% of the
3 individual's ~~his or her~~ prior average weekly wage, rounded (if
4 not already a multiple of one dollar) to the next higher
5 dollar, or (ii) \$15, provided that the total amount payable to
6 the individual with respect to a week shall not exceed 49.6% of
7 the statewide average weekly wage, rounded (if not already a
8 multiple of one dollar) to the next higher dollar; and in the
9 case of an individual with a dependent child or dependent
10 children, the greater of (i) the product of the dependent
11 child allowance rate multiplied by the individual's ~~his or her~~
12 prior average weekly wage, rounded (if not already a multiple
13 of one dollar) to the next higher dollar, or (ii) the lesser of
14 \$50 or 50% of the individual's ~~his or her~~ weekly benefit
15 amount, rounded (if not already a multiple of one dollar) to
16 the next higher dollar, provided that the total amount payable
17 to the individual with respect to a week shall not exceed the
18 product of the statewide average weekly wage multiplied by the
19 sum of 40.6% plus the dependent child allowance rate, rounded
20 (if not already a multiple of one dollar) to the next higher
21 dollar.

22 With respect to each benefit year beginning after calendar
23 year 2012, the dependent child allowance rate shall be the sum
24 of the allowance adjustment applicable pursuant to Section
25 1400.1 to the calendar year in which the benefit year begins,
26 plus the dependent child allowance rate with respect to each

1 benefit year beginning in the immediately preceding calendar
2 year, except as otherwise provided in this subsection. The
3 dependent child allowance rate with respect to each benefit
4 year beginning in calendar year 2010 shall be 17.9%. The
5 dependent child allowance rate with respect to each benefit
6 year beginning in calendar year 2011 shall be 17.4%. The
7 dependent child allowance rate with respect to each benefit
8 year beginning in calendar year 2012 shall be 17.0% and, with
9 respect to each benefit year beginning after calendar year
10 2012, shall not be less than 17.0% or greater than 17.9%.

11 For the purposes of this subsection:

12 "Dependent" means a child or a nonworking spouse.

13 "Child" means a natural child, stepchild, or adopted child
14 of an individual claiming benefits under this Act or a child
15 who is in the custody of any such individual by court order,
16 for whom the individual is supplying and, for at least 90
17 consecutive days (or for the duration of the parental
18 relationship if it has existed for less than 90 days)
19 immediately preceding any week with respect to which the
20 individual has filed a claim, has supplied more than one-half
21 the cost of support, or has supplied at least 1/4 of the cost
22 of support if the individual and the other parent, together,
23 are supplying and, during the aforesaid period, have supplied
24 more than one-half the cost of support, and are, and were
25 during the aforesaid period, members of the same household;
26 and who, on the first day of such week (a) is under 18 years of

1 age, or (b) is, and has been during the immediately preceding
2 90 days, unable to work because of illness or other
3 disability: provided, that no person who has been determined
4 to be a child of an individual who has been allowed benefits
5 with respect to a week in the individual's benefit year shall
6 be deemed to be a child of the other parent, and no other
7 person shall be determined to be a child of such other parent,
8 during the remainder of that benefit year.

9 "Nonworking spouse" means the lawful husband or wife of an
10 individual claiming benefits under this Act, for whom more
11 than one-half the cost of support has been supplied by the
12 individual for at least 90 consecutive days (or for the
13 duration of the marital relationship if it has existed for
14 less than 90 days) immediately preceding any week with respect
15 to which the individual has filed a claim, but only if the
16 nonworking spouse is currently ineligible to receive benefits
17 under this Act by reason of the provisions of Section 500E.

18 An individual who was obligated by law to provide for the
19 support of a child or of a nonworking spouse for the aforesaid
20 period of 90 consecutive days, but was prevented by illness or
21 injury from doing so, shall be deemed to have provided more
22 than one-half the cost of supporting the child or nonworking
23 spouse for that period.

24 (II) (Blank). ~~This Part (II) becomes operative if and only~~
25 ~~if funds from the State treasury are not appropriated on or~~
26 ~~before January 31, 2023 that are dedicated to pay all~~

1 ~~outstanding advances made to the State's account in the~~
2 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~
3 ~~Social Security Act. If this Part (II) becomes operative, it~~
4 ~~is operative retroactive to January 1, 2023.~~

5 ~~A. With respect to any week beginning in a benefit year~~
6 ~~beginning prior to January 4, 2004, an individual's weekly~~
7 ~~benefit amount shall be an amount equal to the weekly benefit~~
8 ~~amount as defined in the provisions of this Act as amended and~~
9 ~~in effect on November 18, 2011.~~

10 ~~B. 1. With respect to any benefit year beginning on or~~
11 ~~after January 4, 2004 and before January 6, 2008, an~~
12 ~~individual's weekly benefit amount shall be 48% of his or her~~
13 ~~prior average weekly wage, rounded (if not already a multiple~~
14 ~~of one dollar) to the next higher dollar; provided, however,~~
15 ~~that the weekly benefit amount cannot exceed the maximum~~
16 ~~weekly benefit amount and cannot be less than \$51. Except as~~
17 ~~otherwise provided in this Section, with respect to any~~
18 ~~benefit year beginning on or after January 6, 2008, an~~
19 ~~individual's weekly benefit amount shall be 47% of his or her~~
20 ~~prior average weekly wage, rounded (if not already a multiple~~
21 ~~of one dollar) to the next higher dollar; provided, however,~~
22 ~~that the weekly benefit amount cannot exceed the maximum~~
23 ~~weekly benefit amount and cannot be less than \$51. With~~
24 ~~respect to any benefit year beginning on or after January 1,~~
25 ~~2024 and before January 1, 2025, an individual's weekly~~
26 ~~benefit amount shall be 40.6% of his or her prior average~~

1 ~~weekly wage, rounded (if not already a multiple of one dollar)~~
2 ~~to the next higher dollar; provided, however, that the weekly~~
3 ~~benefit amount cannot exceed the maximum weekly benefit amount~~
4 ~~and cannot be less than \$51.~~

5 ~~2. For the purposes of this subsection:~~

6 ~~An individual's "prior average weekly wage" means the~~
7 ~~total wages for insured work paid to that individual during~~
8 ~~the 2 calendar quarters of his base period in which such total~~
9 ~~wages were highest, divided by 26. If the quotient is not~~
10 ~~already a multiple of one dollar, it shall be rounded to the~~
11 ~~nearest dollar; however if the quotient is equally near 2~~
12 ~~multiples of one dollar, it shall be rounded to the higher~~
13 ~~multiple of one dollar.~~

14 ~~"Determination date" means June 1 and December 1 of each~~
15 ~~calendar year except that, for the purposes of this Act only,~~
16 ~~there shall be no June 1 determination date in any year.~~

17 ~~"Determination period" means, with respect to each June 1~~
18 ~~determination date, the 12 consecutive calendar months ending~~
19 ~~on the immediately preceding December 31 and, with respect to~~
20 ~~each December 1 determination date, the 12 consecutive~~
21 ~~calendar months ending on the immediately preceding June 30.~~

22 ~~"Benefit period" means the 12 consecutive calendar month~~
23 ~~period beginning on the first day of the first calendar month~~
24 ~~immediately following a determination date, except that, with~~
25 ~~respect to any calendar year in which there is a June 1~~
26 ~~determination date, "benefit period" shall mean the 6~~

1 ~~consecutive calendar month period beginning on the first day~~
2 ~~of the first calendar month immediately following the~~
3 ~~preceding December 1 determination date and the 6 consecutive~~
4 ~~calendar month period beginning on the first day of the first~~
5 ~~calendar month immediately following the June 1 determination~~
6 ~~date.~~

7 ~~"Gross wages" means all the wages paid to individuals~~
8 ~~during the determination period immediately preceding a~~
9 ~~determination date for insured work, and reported to the~~
10 ~~Director by employers prior to the first day of the third~~
11 ~~calendar month preceding that date.~~

12 ~~"Covered employment" for any calendar month means the~~
13 ~~total number of individuals, as determined by the Director,~~
14 ~~engaged in insured work at mid-month.~~

15 ~~"Average monthly covered employment" means one twelfth of~~
16 ~~the sum of the covered employment for the 12 months of a~~
17 ~~determination period.~~

18 ~~"Statewide average annual wage" means the quotient,~~
19 ~~obtained by dividing gross wages by average monthly covered~~
20 ~~employment for the same determination period, rounded (if not~~
21 ~~already a multiple of one cent) to the nearest cent.~~

22 ~~"Statewide average weekly wage" means the quotient,~~
23 ~~obtained by dividing the statewide average annual wage by 52,~~
24 ~~rounded (if not already a multiple of one cent) to the nearest~~
25 ~~cent. Notwithstanding any provision of this Section to the~~
26 ~~contrary, the statewide average weekly wage for any benefit~~

1 ~~period prior to calendar year 2012 shall be as determined by~~
2 ~~the provisions of this Act as amended and in effect on November~~
3 ~~18, 2011. Notwithstanding any provisions of this Section to~~
4 ~~the contrary, the statewide average weekly wage for the~~
5 ~~benefit period of calendar year 2012 shall be \$856.55 and for~~
6 ~~each calendar year thereafter, the statewide average weekly~~
7 ~~wage shall be the statewide average weekly wage, as determined~~
8 ~~in accordance with this sentence, for the immediately~~
9 ~~preceding benefit period plus (or minus) an amount equal to~~
10 ~~the percentage change in the statewide average weekly wage, as~~
11 ~~computed in accordance with the first sentence of this~~
12 ~~paragraph, between the 2 immediately preceding benefit~~
13 ~~periods, multiplied by the statewide average weekly wage, as~~
14 ~~determined in accordance with this sentence, for the~~
15 ~~immediately preceding benefit period. However, for purposes of~~
16 ~~the Workers' Compensation Act, the statewide average weekly~~
17 ~~wage will be computed using June 1 and December 1~~
18 ~~determination dates of each calendar year and such~~
19 ~~determination shall not be subject to the limitation of the~~
20 ~~statewide average weekly wage as computed in accordance with~~
21 ~~the preceding sentence of this paragraph.~~

22 ~~With respect to any week beginning in a benefit year~~
23 ~~beginning prior to January 4, 2004, "maximum weekly benefit~~
24 ~~amount" with respect to each week beginning within a benefit~~
25 ~~period shall be as defined in the provisions of this Act as~~
26 ~~amended and in effect on November 18, 2011.~~

1 ~~With respect to any benefit year beginning on or after~~
2 ~~January 4, 2004 and before January 6, 2008, "maximum weekly~~
3 ~~benefit amount" with respect to each week beginning within a~~
4 ~~benefit period means 48% of the statewide average weekly wage,~~
5 ~~rounded (if not already a multiple of one dollar) to the next~~
6 ~~higher dollar.~~

7 ~~Except as otherwise provided in this Section, with respect~~
8 ~~to any benefit year beginning on or after January 6, 2008,~~
9 ~~"maximum weekly benefit amount" with respect to each week~~
10 ~~beginning within a benefit period means 47% of the statewide~~
11 ~~average weekly wage, rounded (if not already a multiple of one~~
12 ~~dollar) to the next higher dollar.~~

13 ~~With respect to any benefit year beginning on or after~~
14 ~~January 1, 2024 and before January 1, 2025, "maximum weekly~~
15 ~~benefit amount" with respect to each week beginning within a~~
16 ~~benefit period means 40.6% of the statewide average weekly~~
17 ~~wage, rounded (if not already a multiple of one dollar) to the~~
18 ~~next higher dollar.~~

19 ~~C. With respect to any week beginning in a benefit year~~
20 ~~beginning prior to January 4, 2004, an individual's~~
21 ~~eligibility for a dependent allowance with respect to a~~
22 ~~nonworking spouse or one or more dependent children shall be~~
23 ~~as defined by the provisions of this Act as amended and in~~
24 ~~effect on November 18, 2011.~~

25 ~~With respect to any benefit year beginning on or after~~
26 ~~January 4, 2004 and before January 6, 2008, an individual to~~

1 ~~whom benefits are payable with respect to any week shall, in~~
2 ~~addition to those benefits, be paid, with respect to such~~
3 ~~week, as follows: in the case of an individual with a~~
4 ~~nonworking spouse, 9% of his or her prior average weekly wage,~~
5 ~~rounded (if not already a multiple of one dollar) to the next~~
6 ~~higher dollar, provided, that the total amount payable to the~~
7 ~~individual with respect to a week shall not exceed 57% of the~~
8 ~~statewide average weekly wage, rounded (if not already a~~
9 ~~multiple of one dollar) to the next higher dollar; and in the~~
10 ~~case of an individual with a dependent child or dependent~~
11 ~~children, 17.2% of his or her prior average weekly wage,~~
12 ~~rounded (if not already a multiple of one dollar) to the next~~
13 ~~higher dollar, provided that the total amount payable to the~~
14 ~~individual with respect to a week shall not exceed 65.2% of the~~
15 ~~statewide average weekly wage, rounded (if not already a~~
16 ~~multiple of one dollar) to the next higher dollar.~~

17 ~~With respect to any benefit year beginning on or after~~
18 ~~January 6, 2008 and before January 1, 2010, an individual to~~
19 ~~whom benefits are payable with respect to any week shall, in~~
20 ~~addition to those benefits, be paid, with respect to such~~
21 ~~week, as follows: in the case of an individual with a~~
22 ~~nonworking spouse, 9% of his or her prior average weekly wage,~~
23 ~~rounded (if not already a multiple of one dollar) to the next~~
24 ~~higher dollar, provided, that the total amount payable to the~~
25 ~~individual with respect to a week shall not exceed 56% of the~~
26 ~~statewide average weekly wage, rounded (if not already a~~

1 ~~multiple of one dollar) to the next higher dollar; and in the~~
2 ~~case of an individual with a dependent child or dependent~~
3 ~~children, 18.2% of his or her prior average weekly wage,~~
4 ~~rounded (if not already a multiple of one dollar) to the next~~
5 ~~higher dollar, provided that the total amount payable to the~~
6 ~~individual with respect to a week shall not exceed 65.2% of the~~
7 ~~statewide average weekly wage, rounded (if not already a~~
8 ~~multiple of one dollar) to the next higher dollar.~~

9 ~~The additional amount paid pursuant to this subsection in~~
10 ~~the case of an individual with a dependent child or dependent~~
11 ~~children shall be referred to as the "dependent child~~
12 ~~allowance", and the percentage rate by which an individual's~~
13 ~~prior average weekly wage is multiplied pursuant to this~~
14 ~~subsection to calculate the dependent child allowance shall be~~
15 ~~referred to as the "dependent child allowance rate".~~

16 ~~Except as otherwise provided in this Section, with respect~~
17 ~~to any benefit year beginning on or after January 1, 2010, an~~
18 ~~individual to whom benefits are payable with respect to any~~
19 ~~week shall, in addition to those benefits, be paid, with~~
20 ~~respect to such week, as follows: in the case of an individual~~
21 ~~with a nonworking spouse, the greater of (i) 9% of his or her~~
22 ~~prior average weekly wage, rounded (if not already a multiple~~
23 ~~of one dollar) to the next higher dollar, or (ii) \$15, provided~~
24 ~~that the total amount payable to the individual with respect~~
25 ~~to a week shall not exceed 56% of the statewide average weekly~~
26 ~~wage, rounded (if not already a multiple of one dollar) to the~~

1 ~~next higher dollar; and in the case of an individual with a~~
2 ~~dependent child or dependent children, the greater of (i) the~~
3 ~~product of the dependent child allowance rate multiplied by~~
4 ~~his or her prior average weekly wage, rounded (if not already a~~
5 ~~multiple of one dollar) to the next higher dollar, or (ii) the~~
6 ~~lesser of \$50 or 50% of his or her weekly benefit amount,~~
7 ~~rounded (if not already a multiple of one dollar) to the next~~
8 ~~higher dollar, provided that the total amount payable to the~~
9 ~~individual with respect to a week shall not exceed the product~~
10 ~~of the statewide average weekly wage multiplied by the sum of~~
11 ~~47% plus the dependent child allowance rate, rounded (if not~~
12 ~~already a multiple of one dollar) to the next higher dollar.~~

13 ~~With respect to any benefit year beginning on or after~~
14 ~~January 1, 2024 and before January 1, 2025, an individual to~~
15 ~~whom benefits are payable with respect to any week shall, in~~
16 ~~addition to those benefits, be paid, with respect to such~~
17 ~~week, as follows: in the case of an individual with a~~
18 ~~nonworking spouse, the greater of (i) 9% of his or her prior~~
19 ~~average weekly wage, rounded (if not already a multiple of one~~
20 ~~dollar) to the next higher dollar, or (ii) \$15, provided that~~
21 ~~the total amount payable to the individual with respect to a~~
22 ~~week shall not exceed 49.6% of the statewide average weekly~~
23 ~~wage, rounded (if not already a multiple of one dollar) to the~~
24 ~~next higher dollar; and in the case of an individual with a~~
25 ~~dependent child or dependent children, the greater of (i) the~~
26 ~~product of the dependent child allowance rate multiplied by~~

1 ~~his or her prior average weekly wage, rounded (if not already a~~
2 ~~multiple of one dollar) to the next higher dollar, or (ii) the~~
3 ~~lesser of \$50 or 50% of his or her weekly benefit amount,~~
4 ~~rounded (if not already a multiple of one dollar) to the next~~
5 ~~higher dollar, provided that the total amount payable to the~~
6 ~~individual with respect to a week shall not exceed the product~~
7 ~~of the statewide average weekly wage multiplied by the sum of~~
8 ~~40.6% plus the dependent child allowance rate, rounded (if not~~
9 ~~already a multiple of one dollar) to the next higher dollar.~~

10 ~~With respect to each benefit year beginning after calendar~~
11 ~~year 2012, the dependent child allowance rate shall be the sum~~
12 ~~of the allowance adjustment applicable pursuant to Section~~
13 ~~1400.1 to the calendar year in which the benefit year begins,~~
14 ~~plus the dependent child allowance rate with respect to each~~
15 ~~benefit year beginning in the immediately preceding calendar~~
16 ~~year, except as otherwise provided in this subsection. The~~
17 ~~dependent child allowance rate with respect to each benefit~~
18 ~~year beginning in calendar year 2010 shall be 17.9%. The~~
19 ~~dependent child allowance rate with respect to each benefit~~
20 ~~year beginning in calendar year 2011 shall be 17.4%. The~~
21 ~~dependent child allowance rate with respect to each benefit~~
22 ~~year beginning in calendar year 2012 shall be 17.0% and, with~~
23 ~~respect to each benefit year beginning after calendar year~~
24 ~~2012, shall not be less than 17.0% or greater than 17.9%.~~

25 ~~For the purposes of this subsection:~~

26 ~~"Dependent" means a child or a nonworking spouse.~~

1 ~~"Child" means a natural child, stepchild, or adopted child~~
2 ~~of an individual claiming benefits under this Act or a child~~
3 ~~who is in the custody of any such individual by court order,~~
4 ~~for whom the individual is supplying and, for at least 90~~
5 ~~consecutive days (or for the duration of the parental~~
6 ~~relationship if it has existed for less than 90 days)~~
7 ~~immediately preceding any week with respect to which the~~
8 ~~individual has filed a claim, has supplied more than one half~~
9 ~~the cost of support, or has supplied at least 1/4 of the cost~~
10 ~~of support if the individual and the other parent, together,~~
11 ~~are supplying and, during the aforesaid period, have supplied~~
12 ~~more than one half the cost of support, and are, and were~~
13 ~~during the aforesaid period, members of the same household,~~
14 ~~and who, on the first day of such week (a) is under 18 years of~~
15 ~~age, or (b) is, and has been during the immediately preceding~~
16 ~~90 days, unable to work because of illness or other~~
17 ~~disability: provided, that no person who has been determined~~
18 ~~to be a child of an individual who has been allowed benefits~~
19 ~~with respect to a week in the individual's benefit year shall~~
20 ~~be deemed to be a child of the other parent, and no other~~
21 ~~person shall be determined to be a child of such other parent,~~
22 ~~during the remainder of that benefit year.~~

23 ~~"Nonworking spouse" means the lawful husband or wife of an~~
24 ~~individual claiming benefits under this Act, for whom more~~
25 ~~than one half the cost of support has been supplied by the~~
26 ~~individual for at least 90 consecutive days (or for the~~

~~duration of the marital relationship if it has existed for less than 90 days) immediately preceding any week with respect to which the individual has filed a claim, but only if the nonworking spouse is currently ineligible to receive benefits under this Act by reason of the provisions of Section 500E.~~

~~An individual who was obligated by law to provide for the support of a child or of a nonworking spouse for the aforesaid period of 90 consecutive days, but was prevented by illness or injury from doing so, shall be deemed to have provided more than one half the cost of supporting the child or nonworking spouse for that period.~~

(Source: P.A. 101-423, eff. 1-1-20; 101-633, eff. 6-5-20; 102-671, eff. 11-30-21; 102-700, eff. 4-19-22; 102-1105, eff. 1-1-23.)

(820 ILCS 405/403) (from Ch. 48, par. 403)

Sec. 403. Maximum total amount of benefits.

~~(I) If and only if funds from the State treasury are not appropriated on or before January 31, 2023 that are dedicated to pay all outstanding advances made to the State's account in the Unemployment Trust Fund pursuant to Title XII of the federal Social Security Act, then this Part (I) is inoperative retroactive to January 1, 2023.~~

A. With respect to any benefit year beginning prior to September 30, 1979, any otherwise eligible individual shall be entitled, during such benefit year, to a maximum total amount

1 of benefits as shall be determined in the manner set forth in
2 this Act as amended and in effect on November 9, 1977.

3 B. With respect to any benefit year beginning on or after
4 September 30, 1979, except as otherwise provided in this
5 Section, any otherwise eligible individual shall be entitled,
6 during such benefit year, to a maximum total amount of
7 benefits equal to 26 times the individual's ~~his or her~~ weekly
8 benefit amount plus dependents' allowances, or to the total
9 wages for insured work paid to such individual during the
10 individual's base period, whichever amount is smaller. With
11 respect to any benefit year beginning in calendar year 2012,
12 any otherwise eligible individual shall be entitled, during
13 such benefit year, to a maximum total amount of benefits equal
14 to 25 times the individual's ~~his or her~~ weekly benefit amount
15 plus dependents' allowances, or to the total wages for insured
16 work paid to such individual during the individual's base
17 period, whichever amount is smaller. With respect to any
18 benefit year beginning on or after January 1, 2027 ~~2025~~ and
19 before January 1, 2028 ~~2026~~, any otherwise eligible individual
20 shall be entitled, during such benefit year, to a maximum
21 total amount of benefits equal to 23 times the individual's
22 ~~his or her~~ weekly benefit amount plus dependents' allowances,
23 or to the total wages for insured work paid to such individual
24 during the individual's base period, whichever amount is
25 smaller.

26 (II) (Blank). ~~This Part (II) becomes operative if and only~~

1 ~~if funds from the State treasury are not appropriated on or~~
2 ~~before January 31, 2023 that are dedicated to pay all~~
3 ~~outstanding advances made to the State's account in the~~
4 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~
5 ~~Social Security Act. If this Part (II) becomes operative, it~~
6 ~~is operative retroactive to January 1, 2023.~~

7 ~~A. With respect to any benefit year beginning prior to~~
8 ~~September 30, 1979, any otherwise eligible individual shall be~~
9 ~~entitled, during such benefit year, to a maximum total amount~~
10 ~~of benefits as shall be determined in the manner set forth in~~
11 ~~this Act as amended and in effect on November 9, 1977.~~

12 ~~B. With respect to any benefit year beginning on or after~~
13 ~~September 30, 1979, except as otherwise provided in this~~
14 ~~Section, any otherwise eligible individual shall be entitled,~~
15 ~~during such benefit year, to a maximum total amount of~~
16 ~~benefits equal to 26 times his or her weekly benefit amount~~
17 ~~plus dependents' allowances, or to the total wages for insured~~
18 ~~work paid to such individual during the individual's base~~
19 ~~period, whichever amount is smaller. With respect to any~~
20 ~~benefit year beginning in calendar year 2012, any otherwise~~
21 ~~eligible individual shall be entitled, during such benefit~~
22 ~~year, to a maximum total amount of benefits equal to 25 times~~
23 ~~his or her weekly benefit amount plus dependents' allowances,~~
24 ~~or to the total wages for insured work paid to such individual~~
25 ~~during the individual's base period, whichever amount is~~
26 ~~smaller. With respect to any benefit year beginning on or~~

1 ~~after January 1, 2024 and before January 1, 2025, any~~
2 ~~otherwise eligible individual shall be entitled, during such~~
3 ~~benefit year, to a maximum total amount of benefits equal to 23~~
4 ~~times his or her weekly benefit amount plus dependents'~~
5 ~~allowances, or to the total wages for insured work paid to such~~
6 ~~individual during the individual's base period, whichever~~
7 ~~amount is smaller.~~

8 (Source: P.A. 101-423, eff. 1-1-20; 102-671, eff. 11-30-21;
9 102-700, eff. 4-19-22; 102-1105, eff. 1-1-23.)

10 (820 ILCS 405/1400.1)

11 Sec. 1400.1. Solvency Adjustments.

12 (I) ~~If and only if funds from the State treasury are not~~
13 ~~appropriated on or before January 31, 2023 that are dedicated~~
14 ~~to pay all outstanding advances made to the State's account in~~
15 ~~the Unemployment Trust Fund pursuant to Title XII of the~~
16 ~~federal Social Security Act, then this Part (I) is inoperative~~
17 ~~retroactive to January 1, 2023.~~

18 As used in this Section, "prior year's trust fund balance"
19 means the net amount standing to the credit of this State's
20 account in the unemployment trust fund (less all outstanding
21 advances to that account, including but not limited to
22 advances pursuant to Title XII of the federal Social Security
23 Act) as of June 30 of the immediately preceding calendar year.

24 The wage base adjustment, rate adjustment, and allowance
25 adjustment applicable to any calendar year prior to 2023 shall

1 be as determined pursuant to this Section as in effect prior to
2 the effective date of this amendatory Act of the 102nd General
3 Assembly.

4 The rate adjustment and allowance adjustment applicable to
5 calendar year 2023 and each calendar year thereafter shall be
6 as follows:

7 If the prior year's trust fund balance is less than
8 \$525,000,000, the rate adjustment shall be 0.05%, and the
9 allowance adjustment shall be -0.3% absolute.

10 If the prior year's trust fund balance is equal to or
11 greater than \$525,000,000 but less than \$1,225,000,000,
12 the rate adjustment shall be 0.025%, and the allowance
13 adjustment shall be -0.2% absolute.

14 If the prior year's trust fund balance is equal to or
15 greater than \$1,225,000,000 but less than \$1,750,000,000,
16 the rate adjustment shall be 0, and the allowance
17 adjustment shall be -0.1% absolute.

18 If the prior year's trust fund balance is equal to or
19 greater than \$1,750,000,000 but less than \$2,275,000,000,
20 the rate adjustment shall be 0, and the allowance
21 adjustment shall be 0.1% absolute.

22 If the prior year's trust fund balance is equal to or
23 greater than \$2,275,000,000 but less than \$2,975,000,000,
24 the rate adjustment shall be -0.025%, and the allowance
25 adjustment shall be 0.2% absolute.

26 If the prior year's trust fund balance is equal to or

1 greater than \$2,975,000,000, the rate adjustment shall be
2 -0.05%, and the allowance adjustment shall be 0.3%
3 absolute.

4 (II) (Blank). ~~This Part (II) becomes operative if and only~~
5 ~~if funds from the State treasury are not appropriated on or~~
6 ~~before January 31, 2023 that are dedicated to pay all~~
7 ~~outstanding advances made to the State's account in the~~
8 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~
9 ~~Social Security Act. If this Part (II) becomes operative, it~~
10 ~~is operative retroactive to January 1, 2023.~~

11 ~~As used in this Section, "prior year's trust fund~~
12 ~~balance" means the net amount standing to the credit of this~~
13 ~~State's account in the unemployment trust fund (less all~~
14 ~~outstanding advances to that account, including but not~~
15 ~~limited to advances pursuant to Title XII of the federal~~
16 ~~Social Security Act) as of June 30 of the immediately~~
17 ~~preceding calendar year.~~

18 ~~The wage base adjustment, rate adjustment, and allowance~~
19 ~~adjustment applicable to any calendar year after calendar year~~
20 ~~2009 shall be as follows:~~

21 ~~If the prior year's trust fund balance is less than~~
22 ~~\$300,000,000, the wage base adjustment shall be \$220, the~~
23 ~~rate adjustment shall be 0.05%, and the allowance~~
24 ~~adjustment shall be 0.3% absolute.~~

25 ~~If the prior year's trust fund balance is equal to or~~
26 ~~greater than \$300,000,000 but less than \$700,000,000, the~~

1 ~~wage base adjustment shall be \$150, the rate adjustment~~
2 ~~shall be 0.025%, and the allowance adjustment shall be~~
3 ~~0.2% absolute.~~

4 ~~If the prior year's trust fund balance is equal to or~~
5 ~~greater than \$700,000,000 but less than \$1,000,000,000,~~
6 ~~the wage base adjustment shall be \$75, the rate adjustment~~
7 ~~shall be 0, and the allowance adjustment shall be 0.1%~~
8 ~~absolute.~~

9 ~~If the prior year's trust fund balance is equal to or~~
10 ~~greater than \$1,000,000,000 but less than \$1,300,000,000,~~
11 ~~the wage base adjustment shall be \$75, the rate~~
12 ~~adjustment shall be 0, and the allowance adjustment shall~~
13 ~~be 0.1% absolute.~~

14 ~~If the prior year's trust fund balance is equal to or~~
15 ~~greater than \$1,300,000,000 but less than \$1,700,000,000,~~
16 ~~the wage base adjustment shall be \$150, the rate~~
17 ~~adjustment shall be 0.025%, and the allowance adjustment~~
18 ~~shall be 0.2% absolute.~~

19 ~~If the prior year's trust fund balance is equal to or~~
20 ~~greater than \$1,700,000,000, the wage base adjustment~~
21 ~~shall be \$220, the rate adjustment shall be 0.05%, and~~
22 ~~the allowance adjustment shall be 0.3% absolute.~~

23 (Source: P.A. 102-1105, eff. 1-1-23.)

24 (820 ILCS 405/1505) (from Ch. 48, par. 575)

25 Sec. 1505. Adjustment of state experience factor.

1 ~~(I) If and only if funds from the State treasury are not~~
2 ~~appropriated on or before January 31, 2023 that are dedicated~~
3 ~~to pay all outstanding advances made to the State's account in~~
4 ~~the Unemployment Trust Fund pursuant to Title XII of the~~
5 ~~federal Social Security Act, then this Part (I) is inoperative~~
6 ~~retroactive to January 1, 2023.~~

7 ~~The state experience factor shall be adjusted in accordance~~
8 ~~with the following provisions:~~

9 A. For calendar years prior to 1988, the state experience
10 factor shall be adjusted in accordance with the provisions of
11 this Act as amended and in effect on November 18, 2011.

12 B. (Blank).

13 C. For calendar year 1988 and each calendar year
14 thereafter, for which the state experience factor is being
15 determined.

16 1. For every \$50,000,000 (or fraction thereof) by
17 which the adjusted trust fund balance falls below the
18 target balance set forth in this subsection, the state
19 experience factor for the succeeding year shall be
20 increased one percent absolute.

21 For every \$50,000,000 (or fraction thereof) by which
22 the adjusted trust fund balance exceeds the target balance
23 set forth in this subsection, the state experience factor
24 for the succeeding year shall be decreased by one percent
25 absolute.

26 The target balance in each calendar year prior to 2003

1 is \$750,000,000. The target balance in calendar year 2003
2 is \$920,000,000. The target balance in calendar year 2004
3 is \$960,000,000. The target balance in calendar year 2005
4 and each calendar year through 2022 is \$1,000,000,000. The
5 target balance in calendar year 2023 and each calendar
6 year thereafter is \$1,750,000,000.

7 2. For the purposes of this subsection:

8 "Net trust fund balance" is the amount standing to the
9 credit of this State's account in the unemployment trust
10 fund as of June 30 of the calendar year immediately
11 preceding the year for which a state experience factor is
12 being determined.

13 "Adjusted trust fund balance" is the net trust fund
14 balance minus the sum of the benefit reserves for fund
15 building for July 1, 1987 through June 30 of the year prior
16 to the year for which the state experience factor is being
17 determined. The adjusted trust fund balance shall not be
18 less than zero. If the preceding calculation results in a
19 number which is less than zero, the amount by which it is
20 less than zero shall reduce the sum of the benefit
21 reserves for fund building for subsequent years.

22 For the purpose of determining the state experience
23 factor for 1989 and for each calendar year thereafter, the
24 following "benefit reserves for fund building" shall apply
25 for each state experience factor calculation in which that
26 12 month period is applicable:

1 a. For the 12 month period ending on June 30, 1988,
2 the "benefit reserve for fund building" shall be
3 8/104th of the total benefits paid from January 1,
4 1988 through June 30, 1988.

5 b. For the 12 month period ending on June 30, 1989,
6 the "benefit reserve for fund building" shall be the
7 sum of:

8 i. 8/104ths of the total benefits paid from
9 July 1, 1988 through December 31, 1988, plus

10 ii. 4/108ths of the total benefits paid from
11 January 1, 1989 through June 30, 1989.

12 c. For the 12 month period ending on June 30, 1990,
13 the "benefit reserve for fund building" shall be
14 4/108ths of the total benefits paid from July 1, 1989
15 through December 31, 1989.

16 d. For 1992 and for each calendar year thereafter,
17 the "benefit reserve for fund building" for the 12
18 month period ending on June 30, 1991 and for each
19 subsequent 12 month period shall be zero.

20 3. Notwithstanding the preceding provisions of this
21 subsection, for calendar years 1988 through 2003, the
22 state experience factor shall not be increased or
23 decreased by more than 15 percent absolute.

24 D. Notwithstanding the provisions of subsection C, the
25 adjusted state experience factor:

26 1. Shall be 111 percent for calendar year 1988;

1 2. Shall not be less than 75 percent nor greater than
2 135 percent for calendar years 1989 through 2003; and
3 shall not be less than 75% nor greater than 150% for
4 calendar year 2004 and each calendar year thereafter, not
5 counting any increase pursuant to subsection D-1, D-2, or
6 D-3;

7 3. Shall not be decreased by more than 5 percent
8 absolute for any calendar year, beginning in calendar year
9 1989 and through calendar year 1992, by more than 6%
10 absolute for calendar years 1993 through 1995, by more
11 than 10% absolute for calendar years 1999 through 2003 and
12 by more than 12% absolute for calendar year 2004 and each
13 calendar year thereafter, from the adjusted state
14 experience factor of the calendar year preceding the
15 calendar year for which the adjusted state experience
16 factor is being determined;

17 4. Shall not be increased by more than 15% absolute
18 for calendar year 1993, by more than 14% absolute for
19 calendar years 1994 and 1995, by more than 10% absolute
20 for calendar years 1999 through 2003 and by more than 16%
21 absolute for calendar year 2004 and each calendar year
22 thereafter, from the adjusted state experience factor for
23 the calendar year preceding the calendar year for which
24 the adjusted state experience factor is being determined;

25 5. Shall be 100% for calendar years 1996, 1997, and
26 1998.

1 D-1. The adjusted state experience factor for each of
2 calendar years 2013 through 2015 shall be increased by 5%
3 absolute above the adjusted state experience factor as
4 calculated without regard to this subsection. The adjusted
5 state experience factor for each of calendar years 2016
6 through 2018 shall be increased by 6% absolute above the
7 adjusted state experience factor as calculated without regard
8 to this subsection. The increase in the adjusted state
9 experience factor for calendar year 2018 pursuant to this
10 subsection shall not be counted for purposes of applying
11 paragraph 3 or 4 of subsection D to the calculation of the
12 adjusted state experience factor for calendar year 2019.

13 D-2. (Blank).

14 D-3. The adjusted state experience factor for calendar
15 year 2027 ~~2025~~ shall be increased by 20% absolute above the
16 adjusted state experience factor as calculated without regard
17 to this subsection. The increase in the adjusted state
18 experience factor for calendar year 2027 ~~2025~~ pursuant to this
19 subsection shall not be counted for purposes of applying
20 paragraph 3 or 4 of subsection D to the calculation of the
21 adjusted state experience factor for calendar year 2028 ~~2026~~.

22 D-4. ~~The If and only if an appropriation as set forth in~~
23 ~~subsection B of Part (I) of Section 2101.1 is made, the~~
24 adjusted state experience factor for calendar years beginning
25 in 2024 shall be increased by 3% absolute above the adjusted
26 state experience factor as calculated without regard to this

1 subsection or subsection D-3. The increase in the state
2 experience factor provided for in this subsection shall not be
3 counted for purposes of applying paragraph 3 or 4 of
4 subsection D to the calculation of the adjusted state
5 experience factor for the following calendar year. This
6 subsection shall cease to be operative beginning January 1 of
7 the calendar year following the calendar year in which the
8 total amount of the transfers of funds provided for in
9 subsection B of Part (I) of Section 2101.1 equals the total
10 amount of the appropriation.

11 E. The amount standing to the credit of this State's
12 account in the unemployment trust fund as of June 30 shall be
13 deemed to include as part thereof (a) any amount receivable on
14 that date from any Federal governmental agency, or as a
15 payment in lieu of contributions under the provisions of
16 Sections 1403 and 1405 B and paragraph 2 of Section 302C, in
17 reimbursement of benefits paid to individuals, and (b) amounts
18 credited by the Secretary of the Treasury of the United States
19 to this State's account in the unemployment trust fund
20 pursuant to Section 903 of the Federal Social Security Act, as
21 amended, including any such amounts which have been
22 appropriated by the General Assembly in accordance with the
23 provisions of Section 2100 B for expenses of administration,
24 except any amounts which have been obligated on or before that
25 date pursuant to such appropriation.

26 (II) (Blank). ~~This Part (II) becomes operative if and only~~

~~if funds from the State treasury are not appropriated on or before January 31, 2023 that are dedicated to pay all outstanding advances made to the State's account in the Unemployment Trust Fund pursuant to Title XII of the federal Social Security Act. If this Part (II) becomes operative, it is operative retroactive to January 1, 2023.~~

~~The state experience factor shall be adjusted in accordance with the following provisions:~~

~~A. For calendar years prior to 1988, the state experience factor shall be adjusted in accordance with the provisions of this Act as amended and in effect on November 18, 2011.~~

~~B. (Blank).~~

~~C. For calendar year 1988 and each calendar year thereafter, for which the state experience factor is being determined.~~

~~1. For every \$50,000,000 (or fraction thereof) by which the adjusted trust fund balance falls below the target balance set forth in this subsection, the state experience factor for the succeeding year shall be increased one percent absolute.~~

~~For every \$50,000,000 (or fraction thereof) by which the adjusted trust fund balance exceeds the target balance set forth in this subsection, the state experience factor for the succeeding year shall be decreased by one percent absolute.~~

~~The target balance in each calendar year prior to 2003~~

1 ~~is \$750,000,000. The target balance in calendar year 2003~~
2 ~~is \$920,000,000. The target balance in calendar year 2004~~
3 ~~is \$960,000,000. The target balance in calendar year 2005~~
4 ~~and each calendar year thereafter is \$1,000,000,000.~~

5 ~~2. For the purposes of this subsection:~~

6 ~~"Net trust fund balance" is the amount standing to the~~
7 ~~credit of this State's account in the unemployment trust~~
8 ~~fund as of June 30 of the calendar year immediately~~
9 ~~preceding the year for which a state experience factor is~~
10 ~~being determined.~~

11 ~~"Adjusted trust fund balance" is the net trust fund~~
12 ~~balance minus the sum of the benefit reserves for fund~~
13 ~~building for July 1, 1987 through June 30 of the year prior~~
14 ~~to the year for which the state experience factor is being~~
15 ~~determined. The adjusted trust fund balance shall not be~~
16 ~~less than zero. If the preceding calculation results in a~~
17 ~~number which is less than zero, the amount by which it is~~
18 ~~less than zero shall reduce the sum of the benefit~~
19 ~~reserves for fund building for subsequent years.~~

20 ~~For the purpose of determining the state experience~~
21 ~~factor for 1989 and for each calendar year thereafter, the~~
22 ~~following "benefit reserves for fund building" shall apply~~
23 ~~for each state experience factor calculation in which that~~
24 ~~12 month period is applicable:~~

25 ~~a. For the 12 month period ending on June 30, 1988,~~

26 ~~the "benefit reserve for fund building" shall be~~

1 ~~8/104th of the total benefits paid from January 1,~~
2 ~~1988 through June 30, 1988.~~

3 ~~b. For the 12 month period ending on June 30, 1989,~~
4 ~~the "benefit reserve for fund building" shall be the~~
5 ~~sum of:~~

6 ~~i. 8/104ths of the total benefits paid from~~
7 ~~July 1, 1988 through December 31, 1988, plus~~

8 ~~ii. 4/108ths of the total benefits paid from~~
9 ~~January 1, 1989 through June 30, 1989.~~

10 ~~c. For the 12 month period ending on June 30, 1990,~~
11 ~~the "benefit reserve for fund building" shall be~~
12 ~~4/108ths of the total benefits paid from July 1, 1989~~
13 ~~through December 31, 1989.~~

14 ~~d. For 1992 and for each calendar year thereafter,~~
15 ~~the "benefit reserve for fund building" for the 12~~
16 ~~month period ending on June 30, 1991 and for each~~
17 ~~subsequent 12 month period shall be zero.~~

18 ~~3. Notwithstanding the preceding provisions of this~~
19 ~~subsection, for calendar years 1988 through 2003, the~~
20 ~~state experience factor shall not be increased or~~
21 ~~decreased by more than 15 percent absolute.~~

22 ~~D. Notwithstanding the provisions of subsection C, the~~
23 ~~adjusted state experience factor:~~

24 ~~1. Shall be 111 percent for calendar year 1988;~~

25 ~~2. Shall not be less than 75 percent nor greater than~~
26 ~~135 percent for calendar years 1989 through 2003; and~~

1 ~~shall not be less than 75% nor greater than 150% for~~
2 ~~calendar year 2004 and each calendar year thereafter, not~~
3 ~~counting any increase pursuant to subsection D-1, D-2, or~~
4 ~~D-3;~~

5 ~~3. Shall not be decreased by more than 5 percent~~
6 ~~absolute for any calendar year, beginning in calendar year~~
7 ~~1989 and through calendar year 1992, by more than 6%~~
8 ~~absolute for calendar years 1993 through 1995, by more~~
9 ~~than 10% absolute for calendar years 1999 through 2003 and~~
10 ~~by more than 12% absolute for calendar year 2004 and each~~
11 ~~calendar year thereafter, from the adjusted state~~
12 ~~experience factor of the calendar year preceding the~~
13 ~~calendar year for which the adjusted state experience~~
14 ~~factor is being determined;~~

15 ~~4. Shall not be increased by more than 15% absolute~~
16 ~~for calendar year 1993, by more than 14% absolute for~~
17 ~~calendar years 1994 and 1995, by more than 10% absolute~~
18 ~~for calendar years 1999 through 2003 and by more than 16%~~
19 ~~absolute for calendar year 2004 and each calendar year~~
20 ~~thereafter, from the adjusted state experience factor for~~
21 ~~the calendar year preceding the calendar year for which~~
22 ~~the adjusted state experience factor is being determined;~~

23 ~~5. Shall be 100% for calendar years 1996, 1997, and~~
24 ~~1998.~~

25 ~~D-1. The adjusted state experience factor for each of~~
26 ~~calendar years 2013 through 2015 shall be increased by 5%~~

1 ~~absolute above the adjusted state experience factor as~~
2 ~~calculated without regard to this subsection. The adjusted~~
3 ~~state experience factor for each of calendar years 2016~~
4 ~~through 2018 shall be increased by 6% absolute above the~~
5 ~~adjusted state experience factor as calculated without regard~~
6 ~~to this subsection. The increase in the adjusted state~~
7 ~~experience factor for calendar year 2018 pursuant to this~~
8 ~~subsection shall not be counted for purposes of applying~~
9 ~~paragraph 3 or 4 of subsection D to the calculation of the~~
10 ~~adjusted state experience factor for calendar year 2019.~~

11 ~~D-2. (Blank).~~

12 ~~D-3. The adjusted state experience factor for calendar~~
13 ~~year 2024 shall be increased by 20% absolute above the~~
14 ~~adjusted state experience factor as calculated without regard~~
15 ~~to this subsection. The increase in the adjusted state~~
16 ~~experience factor for calendar year 2024 pursuant to this~~
17 ~~subsection shall not be counted for purposes of applying~~
18 ~~paragraph 3 or 4 of subsection D to the calculation of the~~
19 ~~adjusted state experience factor for calendar year 2025.~~

20 ~~E. The amount standing to the credit of this State's~~
21 ~~account in the unemployment trust fund as of June 30 shall be~~
22 ~~deemed to include as part thereof (a) any amount receivable on~~
23 ~~that date from any Federal governmental agency, or as a~~
24 ~~payment in lieu of contributions under the provisions of~~
25 ~~Sections 1403 and 1405 B and paragraph 2 of Section 302C, in~~
26 ~~reimbursement of benefits paid to individuals, and (b) amounts~~

1 ~~eredit~~ed by the Secretary of the Treasury of the United States
2 ~~to this State's account in the unemployment trust fund~~
3 ~~pursuant to Section 903 of the Federal Social Security Act, as~~
4 ~~amended, including any such amounts which have been~~
5 ~~appropriated by the General Assembly in accordance with the~~
6 ~~provisions of Section 2100 B for expenses of administration,~~
7 ~~except any amounts which have been obligated on or before that~~
8 ~~date pursuant to such appropriation.~~

9 (Source: P.A. 101-423, eff. 1-1-20; 101-633, eff. 6-5-20;
10 102-671, eff. 11-30-21; 102-700, eff. 4-19-22; 102-1105, eff.
11 1-1-23.)

12 (820 ILCS 405/1506.6)

13 Sec. 1506.6. Surcharge; specified period.

14 (I) ~~If and only if funds from the State treasury are not~~
15 ~~appropriated on or before January 31, 2023 that are dedicated~~
16 ~~to pay all outstanding advances made to the State's account in~~
17 ~~the Unemployment Trust Fund pursuant to Title XII of the~~
18 ~~federal Social Security Act, then this Part (I) is inoperative~~
19 ~~retroactive to January 1, 2023.~~ For each employer whose
20 contribution rate for calendar year 2027 ~~2025~~ is determined
21 pursuant to Section 1500 or 1506.1, in addition to the
22 contribution rate established pursuant to Section 1506.3, an
23 additional surcharge of 0.350% shall be added to the
24 contribution rate. The surcharge established by this Section
25 shall be due at the same time as other contributions with

1 respect to the quarter are due, as provided in Section 1400.
2 Payments attributable to the surcharge established pursuant to
3 this Section shall be contributions and deposited into the
4 clearing account.

5 (II) (Blank). ~~This Part (II) becomes operative if and only~~
6 ~~if funds from the State treasury are not appropriated on or~~
7 ~~before January 31, 2023 that are dedicated to pay all~~
8 ~~outstanding advances made to the State's account in the~~
9 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~
10 ~~Social Security Act. If this Part (II) becomes operative, it~~
11 ~~is operative retroactive to January 1, 2023. For each employer~~
12 ~~whose contribution rate for calendar year 2024 is determined~~
13 ~~pursuant to Section 1500 or 1506.1, in addition to the~~
14 ~~contribution rate established pursuant to Section 1506.3, an~~
15 ~~additional surcharge of 0.350% shall be added to the~~
16 ~~contribution rate. The surcharge established by this Section~~
17 ~~shall be due at the same time as other contributions with~~
18 ~~respect to the quarter are due, as provided in Section 1400.~~
19 ~~Payments attributable to the surcharge established pursuant to~~
20 ~~this Section shall be contributions and deposited into the~~
21 ~~clearing account.~~

22 (Source: P.A. 101-423, eff. 1-1-20; 101-633, eff. 6-5-20;
23 102-671, eff. 11-30-21; 102-700, eff. 4-19-22; 102-1105, eff.
24 1-1-23.)

25 (820 ILCS 405/2101.1)

1 Sec. 2101.1. Mandatory transfers.

2 (I) ~~If and only if funds from the State treasury are not~~
3 ~~appropriated on or before January 31, 2023 that are dedicated~~
4 ~~to pay all outstanding advances made to the State's account in~~
5 ~~the Unemployment Trust Fund pursuant to Title XII of the~~
6 ~~federal Social Security Act, then this Part (I) is inoperative~~
7 ~~retroactive to January 1, 2023.~~

8 A. Notwithstanding any other provision in Section 2101 to
9 the contrary, no later than June 30, 2007, an amount equal to
10 at least \$1,400,136 but not to exceed \$7,000,136 shall be
11 transferred from the special administrative account to this
12 State's account in the Unemployment Trust Fund. No later than
13 June 30, 2008, and June 30 of each of the three immediately
14 succeeding calendar years, there shall be transferred from the
15 special administrative account to this State's account in the
16 Unemployment Trust Fund an amount at least equal to the lesser
17 of \$1,400,000 or the unpaid principal. For purposes of this
18 Section, the unpaid principal is the difference between
19 \$7,000,136 and the sum of amounts, excluding interest,
20 previously transferred pursuant to this Section. In addition
21 to the amounts otherwise specified in this Section, each
22 transfer shall include a payment of any interest accrued
23 pursuant to this Section through the end of the immediately
24 preceding calendar quarter for which the federal Department of
25 the Treasury has published the yield for state accounts in the
26 Unemployment Trust Fund. Interest pursuant to this Section

1 shall accrue daily beginning on January 1, 2007, and be
2 calculated on the basis of the unpaid principal as of the
3 beginning of the day. The rate at which the interest shall
4 accrue for each calendar day within a calendar quarter shall
5 equal the quotient obtained by dividing the yield for that
6 quarter for state accounts in the Unemployment Trust Fund as
7 published by the federal Department of the Treasury by the
8 total number of calendar days within that quarter. Interest
9 accrued but not yet due at the time the unpaid principal is
10 paid in full shall be transferred within 30 days after the
11 federal Department of the Treasury has published the yield for
12 state accounts in the Unemployment Trust Fund for all quarters
13 for which interest has accrued pursuant to this Section but
14 not yet been paid. A transfer required pursuant to this
15 Section in a fiscal year of this State shall occur before any
16 transfer made with respect to that same fiscal year from the
17 special administrative account to the Title III Social
18 Security and Employment Fund.

19 B. By ~~if and only if~~ an appropriation ~~is~~ made in calendar
20 year 2023 to this State's account in the Unemployment Trust
21 Fund, as a loan solely for purposes of paying unemployment
22 insurance benefits under this Act and without the accrual of
23 interest, from a fund of the State treasury, the Director
24 shall take all necessary action to transfer 10% of the total
25 amount of the appropriation from this State's account in the
26 Unemployment Trust Fund to the State's Budget Stabilization

1 Fund prior to July 1 of each year or as soon thereafter as
2 practical. Transfers shall begin in calendar year 2024 and
3 continue on an annual basis until the total amount of such
4 transfers equals the total amount of the appropriation. In any
5 calendar year in which the balance of this State's account in
6 the Unemployment Trust Fund, less all outstanding advances to
7 that account, pursuant to Title XII of the federal Social
8 Security Act, is below \$1,200,000,000 as of June 1, any
9 transfer provided for in this subsection shall not be made
10 that calendar year.

11 (II) (Blank). ~~This Part (II) becomes operative if and only~~
12 ~~if funds from the State treasury are not appropriated on or~~
13 ~~before January 31, 2023 that are dedicated to pay all~~
14 ~~outstanding advances made to the State's account in the~~
15 ~~Unemployment Trust Fund pursuant to Title XII of the federal~~
16 ~~Social Security Act. If this Part (II) becomes operative, it~~
17 ~~is operative retroactive to January 1, 2023. Notwithstanding~~
18 ~~any other provision in Section 2101 to the contrary, no later~~
19 ~~than June 30, 2007, an amount equal to at least \$1,400,136 but~~
20 ~~not to exceed \$7,000,136 shall be transferred from the special~~
21 ~~administrative account to this State's account in the~~
22 ~~Unemployment Trust Fund. No later than June 30, 2008, and June~~
23 ~~30 of each of the three immediately succeeding calendar years,~~
24 ~~there shall be transferred from the special administrative~~
25 ~~account to this State's account in the Unemployment Trust Fund~~
26 ~~an amount at least equal to the lesser of \$1,400,000 or the~~

1 ~~unpaid principal. For purposes of this Section, the unpaid~~
2 ~~principal is the difference between \$7,000,136 and the sum of~~
3 ~~amounts, excluding interest, previously transferred pursuant~~
4 ~~to this Section. In addition to the amounts otherwise~~
5 ~~specified in this Section, each transfer shall include a~~
6 ~~payment of any interest accrued pursuant to this Section~~
7 ~~through the end of the immediately preceding calendar quarter~~
8 ~~for which the federal Department of the Treasury has published~~
9 ~~the yield for state accounts in the Unemployment Trust Fund.~~
10 ~~Interest pursuant to this Section shall accrue daily beginning~~
11 ~~on January 1, 2007, and be calculated on the basis of the~~
12 ~~unpaid principal as of the beginning of the day. The rate at~~
13 ~~which the interest shall accrue for each calendar day within a~~
14 ~~calendar quarter shall equal the quotient obtained by dividing~~
15 ~~the yield for that quarter for state accounts in the~~
16 ~~Unemployment Trust Fund as published by the federal Department~~
17 ~~of the Treasury by the total number of calendar days within~~
18 ~~that quarter. Interest accrued but not yet due at the time the~~
19 ~~unpaid principal is paid in full shall be transferred within~~
20 ~~30 days after the federal Department of the Treasury has~~
21 ~~published the yield for state accounts in the Unemployment~~
22 ~~Trust Fund for all quarters for which interest has accrued~~
23 ~~pursuant to this Section but not yet been paid. A transfer~~
24 ~~required pursuant to this Section in a fiscal year of this~~
25 ~~State shall occur before any transfer made with respect to~~
26 ~~that same fiscal year from the special administrative account~~

1 ~~to the Title III Social Security and Employment Fund.~~

2 (Source: P.A. 102-1105, eff. 1-1-23.)

3 Section 55. "An Act concerning courts", approved August 9,
4 2024, Public Act 103-789, is amended by adding Section 99 as
5 follows:

6 (P.A. 103-789, Sec. 99 new)

7 Sec. 99. Effective date. This Act takes effect on July 1,
8 2025.

9 Section 95. No acceleration or delay. Where this Act makes
10 changes in a statute that is represented in this Act by text
11 that is not yet or no longer in effect (for example, a Section
12 represented by multiple versions), the use of that text does
13 not accelerate or delay the taking effect of (i) the changes
14 made by this Act or (ii) provisions derived from any other
15 Public Act.

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