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OVER 35 YEARS OF LOBBYING EXPERIENCE
IN ILLINOIS ON BEHALF OF BUSINESS INTERESTS

APSA of Illinois Legislative Update

August 10, 2018

Good morning,

The Governor has signed the two pieces of legislation that we were tracking for APSA of Illinois. There are no other APSA of Illinois related issues that have been sent to the Governor. We are waiting to see how he will deal with a few business issues that have been sent to his desk.

Please see below:

[HB 4944](#) (Sauer/Tracy) amends the Illinois Vehicle Code to clarify that the requirement of a safety test every 12 months applies to truck tractors, semitrailers, and property-carrying vehicles weighing more than 10,000 pounds but less than 26,001. **P.A. 100-0683**

[SB 2511](#) (McConnaughay/Butler) amends the Illinois Vehicle Code to state that a back-up lamp equipped on a motor vehicle must emit a white or amber light without glare. Effective Jan. 1, 2019. **P.A. 100-0707**

BUSINESS ISSUES SENT TO THE GOVERNOR

[SB 904](#) (Hastings/Hoffman) will allow medical providers to pursue the 1% per month interest penalty on unpaid medical bills in circuit court. During debate it was clarified that the intent of the legislation is that the changes to Section 8.2 (d) apply to undisputed bills. In addition, the measure adds language to Section 8.2a Electronic Billing requiring the Illinois Department of Insurance to adopt rules regarding health care providers responsibility "for supplying only those medical records pertaining to the provider's own claims that are minimally necessary under the federal Health Insurance Portability and Accountability Act of 1996".

[SB 1737](#) Muñoz/Hoffman) makes changes to the workers' compensation insurance rates overseen by the Illinois Department of Insurance (DOI). Those changes will take Illinois from its current competitive marketplace approach to requiring an insurer/rating organization to file its rates, manuals, rules, etc. with DOI 30 days before their use. DOI would have 30 days from the filing to approve or disapprove the rates. It also, requires a company that intends to deviate from the filing of a licensed rating organization of which it is a member, the company shall provide the Director with supporting information that specifies the basis for the requested

deviation and provides justification for the deviation. At renewal, if a rate is greater than 5% more than the rate filed with DOI, a notice of the increase must be provided to the policyholder 30 days prior to renewal.

HB 4572 (Guzzardi/Castro) amends the Illinois Human Rights Act to redefine "employer" to include any person employing one (currently 15) or more employees within Illinois during 20 or more calendar weeks within the calendar year of or preceding the alleged violation.

SB 2999 (Van Pelt/Conyears-Ervin) requires an employer to reimburse an employee for all necessary expenditures or losses incurred by the employee directly related to services performed for the employer. It requires that the expenditure must be within the scope of employment, authorized or required and appropriate documentation is provided.

HB 4743 (Ford/Lightford) amends the Equal Pay Act providing that no employer may discriminate between employees by paying wages to an African-American employee at a rate less than the rate at which the employer pays wages to another employee who is not African-American for the same or substantially similar work on a job that requires equal skill, effort, and responsibility and is performed under similar working conditions.

HB 1595 (Stuart/Haine) amends the Nursing Mothers in the Workplace Act provides for reasonable break time (instead of "unpaid break time each day") during the first year after the child's birth each time the employee needs to express milk. The break time may run concurrently with any break time already provided to the employee and an employer may not reduce an employee's compensation for time used for the purpose of expressing milk or nursing a baby. An employer shall provide reasonable break time as needed by the employee unless to do so would create an undue hardship as defined by the Illinois Human Rights Act.

HB 4163 (Moeller/Castro) amends the Equal Pay Act of 2003 prohibiting an employer from inquiring about salary and wage history by adding new standards that limit employer defenses and adding new compensatory and punitive damage penalties on businesses who are not compliant.