



SPRING 2023 DISABILITY LEGISLATION SUMMARY

The following bills passed both houses of the General Assembly and will be sent to the Governor for consideration. Chief sponsors are indicated for each bill.

Senate Bill 99

Requires public universities and community colleges to adopt certain policies and procedures governing the documentation required to verify that a student seeking Section 504 supports has a disability.

Senate: Fine House: Johnson

Senate Bill 216

The training of court-appointed guardians on the duties and responsibilities of guardians mandated by the Probate Act must include content regarding Alzheimer's disease and dementia.

Senate: Edly-Allen House: Moeller

Senate Bill 250

The budget bill for State Fiscal Year 2024, beginning July 1, 2023.

Senate: Sims House: Gordon-Booth

Senate Bill 724

Omnibus bill regarding children's behavioral health services that includes provisions about the PUNS selection of children eligible for the Children and Young Adults Services Waiver if funds are appropriated.

Senate: Feigenholtz House: LaPointe

Senate Bill 855

A bill concerning investigative reports issued by the Office of Inspector General (OIG) of the Department of Human Services pertaining to allegations of abuse or neglect of residents at State-operated facilities. Authorizes the OIG to report substantiated instances of material obstruction of an investigation.

Senate: Fine House: LaPointe

Senate Bill 1298

Omnibus Medicaid reform bill. Includes a rate increase for nursing services under the Medically Fragile Technology Dependent Waiver Program, rate increases for various therapies, provisions regarding coverage for ABA therapy services for children with a diagnosis of autism spectrum disorder, and many other provisions.

House: Gabel

Senate: Gillespie

Senate Bill 1558

Amends the Public Community College Act to require the Illinois Community College Board, after consultation with various stakeholders, to submit recommendations for a model program of study for credit that incorporates the training and experience necessary to serve as a Direct Support Professional.

Senate: Murphy House: Moeller

Senate Bill 1674

Initiative of the Department of Human Services-Division of DD to revamp the long and short-term stabilization homes pilot programs designed to address the needs of individuals needing significant behavioral supports in the community instead of in institutions and to extend the programs to January 1, 2028.

Senate: Fine

House: LaPointe

Senate Bill 2039

Amends the School Code to revise and update provisions governing public schools sharing of information about the PUNS with students with IEPs and their parents or guardians.

Senate: Pacione-Zayas

House: Syed

Senate Bill 2123

Omnibus elections bill that, among other things, creates the Access to Voting for Persons with Disabilities Task Force to review and make recommendations to improve access to voting for persons with disabilities.

Senate: Morrison

House: Stuart

Senate Bill 2247

The bill makes a few technical changes with regard to the ABLE account program, including ensuring the privacy of records obtained or compiled by the State Treasurer containing information about the designated beneficiary or designated representative. In addition, allows the ABLE Account Program to be named after the late Senator Scott Bennett.

Senate: Faraci House: Burke

House Bill 2248

Creates a new State civil cause of action that would allow the recovery of damages for emotional distress for violations of certain federal civil rights statutes due to a 2022 SCOTUS decision holding that emotional distress damages are not allowed in federal courts for such violations.

House: Cassidy Senate: Peters

House Bill 2380

Makes various changes to the Human Services Professional Loan Repayment Program Act.

House: LaPointe Senate: Fine

House Bill 2443

Effective January 1, 2025, makes mandatory health insurance coverage for hearing aids applicable regardless of age (now limited to individuals under age 18).

House: Chung Senate: Koehler

House Bill 2878

Omnibus procurement bill that includes changes to the section of the Procurement Code governing the State Use Program that eliminate the sub-minimum wage consistent with Executive Order 2021-26, remove the Section 14c certification requirement for vendors, and makes other changes regarding vendor qualifications.

House: Hoffman Senate: Castro

House Bill 3224

Students with disabilities and their parents must be provided with information about the availability of dual credit courses that may be relevant to the student's transition planning goals.

House: Ness

Senate: Koehler

House Bill 3680

Extra accommodations during emergencies at school may be taken into account when developing a student's IEP or 504 plan. In addition, the bill changes the School Safety Drill Act to provide that when deciding whether to exempt a student from participating in a walk-through lockdown drill, the student's IEP team or 504 plan team shall be included in the decision-making process (rather than having the decision made by an administrator or school support personnel).

House: Benton

Senate: Faraci

House Bill 3817

State Fiscal Year 2024 Budget Implementation bill (BIMP). Includes some cleanup language regarding Money Follows the Person (pp. 49-58, pp. 400-403), and the \$2.50/hour DSP wage increase effective January 1, 2024, subject to federal approval (pp. 473-474), among many other things.

House: Gordon-Booth Senate: Sims

Comments, questions, or concerns? Reach out to Sabrina at
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