



MEMORANDUM

To: CMAP Climate Committee

From: CMAP Intergovernmental Affairs staff

Date: April 11, 2024

Subject: State legislative updates

Action Requested: Information

The Illinois General Assembly is back in session following a brief recess at the end of March. The next deadlines ahead for lawmakers is for a third reading on substantive bills on Friday, April 12th for the Senate and Friday, April 19th for the House. Next, the House and Senate will focus on the opposite chamber's bills.

Below, please find an update on key bills and legislative activity of interest. This information is up to date as of April 11th, 2024.

SB3388/HB5077: RPA Appropriation Bill

These bills would appropriate \$5M to CMAP to carry out the regional planning objectives identified in the Regional Planning Act. The majority of CMAP's funding is from USDOT, which is primarily able to support the agency's transportation work. Other projects that are not directly transportation related, including a portion of the agency's climate related work, require external funding sources, such as state and federal grants and philanthropic resources. CMAP is seeking this state appropriation to advance the breadth of work reflected in the Regional Planning Act.

SB3388 has been assigned to Senate Appropriations - Public Safety and Infrastructure and HB5077 has been assigned to Appropriations-General Services Committee. CMAP's Intergovernmental Affairs team has been working to get subject matter hearings for these bills.

SB3389/HB5078: RPA Modernization Bill

SB3389 and HB5078 would modernize several elements of the Regional Planning Act, CMAP's enabling statute. First, this bill would allow for a simple majority of Board members in office to approve certain operational items—contracts (except contracts pertaining to the employment of the Executive Director), grants, purchase agreements, and meeting minutes. All other items would continue to require concurrence of 4/5 of the Board members in office. This would allow



for more timely decision making by the CMAP Board and ensure consistent flow to resources to support the agency's programs, policies, and projects.

The bill would also eliminate the requirement CMAP establish a wastewater committee. The committee has not convened in nearly ten years, and CMAP is able to advise stakeholders on matters that would be in this committee's purview as the state-designated areawide water quality management planning agency.

At the time of this writing, SB3389 is on third reading in the Senate and HB5078 is on second reading in the House.

OMA legislative activity

CMAP has prepared draft legislative language that would provide the CMAP Board and its committees with the flexibility to allow for members to participate virtually and be counted toward quorum. The language and a legislative strategy are currently under discussion with the Illinois Municipal League, who has been pursuing other OMA legislative changes.

Select climate bills of interest

CMAP staff continues to track legislation before the Illinois General Assembly that impacts the region and is relevant to CMAP's work. The following has been identified by CMAP staff as pieces of legislation being considered before the Illinois General Assembly that may be of interest to the Climate Committee.

It should be noted this list is not an exhaustive list of legislation being tracked by CMAP staff. For more information on other tracked legislation by CMAP staff, please contact Ryan Gougis, IGA Specialist at rgougis@cmap.illinois.gov.

Electrification

[HB5145](#) – EV CHARGER GRANT ACT (Rep. Evans, Jr.)

Description: Creates the Electric Vehicle Charger Grant Act. Provides that any State agency that disburses grant funds for electric vehicle charging stations must include provisions in the criteria for awarding grant funds that encourage the use of equity eligible contractors by the grantees. Provides that the provisions shall include, but not be limited to, additional points to those grantees who commit to exclusively using equity eligible contractors, a portion of the grant funds devoted exclusively for equity eligible contractors, and inclusion of aspirational goals for all grantees to use equity eligible contractors.

Status: Placed on House Calendar 2nd Reading on 3/14/24



[SB1556 SA2](#) – **EPA-CLEAN TRANSPORT STANDARD** (Sen. Koehler)

Description: Creates the Clean Transportation Act and requires the IEPA to adopt rules creating a clean transportation standard that reduces carbon intensity from the on-road transportation sector by 25% within 10 years of the IEPA's adopted rules.

Status: Held in Senate Energy and Public Utilities on 3/22/24

[SB3323 SA2 & 3](#) – **ACCESSIBLE EV CHARGING STATION** (Sen. McConchie)

Description: Creates the Accessible Electric Vehicle Charging Station Act. Requires the Department of Transportation to ensure that charging stations in the State are sufficiently accessible to allow independent use by drivers with disabilities, including people who have limited or no hand dexterity, limb differences, or upper extremity amputations and use adaptive driving controls. Requires chargers designed to serve people who use mobility devices to be located on an accessible route. SA2 adds language providing that the Attorney General shall have the authority to enforce the Act and that the Attorney General may investigate any complaint or reported violation of the Act and, if necessary, to ensure compliance. SA3 provides that the Act does not apply to a charger owned by a resident of a single-family home, a condominium association, a common interest community association, a master association, or a residential housing cooperative if the charger is not used for a commercial purpose.

Status: Placed on Senate Calendar Order of 3rd Reading on 3/20/24

Water Resources Management

[SB771 SA1](#) – **WETLANDS AND SMALL STREAMS** (Sen. Ellman)

Description: Creates the Wetlands and Small Streams Protection Act to restore protections for wetlands and small streams that were formerly protected from pollution and destruction by the Clean Water Act.

Status: Senate Floor Amendment No. 1 Recommend Do Adopt (Judiciary) on 4/10/24

[SB2628 SCA1/HB4207 HFA2](#) – **TRANSPORTATION-FLOOD INSURANCE** (Sen. Koehler/Rep. Chung)

Description: Requires the Department of Transportation to ensure that State agencies comply with the National Flood Insurance Program requirements. Requires all State agencies to obtain a special flood hazard area development permit before undertaking development activity on State-owned property that is located in a special flood hazard area. Requires the Department to adopt an administrative rule setting forth a State special flood hazard area development program to ensure that specified conditions are met for the issuance of permits prior to any State agency development within a special flood hazard area.

Status: SB2628 SCA1 placed on Senate Calendar Order of 3rd Reading on 4/10/24; HB4207 HFA2 placed on House Calendar Order of 3rd Reading on 4/10/2024



[SB2743 SA1](#) – **WATER PLAN TASK FORCE ACT** (Sen. Ellman)

Description: Creates the Water Plan Task Force Act. Establishes the State Water Plan Task Force. Provides that the Task Force shall be chaired by the Director of the Office of Water Resources of the Department of Natural Resources and composed of the directors, or their designee, from various other State entities. Requires the Task Force to identify critical water issues, to develop and implement recommendations that address the critical water issues, and to reevaluate critical water issues and needs. Requires the Task Force to publish a State Water Plan not less than every 10 years. SA1 removes the Office of the Governor from the State Water Plan Task Force.

Status: Senate Third Reading -- Passed on 4/9/24

Transit and Bike/Ped

[SB2844](#) – **RTA ACT – REDUCED FARES** (Sen. Simmons)

Description: Amends the Regional Transportation Authority Act. Provides that, by December 31, 2025, RTA, CTA, Metra, and Pace shall create a program to provide free rides to persons earning under 138% of the U.S. Department of Health and Human Services' poverty guidelines.

Status: Assigned to Senate Appropriations – Public Safety and Infrastructure on 1/31/24

[SB3202](#) – **BIKEWAY ACT-TRANSPORT PLAN** (Sen. Toro)

Description: Amends the Bikeway Act. Provides that a municipality or county may prepare a bicycle transportation plan. Specifies the information that must be included in the plan.

Status: Placed on Senate Calendar Order of 3rd Reading on 4/9/24

[SB3309 SA1](#) – **VEH CD-BIKE TRAIL SIGNS** (Sen. Simmons)

Description: Requires the authority having maintenance jurisdiction over a publicly owned paved bicycle trail in the State to erect permanent regulatory or warning signage be posted 150 feet in advance of a crossing alerting pedestrians or cyclists of highway crossings unless the intersection where the trail crosses the highway is controlled by an official traffic control device or sign (now, the signage is required regardless of whether the intersection is controlled by an official traffic control device or sign).

Status: Placed on Senate Calendar Order of 3rd Reading on 3/20/24