

2022 State Mandates Report

New Mandates on Counties Enacted in 2022

August 1, 2022



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One of the foremost challenges confronting local governments in Illinois is the annual enactment of new requirements uncoupled from the funding necessary to defray the additional costs.

All mandates are not created equal. Some are minor while others are far more substantial. Even so, the annual enactment of unfunded mandates that result from new laws creates a cumulative cost burden on counties and other local governments.

It is probably unrealistic to expect the General Assembly to cease-and-desist in imposing any new mandates on local governments. However, it isn't unreasonable to expect legislators to recognize the financial consequences of these actions with the objective of encouraging them to pause to ask, "what will this cost the local governments in our districts?"

The objective of this report, and future such reports, is to generate awareness about the types of new laws that impose costs on county governments and to remind legislators that someone needs to pay for the mandates imposed. That someone is the local taxpayer. In this respect, voting for state mandates is a hidden tax or service cut, depending on what action a local government must take to offset the added cost.

This report identifies several new laws enacted in 2022 that impose unfunded state mandates on counties. According to the Illinois State Mandates Act (30 ILCS 805), there are five types of mandates:

- Local Government Organization and Structure Mandates
- Due Process Mandates
- Service Mandates
- Tax Exemption Mandates
- Personnel Mandates

In the most general sense, however, a mandate can be defined as something a person or entity is compelled to do without having any real choice in the matter. The new laws listed within this report certainly fit this definition.

The Illinois State Association of Counties (ISACo) will generally oppose new unfunded state mandates. ISACo recognizes some mandates are intended to achieve an important public policy purpose and some mandates are relatively innocuous with respect to impact. In the case of the former, we ask that the General Assembly either provide county governments with the financial resources to defray the cost or work with counties to resolve the issue without the need to compel a costly solution.

Respectfully,



Joe McCoy
Executive Director

New State Mandates – Enacted in 2022

Bill	Title	Nature of Mandate	P.A. Number
County Authority			
SB 3838	Farmer’s Market Retail Permit	Fee limitation	102-0862
Criminal Justice, Law Enforcement and Public Safety			
SB 3932	Missing Persons ID Act - FBI	Costs associated with notification requirement	102-0869
Environment			
HB 4988	Public Water Supply Disruptions	Costs associated with notification requirement	102-0960
SB 3633	Local Demolition Documentation	Costs associated with record retention	102-0847
Labor and Personnel			
HB 4271	Insurance Coverage for Breast Reduction Surgery	Costs associated with increased coverage	102-0731
HB 4646	IMRF Employee Trustees	Costs associated with paid leave	102-0943
HB 5254	Hormone Therapy Coverage	Costs associated with increased coverage	102-0804
HB 5585	Home Health Coverage	Costs associated with increased coverage	102-0816
SB 3120	Family Bereavement Leave Act	Costs associated with leave	102-1050

Public Meetings and Information			
SB 1411	Death Certificates – Service Member	Costs associated with record retrieval	102-0739
Public Health, Hospital Facilities and Nursing Homes			
SB 1633	Nursing Home Resident Rights	Costs associated with Development of Policy	102-1080
SB 3166	Professionals Health Program	Costs associated with educating employees	102-1007
Revenue			
HB 5184	Veterans Assistance Commission Operations	Requirement to increase taxes or allocate additional funding	102-0732
SB 1975	Property Tax Relief	Revenue reduction	102-0895