



Monthly Membership Meeting
featuring
the Legislative Update

"Status of new & contemplated laws affecting
you and your business"

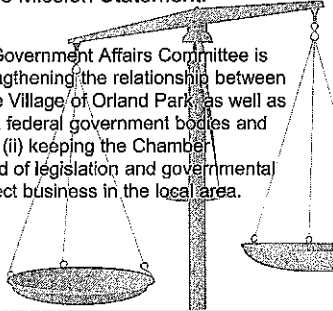
Thursday, January 25
Peace Village
10300 Village Circle Drive
Palos Park, IL

Orland Park Area
Chamber of Commerce
Legislative and Governmental Affairs Committee
Presents
"Status of new & contemplated
laws affecting you and your
business"

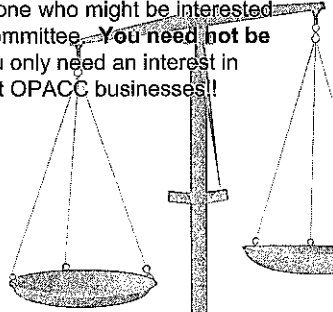


The Legislative and Governmental Affairs
Committee Mission Statement:

The Legislative and Government Affairs Committee is dedicated to: (i) strengthening the relationship between the Chamber and the Village of Orland Park, as well as other local, state and federal government bodies and representatives; and (ii) keeping the Chamber membership informed of legislation and governmental matters that may affect business in the local area.



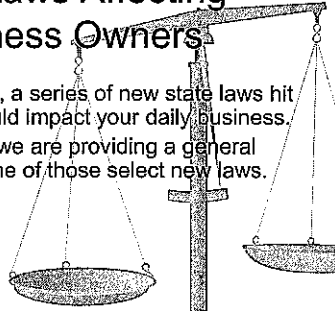
We welcome anyone who might be interested in being on the committee. ~~You need not be an attorney.~~ **You need not be an attorney.** You only need an interest in matters that affect OPACC businesses!



New Laws Affecting Business Owners

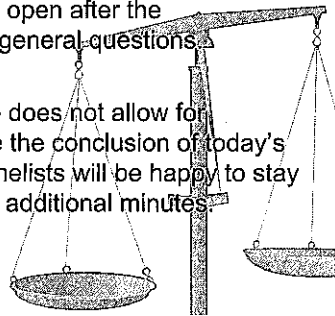
Starting January 1, a series of new state laws hit the books that could impact your daily business.

This morning, we are providing a general overview of some of those select new laws.



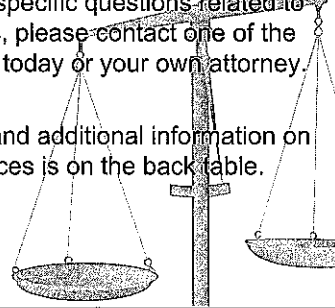
It is our intention to make every attempt to leave some time open after the presentation for general questions.

If, however, time does not allow for questions before the conclusion of today's program, the panelists will be happy to stay around for a few additional minutes.



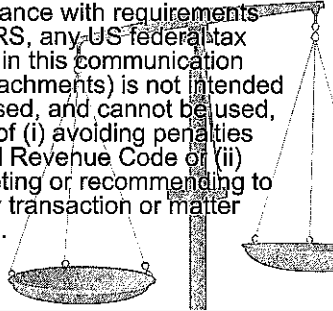
If you have any specific questions related to your business, please contact one of the attorneys here today or your own attorney.

Business cards and additional information on their practices is on the back table.



IRS Circular 230 Disclosure:

To ensure compliance with requirements imposed by the IRS, any US federal tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purposes of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein.

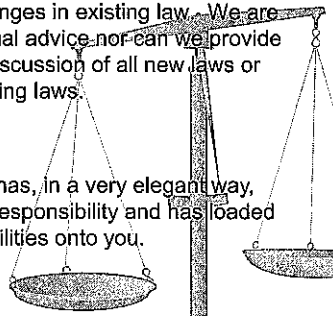


Disclaimer:

We are providing general overview of select new laws or changes in existing law. We are not providing legal advice nor can we provide an exhaustive discussion of all new laws or changes in existing laws.

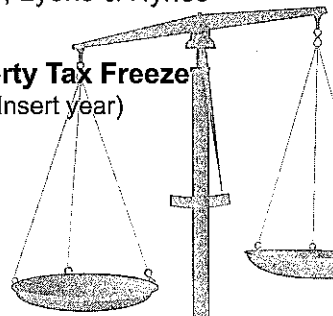
Translation:

The Committee has, in a very elegant way, disclaimed any responsibility and has loaded all the responsibilities onto you.



Kevin Hynes, Attorney
O'Keefe, Lyons & Hynes

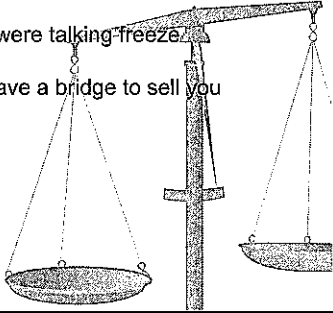
Property Tax Freeze
(Insert year)



SB 318 – Now P.A. 99-521

Last year – we were talking freeze

This year --- I have a bridge to sell you

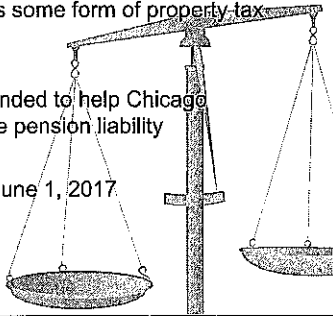


What Happened?

Rauner still wants some form of property tax relief

Final version intended to help Chicago schools and the pension liability

P.A. is effective June 1, 2017

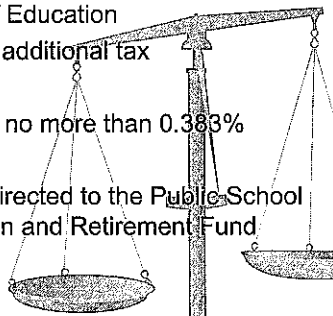


What Does it Do?

Chicago Board of Education
Can levy an additional tax

Levy can be no more than 0.383%

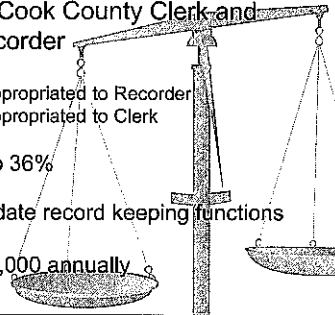
Money must be directed to the Public School Teachers' Pension and Retirement Fund



Ballot Referenda

Consolidation of Cook County Clerk and Cook County Recorder

- FY 2016
 - \$5.2 million appropriated to Recorder
 - \$8.2 million appropriated to Clerk
- Passed 64% to 36%
- Goal: Consolidate record keeping functions
- Will save \$800,000 annually

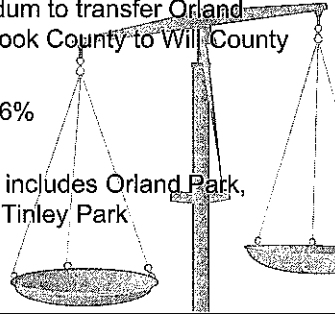


Orland Township Secession

Advisory referendum to transfer Orland Township from Cook County to Will County

Passed 54% to 46%

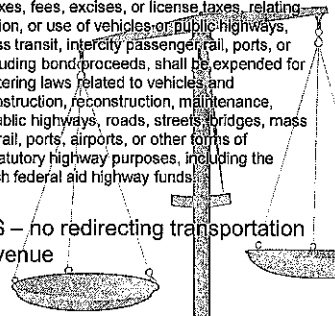
Orland Township includes Orland Park, Orland Hills, and Tinley Park



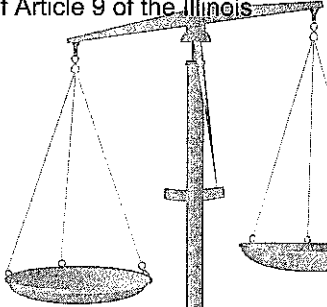
Transportation Lock Box

No moneys derived from taxes, fees, excises, or license taxes, relating to registration, titles, operation, or use of vehicles or public highways, roads, streets, bridges, mass transit, intercity passenger rail, ports, or airports, or motor fuels, including bond proceeds, shall be expended for other than costs of administering laws related to vehicles and transportation, costs for construction, reconstruction, maintenance, repair, and betterment of public highways, roads, streets, bridges, mass transit, intercity passenger rail, ports, airports, or other forms of transportation, and other statutory highway purposes, including the State or local share to match federal aid highway funds.

IN OTHER WORDS – no redirecting transportation funds to general revenue

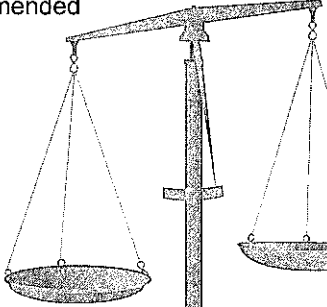


Now Section 11 of Article 9 of the Illinois Constitution

A black and white illustration of a pair of scales of justice, showing a central vertical post with a horizontal beam and two pans hanging from it.

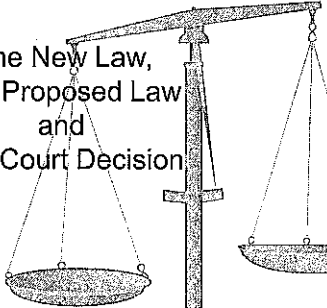
Etc.

Illinois LLC Act amended

A black and white illustration of a pair of scales of justice, showing a central vertical post with a horizontal beam and two pans hanging from it.

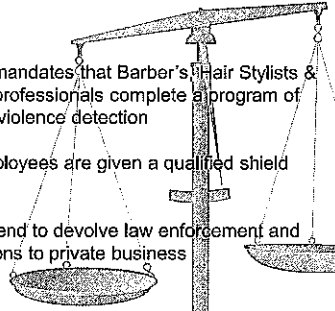
Michael Buck, Attorney
Law Offices of Michael Buck

One New Law,
One Proposed Law
and
One Court Decision

A black and white illustration of a pair of scales of justice, showing a central vertical post with a horizontal beam and two pans hanging from it.

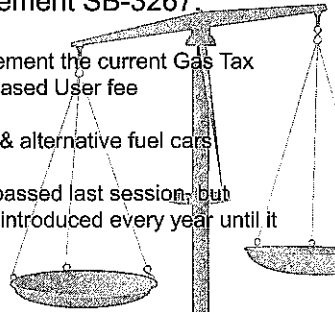
**New:
Compulsory Domestic Violence
Education:**

- Public Act 99-0766 mandates that Barber's, Hair Stylists & other Cosmetology professionals complete a program of training in domestic violence detection
- Businesses and employees are given a qualified shield from liability
- Could represent a trend to devolve law enforcement and social service functions to private business



**Proposed:
Gas Tax Supplement SB-3267:**

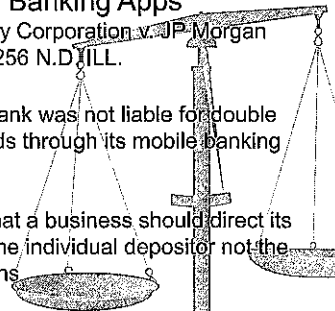
- Law would supplement the current Gas Tax with a Distance Based User fee
- Aimed at electric & alternative fuel cars
- The Bill was not passed last session, but expect it to be re-introduced every year until it does



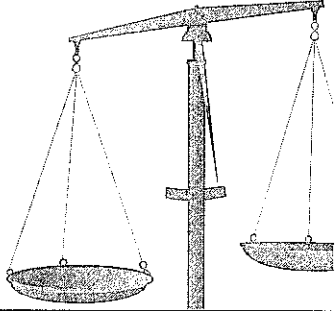
**Court Decision:
Beware of double depositing of checks
through Mobile Banking Apps**

1409 West Diversey Corporation v. JP Morgan Chase Bank 16 C 256 N.D. ILL.

- Court held that Bank was not liable for double depositing of funds through its mobile banking app.
- The Court held that a business should direct its remedy against the individual depositor not the banking institutions

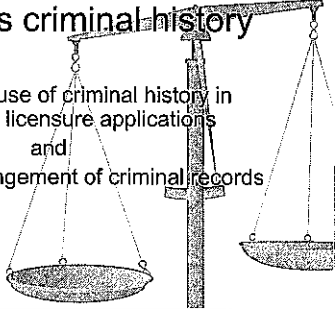


Patricia Mell, Attorney
P. Mell Advisors



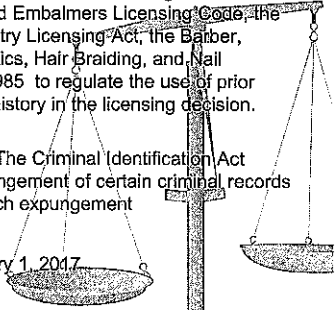
The use and availability of an individual's criminal history

IL 99-0876 - use of criminal history in professional licensure applications and
IL 99-0881 expungement of criminal records



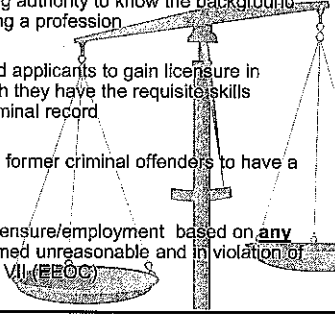
Overview of Statutes

- IL 99-0876 amends professional licensing statutes of Funeral Directors and Embalmers Licensing Code, the Illinois Roofing Industry Licensing Act, the Barber, Cosmetology, Esthetics, Hair Braiding, and Nail Technology Act of 1985 to regulate the use of prior conviction or arrest history in the licensing decision.
- IL 99-0881 amends The Criminal Identification Act concerning the expungement of certain criminal records and conditions of such expungement
- Both effective January 1, 2017



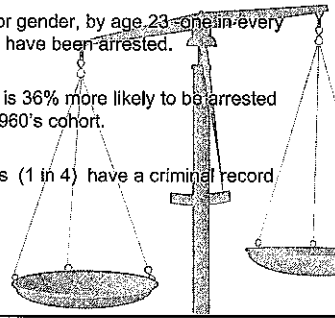
Balance sought by statutes

- The need of licensing authority to know the background of the people entering a profession
- The need of licensed applicants to gain licensure in professions for which they have the requisite skills despite having a criminal record
- The need for certain former criminal offenders to have a fresh start
- Flat prohibition to licensure/employment based on any criminal history deemed unreasonable and in violation of civil rights laws Title VII (EEOC)



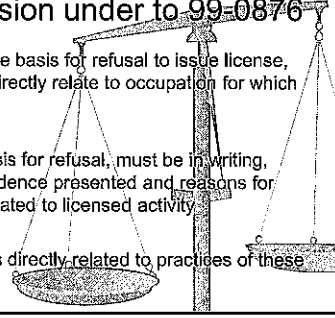
Statistics on Criminal Records

- Regardless of race or gender, by age 23 ~~one in every~~ three Americans will have been arrested.
- A young adult today is 36% more likely to be arrested than their parent's 1960's cohort.
- 65 Million U.S. adults (1 in 4) have a criminal record



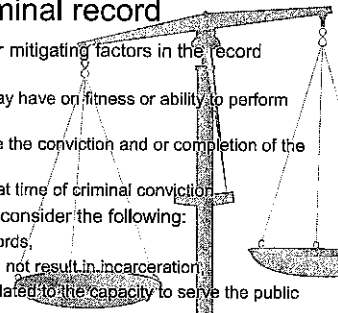
Conditions under which Applicant's criminal history can be used in licensing decision under ~~to 99-0876~~

- If conviction(s) is sole basis for refusal to issue license, conviction(s) must directly relate to occupation for which license sought
- If conviction(s) a basis for refusal, must be in writing, specifically state evidence presented and reasons for rejection must be related to licensed activity
- 29 offenses listed as directly related to practices of these professions



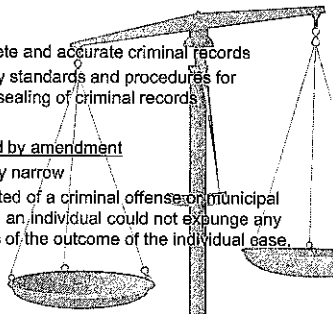
Mandatory use of mitigating factors under 99-0876 if using applicant's criminal record

- DFPR must consider mitigating factors in the record including
 - Bearing offense may have on fitness or ability to perform duties
 - Time elapsed since the conviction and or completion of the sentence
 - Age of the person at time of criminal conviction
- Department can not consider the following:
 - non-conviction records
 - convictions that did not result in incarceration
 - or convictions unrelated to the capacity to serve the public



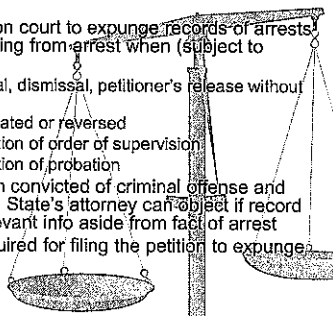
Criminal Identification Act (C.I.A.) (20 ILCS 2630)

- 2 Purposes
 - To maintain complete and accurate criminal records
 - To provide eligibility standards and procedures for expungement and sealing of criminal records
- Problem addressed by amendment
 - Original statute very narrow
 - If ever been convicted of a criminal offense or municipal ordinance violation, an individual could not expunge any records, regardless of the outcome of the individual case

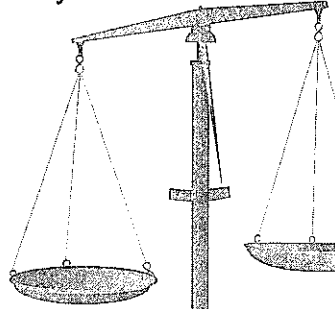


C.I.A. Amendment by 99-0881

- Section 5.2
- Petitioner may petition court to expunge records of arrests or charges not resulting from arrest when (subject to certain exclusions)
 - Resulted in acquittal, dismissal, petitioner's release without charging
 - Conviction was vacated or reversed
 - Successful completion of order of supervision
 - Successful completion of probation
- If Petitioner has been convicted of criminal offense and seeks expungement, State's attorney can object if record contains specific relevant info aside from fact of arrest
- Provides not fee required for filing the petition to expunge

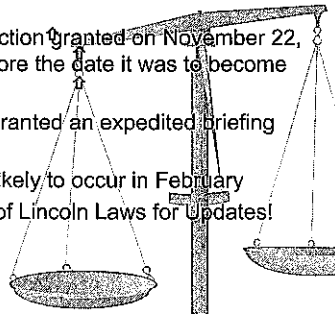


Cynthia Manestar, Attorney
Law Offices of Cynthia Manestar



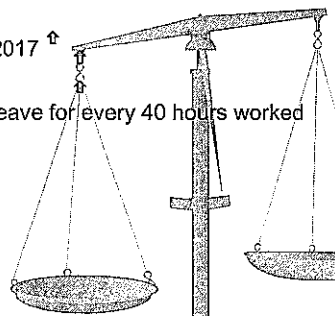
Fair Labor Standards Act
Overtime Rule

- Preliminary Injunction granted on November 22, 2016, 8 days before the date it was to become effective
- DOL appealed; granted an expedited briefing schedule
- Oral arguments likely to occur in February
- Watch the Land of Lincoln Laws for updates!



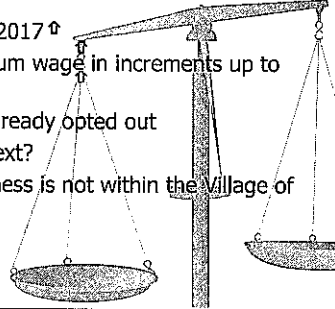
Cook County Earned Sick Leave
Ordinance

- Effective July 1, 2017 [†]
- 1 hour paid sick leave for every 40 hours worked

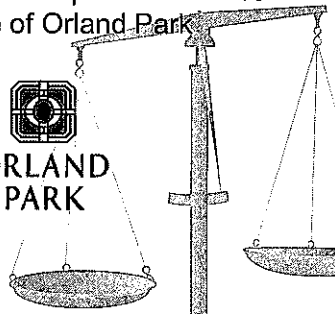


Cook County Minimum Wage

- Effective July 1, 2017 ↑
- Increases minimum wage in increments up to \$13/hr by 2020
- Barrington has already opted out
- Is Orland Park next?
- But, if your business is not within the Village of Orland Park...

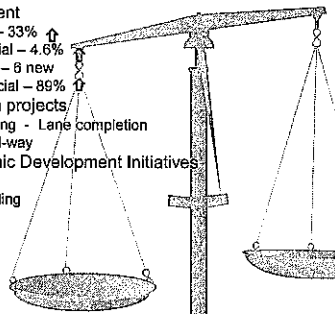


Karie Friling
Director of Development Services
Village of Orland Park



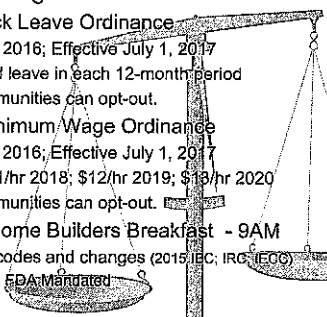
Village Updates

- 2016 Overview
 - Overall Development
 - New Residential – 33% ↑
 - Existing Residential – 4.6%
 - New Commercial – 8 new
 - Existing Commercial – 89%
 - Road Construction projects
 - LaGrange Widening - Lane completion
 - 159th Street - Mid-way
 - Marketing/Economic Development Initiatives
 - Downtown
 - Branding/Wayfinding
 - Trade Shows
 - New 1-80 District



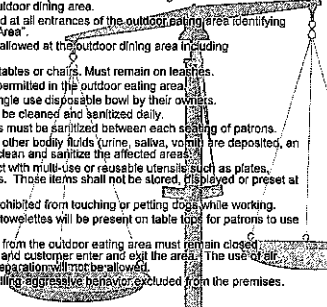
Village Updates

- **2016/2017 Local Legislation**
 - **Cook County Sick Leave Ordinance**
 - Passed October 2016; Effective July 1, 2017
 - 40 hours of paid leave in each 12-month period
 - Home-rule Communities can opt-out.
 - **Cook County Minimum Wage Ordinance**
 - Passed October 2016; Effective July 1, 2017
 - \$10/hr 2017; \$11/hr 2018; \$12/hr 2019; \$13/hr 2020
 - Home-rule Communities can opt-out.
 - **February 3rd – Home Builders Breakfast - 9AM**
 - Update on new codes and changes (2015 IBC, IRC, IECC)
 - New Health Code, FDA Mandated



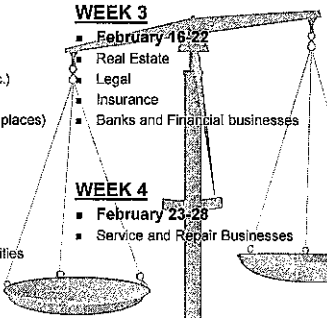
Village Updates

- **Pet Patio Proposal – 2017 Code Change**
 - A separate entrance is present where pets do not enter through the food establishment to reach the outdoor dining area.
 - Warning signs must be posted at all entrances of the outdoor patio area identifying the patio as a "Dog Friendly Area".
 - No food preparation shall be allowed at the outdoor dining area including dispensing/mixing of drinks.
 - Pets shall not be allowed on tables or chairs. Must remain on leashes.
 - Food for the pets will not be permitted in the outdoor eating area.
 - Water must be served in a single use disposable bowl by their owners.
 - All surfaces of the patio must be cleaned and sanitized daily.
 - Table tops and arms of chairs must be sanitized between each seating of patrons.
 - In cases where excrement or other bodily fluids (urine, saliva, vomit) are deposited, an employee shall immediately clean and sanitize the affected area.
 - Pets must not come in contact with multi-use or reusable utensils such as plates, silverware, glasses and bowls. Those items shall not be stored, displayed or preset at the outdoor dining area.
 - Restaurant employees are prohibited from touching or petting dogs while working.
 - Hand sanitizer or disposable towelettes will be present on table tops for patrons to use after handling their pets.
 - Entrances into the restaurant from the outdoor eating area must remain closed immediately after employees and customer enter and exit the area. The use of air curtains instead of physical separators will not be allowed.
 - Pets in poor health and exhibiting aggressive behavior excluded from the premises.



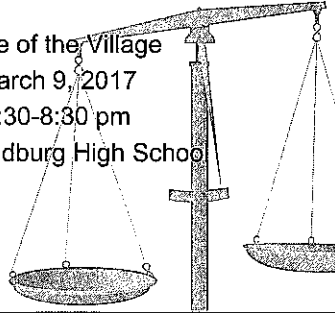
February #OPKind Businesses

<p>WEEK 1</p> <ul style="list-style-type: none"> ■ February 1-7 ■ Healthcare Professionals (doctors, nurses, vets, etc.) ■ Caregivers (childcare, assisted living places) ■ Educators <p>WEEK 2</p> <ul style="list-style-type: none"> ■ February 8-15 ■ Retail ■ Restaurants/Banquet Facilities ■ Hotels 	<p>WEEK 3</p> <ul style="list-style-type: none"> ■ February 16-22 ■ Real Estate ■ Legal ■ Insurance ■ Banks and Financial businesses <p>WEEK 4</p> <ul style="list-style-type: none"> ■ February 23-28 ■ Service and Repair Businesses
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Village Updates

State of the Village
March 9, 2017
6:30-8:30 pm
Carl Sandburg High School



Questions for the Panel?

