

1 AN ACT concerning State facilities.

2 Be it enacted by the People of the State of Illinois,  
3 represented in the General Assembly:

4 Section 1. This Act may be cited as the State Facility  
5 Modification Review Act.

6 Section 5. The Department of Human Services, the  
7 Department of Corrections, or the Department of Veterans'  
8 Affairs, within any 12-month period, shall not close any  
9 facility or modify the use of any facility operated by such  
10 Department which would reduce the functional bed capacity or  
11 occupancy level of such facility by 10% or 25 persons,  
12 whichever is less, or which would reduce the number of  
13 employees at such facility by 10% of the total employees at  
14 such facility or 25 employees, whichever is less, unless the  
15 General Assembly has approved such change in compliance with  
16 the procedures set forth in Section 10 of this Act.

17 Section 10. The Secretary or Director of the Department  
18 proposing a change under Section 5 must submit a closure or  
19 modification plan in writing with supporting documents as  
20 described in Section 15 to the General Assembly by delivering  
21 a copy thereof to the Secretary of the Senate and to the  
22 Clerk of the House of Representatives. The Secretary of the  
23 Senate and Clerk of the House shall receive and note on the  
24 proposed change and supporting documents the date and time of  
25 delivery. Delivery may take place during such period on a  
26 date or at an hour when the Senate and House are not in  
27 session as long as the offices of the Secretary and Clerk are  
28 open to receive the proposed change and supporting documents.

29 For a proposed change to become effective, the General  
30 Assembly must approve the proposed change by joint

1 resolution, no sooner than 30 session days after receipt of  
2 the proposed change and supporting documents. In determining  
3 the 30 session-day period within which the General Assembly  
4 may not act, the day on which delivery is made to the Senate  
5 and House shall not be counted. If delivery of the proposed  
6 change and supporting documents to the 2 houses occurs on  
7 different days, the 30 session-day period shall begin on the  
8 day following the later delivery. For the purposes of this  
9 Section, the term "session day" means any day during which  
10 either the Senate or the House of Representatives is in  
11 session and includes days when either the Senate or House of  
12 Representatives is in special session.

13 Section 15. Any proposed change submitted to the General  
14 Assembly shall include, at a minimum, the following  
15 supporting documents:

- 16 (1) the rationale for the proposed change;
- 17 (2) the number and service needs of the individuals  
18 whose service delivery will be affected by the proposed  
19 change;
- 20 (3) the number, functions, and duties of the State  
21 employees to be laid-off;
- 22 (4) specifically how, by means of either State  
23 government employees or contracted providers, the service  
24 needs of the affected individuals will be met and the  
25 impact that will have on the type and availability of  
26 services for such individuals and other service  
27 recipients;
- 28 (5) a cost-benefit analysis of the closing or  
29 modification, including:
- 30 (i) specific first-year cost savings itemized  
31 by budget line including personal services,  
32 retirement, social security, contractual services,  
33 travel, commodities, printing, equipment,

1 telecommunications, operation of automotive  
2 equipment, and any other applicable items;

3 (ii) specific first-year costs and up-front  
4 expenses associated with replacing the services  
5 currently rendered at the facility that will be  
6 closed or modified, including the cost of  
7 contracting out the service and monitoring such  
8 contracts and additional costs at other State  
9 facilities.

10 (6) an independent economic impact study of the  
11 community where the facility proposed for closure or  
12 modification is located;

13 (7) a legal opinion that ensures that the proposed  
14 change does not violate State or federal laws.

15 The Department proposing the change shall provide any  
16 clarification or additional information that the General  
17 Assembly may request.

18 Section 99. Effective date. This Act takes effect upon  
19 becoming law.