



**Filed: 3/9/2005**

09400HB1056ham001

LRB094 07752 RSP 43186 a

1 AMENDMENT TO HOUSE BILL 1056

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1056 by replacing  
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the  
5 Illinois Africa-America Peace Brigade Act.

6 Section 5. Legislative declaration.

7 (a) The General Assembly declares that it is the policy of  
8 this State to promote peace and friendship with African nations  
9 through the Illinois Africa-America Peace Brigade. The Peace  
10 Brigade shall make available to interested African nations men  
11 and women of this State qualified for service abroad and  
12 willing to serve under conditions of hardship if necessary. A  
13 purpose of the Peace Brigade is to help the peoples of African  
14 nations in meeting their needs for trained manpower,  
15 particularly in meeting the basic needs of those living in the  
16 poorest areas of those countries, and to help promote a better  
17 understanding of the citizens of this State on the part of the  
18 peoples served and a better understanding of other peoples on  
19 the part of the citizens of this State.

20 (b) The General Assembly declares that it is the policy of  
21 this State to promote the success of the descendants of persons  
22 from Africa who reside in this State. In order to meet this  
23 goal, the General Assembly finds that it is necessary to  
24 provide emergency resources, especially human resources, to

1 the failing schools in the urban inner-city areas of this  
2 State. A purpose of the Peace Brigade is to provide those  
3 failing schools with their need for trained manpower in meeting  
4 the basic and remedial educational needs of African-American  
5 students.

6 Section 10. Definitions.

7 "Agency of the United States government" means any  
8 department, board, wholly or partially owned corporation, or  
9 other instrumentality, commission, or establishment of the  
10 United States.

11 "Council" means the Illinois Africa-America Peace Brigade  
12 Advisory Council created by this Act.

13 "Director" means the Director of the Illinois  
14 Africa-America Peace Brigade.

15 "Peace Brigade" means the Illinois Africa-America Peace  
16 Brigade created by this Act.

17 "Secretary of State" means the Secretary of State of the  
18 United States.

19 "Volunteer", unless the context otherwise requires,  
20 includes volunteer leaders and applicants for enrollment as  
21 volunteers.

22 Section 15. Illinois Africa-America Peace Brigade;  
23 director and deputy director; rules.

24 (a) There is created the Illinois Africa-America Peace  
25 Brigade. The Peace Brigade shall be under the direction of a  
26 Director and a Deputy Director appointed by the Governor with  
27 the advice and consent of the Senate.

28 (b) The Director may adopt any rules necessary to carry out  
29 the purposes of this Act and to perform any of the duties of  
30 the Peace Brigade.

31 Section 20. Powers and duties.

1 (a) The Peace Brigade may enter into, perform, and modify  
2 contracts and agreements with and may otherwise cooperate with  
3 any agency of the United States government, any state, any  
4 State agency, or any educational institutions, voluntary  
5 agencies, farm organizations, labor unions, or other  
6 organizations, persons, or firms.

7 (b) The Director may, with the approval of the Secretary of  
8 State, assign volunteers to temporary duty with international  
9 organizations and agencies.

10 (c) The Director may assign volunteers to duty or make them  
11 available to any entity referred to in subsection (a) of this  
12 Section in order to assist those entities in providing  
13 development or other assistance to African nations.

14 (d) In recognition of the fact that women in developing  
15 countries play a significant role in economic production,  
16 family support, and the overall development process, the Peace  
17 Brigade shall, whenever possible, give particular attention to  
18 programs and activities that integrate women into the economies  
19 of African nations.

20 (e) In recognition of the fact that 95% of the disabled  
21 people in the world are among the poorest of the poor, the  
22 Peace Brigade shall, whenever possible, give particular  
23 attention to programs and activities that integrate disabled  
24 people into the economies of African nations.

25 (f) The Director may, in cooperation with the State Board  
26 of Education and the State Superintendent of Education, assign  
27 volunteers to duty in urban inner-city schools in this State.

28 Section 25. Approval by the Secretary of State.

29 (a) Nothing in this Act shall be construed to infringe upon  
30 the powers or functions of the Secretary of State. In carrying  
31 out the purposes of this Act, the Director must seek the  
32 approval of the Secretary of State for any programs or  
33 activities of the Peace Brigade in foreign nations.

1           (b) Except with the approval of the Secretary of State, the  
2 Peace Brigade may not be assigned to perform services in  
3 foreign nations that could more usefully be performed by an  
4 agency of the United States government.

5           Section 30. Employees, experts, and consultants. The Peace  
6 Brigade may employ any personnel, in accordance with the  
7 Personnel Code, that may be necessary to carry out the purposes  
8 of this Act. The Peace Brigade may enter into contracts with  
9 any experts and consultants that it deems necessary to carry  
10 out the purposes of this Act.

11           Section 35. Volunteers.

12           (a) The Director may enroll in the Peace Brigade for  
13 service in African nations and in urban inner-city schools in  
14 this State qualified citizens of this State without regard to  
15 race, gender, creed, or color. No political test or  
16 qualification may be used in selecting any person for  
17 enrollment as a volunteer. No person may be assigned to duty as  
18 a volunteer in any foreign country unless at the time of the  
19 assignment he or she possess a reasonable proficiency in  
20 speaking the language of the country to which he or she will be  
21 assigned. The Director may, by rule, prescribe any other  
22 qualifications for volunteers.

23           (b) The terms and conditions of service of volunteers are  
24 those set forth in this Act and as the Director prescribes. The  
25 service of any volunteer may be terminated at the pleasure of  
26 the Director. Upon enrollment, every volunteer shall take an  
27 oath of office.

28           (c) Subject to appropriations, volunteers may be provided  
29 with any living, travel, and leave allowances and any housing,  
30 transportation, supplies, equipment, subsistence, and clothing  
31 that the Director determines is necessary for their maintenance  
32 and to insure their health and their capacity to serve

1 effectively. Transportation and travel allowances may also be  
2 provided, as the Director determines, for applicants for  
3 enrollment as volunteers to or from places of training and  
4 places of enrollment and for former volunteers from places of  
5 service to their homes.

6 (d) Subject to appropriations, volunteers who serve in a  
7 foreign country may receive a readjustment allowance, in an  
8 amount determined by the Director, for each month of  
9 satisfactory service. The readjustment allowance of each  
10 volunteer is payable on his or her return to the United States.  
11 Under circumstances that the Director determines, however, the  
12 readjustment allowance, or any part thereof, may be paid to the  
13 volunteer or members of his or her family during the period of  
14 his or her service or before his or her return to the United  
15 States. In the event of a volunteer's death during the period  
16 of service, the readjustment allowance shall be paid to his or  
17 her family.

18 (e) Subject to appropriation, volunteers, applicants for  
19 enrollment as volunteers, and former volunteers may receive any  
20 health examinations, immunizations, or health and dental care  
21 that the Director deems necessary or appropriate.

22 (f) In order to assure that the skills and experience of  
23 former volunteers are fully used, the Director may, in  
24 cooperation with agencies of the United States government,  
25 State agencies, private employers, educational institutions,  
26 and other entities, counsel volunteers with respect to  
27 opportunities for further education and employment.

28 (g) Notwithstanding any other provision of law, attorneys  
29 may be employed and attorneys' fees, court costs, bail, and  
30 other expenses incidental to the defense of volunteers may be  
31 paid in foreign judicial or administrative proceedings to which  
32 volunteers have been made parties.

33 (h) Subject to appropriation, the minor children of a  
34 volunteer that are living with the volunteer may receive:

1           (1) any living, travel, education, and leave  
2 allowances and any housing, transportation, subsistence,  
3 and clothing that the Director determines;

4           (2) any health care, including health care following  
5 the volunteer's service for an illness or injury incurred  
6 during the period of service, that the Director determines;

7           (3) any orientation, language, and other training that  
8 the Director determines; and

9           (4) the benefits of subsection (g) of this Section on  
10 the same basis of volunteers.

11          (i) Subject to appropriations, the cost of packing and  
12 unpacking, transporting to and from a place of storage, and  
13 storing the furniture and household and personal effects of a  
14 volunteer who has one or more minor children at the time of his  
15 or her entering pre-enrollment training may be paid from the  
16 date of his or her departure from his or her place of residence  
17 to enter training until no later than 3 months after his or her  
18 service is terminated.

19          Section 40. Volunteer leaders. The Director may enroll as  
20 volunteer leaders in the Peace Brigade qualified citizens of  
21 this State whose services are required for supervisory or other  
22 special duties or responsibilities in connection with programs  
23 or activities under this Act. The ratio of the total number of  
24 volunteer leaders in service at any one time may not exceed one  
25 to 25. Volunteer leaders are entitled to the same benefits as  
26 volunteers.

27          Section 45. Training programs. The Director shall make  
28 provision for any training that he or she deems appropriate for  
29 each applicant for enrollment as a volunteer and each enrolled  
30 volunteer. All of the provisions of this Act that apply to  
31 volunteers apply to applicants for enrollment during any period  
32 of training occurring before enrollment.

1 Section 50. Applications; background check; enrollment.

2 (a) Applicants for enrollment as volunteers must submit any  
3 information, including fingerprints taken by a law enforcement  
4 officer, that the Director requires on a form furnished by the  
5 Director. The Director shall provide any information necessary  
6 for a background check to the Department of State Police. The  
7 Director may request that the Secretary of State conduct a  
8 security investigation of an applicant for enrollment for  
9 service in a foreign nation.

10 (b) If the Director is satisfied that an applicant meets  
11 the qualifications for a volunteer and after the applicant  
12 completes any pre-enrollment training that the Director  
13 requires, the applicant may be enrolled as a volunteer.

14 Section 55. Illinois Africa-America Peace Brigade Advisory  
15 Council.

16 (a) The Illinois Africa-America Peace Brigade Advisory  
17 Council is created. The Council consists of 15 members  
18 appointed by the Governor, with the advice and consent of the  
19 Senate. Members of the Council shall be broadly representative  
20 of the general public, including educational institutions;  
21 private volunteer agencies; private industry; farm  
22 organizations; labor unions; different regions of the State;  
23 different educational, economic, racial, and national  
24 backgrounds; different age groupings; and both genders. No  
25 member of the Council may be a State employee.

26 (b) The first appointments of members of the Council shall  
27 be made not more than 60 days after the effective date of this  
28 Act. Of the members initially appointed under this Section, 8  
29 shall be appointed to one-year terms and 7 shall be appointed  
30 to 2-year terms. Thereafter, all members shall serve 2-year  
31 terms. No member may serve for more than 2 consecutive 2-year  
32 terms.

1           Members of the Council serve at the pleasure of the  
2 Governor. A member of the Council may be removed by a vote of 9  
3 members for malfeasance in office, for persistent neglect of or  
4 inability to discharge duties, or for offenses involving moral  
5 turpitude.

6           Within 30 days after any vacancy occurs in the office of a  
7 member of the Council, the Governor shall nominate an  
8 individual to fill the vacancy. A member appointed to fill a  
9 vacancy occurring before the expiration of the term for which  
10 the member's predecessor was appointed shall be appointed only  
11 for the remainder of that term.

12           (c) Members of the Council shall serve without  
13 compensation.

14           (d) A member of the Council must disclose to the Council  
15 the existence of any direct or indirect financial interest in  
16 any particular matter before the Council and may not vote or  
17 otherwise participate as a Council member with respect to that  
18 matter.

19           (e) At its first meeting and at its first regular meeting  
20 in each calendar year thereafter, the Council must elect a  
21 chair and a vice-chair from its members. The chair and  
22 vice-chair may not be members of the same political party.

23           (f) The Council must hold a regular meeting during each  
24 calendar year and shall meet at the call of the Governor, the  
25 Director, the chair, or 1/4 of its members. The Council shall  
26 adopt any by-laws and rules that it considers necessary to  
27 carry out its functions. The by-laws and rules must include  
28 procedures for fixing the time and place of meetings, giving or  
29 waiving notice of meetings, and keeping minutes of meetings. A  
30 majority of the members of the Council constitute a quorum for  
31 the purposes of transacting any business.

32           (g) The Council shall evaluate the accomplishments of the  
33 Peace Brigade, assess the potential capabilities and the future  
34 role of the Peace Brigade, and make recommendations to the



1 Governor, the Director, and, as the Council considers  
2 appropriate, the General Assembly for the purpose of guiding  
3 the future direction of the Peace Brigade and of helping to  
4 ensure that the purposes and programs of the Peace Brigade are  
5 carried out in ways that are economical, efficient, responsive  
6 to changing needs, and in accordance with the law. The Council  
7 may also make any other evaluations, assessments, and  
8 recommendations it considers appropriate.

9 Subject to appropriation, the Council may conduct on-site  
10 inspections and make examinations of the activities of the  
11 Peace Brigade in other countries.

12 (h) Not later than January 1 of each year, the Council must  
13 submit to the Governor and the Director a report on its views  
14 on the programs and activities of the Peace Brigade. Each  
15 report must contain a summary of the advice and recommendations  
16 of the Council. Within 90 days after receiving the report, the  
17 Governor must submit the report to the General Assembly,  
18 together with any comments concerning the report that the  
19 Governor or the Director considers appropriate.

20 (i) The Director shall make available to the Council any  
21 personnel, administrative support services, and technical  
22 assistance necessary to carry out its functions effectively.

23 Section 60. Report. At least once during each fiscal year,  
24 the Governor must report on the programs and activities of the  
25 Peace Brigade under this Act to the General Assembly. The  
26 report must include:

27 (1) a description of the purpose and scope of any  
28 project that the Peace Brigade undertook during the  
29 preceding fiscal year; and

30 (2) recommendations for improving coordination of  
31 projects between the Peace Brigade, the United States, and  
32 other State agencies.

1           Section 805. The Department of State Police Law of the  
2 Civil Administrative Code of Illinois is amended by adding  
3 Section 2605-345 as follows:

4           (20 ILCS 2605/2605-345 new)

5           Sec. 2605-345. Criminal background investigations for the  
6 Illinois Africa-America Peace Brigade. Upon the request of the  
7 Director of the Illinois Africa-America Peace Brigade, to  
8 conduct criminal background investigations of applicants for  
9 enrollment as volunteers in the Illinois Africa-America Peace  
10 Brigade and to report any criminal history information to the  
11 Director of the Illinois Africa-America Peace Brigade. The  
12 request shall be in the form and manner specified by the  
13 Department."