



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB5650

Introduced 2/15/2012, by Rep. Emily McAsey

SYNOPSIS AS INTRODUCED:

New Act

20 ILCS 405/405-280

was 20 ILCS 405/67.15

Creates the State Vehicle Use Act. Provides that each State agency shall designate a vehicle use officer who shall assist the State agency in drafting a vehicle use policy. Sets forth the required contents of the vehicle use policy. Provides that, for cases in which a State employee would otherwise use a State-owned vehicle but uses his or her own vehicle instead, a State agency may reimburse the State employee for automobile travel expenses. Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois. Provides that the Department of Central Management Services shall evaluate the availability and cost of GPS systems that State agencies may be able to use to track State-owned motor vehicles. Provides that the Department shall make available to the public vehicle cost data and an annual vehicle breakeven analysis on its Internet website. Provides that the Department may not make any new motor vehicle purchases until the Department has promulgated rules setting forth procedures to condition the purchase of new motor vehicles on a determination of need based on a breakeven analysis. Effective January 1, 2013.

LRB097 20479 PJG 66015 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 1. Short title. This Act may be cited as the State
5 Vehicle Use Act.

6 Section 5. Definitions. As used in this Act:

7 "Constitutional officers" means the officers created under
8 Article V of the Illinois Constitution.

9 "Department" means the Department of Central Management
10 Services.

11 "Division of Vehicles" means the Division of Vehicles
12 within the Department of Central Management Services.

13 "State agency" means all departments, officers,
14 commissions, boards, institutions, and bodies politic and
15 corporate of the State. "State agency" does not include the
16 judicial branch, including, without limitation, the several
17 courts of the State, the offices of the clerk of the supreme
18 court and the clerks of the appellate court, and the
19 Administrative Office of the Illinois Courts, the legislature
20 or its committees or commissions, or units of local government.

21 "Vehicle" means any motor vehicle belonging to the State of
22 Illinois or any agency, board, commission, branch, or
23 department thereof or controlled thereby, including

1 automobiles, motorcycles, trucks, and other types of
2 automotive equipment.

3 Section 10. Vehicle use officer; vehicle use policy.

4 (a) Each State agency shall designate a vehicle use officer
5 to monitor the use of State-owned vehicles by that State
6 agency.

7 (b) Each State agency, with the assistance of the vehicle
8 use officer, shall draft a vehicle use policy. All vehicle use
9 policies, other than those drafted by a constitutional officer,
10 shall be submitted to the Division of Vehicles within the
11 Department of Central Management Services and shall be made
12 publicly available on the Department's official Internet
13 website. A vehicle use officer for a constitutional officer
14 shall make the vehicle use policy publicly available on the
15 constitutional officer's official Internet website. A vehicle
16 use policy shall include the following:

17 (1) a policy concerning take-home vehicles, including
18 requirements for emergency use of take-home vehicles and
19 restrictions on the use of take-home vehicles solely for
20 commuting; and

21 (2) procedures regarding daily vehicle use logs and
22 mileage recording.

23 Section 20. Mileage reimbursement. For cases in which a
24 State employee would otherwise use a State-owned vehicle but

1 uses his or her own vehicle instead, a State agency may
2 reimburse a State employee for automobile travel expenses in
3 accordance with the State Travel Regulations and Reimbursement
4 Rates adopted under Section 12-2 of the State Finance Act.

5 Section 25. The Department of Central Management Services
6 Law of the Civil Administrative Code of Illinois is amended by
7 changing Section 405-280 as follows:

8 (20 ILCS 405/405-280) (was 20 ILCS 405/67.15)

9 Sec. 405-280. State garages; passenger cars.

10 (a) To supervise and administer all State garages used for
11 the repair, maintenance, or servicing of State-owned motor
12 vehicles except those operated by any State college or
13 university or by the Illinois Mathematics and Science Academy;
14 and to acquire, maintain, and administer the operation of the
15 passenger cars reasonably necessary to the operations of the
16 executive department of the State government. To this end, the
17 Department shall adopt regulations setting forth guidelines
18 for the acquisition, use, maintenance, and replacement of motor
19 vehicles, including the use of ethanol blended gasoline
20 whenever feasible, used by the executive department of State
21 government; shall occupy the space and take possession of the
22 personnel, facilities, equipment, tools, and vehicles that are
23 in the possession or under the administration of the former
24 Department of Administrative Services for these purposes on

1 July 13, 1982 (the effective date of Public Act 82-789); and
2 shall, from time to time, acquire any further, additional, and
3 replacement facilities, space, tools, and vehicles that are
4 reasonably necessary for the purposes described in this
5 Section.

6 (b) The Department shall evaluate the availability and cost
7 of GPS systems that State agencies may be able to use to track
8 State-owned motor vehicles.

9 (c) The Department shall make available to the public on
10 its Internet website the following information:

11 (1) vehicle cost data, organized by individual vehicle
12 and by State agency, and including repair, maintenance,
13 fuel, insurance, and other costs, as well as whether
14 required vehicle inspections have been performed; and

15 (2) an annual vehicle breakeven analysis, organized by
16 individual vehicle and by State agency, comparing the
17 number of miles a vehicle has been driven with the total
18 cost of maintaining the vehicle.

19 Each State agency shall cooperate with the Department in
20 furnishing the information necessary for the implementation of
21 this subsection within a timeframe specified by the Department.

22 (d) Beginning on the effective date of this amendatory Act
23 of the 97th General Assembly, and notwithstanding any provision
24 of law to the contrary, the Department may not make any new
25 motor vehicle purchases until the Department has promulgated
26 rules, in accordance with the Illinois Administrative

1 Procedure Act, setting forth procedures to condition the
2 purchase of new motor vehicles on a determination of need based
3 on a breakeven analysis demonstrating that the purchase of a
4 new motor vehicle would be cost-effective to the State.

5 (Source: P.A. 91-239, eff. 1-1-00.)

6 Section 99. Effective date. This Act takes effect January
7 1, 2013.