



Sen. Susan Garrett

Filed: 4/24/2012

09700HB5650sam001

LRB097 20479 PJG 68822 a

1 AMENDMENT TO HOUSE BILL 5650

2 AMENDMENT NO. _____. Amend House Bill 5650 by replacing
3 everything after the enacting clause with the following:

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

1 courts of the State, the offices of the clerk of the supreme
2 court and the clerks of the appellate court, and the
3 Administrative Office of the Illinois Courts, the legislature
4 or its committees or commissions, or units of local government.

5 "Vehicle" means any motor vehicle belonging to the State of
6 Illinois or any agency, board, commission, branch, or
7 department thereof or controlled thereby, including
8 automobiles, motorcycles, trucks, and other types of
9 automotive equipment.

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

11 (a) Each State agency shall designate a vehicle use officer
12 to monitor the use of State-owned vehicles by that State
13 agency.

14 (b) Each State agency, with the assistance of the vehicle
15 use officer, shall draft a vehicle use policy. All vehicle use
16 policies, other than those drafted by a constitutional officer,
17 shall be submitted to the Division of Vehicles within the
18 Department of Central Management Services and shall be made
19 publicly available on the Department's official Internet
20 website. A vehicle use officer or a constitutional officer
21 shall make the vehicle use policy publicly available on the
22 constitutional officer's official Internet website. A vehicle
23 use policy shall include the following:

24 (1) a policy concerning take-home vehicles, including
25 requirements for emergency use of take-home vehicles and

1 restrictions on the use of take-home vehicles solely for
2 commuting; and

3 (2) procedures regarding daily vehicle use logs and
4 mileage recording.

5 Section 20. Mileage reimbursement. For cases in which a
6 State employee would otherwise use a State-owned vehicle but
7 uses his or her own vehicle instead, a State agency may
8 reimburse a State employee for automobile travel expenses in
9 accordance with the State Travel Regulations and Reimbursement
10 Rates adopted under Section 12-2 of the State Finance Act.

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

14 (20 ILCS 405/405-280) (was 20 ILCS 405/67.15)

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

16 (a) To supervise and administer all State garages used for
17 the repair, maintenance, or servicing of State-owned motor
18 vehicles except those operated by any State college or
19 university or by the Illinois Mathematics and Science Academy;
20 and to acquire, maintain, and administer the operation of the
21 passenger cars reasonably necessary to the operations of the
22 executive department of the State government. To this end, the
23 Department shall adopt regulations setting forth guidelines

1 for the acquisition, use, maintenance, and replacement of motor
2 vehicles, including the use of ethanol blended gasoline
3 whenever feasible, used by the executive department of State
4 government; shall occupy the space and take possession of the
5 personnel, facilities, equipment, tools, and vehicles that are
6 in the possession or under the administration of the former
7 Department of Administrative Services for these purposes on
8 July 13, 1982 (the effective date of Public Act 82-789); and
9 shall, from time to time, acquire any further, additional, and
10 replacement facilities, space, tools, and vehicles that are
11 reasonably necessary for the purposes described in this
12 Section.

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

16 (c) The Department shall distribute a spreadsheet or
17 otherwise make data entry available to each State agency to
18 facilitate the collection of data for publishing on the
19 Department's Internet website. Each State agency shall
20 cooperate with the Department in furnishing the data necessary
21 for the implementation of this subsection within the timeframe
22 specified by the Department. Each State agency shall be
23 responsible for the validity and accuracy of the data provided.
24 The Department shall publish the following data as it becomes
25 reasonably available from each State agency on its Internet
26 website annually:

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

5 (2) an annual vehicle breakeven analysis, organized by
6 individual vehicle and by State agency, comparing the
7 number of miles a vehicle has been driven with the total
8 cost of maintaining the vehicle.

9 (d) Beginning on the effective date of this amendatory Act
10 of the 97th General Assembly, and notwithstanding any provision
11 of law to the contrary, the Department may not make any new
12 motor vehicle purchases until the Department sets forth
13 procedures to condition the purchase of new motor vehicles on
14 (i) a determination of need based on a breakeven analysis, and
15 (ii) a determination that no other available means, including
16 car sharing or rental agreements, would be more cost-effective
17 to the State. However, the Department may purchase motor
18 vehicles not meeting or exceeding a breakeven analysis only if
19 there is no alternative available to carry out agency work
20 functions and the purchase is approved by the Manager of the
21 Division of Vehicles upon the receipt of a written explanation
22 from the agency head of the operational needs justifying the
23 purchase.

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

25 Section 99. Effective date. This Act takes effect January

1 1, 2013.".