



Sen. Susan Garrett

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09700HB5650sam002

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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 for 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 Beginning on July 1, 2013, the Department shall make available  
25 to the public on its Internet website the following  
26 information:

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.".