



Sen. Gary Forby

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09700SB3564sam001

LRB097 19469 PJG 66653 a

1 AMENDMENT TO SENATE BILL 3564

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3564 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The State Facilities Closure Act is amended by  
5 changing Section 5-10 as follows:

6 (30 ILCS 608/5-10)

7 Sec. 5-10. Facility closure process.

8 (a) Before a State facility may be closed, the State  
9 executive branch officer with jurisdiction over the facility  
10 shall file notice of the proposed closure with the Commission.  
11 The notice must be filed within 2 days after the first public  
12 announcement of any planned or proposed closure. Within 10 days  
13 after it receives notice of the proposed closure, the  
14 Commission, in its discretion, may require the State executive  
15 branch officer with jurisdiction over the facility to file a  
16 recommendation for the closure of the facility with the

1 Commission. In the case of a proposed closure of: (i) a prison,  
2 youth center, work camp, or work release center operated by the  
3 Department of Corrections; (ii) a school, mental health center,  
4 or center for the developmentally disabled operated by the  
5 Department of Human Services; or (iii) a residential facility  
6 operated by the Department of Veterans' Affairs, the Commission  
7 must require the executive branch officers to file a  
8 recommendation for closure. The recommendation must be filed  
9 within 30 days after the Commission delivers the request for  
10 recommendation to the State executive branch officer. The  
11 recommendation must include, but is not limited to, the  
12 following:

13 (1) the location and identity of the State facility  
14 proposed to be closed;

15 (2) the number of employees for which the State  
16 facility is the primary stationary work location and the  
17 effect of the closure of the facility on those employees;

18 (3) the location or locations to which the functions  
19 and employees of the State facility would be moved;

20 (4) the availability and condition of land and  
21 facilities at both the existing location and any potential  
22 locations;

23 (5) the ability to accommodate the functions and  
24 employees at the existing and at any potential locations;

25 (6) the cost of operations of the State facility and at  
26 any potential locations and any other related budgetary

1 impacts;

2 (7) the economic impact on existing communities in the  
3 vicinity of the State facility and any potential facility;

4 (8) the ability of the existing and any potential  
5 community's infrastructure to support the functions and  
6 employees;

7 (9) the impact on State services delivered at the  
8 existing location, in direct relation to the State services  
9 expected to be delivered at any potential locations; and

10 (10) the environmental impact, including the impact of  
11 costs related to potential environmental restoration,  
12 waste management, and environmental compliance activities.

13 (b) If a recommendation is required by the Commission, a  
14 30-day public comment period must follow the filing of the  
15 recommendation. The Commission, in its discretion, may conduct  
16 one or more public hearings on the recommendation. In the case  
17 of a proposed closure of: (i) a prison, youth center, work  
18 camp, or work release center operated by the Department of  
19 Corrections; (ii) a school, mental health center, or center for  
20 the developmentally disabled operated by the Department of  
21 Human Services; or (iii) a residential facility operated by the  
22 Department of Veterans' Affairs, the Commission must conduct  
23 one or more public hearings on the recommendation. Public  
24 hearings conducted by the Commission shall be conducted no  
25 later than 35 days after the filing of the recommendation. At  
26 least one of the public hearings on the recommendation shall be

1 held at a convenient location within 25 miles of the facility  
2 for which closure is recommended. The Commission shall provide  
3 reasonable notice of the comment period and of any public  
4 hearings to the public and to units of local government and  
5 school districts that are located within 25 miles of the  
6 facility.

7 (c) Within 50 days after the State executive branch officer  
8 files the required recommendation, the Commission shall issue  
9 an advisory opinion on that recommendation. The Commission  
10 shall file the advisory opinion with the appropriate State  
11 executive branch officer, the Governor, the General Assembly,  
12 and the Index Department of the Office of the Secretary of  
13 State and shall make copies of the advisory opinion available  
14 to the public upon request.

15 (c-5) After receipt of the advisory opinion filed by the  
16 Commission, the General Assembly shall vote by joint resolution  
17 to uphold or overturn the opinion.

18 (d) No action may be taken to implement the recommendation  
19 for closure of a State facility until the General Assembly has  
20 taken final action on the advisory opinion filed by the  
21 Commission by adopting a joint resolution under subsection  
22 (c-5) affirming the recommendation for closure 50 days after  
23 the filing of any required recommendation.

24 (e) The requirements of this Section do not apply if all of  
25 the functions and employees of a State facility are relocated  
26 to another State facility that is within 10 miles of the closed

1 facility.

2 (Source: P.A. 93-839, eff. 7-30-04; 94-688, eff. 1-1-06.)".