



Rep. Brandon W. Phelps

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09800HB2974ham001

LRB098 09888 CEL 42450 a

1 AMENDMENT TO HOUSE BILL 2974

2 AMENDMENT NO. _____. Amend House Bill 2974 on page 1,
3 immediately below line 3, by inserting the following:

4 "Section 3. The Illinois Conservation Foundation Act is
5 amended by changing Section 15 as follows:

6 (20 ILCS 880/15)

7 Sec. 15. Organization, powers, and duties of Foundation. As
8 soon as practical after the Foundation is created, the Board of
9 Directors shall meet, organize, and designate, by majority
10 vote, a treasurer, secretary, and any additional officers that
11 may be needed to carry out the activities of the Foundation,
12 and shall adopt bylaws of the Foundation. The Department of
13 Natural Resources may adopt other rules deemed necessary to
14 govern Foundation procedures.

15 The Foundation may accept gifts or grants from the federal
16 government, its agencies or officers, or from any person, firm,

1 or corporation, and may expend receipts on activities that it
2 considers suitable to the performance of its duties under this
3 Act and consistent with any requirement of the grant, gift, or
4 bequest. Funds collected by the Foundation shall be considered
5 private funds, except those received from public entities, and
6 shall be held in an appropriate account outside of the State
7 Treasury. Private funds collected by the Foundation are not
8 subject to the Public Funds Investment Act. The Foundation is
9 exempt from the Accountability for the Investment of Public
10 Funds Act. Foundation procurement is exempt from the Illinois
11 Procurement Code when only private funds are used for
12 procurement expenditures. The treasurer of the Foundation
13 shall be custodian of all Foundation funds. The Foundation's
14 accounts and books shall be set up and maintained in a manner
15 approved by the Auditor General; and the Foundation and its
16 officers shall be responsible for the approval of recording of
17 receipts, approval of payments, and the proper filing of
18 required reports. The Foundation may be assisted in carrying
19 out its functions by personnel of the Department of Natural
20 Resources. The Department shall provide reasonable assistance
21 to the Foundation to achieve the purposes of the Foundation.
22 The Foundation shall cooperate fully with the boards,
23 commissions, agencies, departments, and institutions of the
24 State. The funds held and made available by the Illinois
25 Conservation Foundation shall be subject to financial and
26 compliance audits by the Auditor General in compliance with the

1 Illinois State Auditing Act.

2 The Foundation shall not have any power of eminent domain.

3 (Source: P.A. 92-797, eff. 8-15-02.)

4 Section 4. The Accountability for the Investment of Public
5 Funds Act is amended by adding Section 12 as follows:

6 (30 ILCS 237/12 new)

7 Sec. 12. Exemptions. This Act does not apply to the
8 Illinois Conservation Foundation Act."