

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 5. The Historic Preservation Agency Act is amended  
5 by changing Sections 6, 22, 33, and 34 as follows:

6 (20 ILCS 3405/6) (from Ch. 127, par. 2706)

7 Sec. 6. Jurisdiction. The Historic Sites and Preservation  
8 Division of the Agency shall have jurisdiction over the  
9 following described areas which are hereby designated as State  
10 Historic Sites, State Memorials, and Miscellaneous Properties:

11 State Historic Sites

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13 Apple River Fort State Historic Site, Jo Daviess County;

14 Bishop Hill State Historic Site, Henry County;

15 Black Hawk State Historic Site, Rock Island County;

16 Bryant Cottage State Historic Site, Piatt County;

17 Buel House, Pope County;

18 Cahokia Courthouse State Historic Site, St. Clair County;

19 Cahokia Mounds State Historic Site, in Madison and St.

20 Clair Counties (however, the Illinois State Museum

21 shall act as curator of artifacts pursuant to the

22 provisions of the Archaeological and Paleontological

1 Resources Protection Act);

2 Crenshaw House State Historic Site, Gallatin County;

3 Dana-Thomas House State Historic Site, Sangamon County;

4 David Davis Mansion State Historic Site, McLean County;

5 Douglas Tomb State Historic Site, Cook County;

6 Fort de Chartres State Historic Site, Randolph County;

7 Fort Kaskaskia State Historic Site, Randolph County;

8 Grand Village of the Illinois, LaSalle County;

9 U. S. Grant Home State Historic Site, Jo Daviess County;

10 Hotel Florence, Cook County;

11 Jarrot Mansion State Historic Site, St. Clair County;

12 Jubilee College State Historic Site, Peoria County;

13 Lewis and Clark State Historic Site, Madison County;

14 Lincoln-Herndon Law Offices State Historic Site, Sangamon

15 County;

16 Lincoln Log Cabin State Historic Site, Coles County;

17 Lincoln's New Salem State Historic Site, Menard County;

18 Lincoln Tomb State Historic Site, Sangamon County;

19 Pierre Menard Home State Historic Site, Randolph County;

20 Martin Boismenu House State Historic Site, St. Clair

21 County;

22 Metamora Courthouse State Historic Site, Woodford County;

23 Moore Home State Historic Site, Coles County;

24 Mount Pulaski Courthouse State Historic Site, Logan

25 County;

26 Old Market House State Historic Site, Jo Daviess County;

1 Old State Capitol State Historic Site, Sangamon County;  
2 Postville Courthouse State Historic Site, Logan County;  
3 Pullman Factory, Cook County;  
4 Rose Hotel, Hardin County;  
5 Carl Sandburg State Historic Site, Knox County;  
6 Shawneetown Bank State Historic Site, Gallatin County;  
7 Vachel Lindsay Home, Sangamon County;  
8 Vandalia State House State Historic Site, Fayette County;  
9 and  
10 Washburne House State Historic Site, Jo Daviess County.

11 State Memorials

12 Campbell's Island State Memorial, Rock Island County;  
13 Governor Bond State Memorial, Randolph County;  
14 Governor Coles State Memorial, Madison County;  
15 Governor Horner State Memorial, Cook County;  
16 Governor Small State Memorial, Kankakee County;  
17 Illinois Vietnam Veterans State Memorial, Sangamon County;  
18 Kaskaskia Bell State Memorial, Randolph County;  
19 Korean War Memorial, Sangamon County;  
20 Lewis and Clark State Memorial, Madison County;  
21 Lincoln Monument State Memorial, Lee County;  
22 Lincoln Trail State Memorial, Lawrence County;  
23 Lovejoy State Memorial, Madison County;  
24 Norwegian Settlers State Memorial, LaSalle County; ~~and~~  
25 Wild Bill Hickok State Memorial, LaSalle County; and =

1           World War II Memorial, Sangamon County.

2                           Miscellaneous Properties

3           Albany Mounds, Whiteside County;

4           Emerald Mound, St. Clair County;

5           Halfway Tavern, Marion County;

6           Hofmann Tower, Cook County; and

7           Kincaid Mounds, Massac and Pope Counties.

8           (Source: P.A. 92-600, eff. 7-1-02.)

9           (20 ILCS 3405/22)

10          Sec. 22. Amistad and Freedom Trail Commission.

11          (a) Purpose. The General Assembly finds and declares that  
12 all people should know of and remember the human carnage and  
13 dehumanizing atrocities committed during the period of the  
14 African slave trade and slavery in America and of the vestiges  
15 of slavery in this country; and it is in fact vital to educate  
16 our citizens on these events, the legacy of slavery, the sad  
17 history of racism in this country, and the principles of human  
18 rights and dignity in a civilized society.

19          It is the policy of the State of Illinois that the history  
20 of the African slave trade, slavery in America, the underground  
21 railroad, the depth of their impact in our society, and the  
22 triumphs of African-Americans and their significant  
23 contributions to the development of this country is the proper  
24 concern of all people, particularly students enrolled in the

1 schools of the State of Illinois.

2 It is therefore desirable to create a Commission that, as  
3 an organized body and on a continuous basis, will survey,  
4 design, encourage, and promote the implementation of education  
5 and awareness programs in Illinois that are concerned with the  
6 African slave trade, slavery in America, the vestiges of  
7 slavery in this country, the underground railroad, and the  
8 contributions of African-Americans in building our country; to  
9 develop workshops, institutes, seminars, and other teacher  
10 training activities designed to educate teachers on this  
11 subject matter; and that will be responsible for the  
12 coordination of events on a regular basis, throughout the  
13 State, that provide appropriate memorialization of the events  
14 concerning the enslavement of Africans and their descendants in  
15 America and their struggle for freedom, liberty, and equality.

16 (b) Amistad and Freedom Trail Commission. The Amistad and  
17 Freedom Trail Commission is created within the Agency. The  
18 Commission is named to honor the group of enslaved Africans  
19 transported in 1839 on a vessel named the Amistad who overthrew  
20 their captors and created an international incident that was  
21 eventually argued before the Supreme Court and that shed a  
22 growing light on the evils of the slave trade and galvanized a  
23 growing abolitionist movement towards demanding the end of  
24 slavery in the United States.

25 (c) Membership. The Commission shall consist of 15 members,  
26 including 3 ex officio members: the State Superintendent of

1 Education or his or her designee, the Director of Commerce and  
2 Economic Opportunity or his or her designee, and the Director  
3 of Historic Sites and Preservation or his or her designee; and  
4 12 public members. Public members shall be appointed as  
5 follows:

6 (i) 2 members appointed by the President of the Senate  
7 and one member appointed by the Minority Leader of the  
8 Senate;

9 (ii) 2 members appointed by the Speaker of the House of  
10 Representatives and one member appointed by the Minority  
11 Leader of the House of Representatives; and

12 (iii) 6 members, ~~no more than 4 of whom shall be of the~~  
13 ~~same political party,~~ appointed by the Governor.

14 The public members shall be residents of this State, chosen  
15 with due regard to broad geographic representation and ethnic  
16 diversity, who have served actively in organizations that  
17 educate the public on the history of the African slave trade,  
18 the contributions of African-Americans to our society, and  
19 civil rights issues.

20 Each public member of the Commission shall serve for a term  
21 of 3 years, except that of the initial members so appointed:  
22 one member appointed by the President of the Senate, one member  
23 appointed by the Speaker of the House of Representatives, and 2  
24 members appointed by the Governor shall serve for terms of one  
25 year; the member appointed by the Minority Leader of the  
26 Senate, one member appointed by the Speaker of the House of

1 Representatives, and 2 members appointed by the Governor shall  
2 serve for terms of 2 years; and one member appointed by the  
3 President of the Senate, the member appointed by the Minority  
4 Leader of the House of Representatives, and 2 members appointed  
5 by the Governor shall serve for terms of 3 years. Public  
6 members shall be eligible for reappointment. They shall serve  
7 until their successors are appointed and qualified, and the  
8 term of the successor of any incumbent shall be calculated from  
9 the expiration of the term of that incumbent. A vacancy  
10 occurring other than by expiration of term shall be filled in  
11 the same manner as the original appointment, but for the  
12 unexpired term only.

13 (d) Election of chairperson; meetings. At its first meeting  
14 and annually thereafter, the Commission shall elect from among  
15 its members a chairperson and other officers it considers  
16 necessary or appropriate. After its first meeting, the  
17 Commission shall meet at least quarterly, or more frequently at  
18 the call of the chairperson or if requested by 9 or more  
19 members.

20 (e) Quorum. A majority of the members of the Commission  
21 constitute a quorum for the transaction of business at a  
22 meeting of the Commission. A majority of the members present  
23 and serving is required for official action of the Commission.

24 (f) Public meeting. All business that the Commission is  
25 authorized to perform shall be conducted at a public meeting of  
26 the Commission, held in compliance with the Open Meetings Act.

1 (g) Freedom of Information. A writing prepared, owned,  
2 used, in the possession of, or retained by the Commission in  
3 the performance of an official function is subject to the  
4 Freedom of Information Act.

5 (h) Compensation. The members of the Commission shall serve  
6 without compensation, but shall be entitled to reimbursement  
7 for all necessary expenses incurred in the performance of their  
8 official duties as members of the Commission from funds  
9 appropriated for that purpose. Reimbursement for travel,  
10 meals, and lodging shall be in accordance with the rules of the  
11 Governor's Travel Control Board.

12 (i) Duties. The Commission shall have the following  
13 responsibilities and duties:

14 (1) To prepare a master plan to promote and preserve  
15 the history of the African slave trade, slavery in America,  
16 the vestiges of slavery in this country, the freedom trail  
17 and underground railroad in the State, and the  
18 contributions of African-Americans to our society.

19 (2) ~~(1)~~ To provide, based upon the collective interest  
20 of the members and the knowledge and experience of the  
21 members, assistance and advice to schools within the State  
22 with respect to the implementation of education, awareness  
23 programs, textbooks, and educational materials concerned  
24 with the African slave trade, slavery in America, the  
25 vestiges of slavery in this country, the underground  
26 railroad, and the contributions of African-Americans to



1 our society.

2 (3) ~~(2)~~ To survey and catalog the extent and breadth of  
3 education concerning the African slave trade, slavery in  
4 America, the vestiges of slavery in this country, the  
5 underground railroad, and the contributions of  
6 African-Americans to our society presently being  
7 incorporated into the curricula and textbooks and taught in  
8 the school systems of the State; to inventory those African  
9 slave trade, American slavery, or relevant  
10 African-American history memorials, exhibits, and  
11 resources that should be incorporated into courses of study  
12 at educational institutions, schools, and various other  
13 locations throughout the State; and to assist the State  
14 Board of Education and other State and educational agencies  
15 in the development and implementation of African slave  
16 trade, American slavery, and African-American history  
17 education programs.

18 (4) ~~(3)~~ To act as a liaison with textbook publishers,  
19 schools, public, private, and nonprofit resource  
20 organizations, and members of the United States Senate and  
21 House of Representatives and the Illinois Senate and House  
22 of Representatives in order to facilitate the inclusion of  
23 the history of African slavery and of African-Americans in  
24 this country in the curricula of public and nonpublic  
25 schools.

26 (5) ~~(4)~~ To compile a roster of individual volunteers

1 who are willing to share their knowledge and experience in  
2 classrooms, seminars, and workshops with students and  
3 teachers on the subject of the African slave trade,  
4 American slavery, the impact of slavery on our society  
5 today, and the contributions of African-Americans to our  
6 country.

7 (6) ~~(5)~~ To coordinate events memorializing the African  
8 slave trade, American slavery, the freedom trail and  
9 underground railroad, and the history of African-Americans  
10 in this country that reflect the contributions of  
11 African-Americans in overcoming the burdens of slavery and  
12 its vestiges; ~~and~~ to seek volunteers who are willing and  
13 able to participate in commemorative events that will  
14 enhance student awareness of the significance of the  
15 African slave trade, American slavery, its historical  
16 impact, and the struggle for freedom; and to assist in  
17 developing partnerships to seek public and private funds to  
18 carry out these events.

19 (7) ~~(6)~~ To prepare reports for the Governor and the  
20 General Assembly regarding its findings and  
21 recommendations on facilitating the inclusion of the  
22 African slave trade, American slavery studies,  
23 African-American history, the underground railroad, and  
24 special programs in the educational system of the State.

25 (8) To assist in and promote the making of applications  
26 for inclusion in the National Park Service's National

1           Underground Railroad Network to Freedom Program.

2           (9) ~~(7)~~ To develop, in consultation with the State  
3 Board of Education, curriculum guidelines that will be made  
4 available to every school board for the teaching of  
5 information on the African slave trade, slavery in America,  
6 the vestiges of slavery in this country, the underground  
7 railroad, and the contributions of African-Americans to  
8 our country.

9           (10) ~~(8)~~ To solicit, receive, and accept  
10 appropriations, gifts, and donations for Commission  
11 operations and programs authorized under this Section.

12           (j) Commission requests for assistance. The Commission is  
13 authorized to call upon any department, office, division, or  
14 agency of the State, or of any county, municipality, or school  
15 district of the State, to supply such data, program reports,  
16 and other information, appropriate school personnel, and  
17 assistance as it deems necessary to discharge its  
18 responsibilities under this Act. These departments, offices,  
19 divisions, and agencies shall, to the extent possible and not  
20 inconsistent with any other law of this State, cooperate with  
21 the Commission and shall furnish it with such information,  
22 appropriate school personnel, and assistance as may be  
23 necessary or helpful to accomplish the purposes of this Act.

24           (k) State Board of Education assistance. The State Board of  
25 Education shall:

26           (1) Assist the Amistad and Freedom Trail Commission in

1 marketing and distributing to educators, administrators,  
2 and school districts in the State educational information  
3 and other materials on the African slave trade, slavery in  
4 America, the vestiges of slavery in this country, the  
5 underground railroad, and the contributions of  
6 African-Americans to our society.

7 (2) Conduct at least one teacher workshop annually on  
8 the African slave trade, slavery in America, the vestiges  
9 of slavery in this country, the underground railroad, and  
10 the contributions of African-Americans to our society.

11 (3) Assist the Amistad and Freedom Trail Commission in  
12 monitoring the inclusion of slavery materials and  
13 curricula in the State's educational system.

14 (4) Consult with the Amistad and Freedom Trail  
15 Commission to determine ways it may survey, catalog, and  
16 extend slave trade and American slavery education  
17 presently being taught in the State's educational system.

18 The State Board of Education may, subject to the  
19 availability of appropriations, hire additional staff and  
20 consultants to carry out the duties and responsibilities  
21 provided within this subsection (k).

22 (l) Report. The Commission shall report its activities and  
23 findings, as required under subsection (i), to the Governor and  
24 General Assembly on or before June 30, 2006, and biannually  
25 thereafter.

26 (Source: P.A. 94-285, eff. 7-21-05.)

1 (20 ILCS 3405/33)

2 Sec. 33. Administration of the Lincoln Presidential  
3 Library. The Governor, with the advice and consent of the  
4 Senate, shall appoint a Library Director of the Lincoln  
5 Presidential Library. The Library Director shall serve at the  
6 pleasure of the Governor. The Library Director shall, subject  
7 to applicable provisions of law, execute and discharge the  
8 powers and duties of the Lincoln Presidential Library and  
9 implement the policies set by the Board. The Library Director,  
10 with the concurrence of the Board, shall appoint: ~~(a) a Library~~  
11 ~~Facilities Operations Director; and (b) a Director of the~~  
12 Illinois State Historical Library and may appoint a Library  
13 Facilities Operations Director. Subject to concurrence by the  
14 Board, the Library Director shall appoint those other employees  
15 of the Lincoln Presidential Library and the Illinois State  
16 Historical Library as he or she deems appropriate and shall fix  
17 the compensation of the Library Facilities Operations  
18 Director, the Director of the Illinois State Historical  
19 Library, and other employees. The Library Director, with the  
20 approval of the Board, may establish and collect admission and  
21 registration fees, may operate a gift shop and restaurant, and  
22 may publish and sell educational and informational materials.

23 (Source: P.A. 92-600, eff. 7-1-02.)

24 (20 ILCS 3405/34)

1           Sec. 34. Internal Auditor. There is created the Office of  
2 the Internal Auditor of the Historic Preservation Agency. The  
3 Office shall function in compliance with the Fiscal Control and  
4 Internal Auditing Act. The Internal Auditor shall report to the  
5 Director and the Board. ~~The Internal Auditor shall be appointed~~  
6 ~~by the Board, shall serve at the pleasure of the Board, and~~  
7 ~~shall report to the Board.~~ The Internal Auditor shall audit ~~and~~  
8 ~~maintain~~ the financial books, records, papers, and  
9 transactions of the Lincoln Presidential Library and the  
10 Historic Sites and Preservation Division of the Historic  
11 Preservation Agency. ~~The Internal Auditor shall prepare an~~  
12 ~~annual report for each fiscal year of the operations of the~~  
13 ~~Historic Preservation Agency, which shall be submitted to the~~  
14 ~~Board, the General Assembly, and the Governor.~~ Nothing in this  
15 Section shall abridge the authority of the Illinois Auditor  
16 General to independently audit the Illinois Historic  
17 Preservation Agency or any of the libraries, divisions, or  
18 offices contained within the Agency.

19           (Source: P.A. 92-600, eff. 7-1-02.)

20           (20 ILCS 3405/20 rep.)

21           Section 10. The Historic Preservation Agency Act is amended  
22 by repealing Section 20.

23           Section 15. The Illinois Historic Preservation Act is  
24 amended by changing Section 3 as follows:

1 (20 ILCS 3410/3) (from Ch. 127, par. 133d3)

2 Sec. 3. There is recognized and established hereunder the  
3 Illinois Historic Sites Advisory Council, previously  
4 established pursuant to Federal regulations, hereafter called  
5 the Council. The Council shall consist of 11 Illinois residents  
6 ~~15 members~~. Of these, there shall be at least 2 ~~3~~ historians,  
7 at least 2 ~~3~~ architectural historians, or architects with a  
8 preservation background, and at least 2 ~~3~~ archeologists. These  
9 6 members shall meet the minimum standards of professional  
10 qualifications as set forth in 36 CFR 61.4(e) and verified by  
11 the State Historic Preservation Officer. Professionals from  
12 closely related fields are eligible to serve on the Council in  
13 lieu of the above specified professionals subject to the  
14 approval of the National Park Service. The remaining 5 ~~6~~  
15 members shall be drawn from supporting fields and have a  
16 preservation interest. Supporting fields shall include but not  
17 be limited to historical geography, law, urban planning, local  
18 government officials, and members of other preservation  
19 commissions. All shall be appointed by the Director of Historic  
20 Sites and Preservation, with the consent of the Board.

21 The Council Chairperson shall be appointed by the Director  
22 of Historic Sites and Preservation from the Council membership  
23 and shall serve at the Director's pleasure.

24 The Director of the Lincoln Presidential Library and the  
25 Director of the Illinois State Museum shall serve on the

1 Council in advisory capacity as non-voting members.

2 The term of office for Council members shall be 2 years,  
3 with 5 members to be appointed one year and 6 members to be  
4 appointed in alternate years. No member shall be appointed to  
5 more than 3 consecutive terms. ~~Terms of membership shall be 3~~  
6 years and shall be staggered by the Director to assure  
7 continuity of representation.

8 The Council shall meet at least 3 times each year.  
9 Additional meetings may be held at the call of the chairperson  
10 or at the call of the Director.

11 Members shall serve without compensation, but shall be  
12 reimbursed for actual expenses incurred in the performance of  
13 their duties.

14 (Source: P.A. 97-785, eff. 7-13-12.)

15 (20 ILCS 3988/Act rep.)

16 Section 20. The Local Legacy Act is repealed.

17 Section 25. The School Code is amended by changing Section  
18 27-20.4 as follows:

19 (105 ILCS 5/27-20.4) (from Ch. 122, par. 27-20.4)

20 Sec. 27-20.4. Black History Study. Every public elementary  
21 school and high school shall include in its curriculum a unit  
22 of instruction studying the events of Black History, including  
23 the history of the African slave trade, slavery in America, and



1 the vestiges of slavery in this country. These events shall  
2 include not only the contributions made by individual  
3 African-Americans in government and in the arts, humanities and  
4 sciences to the economic, cultural and political development of  
5 the United States and Africa, but also the socio-economic  
6 struggle which African-Americans experienced collectively in  
7 striving to achieve fair and equal treatment under the laws of  
8 this nation. The studying of this material shall constitute an  
9 affirmation by students of their commitment to respect the  
10 dignity of all races and peoples and to forever eschew every  
11 form of discrimination in their lives and careers.

12 The State Superintendent of Education may prepare and make  
13 available to all school boards instructional materials,  
14 including those established by the Amistad and Freedom Trail  
15 Commission, which may be used as guidelines for development of  
16 a unit of instruction under this Section; provided, however,  
17 that each school board shall itself determine the minimum  
18 amount of instruction time which shall qualify as a unit of  
19 instruction satisfying the requirements of this Section.

20 (Source: P.A. 94-285, eff. 7-21-05.)

1 INDEX

2 Statutes amended in order of appearance

3 20 ILCS 3405/6 from Ch. 127, par. 2706

4 20 ILCS 3405/22

5 20 ILCS 3405/33

6 20 ILCS 3405/34

7 20 ILCS 3405/20 rep.

8 20 ILCS 3410/3 from Ch. 127, par. 133d3

9 20 ILCS 3988/Act rep.

10 105 ILCS 5/27-20.4 from Ch. 122, par. 27-20.4