



Rep. Barbara Flynn Currie

Filed: 4/20/2015

09900HB0574ham001

LRB099 04429 JWD 34548 a

1 AMENDMENT TO HOUSE BILL 574

2 AMENDMENT NO. _____. Amend House Bill 574 by replacing
3 everything after the enacting clause with the following:

4 "Article I.

5 Section 1-1. Short title. This Article may be cited as the
6 Illinois Business and Economic Development Partnership Act.

7 Section 1-5. Findings. The General Assembly finds that
8 targeted efforts to promote and foster business growth, job
9 creation, and tourism are necessary for economic growth in
10 Illinois to provide more prosperity and opportunities for
11 Illinois residents. As both the public and private sectors have
12 a shared interest in fostering the economic vitality of the
13 State, it is the purpose of this Act to implement economic
14 development policy in the State by means of collaboration
15 between the government and a not-for-profit corporation. In

1 addition, as the Historic Preservation Agency plays an
2 important role in the State's tourism efforts, for maximum
3 efficiency, the General Assembly finds that such Agency shall
4 be abolished and all of its duties and responsibilities
5 transferred to the Department of Commerce and Economic
6 Opportunity. Further, such functions within that Agency as they
7 relate to the Abraham Lincoln Presidential Library and Museum,
8 shall be transferred to a newly-established State agency, the
9 Abraham Lincoln Presidential Library and Museum, whose purpose
10 shall be to promote tourism and educate Illinois residents on
11 Lincoln's legacy and impact on the State.

12 Article II.

13 Section 2-1. Short title. This Article may be cited as the
14 Illinois Business and Economic Development Corporation Act.
15 References in this Article to "this Act" mean this Article.

16 Section 2-5. Definitions. For the purposes of this Act:

17 "Board" means the board of directors of the corporation.

18 "Chief Executive Officer" means the chief executive
19 officer of the corporation.

20 "Conflict party" means a director, officer, or employee of
21 the corporation; the spouse of a director, officer, or employee
22 of the corporation; or an immediate family member of a
23 director, officer, or employee of the corporation residing in

1 the same residence as the director, officer or employee.

2 "Corporation" means the Illinois Business and Economic
3 Development Corporation incorporated by the Department
4 pursuant to Section 2-10.

5 "Department" means the Illinois Department of Commerce and
6 Economic Opportunity.

7 "Director" means the Director of Commerce and Economic
8 Opportunity.

9 "Division of Historic Sites" means the Division of Historic
10 Sites within the Department of Commerce and Economic
11 Opportunity.

12 Section 2-10. Creation of the Illinois Business and
13 Economic Development Corporation.

14 (a) The General Assembly authorizes the Department, in
15 accordance with Section 10 of the State Agency Entity Creation
16 Act, to incorporate the Illinois Business and Economic
17 Development Corporation as a not-for-profit corporation
18 pursuant to the General Not For Profit Corporation Act of 1986.

19 (b) The purpose of the corporation shall be to promote the
20 economic development and well-being of the State. The
21 corporation shall focus on business development, small and
22 minority-owned business incubation, trade and investment,
23 tourism and film. The corporation shall:

24 (1) develop best practices for economic development in
25 consultation with the Department;

1 (2) enter into grant agreements with the Department and
2 sub-grants with other persons and entities;

3 (3) maintain and develop economic data and research
4 that is beneficial to business development in the State;

5 (4) maintain and develop information about specific
6 statewide and regional economic incentives and benefits
7 that may be available to a business to expand within, or
8 relocate to, the State; and provide such information to
9 prospective businesses;

10 (5) formulate and pursue programs and local
11 partnerships for encouraging the location of new
12 businesses in the State and for retaining and fostering the
13 growth of existing businesses;

14 (6) negotiate tax incentives with private businesses,
15 subject to Department approval; and

16 (7) cooperate with and provide information to State
17 agencies, local governments, community colleges, and State
18 universities on economic development matters.

19 (c) For the purposes described in this Act, the corporation
20 shall collaborate with the Department; with other State
21 agencies, authorities, boards, and commissions whose programs
22 and activities significantly affect economic activity in the
23 State as appropriate; and with local and regional economic
24 development organizations, local elected officials,
25 community-based organizations, service delivery providers, and
26 other organizations whose programs and activities

1 significantly affect economic activity. The Department and
2 each other State agency, authority, board, or commission with
3 which the corporation seeks to collaborate shall assist the
4 corporation in carrying out its purposes as directed by the
5 Governor.

6 (d) The corporation shall not be considered, in whole or in
7 part, an agency, political subdivision, or instrumentality of
8 the State. The corporation shall not exercise any sovereign
9 power of the State. Employees and officers of the corporation
10 shall not be considered employees or officers of the State or
11 subject to Personnel Code or other laws applicable to State
12 employees and officers. The corporation does not have authority
13 to pledge the credit of the State; the State shall not be
14 liable for the debts or obligations of the corporation; and all
15 debts and obligations of the corporation shall be payable
16 solely from the corporation's funds.

17 (e) The corporation shall have such powers, rights, and
18 obligations as are conferred upon a not-for-profit corporation
19 under the General Not For Profit Corporation Act of 1986,
20 including to accept grants, loans, or other amounts from the
21 State, the federal government, or other persons; to enter into
22 contracts; and to employ personnel and other agents.

23 (f) The corporation shall be established, maintained, and
24 operated so that donations and bequests to the corporation
25 qualify as tax deductible under State income tax laws and
26 Section 501(c)(3) of the Internal Revenue Code.

1 (g) The articles of incorporation and bylaws of the
2 corporation shall provide for (1) governance and efficient
3 management of the corporation, (2) a board of directors
4 satisfying the requirements of Section 2-15, (3) a conflict
5 of interest policy satisfying the requirements of Section
6 2-30, and (4) financial operations of the corporation,
7 including the authority to receive and expend funds from
8 public and private sources and to use its property, money,
9 and other resources for the purposes of the corporation.

10 Section 2-15. Board of Directors and Chief Executive
11 Officer of the corporation.

12 (a) The affairs of the corporation shall be managed by or
13 under the direction of the board of directors of the
14 corporation.

15 (b) The board shall comprise 16 directors as follows:

16 (1) The Governor or his or designee shall be a director
17 ex officio and serve as chairperson of the board.

18 (2) The Governor shall appoint 11 directors, including
19 (i) one director with professional experience in finance,
20 insurance, or investment banking, (ii) one director with
21 professional experience in small business development,
22 (iii) one director with professional experience in the
23 tourism or hospitality industry, and (iv) eight directors
24 who are actively employed in the private, for-profit sector
25 or who otherwise have substantial experience in economic

1 development. Of those eight directors described in clause
2 (iv), there shall be at least one director from each
3 industry cluster as identified to the Governor by the
4 Director. Of the 11 directors appointed pursuant to this
5 paragraph, at least 4 directors shall be representatives of
6 minority-owned and women-owned businesses.

7 (3) The Speaker and Minority Leader of the House of
8 Representatives and the President and Minority Leader of
9 the Senate each shall appoint one director who is employed
10 in, or retired from employment in, a private business,
11 not-for-profit organization, or academic organization.

12 (c) To facilitate communication and cooperation between
13 the corporation and State agencies involved in economic
14 development, the director or head of each of the following
15 agencies shall serve as a non-voting, non-director member of
16 the board: Department of Commerce and Economic Opportunity,
17 Department of Agriculture, Department of Natural Resources,
18 Department of Financial and Professional Regulation, Illinois
19 Finance Authority, Department of Revenue, Department of Labor,
20 Veterans' Affairs, Central Management Services, Illinois
21 Environmental Protection Agency and Department of Employment
22 Security.

23 (d) Except for the Governor or his or her designee, each
24 director shall serve a term of three years. The articles of
25 incorporation or bylaws shall divide the other 15 directors
26 into three equal classes, with the terms of one class of

1 directors expiring each year.

2 (e) The Governor shall select an initial Chief Executive
3 Officer of the corporation, subject to confirmation by a
4 majority of members of the board. After the initial Chief
5 Executive Officer, each subsequent Chief Executive Officer
6 shall be selected and confirmed by a majority vote of the
7 Board.

8 Section 2-20. Office of Economic Development and Tourism.
9 Within the Department, there shall be created a new division
10 called the Office of Economic Development and Tourism. That
11 office shall collaborate with the corporation and be
12 responsible for the following functions of the Department:
13 business development; entrepreneurship, innovation, and
14 technology; trade and investment; and tourism and film. The
15 director of that office shall report directly to the Director.

16 Section 2-25. Transparency and accountability.

17 (a) Within the Office of the Director there is created a
18 new division called the Office of Accountability and
19 Transparency. Such division shall be responsible for
20 monitoring all grants made by the Department; for ensuring
21 compliance by the Department and its grantees, including the
22 corporation, with all applicable laws and grant terms and
23 conditions; and for ensuring transparency in the Department's
24 grant-making and other activities.

1 (b) With respect to any grant agreement entered into
2 between the corporation and the Department, the corporation
3 shall comply with the following provisions:

4 (1) For the purposes of the Freedom of Information Act,
5 the corporation shall be considered a contractor
6 performing a governmental function on behalf of the
7 Department in accordance with subsection (2) of Section 7
8 of such Act, notwithstanding whether the corporation
9 receives a grant from or enters into a contract with the
10 Department.

11 (2) The corporation shall post copies of minutes of its
12 board meetings on its publicly-accessible website. Any
13 redactions shall be limited to information exempt from
14 disclosure pursuant to subsection (1) of Section 7 of the
15 Freedom of Information Act or other applicable law.

16 (3) The corporation shall post copies of all final
17 grant agreements and tax incentives on its
18 publicly-accessible website. Any redactions shall be
19 limited to information exempt from disclosure pursuant to
20 subsection (1) of Section 7 of the Freedom of Information
21 Act or other applicable law.

22 (4) The corporation shall develop procedures,
23 standards, and objectives for evaluating all sub-grant
24 applicants and sub-grants awarded to ensure that State
25 funds spent by the corporation and its sub-grantees
26 optimize return on investment for Illinois taxpayers. Such

1 procedures, standards, and objectives shall be disclosed
2 on the corporation's publicly-accessibly website.

3 (5) The corporation shall assess and report its efforts
4 and results to the public and the Department's Office of
5 Accountability and Transparency. In addition, the
6 corporation shall comply with all grant monitoring
7 procedures issued by the Department for the monitoring of
8 grants of State and federal funds.

9 (6) The corporation shall conduct an annual audit
10 performed by a certified public accountant in accordance
11 with generally accepted accounting procedures. Such audit
12 shall be filed with the Department's Office of
13 Accountability and Transparency and made available to the
14 public.

15 (7) The corporation shall be subject to bi-annual
16 audits by the Auditor General.

17 (8) The Corporation shall submit an annual report to
18 the Governor, the General Assembly, and the Department's
19 Office of Accountability and Transparency that describes
20 the corporation's operations and activities during the
21 prior fiscal year, including (A) the corporation's
22 complete, audited financial statements, including a
23 description of the corporation's financial conditions and
24 operations; (B) a listing of all public sources of funds
25 received by the corporation; (C) a listing of all private
26 sources of funds received by the corporation; (D) a listing

1 of all firms and individuals who provided assistance or
2 resources to the corporation without compensation,
3 including the approximate value of the assistance or
4 resources provided; and (E) a description of how the
5 operations and activities of the corporation serve the
6 interests of the State and promote economic development.

7 (9) The corporation shall comply with all applicable
8 State and federal laws, including all applicable terms of
9 the Grant Accountability and Transparency Act.

10 Section 2-30. Conflicts of interest.

11 (a) In the conduct of their service to the corporation,
12 directors, officers, and employees of the corporation shall
13 behave ethically and in the best interests of the corporation
14 and shall seek to avoid actual and potential conflicts of
15 interest.

16 (b) The corporation shall adopt and maintain a
17 comprehensive conflicts of interest policy. Such policy shall
18 include, without limitation, the following:

19 (1) Any pecuniary interest held by or for a conflict
20 party in a grant from or contract with the corporation
21 shall be disclosed in writing and identified in the minutes
22 of the board.

23 (2) A conflict party who holds a pecuniary interest in
24 a grant from or contract with the corporation, or for whom
25 such an interest is held, shall not participate in any

1 corporate action with respect to such grant or contract.

2 (3) A conflict party may not acquire a pecuniary
3 interest in a grant from or contract with the corporation
4 during the time that the conflict party (or the spouse or
5 immediate family member of the conflict party) serves as a
6 director, officer, or employee of the corporation and for
7 one year after termination of such service.

8 (4) The corporation will not enter into any grant or
9 contract with any entity in which a conflict party is
10 entitled to receive more than 7.5%, or in which a conflict
11 party together with his or her spouse and immediate family
12 members residing in his or her residence are entitled to
13 receive more than 15%, of the total distribution income of
14 the entity.

15 Section 2-35. Fundraising. The corporation shall raise and
16 accept funds from private donors to support its economic
17 development efforts and other operations.

18 Section 2-40. Historic Preservation Agency Abolished;
19 Division of Historic Sites Created.

20 (a) The Historic Preservation Agency, including the Board
21 of the Historic Preservation Agency, is abolished and its
22 powers, duties, functions, and responsibilities, except for
23 those contained in Sections 30, 31, 32, and 33 of the Historic
24 Preservation Agency Act relating to the Abraham Lincoln

1 Presidential Library and Museum, are transferred to the
2 Historic Sites Division within the Department of Commerce and
3 Economic Opportunity.

4 (b) Within the Department of Commerce and Economic
5 Opportunity, there is created a new division called the
6 Division of Historic Sites. All powers, duties, functions, and
7 responsibilities of the former Historic Preservation Agency,
8 except for those contained Sections 30, 31, 32, and 33 of the
9 Historic Preservation Agency Act relating to the Abraham
10 Lincoln Presidential Library and Museum, are transferred to
11 such Division.

12 (c) The personnel of the Historic Preservation Agency are
13 hereby transferred to the Historic Sites Division within the
14 Department. The status and rights of the transferred employees,
15 and the rights of the State of Illinois and its agencies, under
16 the Personnel Code and applicable collective bargaining
17 agreements or under any pension, retirement, or annuity plan
18 are not affected (except as provided in Sections 14-110 and
19 18-127 of the Illinois Pension Code) by that transfer or by any
20 other provision of this Act.

21 (d) All books, records, papers, documents, property (real
22 and personal), contracts, causes of action, and pending
23 business pertaining to the powers, duties, rights, and
24 responsibilities the Historic Preservation Agency, except for
25 those related to the Abraham Lincoln Presidential Library and
26 Museum, shall be transferred to the Historic Sites Division.

1 (e) All unexpended appropriations and balances and other
2 funds available for use by the Historic Preservation Agency,
3 except for those related to the Abraham Lincoln Presidential
4 Library and Museum, shall be transferred to the Department.

5 (f) Whatever reports or notices are now required to be made
6 or given or papers or documents furnished or served by any
7 person to or upon the Historic Preservation Agency in
8 connection with the power, duties, rights and responsibilities
9 transferred by this Act, the same shall be made, given,
10 furnished or served in the same manner by the Division of
11 Historic Sites.

12 (g) This Act does not affect any act done, ratified, or
13 canceled or any right occurring or established or any action,
14 or proceeding had or commenced in an administrative, civil, or
15 criminal cause by the Historic Preservation Agency before this
16 Act takes effect; such actions or proceedings may be prosecuted
17 and continued by the Department.

18 (h) Any rules of the Historic Preservation Agency, except
19 for those related to the Abraham Lincoln Presidential Library
20 and Museum that relate to its powers, duties, rights and
21 responsibilities and are in full force on the effective date of
22 this Act shall become rules of the Department of Commerce and
23 Economic Opportunity. This Act does not affect the legality of
24 any such rules in the Illinois Administrative Code.

25 Any proposed rules filed with the Secretary of State by the
26 Historic Preservation Agency that are pending in the

1 rule-making process on the effective date of this Act, shall be
2 deemed to have been filed by the Department of Commerce and
3 Economic Opportunity. As soon as practicable hereafter, the
4 Department shall revise and clarify the rules transferred to it
5 under this Act to reflect the reorganization of powers, duties,
6 rights and responsibilities affected by this Act using the
7 procedures for recodification of rules available under the
8 Illinois Administrative Procedure Act, except that the
9 existing titles, part and section numbering for the affected
10 rules may be retained.

11 Article III.

12 Section 3-1. Short title. This Article may be cited as the
13 Abraham Lincoln Presidential Library and Museum Act.
14 References in this Article to "this Act" mean this Article.

15 Section 3-5. Definitions. As used in this Act:

16 "Agency" means the Abraham Lincoln Presidential Library
17 and Museum.

18 "Board" means the Board of the Abraham Lincoln Presidential
19 Library and Museum.

20 "Executive Director" means the Executive Director of the
21 Abraham Lincoln Presidential Library and Museum.

22 "Library" means the Abraham Lincoln Presidential Library.

23 "Museum" means the Abraham Lincoln Presidential Museum.

1 Section 3-10. Abraham Lincoln Presidential Library and
2 Museum; establishment.

3 (a) The Abraham Lincoln Presidential Library and Museum,
4 formerly a constituent unit of the Illinois Historic
5 Preservation Agency, is created as an independent State agency
6 within the Executive Branch of State government.

7 (b) The Agency shall be under the supervision and direction
8 of the Executive Director of the Abraham Lincoln Presidential
9 Library and Museum.

10 Section 3-15. Board. There shall be a Board of the Abraham
11 Lincoln Presidential Library and Museum to advise the Lincoln
12 Presidential Library and Museum and the Executive Director on
13 programs related to the Lincoln Presidential Library and Museum
14 and to exercise the powers and duties given to it under Section
15 3-25 of this Act. The Lincoln Presidential Library and Museum
16 and the Abraham Lincoln Presidential Library Foundation may
17 mutually co-operate to maximize resources available to the
18 Lincoln Presidential Library and Museum and to support,
19 sustain, and provide educational programs and collections at
20 the Lincoln Presidential Library and Museum. Notwithstanding
21 any other provision of law, the Agency is not bound by any
22 Memoranda of Understanding entered into by the Illinois
23 Historic Preservation Agency, whether on behalf of the Abraham
24 Lincoln Presidential Library and Museum or otherwise, and the

1 Abraham Lincoln Presidential Library Foundation. The terms of
2 such a Memorandum shall not be enforceable against the Agency.

3 Section 3-20. Composition of the Board. The Board of the
4 Agency shall consist of the 11 members to be appointed by the
5 Governor, with the advice and consent of the Senate. The Board
6 shall consist of members with the following qualifications:

7 (1) One member shall have recognized knowledge and ability
8 in matters related to business administration.

9 (2) One member shall have recognized knowledge and ability
10 in matters related to the history of Abraham Lincoln.

11 (3) One member shall have recognized knowledge and ability
12 in matters related to the history of Illinois.

13 (4) One member shall have recognized knowledge and ability
14 in matters related to library and museum studies.

15 (5) One member shall have recognized knowledge and ability
16 in matters related to historic preservation.

17 (6) One member shall have recognized knowledge and ability
18 in matters related to cultural tourism.

19 The initial terms of office shall be designed by the
20 Governor as follows: one member to serve for a term of one
21 year, 2 members to serve for a term of 2 years, 2 members to
22 serve for a term of 3 years, 2 members to serve for a term of 4
23 years, 2 member to serve for a term of 5 years, and 2 members to
24 serve for a term of 6 years. Thereafter, all appointments shall
25 be for a term of 6 years. The Governor shall appoint one of the

1 members to serve as Chair at the pleasure of the Governor.

2 The members of the Board shall serve without compensation
3 but shall be entitled to reimbursement for all necessary
4 expenses incurred in the performance of their official duties
5 as members of the Board from funds appropriated for that
6 purpose.

7 Section 3-25. Powers and duties of the Board. The Board
8 shall:

9 (a) Establish programs for implementation in support of the
10 mission and goals of the Agency.

11 (b) Create and execute such seminars, symposia, or other
12 conferences as may be necessary or advisable to the Agency.

13 (c) Report annually to the Governor and the General
14 Assembly on the status of the Agency and its programs.

15 (d) Accept, hold, maintain, and administer, as trustee,
16 property given in trust for education or historic purposes for
17 the benefit of the people of the State of Illinois and dispose
18 of any property under the terms of the instrument creating the
19 trust.

20 (e) Accept, hold, maintain, and administer donated
21 property of historical significance such as books, papers,
22 records, and personal property of any kind, including
23 electronic and digital property, pursuant to gifting
24 instruments, agreements, or deeds of gift and enter into such
25 agreements as may be necessary to carry out the Board's duties

1 and responsibilities under this Section.

2 (f) Lease concessions at the Library and Museum. All
3 leases, for whatever period, shall be made subject to the
4 written approval of the Governor. All concession leases
5 extending for a period in excess of 10 years shall contain
6 provisions for the Agency to participate, on a percentage
7 basis, in the revenues generated by any concession operation.

8 (g) Enforce the laws of the State and the rules of the
9 Agency.

10 (h) Cooperate with private organizations and agencies of
11 the State of Illinois by providing areas and the use of staff
12 personnel where feasible for the sale of publications on the
13 historic and cultural heritage of the State and craft items
14 made by Illinois craftsmen. These sales shall not conflict with
15 existing concession agreements. The Board is authorized to
16 negotiate and approve agreements with the organizations and
17 agencies for a portion of the monies received from sales to be
18 returned to the Agency for the furtherance of interpretative
19 and restoration programs.

20 (i) Accept offers of gifts, gratuities, or grants from the
21 federal government, its agencies, or offices, or from any
22 person, firm, or corporation.

23 (j) Subject to the provisions of the Illinois
24 Administrative Procedure Act, make reasonable rules as may be
25 necessary to discharge the duties of the Agency.

26 (k) Charge and collect admission fees and rental for access

1 to and use of the facilities of the Library and Museum.

2 (l) Operate a restaurant, café, or other food serving
3 facility at the Museum or lease the operation of such a
4 facility under reasonable terms and conditions; and provide
5 vending services for food, beverages, or other products deemed
6 necessary and proper, consistent with the purposes of the
7 Library and Museum.

8 (m) Engage in marketing activities designed to promote the
9 Library and Museum. In undertaking these activities, the Board
10 may take all necessary steps with respect to products and
11 services, including, but not limited to, retail sales,
12 wholesale sales, direct marketing, mail order sales, telephone
13 sales, advertising and promotion, purchase of product and
14 materials inventory, design and printing and manufacturing of
15 new products, reproductions, and adaptations, copyright and
16 trademark licensing and royalty agreements, and payment of
17 applicable taxes. In addition, the Board shall have the
18 authority to sell advertising in its publications and printed
19 materials.

20 Section 3-30. Administration of the Agency. The Board shall
21 appoint an Executive Director of the Agency. The Executive
22 Director shall serve at the pleasure of the Board. The
23 Executive Director shall, subject to applicable provisions of
24 law, execute and discharge the powers and duties of the Agency.
25 The Executive Director shall have hiring power and shall

1 appoint (a) a Library Facilities Operations Director; and (b) a
2 Director of the Library. The Executive Director shall appoint
3 those other employees of the Agency as he or she deems
4 appropriate and shall fix the compensation of the Library
5 Facilities Operations' Director, the Direction of the Library
6 and other employees. The Executive Director may establish and
7 collect admission and registration fees, may operate a gift
8 shop, and may publish and sell educational and informational
9 materials.

10 Section 3-35. Executive Director; exchange historical
11 records. The Executive Director of the Agency may and is hereby
12 required to make all necessary rules, regulations, and bylaws
13 not inconsistent with law to carry into effect the purposes of
14 this Act and to procure from time to time as may be possible
15 and practicable, at reasonable costs, all books, pamphlets,
16 manuscripts, monographs, writings, and other material of
17 historical interest and useful to the historian bearing upon
18 the political, physical, religious, or social history of the
19 State of Illinois from the earliest known period of time. The
20 Executive Director of the Agency may, with the consent of the
21 Board, exchange any books, pamphlets, manuscripts, records or
22 other materials which such library may acquire that are of no
23 historical interest or for any reason are of no value to it,
24 with any other library, school or historical society. The
25 Executive Director shall distribute volumes of the series known

1 as the Illinois Historical Collections now in print, and to be
2 printed, to all who may apply for same and who pay to the
3 Library and Museum for such volumes an amount fixed by the
4 Executive Director sufficient to cover the expenses of printing
5 and distribution of each volume received by such applicants.
6 However, the Executive Director shall have authority to furnish
7 25 of each of the volumes of the Illinois Historical
8 Collections, free of charge to each of the authors and editors
9 of the collections or parts thereof; to furnish, as in his
10 discretion he deems necessary or desirable, as reasonable
11 number of each of the volumes of the Collections without charge
12 to archives, libraries and similar institutions from which
13 material has been drawn or assistance has been given in the
14 preparation of such Collections, and to the officials thereof,
15 to furnish, as in his discretion he deems necessary or
16 desirable, a reasonable number of each of the volumes of the
17 Collections without charge to the University of Illinois
18 Library and to instructors and officials of that University,
19 and to public libraries in the State of Illinois. The Executive
20 Director, may, with the consent of the Board, also make
21 exchanges of Historical Collections with any other library,
22 school or historical society, and to distribute volumes of
23 collections for review purposes.

24 Section 3-40. Illinois State Historian; appointment. The
25 Board shall appoint the Illinois State Historian, who shall

1 provide historical expertise, support, and service to all
2 divisions of the Agency. The State Historian is the State's
3 authority on Abraham Lincoln and the history of Illinois.

4 Section 3-45. State Historian; historical records. The
5 State Historian shall establish and supervise a program within
6 the Agency designed to preserve as historical records selected
7 past editions of newspapers of this State. Such editions shall
8 be microphotographed. The negatives of such microphotographs
9 shall be stored in a place provided by the Agency.

10 The State Historian shall determine on the basis of
11 historical value the various newspaper edition files which
12 shall be microphotographed and shall arrange a schedule for
13 such microphotographing. The State Historian shall supervise
14 the making of arrangements for acquiring access to past edition
15 filed with the editors or publishers of the various newspapers.

16 The method of microphotography to be employed in this
17 program shall conform to the standards established pursuant to
18 Section 17 of the State Records Act.

19 Upon payment to the Agency of the required fee, any person
20 or organization shall be supplied with any prints requested to
21 be made from the negatives of the microphotographs. The fee
22 required shall be determined by the State Historian and shall
23 be equal in amount to the costs incurred by the Agency in
24 supplying the requested prints.

1 Section 3-50. Gifts to the Illinois State Historic Library.
2 Those programs, collections, and functions heretofore
3 administered by the Illinois State Historical Library or the
4 Historic Preservation Agency's Historical Library Division
5 shall be administered by the Agency. All gifts made
6 specifically to the Illinois State Historical Library shall
7 remain at all times within the Agency.

8 Section 3-55. Director of the Library; historical
9 collections. The Director of the Library may and is hereby
10 required to make all necessary rules, regulations, and bylaws
11 not inconsistent with law to carry into effect the purpose of
12 this Act and to procure from time to time as may be possible
13 and practicable, at reasonable costs, all books, pamphlets,
14 manuscripts, monographs, writings, and other material of
15 historical interest and useful to the historical bearing upon
16 the political, physical, religious, or social history of the
17 State of Illinois from the earliest known period of time. The
18 Director of the Library may exchange any books, pamphlets,
19 manuscripts, records or other material which the Library may
20 acquire that are of no historical interest or for any reason
21 are of no value to it, with another library, school, or
22 historical society. The Director of the Library shall
23 distribute volumes of the series known as the Illinois
24 Historical Collection now in print, and to be printed to all
25 may apply for same and who pay to the Library for such volumes

1 an amount fixed by the Director sufficient to cover the
2 expenses of printing and distributing each volumes received by
3 such applicants. However, the Director of the Library shall
4 have authority to furnish 25 of each of the volumes of the
5 Illinois Historical Collection, free of charge, to each of the
6 authors and editors of the collection or part thereof, to
7 furnish, as in his or her discretion he or she deems necessary
8 or desirable, a reasonable number of each of the volumes of the
9 collections without charge to archives, libraries and similar
10 institutions from which materials has been drawn or assistance
11 has been given in the preparation of such Collections, and to
12 the officials thereof, and to furnish, as in his or her
13 discretion he or she deems necessary or desirable, a reasonable
14 number of each of the volumes of the collections without charge
15 to the University of Illinois library and to instructor and
16 officials of that University, and to the public libraries in
17 the State of Illinois. The Director of the Library may also
18 make exchanges of Historical Collections with any other
19 library, school, or historical society, and to distribute
20 volumes of collections for review purposes.

21 Section 3-60. State Historical Library. The rights,
22 powers, and duties vested by law in the State Historical
23 Library or any office, division or bureau thereof are hereby
24 transferred to the Division of Historical Sites.

1 (20 ILCS 3405 rep.)

2 Section 4-10. The Historic Preservation Agency Act is
3 repealed.

4 (20 ILCS 3425 rep.)

5 Section 4-15. The State Historical Library Act is repealed.

6 Article V.

7 Section 5-99. Effective date. This Act takes effect upon
8 becoming law.".