



Rep. Kathleen Willis

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LRB099 05468 JLK 33527 a

1 AMENDMENT TO HOUSE BILL 2404

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2404 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Central Management Services  
5 Law of the Civil Administrative Code of Illinois is amended by  
6 changing Section 405-315 as follows:

7 (20 ILCS 405/405-315) (was 20 ILCS 405/67.24)

8 Sec. 405-315. Management of State buildings; security  
9 force; fees.

10 (a) To manage, operate, maintain, and preserve from waste  
11 the State buildings, facilities, structures, grounds, or other  
12 real property transferred to the Department under Section  
13 405-415, including, without limitation, the State buildings  
14 listed below. The Department may rent portions of these and  
15 other State buildings when in the judgment of the Director  
16 those leases or subleases will be in the best interests of the

1 State. The leases or subleases shall not exceed 5 years unless  
2 a greater term is specifically authorized.

3 a. Peoria Regional Office Building

4 5415 North University

5 Peoria, Illinois 61614

6 b. Springfield Regional Office Building

7 4500 South 6th Street

8 Springfield, Illinois 62703

9 c. Champaign Regional Office Building

10 2125 South 1st Street

11 Champaign, Illinois 61820

12 d. Illinois State Armory Building

13 124 East Adams

14 Springfield, Illinois 62706

15 e. Marion Regional Office Building

16 2209 West Main Street

17 Marion, Illinois 62959

18 f. Kenneth Hall Regional State Office

19 Building

20 #10 Collinsville Avenue

21 East St. Louis, Illinois 62201

22 g. Rockford Regional Office Building

23 4402 North Main Street

24 P.O. Box 915

25 Rockford, Illinois 61105

26 h. State of Illinois Building

- 1           160 North LaSalle  
2           Chicago, Illinois 60601
- 3       i. Office and Laboratory Building  
4           2121 West Taylor Street  
5           Chicago, Illinois 60602
- 6       j. Central Computer Facility  
7           201 West Adams  
8           Springfield, Illinois 62706
- 9       k. Elgin Office Building  
10          595 South State Street  
11          Elgin, Illinois 60120
- 12       l. James R. Thompson Center  
13          Bounded by Lake, Clark, Randolph and  
14          LaSalle Streets  
15          Chicago, Illinois
- 16       m. The following buildings located within the Chicago  
17          Medical Center District:
- 18           1. Lawndale Day Care Center  
19           2929 West 19th Street
- 20           2. Edwards Center  
21           2020 Roosevelt Road
- 22           3. Illinois Center for  
23           Rehabilitation and Education  
24           1950 West Roosevelt Road and 1151 South Wood Street
- 25           4. Department of Children and  
26           Family Services District Office

- 1           1026 South Damen
- 2           5. The William Heally School
- 3           1731 West Taylor
- 4           6. Administrative Office Building
- 5           1100 South Paulina Street
- 6           7. Metro Children and Adolescents Center
- 7           1601 West Taylor Street
- 8           n. E.J. "Zeke" Giorgi Center
- 9           200 Wyman Street
- 10          Rockford, Illinois
- 11          o. Suburban North Facility
- 12          9511 Harrison
- 13          Des Plaines, Illinois
- 14          p. The following buildings located within the Revenue
- 15          Center in Springfield:
- 16          1. State Property Control Warehouse
- 17          11th & Ash
- 18          2. Illinois State Museum Research & Collections
- 19          Center
- 20          1011 East Ash Street
- 21          q. Effingham Regional Office Building
- 22          401 Industrial Drive
- 23          Effingham, Illinois
- 24          r. The Communications Center
- 25          120 West Jefferson
- 26          Springfield, Illinois

1           s. Portions or all of the basement and  
2           ground floor of the  
3           State of Illinois Building  
4           160 North LaSalle  
5           Chicago, Illinois 60601  
6           may be leased or subleased to persons, firms, partnerships,  
7           associations, or individuals for terms not to exceed 15 years  
8           when in the judgment of the Director those leases or subleases  
9           will be in the best interests of the State.

10           Portions or all of the commercial space, which includes the  
11           sub-basement, storage mezzanine, concourse, and ground and  
12           second floors of the

13           James R. Thompson Center

14           Bounded by Lake, Clark, Randolph and LaSalle Streets

15           Chicago, Illinois

16           may be leased or subleased to persons, firms, partnerships,  
17           associations, or individuals for terms not to exceed 15 years  
18           subject to renewals when in the judgment of the Director those  
19           leases or subleases will be in the best interests of the State.

20           The Director is authorized to rent portions of the above  
21           described facilities to persons, firms, partnerships,  
22           associations, or individuals for terms not to exceed 30 days  
23           when those leases or subleases will not interfere with State  
24           usage of the facility. This authority is meant to supplement  
25           and shall not in any way be interpreted to restrict the  
26           Director's ability to make portions of the State of Illinois

1 Building and the James R. Thompson Center available for  
2 long-term commercial leases or subleases.

3 Notwithstanding the provisions above, the Department of  
4 Children and Family Services and the Department of Human  
5 Services (as successor to the Department of Rehabilitation  
6 Services and the Department of Mental Health and Developmental  
7 Disabilities) shall determine the allocation of space for  
8 direct recipient care in their respective facilities. The  
9 Department of Central Management Services shall consult with  
10 the affected agency in the allocation and lease of surplus  
11 space in these facilities. Potential lease arrangements shall  
12 not endanger the direct recipient care responsibilities in  
13 these facilities.

14 (b) To appoint, subject to the Personnel Code, persons to  
15 be members of a police and security force. Members of the  
16 security force shall be peace officers when performing duties  
17 pursuant to this Section and as such shall have all of the  
18 powers possessed by policemen in cities and sheriffs, including  
19 the power to make arrests on view or issue citations for  
20 violations of State statutes or city or county ordinances,  
21 except that in counties of more than 1,000,000 population, any  
22 powers created by this subsection shall be exercised only (i)  
23 when necessary to protect the property, personnel, or interests  
24 of the Department or any State agency for whom the Department  
25 manages, operates, or maintains property or (ii) when  
26 specifically requested by appropriate State or local law

1 enforcement officials, and except that within counties of  
2 1,000,000 or less population, these powers shall be exercised  
3 only when necessary to protect the property, personnel, or  
4 interests of the State of Illinois and only while on property  
5 managed, operated, or maintained by the Department.

6 Nothing in this subsection shall be construed so as to make  
7 it conflict with any provisions of, or rules promulgated under,  
8 the Personnel Code.

9 (c) To charge reasonable fees for the lease, rental, use,  
10 or occupancy of State facilities managed, operated, or  
11 maintained by the Department. All moneys collected under this  
12 Section shall be deposited in a revolving fund in the State  
13 treasury known as the Facilities Management Revolving Fund.

14 (d) Provisions of this Section relating to the James R.  
15 Thompson Center are subject to the provisions of Section 7.4 of  
16 the State Property Control Act.

17 (e) The use of electronic cigarettes, as that term is  
18 defined under Section 10-20.5c of the School Code, is  
19 prohibited in the hallways and common areas within any State  
20 governmental building, except in Illinois Veterans' Homes  
21 operated and maintained by the Illinois Department of Veterans'  
22 Affairs. For the purposes of this subsection (e), "State  
23 governmental building" means a structure owned by the State of  
24 Illinois or any of its agencies or by any State university or  
25 college or any of its corporate outgrowths thereof.

26 (Source: P.A. 93-19, eff. 6-20-03; 93-839, eff. 7-30-04; 94-91,

1 eff. 7-1-05.)

2 Section 10. The School Code is amended by adding Section  
3 10-20.5c as follows:

4 (105 ILCS 5/10-20.5c new)

5 Sec. 10-20.5c. Prohibition of the use of electronic  
6 cigarettes. Each school board shall prohibit the use of  
7 electronic cigarettes on school property, including, but not  
8 limited to, in or on the grounds of any school, preschool, or  
9 day care facility, or at any off-campus school-sponsored or  
10 school-sanctioned event, by any school personnel, student, or  
11 other person when such property is being used for any school  
12 purposes. The school board may not authorize or permit any  
13 exception to or exemption from the prohibition at any place or  
14 at any time, including without limitation outside of school  
15 buildings, before or after the regular school day, or on days  
16 when school is not in session. "School purposes" include, but  
17 are not limited to, all events or activities or other use of  
18 school property that the school board or school officials  
19 authorize or permit on school property, including without  
20 limitation all interscholastic or extracurricular athletic,  
21 academic, or other events sponsored by the school board or in  
22 which pupils of the district participate. For purposes of this  
23 Section, "electronic cigarette" means: (i) any device that  
24 employs a battery or other mechanism to heat a solution or



1 substance to produce a vapor or aerosol intended for  
2 inhalation; (ii) any cartridge or container of a solution or  
3 substance intended to be used with or in such device or to  
4 refill such a device; or (iii) any solution or substance,  
5 whether or not it contains nicotine, intended for use in such  
6 device. "Electronic cigarette" includes, but is not limited to,  
7 any electronic nicotine delivery system, electronic cigar,  
8 electronic cigarillo, electronic pipe, electronic hookah, vape  
9 pen, or similar product or device, and any components or parts  
10 that can be used to build such product or device. "Electronic  
11 cigarette" does not include cigarettes, as that term is defined  
12 under Section 1 of the Cigarette Tax Act, and tobacco products,  
13 as that term is defined under Section 10-5 of the Tobacco  
14 Products Tax Act of 1995. "Electronic cigarette" does not  
15 include any asthma inhaler or any product that has been  
16 approved by the United States Food and Drug Administration for  
17 tobacco cessation, nicotine cessation, or other therapeutic  
18 purpose if that product is marketed and sold solely for that  
19 approved purpose. "Electronic cigarette" does not include any  
20 device used by a registered qualifying patient under the  
21 Compassionate Use of Medical Cannabis Pilot Program for the  
22 ingestion of cannabis.

23 Section 15. The Board of Higher Education Act is amended by  
24 adding Section 20 as follows:

1 (110 ILCS 205/20 new)

2 Sec. 20. Prohibition of use of electronic cigarettes. The  
3 use of electronic cigarettes, as that term is defined in  
4 Section 10-20.5c of the School Code, shall be prohibited in any  
5 dormitory of any public or nonpublic institution of higher  
6 education. For purposes of this Section, "nonpublic  
7 institution of higher education" has the meaning given to that  
8 term in Section 2 of the Higher Education Cooperation Act."