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- 1 AMENDMENT TO SENATE BILL 1909
- 2 AMENDMENT NO. ____. Amend Senate Bill 1909 by replacing
- 3 the title with the following:
- 4 "AN ACT concerning the environment."; and
- 5 by replacing everything after the enacting clause with the
- 6 following:
- 7 "Section 1. Short title. This Act may be cited as the
- 8 Environmental Protection Foundation Act.
- 9 Section 5. Creation of foundation. The General Assembly
- 10 authorizes the Illinois Environmental Protection Agency, in
- 11 accordance with Section 10 of the State Agency Entity
- 12 Creation Act, to create the Environmental Protection
- 13 Foundation as a not-for-profit foundation. The Agency shall
- 14 file articles of incorporation as required under the General
- 15 Not for Profit Corporation Act of 1986 to create the
- 16 Foundation. The Foundation's Board of Directors shall be
- 17 appointed as follows: 2 by the President of the Senate; 2 by
- 18 the Minority Leader of the Senate; 2 by the Speaker of the
- 19 House of Representatives; 2 by the Minority Leader of the
- 20 House of Representatives; and 4 by the Governor. Vacancies
- 21 shall be filled by the official who made the appointment for

- 1 the vacated seat on the Board. The Director of the Agency
- 2 shall chair the Board of Directors of the Foundation. No
- 3 member of the Board of Directors may receive compensation for
- 4 his or her services to the Foundation.
- 5 Section 10. Foundation purposes. The purposes of the Foundation are as follows: to promote, support, assist, 6 7 sustain, and encourage the charitable, educational, scientific, and recreational programs, projects, and policies 8 of the Illinois Environmental Protection Agency; to solicit 9 10 and accept aid or contributions consistent with the stated intent of the donor and the goals of the Foundation; to 11 accept grants for the acquisition, construction, improvement, 12 and development of potential Foundation projects; to solicit 13 14 and generate private funding and donations that assist 15 enhancing and preserving Illinois' air, water and land resources; and to engage generally in other lawful endeavors 16 17 consistent with the foregoing purposes. The Foundation shall operate within the provisions of the General Not for Profit 18 Corporation Act of 1986. 19
- 20 Section 15. Organization, powers, and duties of 21 As soon as practical after the Foundation is created, the Board of Directors shall meet, organize, 22 23 designate, by majority vote, a treasurer, secretary, and any additional officers that may be needed to carry out the 24 activities of the Foundation, and shall adopt the by-laws of 25 the Foundation. The Illinois Environmental Protection Agency 26 27 may adopt other rules deemed necessary to govern Foundation 28 procedures. The Foundation may accept gifts or grants from the federal government, its agencies or officers, or from any 29 30 person, firm, or corporation, and may expend receipts on activities that it considers suitable to the performance of 31 32 its duties under this Act and consistent with any requirement

1 of the grant, gift, or bequest. Funds collected by the 2 Foundation shall be considered private funds and shall be held in an appropriate account outside of the State Treasury. 3 The treasurer of the Foundation shall be custodian of all 4 5 Foundation funds. The Foundation's accounts and books shall 6 be set up and maintained in a manner approved by the Auditor 7 General and the Foundation and its officers shall responsible for the approval of recording of receipts, 8 9 approval of payments, and the proper filing of required reports. The Foundation may be assisted in carrying out its 10 11 functions by personnel of the Illinois Environmental Protection Agency on matters falling within their scope and 12 function. The Foundation shall cooperate fully with the 13 boards, commissions, agencies, departments, and institutions 14 of the State. The funds held and made available by the 15 16 Illinois Environmental Protection Foundation shall be subject to financial and compliance audits by the Auditor General in 17 18 compliance with the Illinois State Auditing Act. The 19 Foundation shall not have any power of eminent domain.

20 Section 99. Effective date. This Act takes effect upon 21 becoming law.".