



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5488

Introduced 2/5/2010, by Rep. Bill Mitchell

SYNOPSIS AS INTRODUCED:

30 ILCS 605/7.3

from Ch. 127, par. 133b10.3

Amends the State Property Control Act. Provides that all but one airplane and one helicopter owned by the State and not designated for emergency use are surplus property and must be sold by a competitive sealed bid method (now, a transferable airplane may be disposed of only if (i) it is no longer needed, (ii) it will not be used as a trade-in, and (iii) a public university or college offering aviation-related instruction or training has not listed its need for an airplane). Requires that the sale proceeds be deposited into the General Revenue Fund. Effective immediately.

LRB096 17055 RLJ 32376 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The State Property Control Act is amended by
5 changing Section 7.3 as follows:

6 (30 ILCS 605/7.3) (from Ch. 127, par. 133b10.3)

7 Sec. 7.3. The Administrator shall have charge of all
8 transferable property and shall have authority to take
9 possession and control of such property in order to transfer or
10 assign any such property to any other State agency that has
11 need or use for such property or to dispose of said property in
12 accordance with Section 7 of this Act.

13 Notwithstanding any other provision of law to the contrary,
14 all but one airplane and one helicopter owned by the State, as
15 selected by the Administrator and not designated for emergency
16 use under a plan developed pursuant to Section 3.120 of the
17 Emergency Medical Services (EMS) Systems Act, are deemed
18 surplus and shall be sold by the Administrator as soon as
19 possible after the effective date of this amendatory Act of the
20 96th General Assembly using a competitive sealed bid method of
21 sale. Proceeds from the sale of those airplanes and helicopters
22 shall be deposited into the General Revenue Fund.

23 ~~The Administrator may not dispose of a transferable~~

1 ~~airplane by sale until he or she determines that (i) the agency~~
2 ~~no longer has a need for the airplane, (ii) the airplane will~~
3 ~~not be used as a trade-in on another aircraft, and (iii) no~~
4 ~~public university or college in Illinois that offers courses in~~
5 ~~aviation, flight training, or other subjects involving~~
6 ~~knowledge of the workings of an airplane has listed the need~~
7 ~~for an airplane as provided in this Section.~~

8 Responsible officers shall periodically report all
9 transferable property at locations under their jurisdictions
10 to the Administrator. The Administrator shall review such
11 reports and arrange for physical examination of said property
12 if necessary to determine if said items of transferable
13 property should be transferred to another State agency,
14 transferred to a central warehouse, or disposed of. The
15 Administrator shall advise responsible officers of the results
16 of these reviews as necessary.

17 The staff under the jurisdiction of the Administrator shall
18 review as necessary State agencies' inventories for potential
19 items of transferable property. If in the opinion of the
20 Administrator's staff, any property appears to be
21 transferable, the Administrator shall notify the responsible
22 officer of his determination. The executive head of the agency
23 holding the property in question may appeal the determination
24 in writing to the Administrator.

25 The Administrator will review the determination in
26 accordance with rules and procedures established pursuant to

1 Section 5 of this Act.

2 The Administrator shall maintain lists of transferable
3 property and of State agency needs for such property and will
4 transfer where appropriate listed transferable property to
5 agencies listing their needs for such property as detailed by
6 their responsible officers. ~~The Administrator must give~~
7 ~~priority for transfer of an airplane, that is not to be used as~~
8 ~~a trade in, to a public university or college in Illinois that~~
9 ~~offers courses in aviation, flight training, or other subjects~~
10 ~~involving knowledge of the workings of an airplane and that has~~
11 ~~listed the need for an airplane.~~

12 (Source: P.A. 91-432, eff. 1-1-00.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.