



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3394

by Rep. Darlene J. Senger

SYNOPSIS AS INTRODUCED:

New Act

15 ILCS 520/22.3 new

30 ILCS 105/5.826 new

Creates the Illinois Emerging Technology Act. Provides for the creation of the Emerging Technology Advisory Panel. Provides that the Emerging Technology Advisory Panel shall consist of 9 members. Sets forth the appointment, terms, and duties of the members. Provides that the Department of Commerce and Economic Opportunity, with the assistance of the Emerging Technology Advisory Panel, shall establish the Illinois Emerging Technology Program to make grants, loans, and equity investments from the Illinois Emerging Technology Fund to entrepreneurs involved with emerging technologies. Amends the Deposit of State Moneys Act. Requires that the State Comptroller direct and the State Treasurer transfer from the General Revenue Fund to the Illinois Emerging Technology Fund an amount no less than \$75,000,000 and no more than \$100,000,000. Amends the State Finance Act to create the Illinois Emerging Technology Fund as a special fund in the State treasury.

LRB098 08338 JDS 38443 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 1. Short title. This Act may be cited as the
5 Illinois Emerging Technology Act.

6 Section 5. Purpose. The purpose of this Act is to create a
7 loan and grant program to encourage and assist entrepreneurs
8 involved with emerging technologies, especially entrepreneurs
9 of for-profit corporations that receive venture capital from
10 the private business sector and are founded or headed by
11 persons affiliated with public and private institutions of
12 higher education located within the State.

13 Section 10. Emerging Technology Advisory Panel. The
14 Emerging Technology Advisory Panel is created. The Panel shall
15 consist of 9 members. The Governor shall appoint 5 members of
16 the Panel. The Speaker and Minority Leader of the House of
17 Representatives and the President and the Minority Leader of
18 the Senate shall each appoint one member of the Panel. Members
19 must be involved in the private business sector or retired from
20 employment in the private business sector. The Governor shall
21 appoint one of the members to be the chairperson.

22 With the exception of the initial appointments, members

1 shall serve for 4-year terms. The initial members appointed by
2 the Governor shall serve for 2-year terms. Each of the initial
3 members appointed by the Speaker and Minority Leader of the
4 House of Representatives and the President and the Minority
5 Leader of the Senate shall serve for a 4-year term. Vacancies
6 shall be filled for the unexpired term of office in the same
7 manner as the original appointment.

8 A majority of the members of the Panel shall constitute a
9 quorum. A majority vote of a quorum shall be required for any
10 official action of the Panel. The Panel shall meet at the call
11 of the chairperson. All members shall serve without
12 compensation, but shall be entitled to actual, necessary
13 expenses incurred in the performance of their business as
14 members of the Panel in accordance with the reimbursement
15 policies for the State.

16 The Panel shall advise the Department of Commerce and
17 Economic Opportunity in the creation of the Illinois Emerging
18 Technology Program including without limitation the rules for
19 implementing the Illinois Emerging Technology Program.

20 Section 15. Illinois Emerging Technology Program. The
21 Department of Commerce and Economic Opportunity, with the
22 advice of the Emerging Technology Advisory Panel, shall
23 establish the Illinois Emerging Technology Program to make
24 grants, loans, and equity investments to entrepreneurs
25 involved with emerging technologies. The Department of

1 Commerce and Economic Opportunity, with the advice of the
2 Emerging Technology Advisory Panel, shall also establish the
3 following: (i) the eligibility requirements for grants, loans,
4 and equity investments and (ii) the procedures for accepting
5 applications for grants, loans, and equity investments.
6 Rulemaking authority to implement this Act, if any, is
7 conditioned on the rules being adopted in accordance with all
8 provisions of the Illinois Administrative Procedure Act and all
9 rules and procedures of the Joint Committee on Administrative
10 Rules; any purported rule not so adopted, for whatever reason,
11 is unauthorized.

12 Section 20. Illinois Emerging Technology Fund. The
13 Illinois Emerging Technology Fund is created as a special fund
14 in the State treasury. The money in the Fund shall be used by
15 the Department of Commerce and Economic Opportunity to make
16 grants, loans, and equity investments in accordance with the
17 requirements of the Illinois Emerging Technology Program. All
18 interest earned from investment moneys shall be deposited into
19 the Fund. The Department of Commerce and Economic Opportunity
20 may decide the proportion of the initial financing to be used
21 for grants, equity investments, and loans. In no case may the
22 Department of Commerce and Economic Opportunity make an equity
23 investment that will raise the State's equity interest in a
24 corporation above 50%.

1 Section 25. The Deposit of State Moneys Act is amended by
2 adding Section 22.3 as follows:

3 (15 ILCS 520/22.3 new)

4 Sec. 22.3. Transfer to the Illinois Emerging Technology
5 Fund. The State Comptroller shall direct and the State
6 Treasurer shall transfer from the General Revenue Fund to the
7 Illinois Emerging Technology Fund an amount no less than
8 \$75,000,000 and no more than \$100,000,000.

9 Section 90. The State Finance Act is amended by adding
10 Section 5.826 as follows:

11 (30 ILCS 105/5.826 new)

12 Sec. 5.826. The Illinois Emerging Technology Fund.