



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

HB4011

by Rep. Lou Lang

#### SYNOPSIS AS INTRODUCED:

15 ILCS 305/5

from Ch. 124, par. 5

Amends the Secretary of State Act. Provides that it shall be the duty of the Secretary of State, subject to appropriation, to make grants or otherwise provide assistance to, on an emergency basis, specified not-for-profit organizations for eligible security improvements that assist the organization in preventing, preparing for, or responding to acts of terrorism. Requires the Secretary to establish procedures and forms by which applicants may apply for a grant, and procedures for distributing grants to recipients. Provides that the amount and distribution of grant funds provided to applicants shall be wholly within the discretion of the Secretary. Provides that upon request of the Secretary, a State agency shall provide the Secretary with assistance in administering the grants. Effective immediately.

LRB100 11820 RJF 23155 b

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 Secretary of State Act is amended by  
5 changing Section 5 as follows:

6 (15 ILCS 305/5) (from Ch. 124, par. 5)

7 Sec. 5. It shall be the duty of the Secretary of State:

8 1. To countersign and affix the seal of state to all  
9 commissions required by law to be issued by the Governor.

10 2. To make a register of all appointments by the Governor,  
11 specifying the person appointed, the office conferred, the date  
12 of the appointment, the date when bond or oath is taken and the  
13 date filed. If Senate confirmation is required, the date of the  
14 confirmation shall be included in the register.

15 3. To make proper indexes to public acts, resolutions,  
16 papers and documents in his office.

17 3-a. To review all rules of all State agencies adopted in  
18 compliance with the codification system prescribed by the  
19 Secretary. The review shall be for the purposes and include all  
20 the powers and duties provided in the Illinois Administrative  
21 Procedure Act. The Secretary of State shall cooperate with the  
22 Legislative Information System to insure the accuracy of the  
23 text of the rules maintained under the Legislative Information

1 System Act.

2 4. To give any person requiring the same paying the lawful  
3 fees therefor, a copy of any law, act, resolution, record or  
4 paper in his office, and attach thereto his certificate, under  
5 the seal of the state.

6 5. To take charge of and preserve from waste, and keep in  
7 repair, the houses, lots, grounds and appurtenances, situated  
8 in the City of Springfield, and belonging to or occupied by the  
9 State, the care of which is not otherwise provided for by law,  
10 and to take charge of and preserve from waste, and keep in  
11 repair, the houses, lots, grounds and appurtenances, situated  
12 in the State outside the City of Springfield where such houses,  
13 lots, grounds and appurtenances are occupied by the Secretary  
14 of State and no other State officer or agency.

15 6. To supervise the distribution of the laws.

16 7. To perform such other duties as may be required by law.  
17 The Secretary of State may, within appropriations authorized by  
18 the General Assembly, maintain offices in the State Capital and  
19 in such other places in the State as he may deem necessary to  
20 properly carry out the powers and duties vested in him by law.

21 8. In addition to all other authority granted to the  
22 Secretary by law, subject to appropriation, to make grants or  
23 otherwise provide assistance to, among others without  
24 limitation, units of local government, school districts,  
25 educational institutions, private agencies, not-for-profit  
26 organizations, and for-profit entities for the health, safety,

1 and welfare of Illinois residents for purposes related to  
2 education, transportation, construction, capital improvements,  
3 social services, and any other lawful public purpose. Upon  
4 request of the Secretary, all State agencies are mandated to  
5 provide the Secretary with assistance in administering the  
6 grants.

7 8.5 In addition to all other authority granted to the  
8 Secretary by law, subject to appropriation, to make grants or  
9 otherwise provide assistance to, on an emergency basis,  
10 not-for-profit organizations which are exempt from federal  
11 income taxation under section 501(c)(3) of the federal Internal  
12 Revenue Code for eligible security improvements that assist the  
13 organization in preventing, preparing for, or responding to  
14 acts of terrorism. The Secretary shall establish procedures and  
15 forms by which applicants may apply for a grant, and procedures  
16 for distributing grants to recipients. The procedures shall  
17 require each applicant to do the following:

18 (A) identify and substantiate prior threats or attacks  
19 by a terrorist organization, network, or cell against the  
20 not-for-profit organization;

21 (B) indicate the symbolic or strategic value of one or  
22 more sites that renders the site a possible target of  
23 terrorism;

24 (C) discuss potential consequences to the organization  
25 if the site is damaged, destroyed, or disrupted by a  
26 terrorist act;

1           (D) describe how the grant will be used to integrate  
2           organizational preparedness with broader State and local  
3           preparedness efforts;

4           (E) submit a vulnerability assessment conducted by  
5           experienced security, law enforcement, or military  
6           personnel, and a description of how the grant award will be  
7           used to address the vulnerabilities identified in the  
8           assessment; and

9           (F) submit any other relevant information as may be  
10           required by the Secretary.

11           The amount and distribution of grant funds provided to  
12           applicants under this paragraph 8.5 shall be wholly within the  
13           discretion of the Secretary of State. Upon request of the  
14           Secretary, a State agency shall provide the Secretary with  
15           assistance in administering the grants.

16           9. To notify the Auditor General of any Public Act filed  
17           with the Office of the Secretary of State making an  
18           appropriation or transfer of funds from the State treasury.  
19           This paragraph (9) applies only through June 30, 2015.

20           (Source: P.A. 96-37, eff. 7-13-09; 96-1496, eff. 1-13-11.)

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