



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

**HB4849**

by Rep. Daniel Swanson

#### SYNOPSIS AS INTRODUCED:

20 ILCS 1805/22-3  
20 ILCS 1805/22-6 rep.

from Ch. 129, par. 220.22-3

Amends the Military Code of Illinois. Provides that all moneys received from the transfer or exchange of any realty under the control of the Department of Military Affairs pursuant to authority contained in specified provisions, and all funds received from the federal government under terms of the federal Master Cooperative Agreement related to constructing and maintaining real property between the Department of Military Affairs and the United States Property and Fiscal Officer for Illinois shall be deposited (rather than covered) into the Illinois National Guard Construction Fund. Provides that the moneys in the Fund shall be used exclusively by the Adjutant General for purposes including rehabilitating existing facilities and making other capital improvements. Provides that the distributions from the Illinois National Guard Construction Fund provided for in these provisions shall constitute an irrevocable and continuing appropriation. Provides that the Treasurer and Comptroller are authorized and directed to make distributions from the Fund. Removes language providing that expenditures from the Fund shall be subject to appropriation by the General Assembly and written release by the Governor. Makes corresponding changes. Effective immediately.

LRB100 18997 MJP 34251 b

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 5. The Military Code of Illinois is amended by  
5 changing Section 22-3 as follows:

6 (20 ILCS 1805/22-3) (from Ch. 129, par. 220.22-3)

7 Sec. 22-3. All monies received from the sale of Illinois  
8 National Guard facilities and lands pursuant to authority  
9 contained in Section 22-2, all moneys received from the  
10 transfer or exchange of any realty under the control of the  
11 Department pursuant to authority contained in Section 22-5, and  
12 all funds received from the federal government under terms of  
13 the Federal Master Cooperative Agreement related to  
14 constructing and maintaining real property between the  
15 Department of Military Affairs and the United States Property  
16 and Fiscal Officer for Illinois shall be paid into the State  
17 Treasury without delay and shall be deposited ~~covered~~ into a  
18 special fund to be known as the Illinois National Guard  
19 Construction Fund. The monies in this fund shall be used  
20 exclusively by the Adjutant General for the purpose of  
21 acquiring building sites, ~~and~~ constructing new facilities,   
22 rehabilitating existing facilities, and making other capital  
23 improvements. The provisions directing the distributions from

1 the Illinois National Guard Construction Fund provided for in  
2 this Section shall constitute an irrevocable and continuing  
3 appropriation of all amounts as provided herein. The Treasurer  
4 and Comptroller are hereby authorized and directed to make  
5 distributions as provided in this Section. ~~Expenditures from~~  
6 ~~this fund shall be subject to appropriation by the General~~  
7 ~~Assembly and written release by the Governor.~~

8 (Source: P.A. 97-764, eff. 7-6-12.)

9 (20 ILCS 1805/22-6 rep.)

10 Section 5-10. The Military Code of Illinois is amended by  
11 repealing Section 22-6.

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