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AN ACT concerning food animals.

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

4 Section 1. Short title. This Act may be cited as the5 Food Animal Institute Act.

6 Section 5. Definitions. As used in this Act:

7 "Board" means the governing board of the Food Animal 8 Institute.

9 "Institute" means the Food Animal Institute.

10 "Food animal" includes, but is not limited to, beef 11 cattle, swine, sheep, dairy cattle, turkeys, chickens, and 12 aquaculture products.

13 "Allied agribusiness" means any related agribusiness, 14 such as the feed industry, financial institutions, the food 15 animal or food animal processing industry, farm equipment or 16 implement dealers or manufacturers, crop production, 17 pharmaceuticals, or nutraceuticals.

18 "Non-agribusiness" means conservation groups, dieticians, 19 food processors, consumers, and animal health and well-being 20 groups.

21 Section 10. Institute established; purpose. The Food Animal Institute is established to review and encourage 22 research through peer review, to publish and disseminate 23 unbiased information about all aspects of the food animal 24 industry, anticipating issues with a vision for the future of 25 26 Illinois agriculture, and to maintain comprehensive information systems for the improvement and enhancement of 27 all aspects of the food animal industry, all for the benefit 28 of the public, the General Assembly, the Governor's Office, 29 and other State and local government agencies. The Institute 30

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. must fulfill its purposes with unbiased integrity.

Section 15. Governing board. The Institute is governed 2 3 by a board of 15 voting members who are appointed by the Governor and who must ensure unbiased information. Five of 4 5 the Governor's appointees must represent food animal production. Five of the Governor's appointees must represent 6 7 allied agribusiness aspects of the food animal industry. 8 Five of the Governor's appointees must represent other, non-agribusiness aspects of the food animal industry. 9

10 The board must also include, as non-voting members, the dean or department chairperson or his or her designated 11 representative of the following institutions: the University 12 Illinois College of ACES, the University of Illinois 13 of College of Veterinary Medicine, Southern Illinois University 14 15 College of Agriculture, Western Illinois University 16 Agriculture Department, and Illinois State University 17 Agriculture Department.

Section 20. Appointment; terms. Initial appointees 18 to 19 the board serve the following terms as designated by the Governor: 5 for a term of one year; 5 for a term of 2 years; 20 21 and 5 for a term of 3 years. Subsequent appointees serve terms of 3 years. A vacancy is filled by appointment for the 22 23 remainder of the unexpired term. Members may be reappointed to the board. If the Governor fails to appoint a member or 24 a vacancy within 90 days after a member's term 25 fill to expires or a vacancy occurs, the remaining board members must 26 27 make the appointment by majority vote. A member appointed to 28 fill a vacancy shall serve for the remainder of the unexpired term or until a successor is qualified. 29

30 Section 25. Operation of the board.

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(a) Upon appointment of the board's initial members, the

1 Director of Agriculture shall convene the first meeting of 2 the board for the purpose of selecting a chairperson and considering other matters of business of the Institute. The 3 4 board annually thereafter, in January or the first meeting of 5 each year, must select a chairperson from among its number. б A chairperson may be re-elected but may not serve more than 3 7 consecutive years. The board meets at the call of the chair. 8 A quorum is necessary for action by the board; 8 voting 9 members of the board constitute a quorum, unless a vacancy exists among the board's voting members. If a vacancy exists, 10 11 then a quorum of the board consists of a simple majority of the voting members. Members of the board may receive no 12 compensation but must be reimbursed for expenses incurred in 13 the actual performance of their duties. 14

15 (b) The board:

16 (1) may have and use a common seal and alter the 17 seal at its discretion;

(2) may adopt all necessary resolutions, protocols, 18 19 and by-laws;

(3) may enter into agreements with and accept funds 20 21 from State or federal agencies, trade associations, 22 industry organizations, universities and their sub-units, 23 foundations, and other not-for-profit and private industries to carry out the purposes of the Institute; 24

25 (4) may establish reserve funds and accounts that may be necessary or desirable to accomplish the purposes 26 of the Institute; and 27

(5) has and may exercise all powers and is subject 28 to all duties commonly incident to boards of directors. 29

Section 30. Institute expenses. Operating staff 30 and of 31 the Institute shall be provided from expenses 32 appropriations made by the General Assembly for those 33 purposes. The board has the authority to pay administrative

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1 expenses including salary, wages, and fringe benefits; 2 operation and maintenance expenses, travel, supply, and printing expenses, rental and rental related expenses, and 3 4 costs of capital purchases and improvements; contract and 5 contractual expenses; and other expenses deemed appropriate 6 by the board. The board is authorized to establish a fee 7 structure and charge fees for publications and duplicating expenses. Revenue from those fees must be deposited into 8 the 9 Food Animal Institute Fund. No charges or fees may be authorized or charged to members of the General Assembly or 10 11 the Governor's Office.

Section 35. Report. The Institute must report annually 12 on January 1 to the Governor, the Clerk of the House 13 of 14 Representatives, and the Secretary of the Senate upon the 15 Institute's activities in the preceding 12 months. The report is a public record open for inspection at the office of 16 the 17 Institute and, among other matters, must include an 18 assessment of the current state of the food animal industry in Illinois and recommendations for new initiatives and 19 20 efforts to further enhance and best position the food animal industry in Illinois. 21

Section 40. Food Animal Institute Fund. The Food Animal 22 23 Institute Fund is created as a special fund in the State treasury. Grants, State appropriations, fees, 24 and other 25 moneys obtained by the Food Animal Institute from governmental entities, private sources, foundations, trade 26 27 associations, industry organizations, and not-for-profit 28 organizations for use in furthering the purposes of the Institute may be deposited into the Fund. Moneys in the Fund 29 30 may be used by the Institute, subject to appropriation, for undertaking projects, programs, and other activities and for 31 the operating and other expenses of the Institute as it 32

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1 fulfills its duties and responsibilities.

2 Section 45. Use of funds. The Institute, from the funds 3 appropriated to it, shall: (i) collect and disseminate research data, results, or conclusions and disseminate it to 4 5 the public, the General Assembly, State agencies, and others who request it; (ii) provide unbiased analysis of research б findings, including economic impacts on the State and the 7 8 food animal industry; (iii) provide, if needed, for peer review of research and research proposals for scientific 9 10 merit, objectives, methods, and procedures; (iv) coordinate its activities with public research and education programs; 11 and (v) initiate other activities that are reasonable and 12 13 necessary to fulfill the responsibilities of the Institute under this Act. 14

Section 95. The State Finance Act is amended by adding Section 5.595 as follows:

17 (30 ILCS 105/5.595 new)

18 <u>Sec. 5.595. The Food Animal Institute Fund.</u>

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