

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 Historic Preservation Agency Act is amended  
5 by changing Sections 6, 22, 33, and 34 as follows:

6 (20 ILCS 3405/6) (from Ch. 127, par. 2706)

7 Sec. 6. Jurisdiction. The Historic Sites and Preservation  
8 Division of the Agency shall have jurisdiction over the  
9 following described areas which are hereby designated as State  
10 Historic Sites, State Memorials, and Miscellaneous Properties:

11 State Historic Sites

12 Apple River Fort State Historic Site, Jo Daviess County;

13 Bishop Hill State Historic Site, Henry County;

14 Black Hawk State Historic Site, Rock Island County;

15 Bryant Cottage State Historic Site, Piatt County;

16 Buel House, Pope County;

17 Cahokia Courthouse State Historic Site, St. Clair County;

18 Cahokia Mounds State Historic Site, in Madison and St.

19 Clair Counties (however, the Illinois State Museum

20 shall act as curator of artifacts pursuant to the

21 provisions of the Archaeological and Paleontological

22 Resources Protection Act);

1       Crenshaw House State Historic Site, Gallatin County;  
2       Dana-Thomas House State Historic Site, Sangamon County;  
3       David Davis Mansion State Historic Site, McLean County;  
4       Douglas Tomb State Historic Site, Cook County;  
5       Fort de Chartres State Historic Site, Randolph County;  
6       Fort Kaskaskia State Historic Site, Randolph County;  
7       Grand Village of the Illinois, LaSalle County;  
8       U. S. Grant Home State Historic Site, Jo Daviess County;  
9       Hotel Florence, Cook County;  
10      Jarrot Mansion State Historic Site, St. Clair County;  
11      Jubilee College State Historic Site, Peoria County;  
12      Lewis and Clark State Historic Site, Madison County;  
13      Lincoln-Herndon Law Offices State Historic Site, Sangamon  
14              County;  
15      Lincoln Log Cabin State Historic Site, Coles County;  
16      Lincoln's New Salem State Historic Site, Menard County;  
17      Lincoln Tomb State Historic Site, Sangamon County;  
18      Pierre Menard Home State Historic Site, Randolph County;  
19      Martin Boismenu House State Historic Site, St. Clair  
20              County;  
21      Metamora Courthouse State Historic Site, Woodford County;  
22      Moore Home State Historic Site, Coles County;  
23      Mount Pulaski Courthouse State Historic Site, Logan  
24              County;  
25      Old Market House State Historic Site, Jo Daviess County;  
26      Old State Capitol State Historic Site, Sangamon County;

1 Postville Courthouse State Historic Site, Logan County;  
2 Pullman Factory, Cook County;  
3 Rose Hotel, Hardin County;  
4 Carl Sandburg State Historic Site, Knox County;  
5 Shawneetown Bank State Historic Site, Gallatin County;  
6 Vachel Lindsay Home, Sangamon County;  
7 Vandalia State House State Historic Site, Fayette County;  
8 and  
9 Washburne House State Historic Site, Jo Daviess County.

#### 10 State Memorials

11 Campbell's Island State Memorial, Rock Island County;  
12 Governor Bond State Memorial, Randolph County;  
13 Governor Coles State Memorial, Madison County;  
14 Governor Horner State Memorial, Cook County;  
15 Governor Small State Memorial, Kankakee County;  
16 Illinois Vietnam Veterans State Memorial, Sangamon County;  
17 Kaskaskia Bell State Memorial, Randolph County;  
18 Korean War Memorial, Sangamon County;  
19 Lewis and Clark State Memorial, Madison County;  
20 Lincoln Monument State Memorial, Lee County;  
21 Lincoln Trail State Memorial, Lawrence County;  
22 Lovejoy State Memorial, Madison County;  
23 Norwegian Settlers State Memorial, LaSalle County; ~~and~~  
24 Wild Bill Hickok State Memorial, LaSalle County; and ~~and~~  
25 World War II Memorial, Sangamon County.

1                   Miscellaneous Properties  
2           Albany Mounds, Whiteside County;  
3           Emerald Mound, St. Clair County;  
4           Halfway Tavern, Marion County;  
5           Hofmann Tower, Cook County; and  
6           Kincaid Mounds, Massac and Pope Counties.  
7   (Source: P.A. 92-600, eff. 7-1-02.)

8           (20 ILCS 3405/22)

9           Sec. 22. Amistad and Freedom Trail Commission.

10          (a) Purpose. The General Assembly finds and declares that  
11   all people should know of and remember the human carnage and  
12   dehumanizing atrocities committed during the period of the  
13   African slave trade and slavery in America and of the vestiges  
14   of slavery in this country; and it is in fact vital to educate  
15   our citizens on these events, the legacy of slavery, the sad  
16   history of racism in this country, and the principles of human  
17   rights and dignity in a civilized society.

18          It is the policy of the State of Illinois that the history  
19   of the African slave trade, slavery in America, the underground  
20   railroad, the depth of their impact in our society, and the  
21   triumphs of African-Americans and their significant  
22   contributions to the development of this country is the proper  
23   concern of all people, particularly students enrolled in the  
24   schools of the State of Illinois.

1           It is therefore desirable to create a Commission that, as  
2 an organized body and on a continuous basis, will survey,  
3 design, encourage, and promote the implementation of education  
4 and awareness programs in Illinois that are concerned with the  
5 African slave trade, slavery in America, the vestiges of  
6 slavery in this country, the underground railroad, and the  
7 contributions of African-Americans in building our country; to  
8 develop workshops, institutes, seminars, and other teacher  
9 training activities designed to educate teachers on this  
10 subject matter; and that will be responsible for the  
11 coordination of events on a regular basis, throughout the  
12 State, that provide appropriate memorialization of the events  
13 concerning the enslavement of Africans and their descendants in  
14 America and their struggle for freedom, liberty, and equality.

15           (b) Amistad and Freedom Trail Commission. The Amistad and  
16 Freedom Trail Commission is created within the Agency. The  
17 Commission is named to honor the group of enslaved Africans  
18 transported in 1839 on a vessel named the Amistad who overthrew  
19 their captors and created an international incident that was  
20 eventually argued before the Supreme Court and that shed a  
21 growing light on the evils of the slave trade and galvanized a  
22 growing abolitionist movement towards demanding the end of  
23 slavery in the United States.

24           (c) Membership. The Commission shall consist of 15 members,  
25 including 3 ex officio members: the State Superintendent of  
26 Education or his or her designee, the Director of Commerce and

1 Economic Opportunity or his or her designee, and the Director  
2 of Historic Sites and Preservation or his or her designee; and  
3 12 public members. Public members shall be appointed as  
4 follows:

5 (i) 2 members appointed by the President of the Senate  
6 and one member appointed by the Minority Leader of the  
7 Senate;

8 (ii) 2 members appointed by the Speaker of the House of  
9 Representatives and one member appointed by the Minority  
10 Leader of the House of Representatives; and

11 (iii) 6 members, ~~no more than 4 of whom shall be of the~~  
12 ~~same political party,~~ appointed by the Governor.

13 The public members shall be residents of this State, chosen  
14 with due regard to broad geographic representation and ethnic  
15 diversity, who have served actively in organizations that  
16 educate the public on the history of the African slave trade,  
17 the contributions of African-Americans to our society, and  
18 civil rights issues.

19 Each public member of the Commission shall serve for a term  
20 of 3 years, except that of the initial members so appointed:  
21 one member appointed by the President of the Senate, one member  
22 appointed by the Speaker of the House of Representatives, and 2  
23 members appointed by the Governor shall serve for terms of one  
24 year; the member appointed by the Minority Leader of the  
25 Senate, one member appointed by the Speaker of the House of  
26 Representatives, and 2 members appointed by the Governor shall

1 serve for terms of 2 years; and one member appointed by the  
2 President of the Senate, the member appointed by the Minority  
3 Leader of the House of Representatives, and 2 members appointed  
4 by the Governor shall serve for terms of 3 years. Public  
5 members shall be eligible for reappointment. They shall serve  
6 until their successors are appointed and qualified, and the  
7 term of the successor of any incumbent shall be calculated from  
8 the expiration of the term of that incumbent. A vacancy  
9 occurring other than by expiration of term shall be filled in  
10 the same manner as the original appointment, but for the  
11 unexpired term only.

12 (d) Election of chairperson; meetings. At its first meeting  
13 and annually thereafter, the Commission shall elect from among  
14 its members a chairperson and other officers it considers  
15 necessary or appropriate. After its first meeting, the  
16 Commission shall meet at least quarterly, or more frequently at  
17 the call of the chairperson or if requested by 9 or more  
18 members.

19 (e) Quorum. A majority of the members of the Commission  
20 constitute a quorum for the transaction of business at a  
21 meeting of the Commission. A majority of the members present  
22 and serving is required for official action of the Commission.

23 (f) Public meeting. All business that the Commission is  
24 authorized to perform shall be conducted at a public meeting of  
25 the Commission, held in compliance with the Open Meetings Act.

26 (g) Freedom of Information. A writing prepared, owned,

1 used, in the possession of, or retained by the Commission in  
2 the performance of an official function is subject to the  
3 Freedom of Information Act.

4 (h) Compensation. The members of the Commission shall serve  
5 without compensation, but shall be entitled to reimbursement  
6 for all necessary expenses incurred in the performance of their  
7 official duties as members of the Commission from funds  
8 appropriated for that purpose. Reimbursement for travel,  
9 meals, and lodging shall be in accordance with the rules of the  
10 Governor's Travel Control Board.

11 (i) Duties. The Commission shall have the following  
12 responsibilities and duties:

13 (1) To prepare a master plan to promote and preserve  
14 the history of the African slave trade, slavery in America,  
15 the vestiges of slavery in this country, the freedom trail  
16 and underground railroad in the State, and the  
17 contributions of African-Americans to our society.

18 (2) ~~(1)~~ To provide, based upon the collective interest  
19 of the members and the knowledge and experience of the  
20 members, assistance and advice to schools within the State  
21 with respect to the implementation of education, awareness  
22 programs, textbooks, and educational materials concerned  
23 with the African slave trade, slavery in America, the  
24 vestiges of slavery in this country, the underground  
25 railroad, and the contributions of African-Americans to  
26 our society.



1           (3) ~~(2)~~ To survey and catalog the extent and breadth of  
2 education concerning the African slave trade, slavery in  
3 America, the vestiges of slavery in this country, the  
4 underground railroad, and the contributions of  
5 African-Americans to our society presently being  
6 incorporated into the curricula and textbooks and taught in  
7 the school systems of the State; to inventory those African  
8 slave trade, American slavery, or relevant  
9 African-American history memorials, exhibits, and  
10 resources that should be incorporated into courses of study  
11 at educational institutions, schools, and various other  
12 locations throughout the State; and to assist the State  
13 Board of Education and other State and educational agencies  
14 in the development and implementation of African slave  
15 trade, American slavery, and African-American history  
16 education programs.

17           (4) ~~(3)~~ To act as a liaison with textbook publishers,  
18 schools, public, private, and nonprofit resource  
19 organizations, and members of the United States Senate and  
20 House of Representatives and the Illinois Senate and House  
21 of Representatives in order to facilitate the inclusion of  
22 the history of African slavery and of African-Americans in  
23 this country in the curricula of public and nonpublic  
24 schools.

25           (5) ~~(4)~~ To compile a roster of individual volunteers  
26 who are willing to share their knowledge and experience in

1 classrooms, seminars, and workshops with students and  
2 teachers on the subject of the African slave trade,  
3 American slavery, the impact of slavery on our society  
4 today, and the contributions of African-Americans to our  
5 country.

6 (6) ~~(5)~~ To coordinate events memorializing the African  
7 slave trade, American slavery, the freedom trail and  
8 underground railroad, and the history of African-Americans  
9 in this country that reflect the contributions of  
10 African-Americans in overcoming the burdens of slavery and  
11 its vestiges; ~~and~~ to seek volunteers who are willing and  
12 able to participate in commemorative events that will  
13 enhance student awareness of the significance of the  
14 African slave trade, American slavery, its historical  
15 impact, and the struggle for freedom; and to assist in  
16 developing partnerships to seek public and private funds to  
17 carry out these events.

18 (7) ~~(6)~~ To prepare reports for the Governor and the  
19 General Assembly regarding its findings and  
20 recommendations on facilitating the inclusion of the  
21 African slave trade, American slavery studies,  
22 African-American history, the underground railroad, and  
23 special programs in the educational system of the State.

24 (8) To assist in and promote the making of applications  
25 for inclusion in the National Park Service's National  
26 Underground Railroad Network to Freedom Program.

1           (9) ~~(7)~~ To develop, in consultation with the State  
2 Board of Education, curriculum guidelines that will be made  
3 available to every school board for the teaching of  
4 information on the African slave trade, slavery in America,  
5 the vestiges of slavery in this country, the underground  
6 railroad, and the contributions of African-Americans to  
7 our country.

8           (10) ~~(8)~~ To solicit, receive, and accept  
9 appropriations, gifts, and donations for Commission  
10 operations and programs authorized under this Section.

11           (j) Commission requests for assistance. The Commission is  
12 authorized to call upon any department, office, division, or  
13 agency of the State, or of any county, municipality, or school  
14 district of the State, to supply such data, program reports,  
15 and other information, appropriate school personnel, and  
16 assistance as it deems necessary to discharge its  
17 responsibilities under this Act. These departments, offices,  
18 divisions, and agencies shall, to the extent possible and not  
19 inconsistent with any other law of this State, cooperate with  
20 the Commission and shall furnish it with such information,  
21 appropriate school personnel, and assistance as may be  
22 necessary or helpful to accomplish the purposes of this Act.

23           (k) State Board of Education assistance. The State Board of  
24 Education shall:

25           (1) Assist the Amistad and Freedom Trail Commission in  
26 marketing and distributing to educators, administrators,

1 and school districts in the State educational information  
2 and other materials on the African slave trade, slavery in  
3 America, the vestiges of slavery in this country, the  
4 underground railroad, and the contributions of  
5 African-Americans to our society.

6 (2) Conduct at least one teacher workshop annually on  
7 the African slave trade, slavery in America, the vestiges  
8 of slavery in this country, the underground railroad, and  
9 the contributions of African-Americans to our society.

10 (3) Assist the Amistad and Freedom Trail Commission in  
11 monitoring the inclusion of slavery materials and  
12 curricula in the State's educational system.

13 (4) Consult with the Amistad and Freedom Trail  
14 Commission to determine ways it may survey, catalog, and  
15 extend slave trade and American slavery education  
16 presently being taught in the State's educational system.

17 The State Board of Education may, subject to the  
18 availability of appropriations, hire additional staff and  
19 consultants to carry out the duties and responsibilities  
20 provided within this subsection (k).

21 (1) Report. The Commission shall report its activities and  
22 findings, as required under subsection (i), to the Governor and  
23 General Assembly on or before June 30, 2006, and biannually  
24 thereafter.

25 (Source: P.A. 94-285, eff. 7-21-05.)

1 (20 ILCS 3405/33)

2 Sec. 33. Administration of the Lincoln Presidential  
3 Library. The Governor, with the advice and consent of the  
4 Senate, shall appoint a Library Director of the Lincoln  
5 Presidential Library. The Library Director shall serve at the  
6 pleasure of the Governor. The Library Director shall, subject  
7 to applicable provisions of law, execute and discharge the  
8 powers and duties of the Lincoln Presidential Library and  
9 implement the policies set by the Board. The Library Director,  
10 with the concurrence of the Board, shall appoint: ~~(a) a Library~~  
11 ~~Facilities Operations Director; and (b) a Director of the~~  
12 Illinois State Historical Library and may appoint a Library  
13 Facilities Operations Director. Subject to concurrence by the  
14 Board, the Library Director shall appoint those other employees  
15 of the Lincoln Presidential Library and the Illinois State  
16 Historical Library as he or she deems appropriate and shall fix  
17 the compensation of the Library Facilities Operations  
18 Director, the Director of the Illinois State Historical  
19 Library, and other employees. The Library Director, with the  
20 approval of the Board, may establish and collect admission and  
21 registration fees, may operate a gift shop and restaurant, and  
22 may publish and sell educational and informational materials.

23 (Source: P.A. 92-600, eff. 7-1-02.)

24 (20 ILCS 3405/34)

25 Sec. 34. Internal Auditor. There is created the Office of

1 the Internal Auditor of the Historic Preservation Agency. The  
2 Office shall function in compliance with the Fiscal Control and  
3 Internal Auditing Act. The Internal Auditor shall report to the  
4 Director and the Board. ~~The Internal Auditor shall be appointed~~  
5 ~~by the Board, shall serve at the pleasure of the Board, and~~  
6 ~~shall report to the Board.~~ The Internal Auditor shall audit ~~and~~  
7 ~~maintain~~ the financial books, records, papers, and  
8 transactions of the Lincoln Presidential Library and the  
9 Historic Sites and Preservation Division of the Historic  
10 Preservation Agency. ~~The Internal Auditor shall prepare an~~  
11 ~~annual report for each fiscal year of the operations of the~~  
12 ~~Historic Preservation Agency, which shall be submitted to the~~  
13 ~~Board, the General Assembly, and the Governor.~~ Nothing in this  
14 Section shall abridge the authority of the Illinois Auditor  
15 General to independently audit the Illinois Historic  
16 Preservation Agency or any of the libraries, divisions, or  
17 offices contained within the Agency. Article 2 of the Fiscal  
18 Control and Internal Auditing Act shall apply to the Historic  
19 Preservation Agency as a designated State agency.

20 (Source: P.A. 92-600, eff. 7-1-02.)

21 (20 ILCS 3405/20 rep.)

22 Section 10. The Historic Preservation Agency Act is amended  
23 by repealing Section 20.

24 Section 15. The Illinois Historic Preservation Act is

1 amended by changing Section 3 as follows:

2 (20 ILCS 3410/3) (from Ch. 127, par. 133d3)

3 Sec. 3. There is recognized and established hereunder the  
4 Illinois Historic Sites Advisory Council, previously  
5 established pursuant to Federal regulations, hereafter called  
6 the Council. The Council shall consist of 11 Illinois residents  
7 ~~15 members~~. Of these, there shall be at least 2 ~~3~~ historians,  
8 at least 2 ~~3~~ architectural historians, or architects with a  
9 preservation background, and at least 2 ~~3~~ archeologists. These  
10 6 members shall meet the minimum standards of professional  
11 qualifications as set forth in 36 CFR 61.4(e) and verified by  
12 the State Historic Preservation Officer. Professionals from  
13 closely related fields are eligible to serve on the Council in  
14 lieu of the above specified professionals subject to the  
15 approval of the National Park Service. The remaining 5 ~~6~~  
16 members shall be drawn from supporting fields and have a  
17 preservation interest. Supporting fields shall include but not  
18 be limited to historical geography, law, urban planning, local  
19 government officials, and members of other preservation  
20 commissions. All shall be appointed by the Director of Historic  
21 Sites and Preservation, with the consent of the Board.

22 The Council Chairperson shall be appointed by the Director  
23 of Historic Sites and Preservation from the Council membership  
24 and shall serve at the Director's pleasure.

25 The Director of the Lincoln Presidential Library and the

1 Director of the Illinois State Museum shall serve on the  
2 Council in advisory capacity as non-voting members.

3 The term of office for Council members shall be 2 years,  
4 with 5 members to be appointed one year and 6 members to be  
5 appointed in alternate years. No member shall be appointed to  
6 more than 3 consecutive terms. ~~Terms of membership shall be 3~~  
7 ~~years and shall be staggered by the Director to assure~~  
8 ~~continuity of representation.~~

9 The Council shall meet at least 3 times each year.  
10 Additional meetings may be held at the call of the chairperson  
11 or at the call of the Director.

12 Members shall serve without compensation, but shall be  
13 reimbursed for actual expenses incurred in the performance of  
14 their duties.

15 (Source: P.A. 97-785, eff. 7-13-12.)

16 (20 ILCS 3988/Act rep.)

17 Section 20. The Local Legacy Act is repealed.

18 Section 25. The Fiscal Control and Internal Auditing Act is  
19 amended by changing Section 1003 as follows:

20 (30 ILCS 10/1003) (from Ch. 15, par. 1003)

21 Sec. 1003. Definitions.

22 (a) "Designated State agencies" include the offices of the  
23 Secretary of State, the State Comptroller, the State Treasurer,



1 and the Attorney General, the State Board of Education, the  
2 State colleges and universities, the Illinois Toll Highway  
3 Authority, the Illinois Housing Development Authority, the  
4 public retirement systems, the Illinois Student Assistance  
5 Commission, the Illinois Finance Authority, the Environmental  
6 Protection Agency, the Capital Development Board, the  
7 Department of Military Affairs, the State Fire Marshal, the  
8 Historic Preservation Agency, and each Department of State  
9 government created in Article 5, Section 5-15 of the Civil  
10 Administrative Code of Illinois.

11 (b) "State agency" means that term as defined in the  
12 Illinois State Auditing Act, as now or hereafter amended,  
13 except the judicial branch which shall be covered by subsection  
14 (c) of Section 2001 and Section 3004 of this Act.

15 (c) "Chief executive officer" includes, respectively, the  
16 Secretary of State, the State Comptroller, the State Treasurer,  
17 the Attorney General, the State Superintendent of Education,  
18 such chief executive officers as are designated by the  
19 governing board of each State college and university, the  
20 executive director of the Illinois Toll Highway Authority, and  
21 the executive director of the Illinois Housing Development  
22 Authority, as well as the chief executive officer of each  
23 designated other State agency.

24 (Source: P.A. 96-795, eff. 7-1-10 (see Section 5 of P.A. 96-793  
25 for the effective date of changes made by P.A. 96-795).)

1 Section 30. The School Code is amended by changing Section  
2 27-20.4 as follows:

3 (105 ILCS 5/27-20.4) (from Ch. 122, par. 27-20.4)

4 Sec. 27-20.4. Black History Study. Every public elementary  
5 school and high school shall include in its curriculum a unit  
6 of instruction studying the events of Black History, including  
7 the history of the African slave trade, slavery in America, and  
8 the vestiges of slavery in this country. These events shall  
9 include not only the contributions made by individual  
10 African-Americans in government and in the arts, humanities and  
11 sciences to the economic, cultural and political development of  
12 the United States and Africa, but also the socio-economic  
13 struggle which African-Americans experienced collectively in  
14 striving to achieve fair and equal treatment under the laws of  
15 this nation. The studying of this material shall constitute an  
16 affirmation by students of their commitment to respect the  
17 dignity of all races and peoples and to forever eschew every  
18 form of discrimination in their lives and careers.

19 The State Superintendent of Education may prepare and make  
20 available to all school boards instructional materials,  
21 including those established by the Amistad and Freedom Trail  
22 Commission, which may be used as guidelines for development of  
23 a unit of instruction under this Section; provided, however,  
24 that each school board shall itself determine the minimum  
25 amount of instruction time which shall qualify as a unit of

1 instruction satisfying the requirements of this Section.

2 (Source: P.A. 94-285, eff. 7-21-05.)

1 INDEX

2 Statutes amended in order of appearance

3 20 ILCS 3405/6 from Ch. 127, par. 2706

4 20 ILCS 3405/22

5 20 ILCS 3405/33

6 20 ILCS 3405/34

7 20 ILCS 3405/20 rep.

8 20 ILCS 3410/3 from Ch. 127, par. 133d3

9 20 ILCS 3988/Act rep.

10 30 ILCS 10/1003 from Ch. 15, par. 1003

11 105 ILCS 5/27-20.4 from Ch. 122, par. 27-20.4