



Sen. John M. Sullivan

Filed: 4/15/2016

09900SB0179sam001

LRB099 03330 SLF 47606 a

1 AMENDMENT TO SENATE BILL 179

2 AMENDMENT NO. _____. Amend Senate Bill 179 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Forest Act is amended by changing
5 Section 6 as follows:

6 (525 ILCS 40/6) (from Ch. 96 1/2, par. 5907)

7 Sec. 6. The Department shall have the authority to take all
8 measures necessary to secure plants and plant materials from
9 private sources and to establish and operate nurseries to
10 produce and distribute plants and plant materials. The
11 Department shall develop and implement a program of securing
12 plants and plant materials from private sources. The Department
13 shall utilize the most modern methods and techniques to operate
14 its nursery facilities.

15 The plants and plant materials secured or produced shall be
16 used exclusively for conservation purposes, such as for

1 wildlife habitat, erosion control, energy conservation,
2 natural community restoration, general reforestation,
3 research, commemorative plantings, and educational programs
4 such as Arbor Day unless otherwise agreed through a memorandum
5 of understanding with the Illinois Green Industry Association
6 which would allow the sale of plants as liner stock. ~~Plants and~~
7 ~~plant materials distributed by the State shall not be used for~~
8 ~~ornamental, landscaping or shade tree purposes.~~ Plants and
9 plant materials secured or produced and distributed by the
10 State nurseries are to be protected against abuses, such as may
11 occur in the event of livestock grazing or wildfire.

12 The Department may cooperate with any person or group
13 desirous of establishing plants or plant materials for
14 conservation plantings by (a) furnishing trees, shrubs, seeds
15 or other materials where deemed necessary or desirable, or (b)
16 providing labor, equipment and technical supervision to plan
17 and implement the conservation plantings, or both.

18 Plants and plant materials may be provided, upon approval
19 of a written management plan, without charge to individual
20 landowners, State agencies and institutions, local
21 governments, civic groups and others for conservation
22 plantings.

23 Plants and plant materials may be provided without charge
24 to government agencies and institutions, organized groups or
25 individuals for special conservation plantings, research
26 plantings, educational purposes and commemorative plantings.

1 Plants and plant materials may be made available to the
2 general public, mining companies, other industries and
3 agencies of the federal government but shall be sold at a price
4 approximately equal to the cost of acquisition or production
5 and distribution.

6 Products such as Christmas trees, roundwood and other
7 materials derived from State distributed plants or plant
8 materials may be utilized, sold or removed, except that no such
9 plants shall be resold, bartered or given away and removed
10 alive with the roots attached unless otherwise agreed through a
11 memorandum of understanding with the Illinois Green Industry
12 Association which would allow the sale of plants as liner
13 stock.

14 The Department may effect exchanges, purchases or sales
15 involving plants and plant materials with other states or with
16 agencies of the federal government.

17 The Department shall have the authority to make such rules
18 and regulations pursuant to the Illinois Administrative
19 Procedure Act as it deems necessary for carrying out,
20 administering and enforcing the provisions of this Act.

21 (Source: P.A. 91-357, eff. 7-29-99.)".