



Sen. Michael W. Halpin

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10300SB0247sam002

LRB103 27780 SPS 59990 a

1 AMENDMENT TO SENATE BILL 247

2 AMENDMENT NO. _____. Amend Senate Bill 247 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The General Not For Profit Corporation Act of
5 1986 is amended by changing Section 103.05 as follows:

6 (805 ILCS 105/103.05) (from Ch. 32, par. 103.05)

7 Sec. 103.05. Purposes and authority of corporations;
8 particular purposes; exemptions.

9 (a) Not-for-profit corporations may be organized under
10 this Act for any one or more of the following or similar
11 purposes:

12 (1) Charitable.

13 (2) Benevolent.

14 (3) Eleemosynary.

15 (4) Educational.

16 (5) Civic.

- 1 (6) Patriotic.
- 2 (7) Political.
- 3 (8) Religious.
- 4 (9) Social.
- 5 (10) Literary.
- 6 (11) Athletic.
- 7 (12) Scientific.
- 8 (13) Research.
- 9 (14) Agricultural.
- 10 (15) Horticultural.
- 11 (16) Soil improvement.
- 12 (17) Crop improvement.
- 13 (18) Livestock or poultry improvement.
- 14 (19) Professional, commercial, industrial, or trade
15 association.
- 16 (20) Promoting the development, establishment, or
17 expansion of industries.
- 18 (21) Electrification on a cooperative basis.
- 19 (22) Telephone service on a mutual or cooperative
20 basis.
- 21 (23) Ownership and operation of water supply
22 facilities for drinking and general domestic use on a
23 mutual or cooperative basis.
- 24 (24) Ownership or administration of residential
25 property on a cooperative basis.
- 26 (25) Administration and operation of property owned on

1 a condominium basis or by a homeowner association.

2 (26) Administration and operation of an organization
3 on a cooperative basis producing or furnishing goods,
4 services, or facilities primarily for the benefit of its
5 members who are consumers of those goods, services, or
6 facilities.

7 (27) Operation of a community mental health board or
8 center organized pursuant to the Community Mental Health
9 Act for the purpose of providing direct patient services.

10 (28) Provision of debt management services as
11 authorized by the Debt Management Service Act.

12 (29) Promotion, operation, and administration of a
13 ridesharing arrangement as defined in Section 1-176.1 of
14 the Illinois Vehicle Code.

15 (30) The administration and operation of an
16 organization for the purpose of assisting low-income
17 consumers in the acquisition of utility and telephone
18 services.

19 (31) Any purpose permitted to be exempt from taxation
20 under Sections 501(c) or 501(d) of the United States
21 Internal Revenue Code, as now in or hereafter amended.

22 (32) Any purpose that would qualify for tax-deductible
23 gifts under the Section 170(c) of the United States
24 Internal Revenue Code, as now or hereafter amended. Any
25 such purpose is deemed to be charitable under subsection
26 (a)(1) of this Section.

1 (33) Furnishing of natural gas on a cooperative basis.

2 (34) Ownership and operation of agriculture-based
3 biogas (anaerobic digester) systems on a cooperative basis
4 including the marketing and sale of products produced from
5 these, including but not limited to methane gas,
6 electricity, and compost.

7 (35) Ownership and operation of a hemophilia program,
8 including comprehensive hemophilia diagnostic treatment
9 centers, under Section 501(a)(2) of the Social Security
10 Act. The hemophilia program may employ physicians, other
11 health care professionals, and staff. The program and the
12 corporate board may not exercise control over, direct, or
13 interfere with a physician's exercise and execution of his
14 or her professional judgment in the provision of care or
15 treatment.

16 (36) Engineering for conservation services associated
17 with wetland restoration or mitigation, flood mitigation,
18 groundwater recharge, and natural infrastructure.
19 Non-profit engineering for conservation services may not
20 be procured by qualifications based selection criteria for
21 contracts with the Department of Transportation, Illinois
22 State Toll Highway Authority, or Cook County, except as a
23 subcontractor or subconsultant.

24 (b) A corporation may be organized hereunder to serve in
25 an area that adjoins or borders (except for any intervening
26 natural watercourse) an area located in an adjoining state

1 intended to be similarly served, and the corporation may join
2 any corporation created by the adjoining state having an
3 identical purpose and organized as a not-for-profit
4 corporation. Whenever any corporation organized under this Act
5 so joins with a foreign corporation having an identical
6 purpose, the corporation shall be permitted to do business in
7 Illinois as one corporation; provided (1) that the name, bylaw
8 provisions, officers, and directors of each corporation are
9 identical, (2) that the foreign corporation complies with the
10 provisions of this Act relating to the admission of foreign
11 corporation, and (3) that the Illinois corporation files a
12 statement with the Secretary of State indicating that it has
13 joined with a foreign corporation setting forth the name
14 thereof and the state of its incorporation.

15 (Source: P.A. 101-57, eff. 7-12-19.)

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