



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB3270

Introduced 2/1/2012, by Sen. Michael W. Frerichs

SYNOPSIS AS INTRODUCED:

505 ILCS 82/15
505 ILCS 82/20
505 ILCS 82/25
30 ILCS 105/5.811 new

Amends the Food and Agriculture Research Act. Provides that appropriations for the purposes of the Act shall be made to the Illinois Department of Agriculture for research to Illinois public and non-public institutions of higher education. Provides that the Illinois Council on Food and Agricultural Research shall prepare and deliver to the General Assembly, Governor, Director of Agriculture, and the food and agricultural research administrators at each of the public and non-public institutions of higher learning that receive research dollars under the Act an annual report providing a summary and detailed account of the research programs being supported. Provides any additional grants or donations for research shall be deposited into the Food and Agricultural Research Fund and may be appropriated and used for the purposes of the Act. Amends the State Finance Act to create the Food and Agricultural Research Fund as a special fund in the State treasury. Effective immediately.

LRB097 16514 CEL 61683 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning agriculture.

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

4 Section 5. The Food and Agriculture Research Act is amended
5 by changing Sections 15, 20, and 25 as follows:

6 (505 ILCS 82/15)

7 Sec. 15. Allocation of funds. Appropriations for the
8 purposes of this Act shall be made to the Illinois Department
9 of Agriculture, which shall allocate funds appropriated under
10 this Act for research to Illinois public and non-public
11 institutions of higher education, as defined in Section 2 of
12 the Higher Education Cooperation Act, as established by the
13 Board of Directors of the Illinois Council on Food and
14 Agricultural Research, which is a non-profit, non-political
15 organization. The Illinois Council on Food and Agricultural
16 Research shall prepare and deliver to the General Assembly,
17 Governor, Director of Agriculture, and the food and
18 agricultural research administrators at each of the public and
19 non-public institutions of higher learning that receive
20 research dollars under this Act an annual report providing a
21 summary and detailed account of the research programs being
22 supported. ~~the following entities providing each the pro rata~~
23 share indicated: the Illinois Agricultural Experiment Station,

1 ~~82%; Southern Illinois University College of Agriculture, 11%;~~
2 ~~Illinois State University Department of Agriculture, 4%;~~
3 ~~Western Illinois University Department of Agriculture, 3%.~~
4 ~~Three years after the effective date of this Act and every 3~~
5 ~~years thereafter, the Director of Agriculture shall review~~
6 ~~these percentages, ascertain their appropriateness, and report~~
7 ~~to the General Assembly.~~

8 To offset the cost of administering the appropriation, the
9 Department of Agriculture may retain \$50,000 or 1/2 of 1% of
10 the total appropriation, whichever is less.

11 To offset the cost of members of C-FAR incurred while
12 performing their duties as official group representatives, up
13 to 1% of the funds appropriated for the purposes of this Act
14 may be allocated by the Department of Agriculture to cover
15 these expenses. Members shall serve without compensation, but
16 shall be reimbursed for ordinary and necessary expenses
17 incurred in the performance of their duties. The reimbursement
18 rates shall not exceed those rates that apply to State
19 employees.

20 (Source: P.A. 89-182, eff. 7-19-95; 90-94, eff. 1-1-98.)

21 (505 ILCS 82/20)

22 Sec. 20. Use of funds. The ~~universities receiving funds~~
23 ~~under this Act shall work closely with the Illinois Council on~~
24 ~~Food and Agricultural Research to develop and prioritize an~~
25 ~~appropriate research agenda for the State system. To support~~

1 ~~that agenda,~~ funds shall be expended as follows:

2 (1) To support a broad program of food and agricultural
3 research, to include, but not limited to, research on
4 natural resource, environmental, economic, nutritional,
5 and social impacts of agricultural systems, human and
6 animal health, and the concerns of consumers of food and
7 agricultural products and services.

8 (2) To build and maintain research capacity including
9 construction, renovation, and maintenance of physical
10 facilities; acquire and maintain equipment; employ
11 appropriately trained and qualified personnel; provide
12 supplies; and meet the expenses required to conduct the
13 research and related technology transfer activities.

14 (3) ~~To A minimum of 15% of the funds allocated to each~~
15 ~~university shall be used to~~ fund an innovative competitive
16 grants program administered by the Department of
17 Agriculture within the guidelines and procedures
18 established by the Illinois Council on Food and
19 Agricultural Research ~~jointly by the 4 institutions~~
20 ~~identified in Section 15.~~ The grants program is intended to
21 be organized around desired practical, quantifiable, and
22 achievable objectives in the food and agricultural sector.
23 The Board of Directors of the Illinois Council on Food and
24 Agricultural Research shall evaluate and recommend ~~assist~~
25 ~~in evaluating and selecting~~ the proposals for funding.
26 Proposals may be submitted by any nonprofit institution,

1 organization, or agency in Illinois. The principal
2 investigator must be a qualified researcher with
3 experience in a food and agriculture related discipline.
4 Funds from other sources (both public and private) may be
5 combined with funds appropriated for this Act to support
6 cooperative efforts.

7 ~~(4)~~ It is intended that the universities that receive these
8 funds shall continue (i) to operate and maintain the on-campus
9 buildings and facilities used in their agriculture related
10 programs and provide the support services typically provided
11 other university programs, and (ii) to fund agricultural
12 programs from the higher education budget.

13 (Source: P.A. 92-16, eff. 6-28-01.)

14 (505 ILCS 82/25)

15 Sec. 25. Administrative oversight.

16 (a) The Department of Agriculture shall provide general
17 administrative oversight with the assistance and advice of duly
18 elected Board of Directors ~~appointed representatives~~ of the
19 Illinois Council on Food and Agricultural Research. Food and
20 agricultural research administrators at each of the
21 universities shall administer the specifics of the funded
22 research programs ~~program~~. Annually the Illinois Council on
23 Food and Agricultural Research ~~these~~ administrators shall
24 prepare a combined proposed budget for the research that the
25 Director of Agriculture shall submit to the Governor for

1 inclusion in the Executive budget and consideration by the
2 General Assembly. The budget shall specify major categories of
3 proposed expenditures, including salary, wages, and fringe
4 benefits; operation and maintenance; supplies and expenses;
5 and capital improvements.

6 (b) The Department, with the assistance of the Illinois
7 Council on Food and Agricultural Research, may seek additional
8 grants and donations for research. Additional funds shall be
9 used in conjunction with appropriated funds for research. All
10 additional grants and donations for research shall be deposited
11 into the Food and Agricultural Research Fund, a special fund
12 created in the State treasury, and used as provided in this
13 Act. The Food and Agricultural Research Fund shall not be
14 subject to sweeps, administrative charges except those in
15 Section 15 of this Act, or chargebacks, including, but not
16 limited to, those that would in any way result in the transfer
17 of any funds from this Fund to any other fund of this State or
18 in having any such funds utilized for any purpose other than
19 the express purposes set forth in this Act.

20 (Source: P.A. 89-182, eff. 7-19-95.)

21 Section 90. The State Finance Act is amended by adding
22 Section 5.811 as follows:

23 (30 ILCS 105/5.811 new)

24 Sec. 5.811. The Food and Agricultural Research Fund.

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