



Rep. Michael J. Zalewski

Filed: 5/23/2012

09700SB3514ham003

LRB097 15727 KMW 69983 a

1 AMENDMENT TO SENATE BILL 3514

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3514 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Medical District Act is amended by  
5 changing Sections 2, 4, 5, and 10 as follows:

6 (70 ILCS 915/2) (from Ch. 111 1/2, par. 5002)

7 Sec. 2. Illinois Medical District Commission.

8 (a) There is hereby created a political subdivision, unit  
9 of local government, body politic and corporate under the  
10 corporate name of Illinois Medical District Commission,  
11 hereinafter called the Commission, whose general purpose in  
12 addition to and not in limitation of those purposes and powers  
13 set forth in other Sections of this Act shall be to:

14 (1) maintain the proper surroundings for a medical  
15 center and a related technology center in order to attract,  
16 stabilize, and retain therein hospitals, clinics, research

1 facilities, educational facilities, or other facilities  
2 permitted under this Act;

3 (2) provide for the orderly creation and expansion of  
4 (i) various county, and local governmental facilities as  
5 permitted under this Act, including, but not limited to,  
6 juvenile detention facilities, (ii) other ancillary or  
7 related facilities which the Commission may from time to  
8 time determine are established and operated for any aspect  
9 of the carrying out of the Commission's purposes as set  
10 forth in this Act, or are established and operated for the  
11 study, diagnosis, and treatment of human ailments and  
12 injuries, whether physical or mental, or to promote  
13 medical, surgical, and scientific research and knowledge  
14 as permitted under this Act, ~~and~~ (iii) medical research and  
15 high technology parks, together with the necessary lands,  
16 buildings, facilities, equipment, and personal property  
17 therefore, and (iv) other facility development to generate  
18 and maintain revenue streams sufficient to fund the  
19 operations of the Commission and for the District, and to  
20 provide for any cash reserves as the Commission shall deem  
21 prudent.

22 (b) The Commission shall have perpetual succession, power  
23 to contract and be contracted with, to sue and be sued in its  
24 corporate name, but judgment shall not in any case be issued  
25 against any property of the Commission ~~except in actions~~  
26 ~~sounding in tort, to plead and be impleaded,~~ to have and use a

1 common seal, and to alter the same at pleasure. All actions  
2 sounding in tort against the Commission shall be prosecuted in  
3 the Court of Claims. The principal office of the Commission  
4 shall be in the city of Chicago, and the Commission may  
5 establish such other offices within the state of Illinois at  
6 such places as to the Commission shall seem advisable. Such  
7 Commission shall consist of 7 members, 4 of whom shall be  
8 appointed by the Governor, 2 by the Mayor of Chicago, and one  
9 by the President of the County Board of Cook County. All  
10 members shall hold office for a term of 5 years and until their  
11 successors are appointed as provided in this Act; provided,  
12 that as soon as possible after the effective date of this  
13 amendatory Act, the Governor shall appoint 4 members for terms  
14 expiring, respectively, on June 30, 1952, 1953, 1954 and 1955.  
15 The terms of all members heretofore appointed by the Governor  
16 shall expire upon the commencement of the terms of the members  
17 appointed pursuant to this amendatory Act. Any vacancy in the  
18 membership of the Commission occurring by reason of the death,  
19 resignation, disqualification, removal or inability or refusal  
20 to act of any of the members of the Commission shall be filled  
21 by the person who had appointed the particular member, and for  
22 the unexpired term of office of that particular member. A  
23 vacancy caused by the expiration of the period for which the  
24 member was appointed shall be filled by a new appointment for a  
25 term of 5 years from the date of such expiration of the prior 5  
26 year term notwithstanding when such appointment is actually

1 made. The Commission shall obtain, ~~pursuant to the provisions~~  
2 ~~of the Personnel Code,~~ such personnel as to the Commission  
3 shall seem advisable to carry out the purposes of this Act and  
4 the work of the Commission. The Commission may appoint a  
5 General Attorney and define the duties of that General  
6 Attorney.

7 The Commission shall hold regular meetings annually for the  
8 election of a president, vice-president, secretary, and  
9 treasurer and for the adoption of a budget. Special meetings  
10 may be called by the President or by any 2 members. Each member  
11 shall take an oath of office for the faithful performance of  
12 his duties. Four members of the Commission shall constitute a  
13 quorum for the transaction of business.

14 The Commission shall submit, to the General Assembly not  
15 later than March 1 of each odd-numbered year, a detailed report  
16 covering its operations for the 2 preceding calendar years and  
17 a statement of its program for the next 2 years.

18 The requirement for reporting to the General Assembly shall  
19 be satisfied by filing copies of the report with the Speaker,  
20 the Minority Leader and the Clerk of the House of  
21 Representatives and the President, the Minority Leader and the  
22 Secretary of the Senate and the Legislative Research Unit, as  
23 required by Section 3.1 of the General Assembly Organization  
24 Act, and filing such additional copies with the State  
25 Government Report Distribution Center for the General Assembly  
26 as is required under paragraph (t) of Section 7 of the State

1 Library Act.

2 (Source: P.A. 89-356, eff. 8-17-95.)

3 (70 ILCS 915/4) (from Ch. 111 1/2, par. 5005)

4 Sec. 4. The Commission may, in its corporate capacity,  
5 construct or cause or permit to be constructed in such  
6 District, hospitals, sanitariums, clinics, laboratories, or  
7 any other institution, building or structure or other ancillary  
8 or related facilities which the Commission may, from time to  
9 time, determine are established and operated for the carrying  
10 out of any aspect of the Commission's purpose as set forth in  
11 this Act, or are established and operated for the study,  
12 diagnosis, and treatment of human ailments and injuries,  
13 whether physical or mental, or to promote medical, surgical,  
14 and scientific research and knowledge, or for any uses the  
15 Commission shall determine will support and nurture  
16 facilities, and uses permitted by this Act, or for such  
17 nursing, extended care, or other facilities as the Commission  
18 shall find useful in the study of, research in, or treatment of  
19 illnesses or infirmities peculiar to aged people, after a  
20 public hearing to be held by any Commissioner or other person  
21 authorized by the Commission to conduct the same, which  
22 Commissioner or other person shall have the power to administer  
23 oaths and affirmations and take the testimony of witnesses and  
24 receive such documentary evidence as shall be pertinent, the  
25 record of which hearing he shall certify to the Commission,

1 which record shall become part of the records of the  
2 Commission, notice of the time, place, and purpose of such  
3 hearings to be given by a single publication notice in a  
4 secular newspaper of general circulation in the city of Chicago  
5 at least ten days prior to the date of such hearing, or for  
6 such institutions as shall engage in the training, education,  
7 or rehabilitation of persons who by reason of illness or  
8 physical infirmity are wholly or partially deprived of their  
9 powers of vision or hearing or of the use of such other part or  
10 parts of their bodies as prevent them from pursuing normal  
11 activities of life, or office buildings for physicians or  
12 dealers in medical accessories, or dormitories, homes or  
13 residences for the medical profession, including interns,  
14 nurses, students or other officers or employees of the  
15 institutions within the District, or for the use of relatives  
16 of patients in the hospitals or other institutions within the  
17 District, or for the rehabilitation or establishment of  
18 residential structures within a currently effective historic  
19 district properly designated under a federal statute or a State  
20 or local statute that has been certified by the Secretary of  
21 the Interior to the Secretary of the Treasury as containing  
22 criteria which will substantially achieve the purpose of  
23 preserving and rehabilitating buildings of historic  
24 significance to the district, or in the area of such District  
25 located west of South Damen Avenue and north of West Polk  
26 Street, commonly known as the Chicago Technology Park or such

1 other areas of the District as the Commission shall designate,  
2 for research, development and resultant production, in any of  
3 the fields of medicine, chemistry, pharmaceuticals, physics  
4 and genetically engineered products, for biotechnology,  
5 information technology, medical technology, or environmental  
6 technology, or for the research and development of engineering  
7 or for computer technology related to any of the purposes for  
8 which the Commission may construct structures and improvements  
9 within the District. ~~All such structures and improvements shall~~  
10 ~~be erected and constructed in accordance with the Illinois~~  
11 ~~Purchasing Act, to the same extent as if the Commission were a~~  
12 ~~Code Department.~~ The Commission shall administer and exercise  
13 ultimate authority with respect to the development and  
14 operation of the Chicago Technology Park, and any extensions or  
15 expansion thereof. In addition, the Commission may create a  
16 development area within the area of the District located south  
17 of Roosevelt Road, called the District Development Area in this  
18 Act. Within the District Development Area the Commission may  
19 cause to be acquired or constructed commercial and other types  
20 of development, public and private, if the Commission  
21 determines that the commercial developments are ancillary to  
22 and necessary for the support of facilities within the District  
23 and any other purposes of the District, after a public hearing  
24 held by a commissioner or the person authorized by the  
25 Commission to conduct the hearing. The Commissioner or other  
26 authorized persons shall have the power to administer oaths and

1 affirmations, take the testimony of witnesses, receive  
2 pertinent evidence, and certify the record of the hearing to  
3 the Commission. The record of the hearing shall become part of  
4 the Commissions records. Notice of the time, place, and purpose  
5 of the hearing shall be given by a single publication notice in  
6 a secular newspaper of general circulation in the City of  
7 Chicago at least 10 days before the date of the hearing. In  
8 addition to the powers set forth above, the Commission may  
9 sell, lease, develop, operate, and manage for any person, firm,  
10 partnership, or corporation, either public or private, all or  
11 any part of the land, buildings, facilities, equipment, or  
12 other property included in the District Development Area and  
13 any medical research and high technology park or the designated  
14 commercial development area upon the terms and conditions the  
15 Commission may deem advisable, and may enter into any contract  
16 or agreement with any person, firm, partnership, or  
17 corporation, either public or private, or any combination of  
18 the foregoing, as may be necessary or suitable for the  
19 creation, marketing, development, construction,  
20 reconstruction, rehabilitation, financing, operation and  
21 maintenance, and management of the District Development Area  
22 and any technology park or designated commercial development  
23 area; and may sell or lease to any person, firm, partnership,  
24 or corporation, either public or private, any part or all of  
25 the land, building, facilities, equipment, or other property of  
26 the park or the designated commercial development area upon the



1 rentals, terms, and conditions as the Commission may deem  
2 advisable; and may finance all or part of the cost of the  
3 Commission's development and operation of the District  
4 Development Area as well as any park or the designated  
5 commercial development area, including the creation,  
6 marketing, development, purchase, lease, construction,  
7 reconstruction, rehabilitation, improvement, remodeling,  
8 addition to, extension, and maintenance of all or part of the  
9 high technology park or the designated commercial development  
10 area, and all equipment and furnishings, by legislative  
11 appropriations, government grants, contracts, private gifts,  
12 loans, bonds, receipts from the sale or lease of land for the  
13 operation of the District and any high technology park or the  
14 designated commercial development area, rentals, and similar  
15 receipts or other sources of revenue legally available for  
16 these purposes. The Commission shall promulgate rules  
17 concerning the procurement of contracts and purchases. The  
18 Commission also may defray the expenses of the operation of the  
19 District Development Area and technology park, improvements to  
20 the District Development Area and technology park, provision of  
21 shared services, common facilities and common area expenses,  
22 benefiting owners and occupants of property within the District  
23 Development Area and the technology park by general assessment,  
24 special assessment, or the imposition of service or user fees.  
25 As to the entities eligible to be members of the advisory  
26 District Member Council, such assessments or impositions may be

1 undertaken only with District Member Council consent as  
2 provided in Section 8. For a period of 6 years after July 1,  
3 1995, the Commission may acquire any real and personal property  
4 within the Development Area of the District by immediate  
5 vesting of title, commonly referred to as "quick-take",  
6 pursuant to Sections 7-103 through 7-112 of the Code of Civil  
7 Procedure.

8 (Source: P.A. 91-239, eff. 1-1-00.)

9 (70 ILCS 915/5) (from Ch. 111 1/2, par. 5006)

10 Sec. 5. To obtain the funds necessary for financing the  
11 acquisition of land, the acquisition or construction of any  
12 building hereinabove mentioned, and for the operation of the  
13 District as is in this Act set forth, the Commission may borrow  
14 money from any public or private agency, department,  
15 corporation or person, and mortgage, pledge, or otherwise  
16 encumber the property or funds of the Commission. In evidence  
17 of and as security for funds borrowed, the Commission may issue  
18 revenue bonds in its corporate capacity to be payable from the  
19 revenues derived from the operation of the institutions or  
20 buildings, owned, leased, or operated by or on behalf of the  
21 Commission, but the bonds shall in no event constitute an  
22 indebtedness of the Commission or a claim against the property  
23 of the Commission. Such bonds may be issued in such  
24 denominations as may be expedient, and in such amounts and at  
25 such rates of interest as the Commission shall deem necessary

1 to provide sufficient funds to pay all the costs of acquiring  
2 land, the construction, acquisition, equipping and operation  
3 of buildings within the District ~~district~~, including  
4 engineering and other expenses. Such bonds shall be executed by  
5 the president of the Commission, attested by the secretary  
6 thereof and sealed with the Commission's corporate seal. In  
7 case either of said officers of the Commission who shall have  
8 signed or attested any of such bonds shall have ceased to be  
9 such officer before delivery of such bonds, the signature of  
10 such officer shall be valid and sufficient to the same effect  
11 as if such officer had remained in office at the time of such  
12 delivery. The Commission shall furnish the State Comptroller  
13 with a record of all bonds issued under this Act.

14 (Source: P.A. 89-356, eff. 8-17-95.)

15 (70 ILCS 915/10) (from Ch. 111 1/2, par. 5020)

16 Sec. 10. Disposition of money; ~~income fund~~. The All money  
17 ~~received by the Commission from the sale or lease of any~~  
18 ~~property, in excess of such amount expended by the Commission~~  
19 ~~for authorized purposes under this Act or as may be necessary~~  
20 ~~to satisfy the obligation of any revenue bond issued pursuant~~  
21 ~~to Section 5, shall be paid into the State Treasury for deposit~~  
22 ~~into the Medical Center Commission Income Fund provided,~~  
23 ~~however, the~~ Commission is authorized to use all money received  
24 from the sale or lease of any property, in excess of the amount  
25 as may be necessary to satisfy the obligation of any revenue

1 bond issued pursuant to Section 5 and may also use all money  
2 received as rentals for the purposes of planning, acquisition,  
3 and development of property within the District and operation,  
4 maintenance and improvement of property of the Commission and  
5 for all purposes and powers set forth in this Act. ~~Beginning in~~  
6 ~~1993, not later than July 10 of each year, the Commission shall~~  
7 ~~transmit to the State Treasurer for deposit into the Medical~~  
8 ~~Center Commission Income Fund all monies on hand at June 30 in~~  
9 ~~excess of \$350,000 without deduction or offset of any kind,~~  
10 ~~except that the Commission may retain such additional funds as~~  
11 ~~are necessary to pay enforceable contractual obligations~~  
12 ~~existing as of June 30 and which will be paid not later than~~  
13 ~~September 30 of that year. All monies retained for the payment~~  
14 ~~of these obligations and not paid out by September 30, shall be~~  
15 ~~remitted in full to the State Treasury, without deduction or~~  
16 ~~offset of any kind, not later than October 10 of the same year.~~  
17 ~~All monies held pursuant to this Section shall be maintained in~~  
18 ~~a depository approved by the State Treasurer. The Commission~~  
19 ~~shall enter into an intergovernmental agreement with the The~~  
20 ~~Auditor General, who shall, at least biennially, audit or cause~~  
21 ~~to be audited all records and accounts of the Commission~~  
22 ~~pertaining to the operation of the District. The Auditor~~  
23 ~~General shall provide the Commission and the General Assembly~~  
24 ~~with the audits and shall post a copy on his or her website.~~  
25 ~~The Auditor General shall submit a bill to the Commission for~~  
26 ~~costs associated with the review and the audit required under~~

1 this Section, and the Commission shall reimburse the Auditor  
2 General for such costs in a timely manner.

3 (Source: P.A. 89-356, eff. 8-17-95.)

4 (70 ILCS 915/5b rep.)

5 Section 10. The Illinois Medical District Act is amended by  
6 repealing Section 5b.

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