

# HB3167



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB3167

by Rep. Sue Scherer

#### SYNOPSIS AS INTRODUCED:

30 ILCS 605/7.3

from Ch. 127, par. 133b10.3

Amends the State Property Control Act. Provides that all airplanes and helicopters owned by the State, except those designated for emergency use and those used by a public university as part of a course in aviation, are surplus property and must be sold by a competitive sealed bid method (now, a transferable airplane may be disposed of only if (i) it is no longer needed, (ii) it will not be used as a trade-in, and (iii) a public university or college offering aviation-related instruction or training has not listed its need for an airplane). Requires that the sale proceeds be deposited into the General Revenue Fund. Effective immediately.

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FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

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

4 Section 5. The State Property Control Act is amended by  
5 changing Section 7.3 as follows:

6 (30 ILCS 605/7.3) (from Ch. 127, par. 133b10.3)

7 Sec. 7.3. The Administrator shall have charge of all  
8 transferable property and shall have authority to take  
9 possession and control of such property in order to transfer or  
10 assign any such property to any other State agency that has  
11 need or use for such property or to dispose of said property in  
12 accordance with Section 7 of this Act.

13 Notwithstanding any other provision of law to the contrary,  
14 all airplanes and helicopters owned by the State, except those  
15 designated for emergency use under a plan developed pursuant to  
16 Section 3.120 of the Emergency Medical Services (EMS) Systems  
17 Act and those used by a public university or college as part of  
18 a course offered in aviation, flight training, or any other  
19 subject involving knowledge of the workings of an airplane, are  
20 deemed surplus and shall be sold by the Administrator as soon  
21 as possible after the effective date of this amendatory Act of  
22 the 99th General Assembly using a competitive sealed bid method  
23 of sale. Proceeds from the sale of those airplanes and

1 helicopters shall be deposited into the General Revenue Fund.

2 ~~The Administrator may not dispose of a transferable~~  
3 ~~airplane by sale until he or she determines that (i) the agency~~  
4 ~~no longer has a need for the airplane, (ii) the airplane will~~  
5 ~~not be used as a trade in on another aircraft, and (iii) no~~  
6 ~~public university or college in Illinois that offers courses in~~  
7 ~~aviation, flight training, or other subjects involving~~  
8 ~~knowledge of the workings of an airplane has listed the need~~  
9 ~~for an airplane as provided in this Section.~~

10 Responsible officers shall periodically report all  
11 transferable property at locations under their jurisdictions  
12 to the Administrator. The Administrator shall review such  
13 reports and arrange for physical examination of said property  
14 if necessary to determine if said items of transferable  
15 property should be transferred to another State agency,  
16 transferred to a central warehouse, or disposed of. The  
17 Administrator shall advise responsible officers of the results  
18 of these reviews as necessary.

19 The staff under the jurisdiction of the Administrator shall  
20 review as necessary State agencies' inventories for potential  
21 items of transferable property. If in the opinion of the  
22 Administrator's staff, any property appears to be  
23 transferable, the Administrator shall notify the responsible  
24 officer of his determination. The executive head of the agency  
25 holding the property in question may appeal the determination  
26 in writing to the Administrator.

1           The Administrator will review the determination in  
2 accordance with rules and procedures established pursuant to  
3 Section 5 of this Act.

4           The Administrator shall maintain lists of transferable  
5 property and of State agency needs for such property and will  
6 transfer where appropriate listed transferable property to  
7 agencies listing their needs for such property as detailed by  
8 their responsible officers. ~~The Administrator must give~~  
9 ~~priority for transfer of an airplane, that is not to be used as~~  
10 ~~a trade in, to a public university or college in Illinois that~~  
11 ~~offers courses in aviation, flight training, or other subjects~~  
12 ~~involving knowledge of the workings of an airplane and that has~~  
13 ~~listed the need for an airplane.~~

14           (Source: P.A. 91-432, eff. 1-1-00.)

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