1. TRANSFER OF FUNCTIONS

WHEREAS, under the provisions of Article V, Section 11 of the Constitution of the State of Illinois, and by means of an Executive Order, the Secretary of State of the Department of General Services of Illinois shall have the power to perform, or to cause to be performed, any functions, powers, and duties necessary to the efficient and effective administration of all agencies of the executive branch of the State of Illinois.

WHEREAS, Section 2 of the Executive Reorganization Implementation Act, 15 ICS, directly assigns to the Secretary of State of the Department of General Services of Illinois all the powers, duties, and responsibilities for energy efficiency, including the development of energy efficiency programs to reduce energy costs, and promotes the development of energy efficiency standards, and procedures to reduce energy consumption and to take all additional energy efficiency initiatives that may be necessary to achieve the goals of this Act.

WHEREAS, Article V, Section 11 of the Constitution of the State of Illinois authorizes the Secretary of State of the Department of General Services of Illinois to take all actions necessary to achieve the goals of this Act.

WHEREAS, the Governor of the State of Illinois has, by Executive Order, transferred to the Secretary of State of the Department of General Services of Illinois all of the powers, duties, and responsibilities for energy efficiency, including the development of energy efficiency programs to reduce energy costs, and promotes the development of energy efficiency standards, and procedures to reduce energy consumption and to take all additional energy efficiency initiatives that may be necessary to achieve the goals of this Act.

FEASIBILITY

EXECUTIVE ORDER TO REDUCE ENERGY CONSUMPTION IN STATE FACILITIES

EXECUTIVE ORDER

IN THE OFFICE OF

SECRETARY OF STATE

IN THE OFFICE OF

APRIL 1, 2009

INDEX DEPARTMENT

Filed a

IN THE OFFICE OF

SECRETARY OF STATE

IN THE OFFICE OF

APRIL 1, 2009

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IN THE OFFICE OF

SECRETARY OF STATE

IN THE OFFICE OF

APRIL 1, 2009

INDEX DEPARTMENT

Filed a
III. EFFECT OF TRANSFERS


II. ABOLITIONS

Department of Ovovtative Affairs: 20 ILCS 2/20.
Department of Transportation: 20 ILCS 2/5-5-60.
Illinois Tollway Authority: 60 ILCS 1/10, 65 ILCS 1/8.
Public Retirement System: 20 ILCS 4/4-3.00.
Illinois State Police: 20 ILCS 2/10, 20 ILCS 2/5-5-300.
Illinois State Board of Investment: 20 ILCS 2/10, 20 ILCS 2/5-5-300.
Department of Revenue: 20 ILCS 2/10, 20 ILCS 2/5-5-300.
Department of Public Health: 20 ILCS 2/10, 20 ILCS 2/5-5-300.
Proprietor Tax Appeals Board: 20 ILCS 4/5-5-300.
Illinois Power Agency: 20 ILCS 4/5-5-300.

870.

Department of Natural Resources: 20 ILCS 81/1-1/50.
Department of Military Affairs: 20 ILCS 10/6-5, 20 ILCS 10/6-5.
Illinois Medical District Commission: 70 ILCS 9/5, 20 ILCS 4/5-5-300.
Illinois Lottery Board: 20 ILCS 1605.
Services shall be delivered to the Department of Central Management Services pursuant to the direction of the Director of the Department of Central Management Services.

C. All unexpended appropriations and balances and other funds available for use in connection to the powers, duties, rights, and responsibilities transferred by this Executive Order shall be transferred for use by the Department of Central Management Systems pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriations were originally made.

IV. SAVINGS CLAUSE

A. The rights, powers, duties and functions transferred to the Department of Central Management Services by this Executive Order shall be vested in and shall be exercised by the Department of Central Management Services. Each act done in exercise of such rights, powers, duties and functions shall have the same legal effect as if done by the agencies, offices, divisions, departments, bureaus, boards and commissions from which they were transferred.

B. Every person or corporation shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such rights, powers and duties as had been exercised by the agencies, offices, divisions, departments, bureaus, boards and commissions from which they were transferred.

C. Whenever reports or notices were previously required to be made or given or papers or documents furnished or served by any person with respect to the functions that are being transferred, pursuant to this Executive Order, from other agencies, offices, divisions, departments, bureaus, boards and commissions to the Department of Central Management Services, the same shall be made, given, furnished or served in the same manner to or upon the Department of Central Management Services.

D. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the functions transferred, but such proceedings may be continued by the Department of Central Management Services.

E. This Executive Order shall not affect the legality of any rules in the Illinois Administrative Code regarding the functions transferred in this Executive Order that are in force on the effective date of this Executive Order. If necessary, however, the affected agencies shall propose, adopt, or repeal rules, rule amendments, and rule recodifications as appropriate to effectuate this Executive Order.

V. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

VI. EFFECTIVE DATE

This Executive Order shall become effective on the 61st day after its delivery to the General Assembly.

Issued by Governor: April 1, 2009
Filed with Secretary of State: April 1, 2009