

# HB3798



## 101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3798

by Rep. Jay Hoffman

### SYNOPSIS AS INTRODUCED:

35 ILCS 40/70 new

Amends the Invest in Kids Act. Provides that no credits may be awarded under the Act for any taxable year that begins in a State fiscal year for which the minimum statutory funding level is not met. Provides that the carry-forward period for those credits shall be suspended for any taxable year that begins in a State fiscal year for which the minimum statutory funding level is not met. Requires the State Board of Education to determine whether or not the State has met the minimum funding level for the fiscal year and to transmit a copy of the determination to the Department of Revenue. Effective immediately.

LRB101 11490 HLH 57253 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning revenue.

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

4 Section 5. The Invest in Kids Act is amended by adding  
5 Section 70 as follows:

6 (35 ILCS 40/70 new)

7 Sec. 70. Credits prohibited; insufficient State funding.  
8 By August 1, 2019, and by August 1 of each calendar year  
9 thereafter, the State Board of Education shall determine  
10 whether or not the Minimum Funding Level set forth in  
11 subsection (g) of Section 18-8.15 of the School Code has been  
12 met for the fiscal year beginning on July 1 of that calendar  
13 year. As soon as possible after that determination is made, the  
14 State Board of Education shall transmit a copy of the  
15 determination to the Department. If the Minimum Funding Level  
16 for the applicable fiscal year is met after August 1 of any  
17 calendar year, the State Board of Education shall submit a  
18 supplemental notification to the Department advising the  
19 Department of that fact. Notwithstanding any other provision of  
20 law, no credits may be awarded under this Act for any taxable  
21 year that begins in a State fiscal year for which the Minimum  
22 Funding Level is not met. In addition, the carry-forward period  
23 for excess credits awarded under this Act shall be suspended

1 for any taxable year that begins in a State fiscal year for  
2 which the Minimum Funding Level is not met.

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.