



Rep. Dan Ugaste

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1 AMENDMENT TO HOUSE BILL 3625

2 AMENDMENT NO. _____. Amend House Bill 3625 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Budget Law of the Civil
5 Administrative Code of Illinois is amended by changing Section
6 50-5 as follows:

7 (15 ILCS 20/50-5)

8 Sec. 50-5. Governor to submit State budget.

9 (a) The Governor shall, as soon as possible and not later
10 than the second Wednesday in March in 2010 (March 10, 2010),
11 the third Wednesday in February in 2011, the fourth Wednesday
12 in February in 2012 (February 22, 2012), the first Wednesday
13 in March in 2013 (March 6, 2013), the fourth Wednesday in March
14 in 2014 (March 26, 2014), and the third Wednesday in February
15 of each year thereafter, except as otherwise provided in this
16 Section, submit a State budget, embracing therein the amounts

1 recommended by the Governor to be appropriated to the
2 respective departments, offices, and institutions, and for all
3 other public purposes, the estimated revenues from taxation,
4 and the estimated revenues from sources other than taxation.
5 Except with respect to the capital development provisions of
6 the State budget, beginning with the revenue estimates
7 prepared for fiscal year 2012, revenue estimates shall be
8 based solely on: (i) revenue sources (including non-income
9 resources), rates, and levels that exist as of the date of the
10 submission of the State budget for the fiscal year and (ii)
11 revenue sources (including non-income resources), rates, and
12 levels that have been passed by the General Assembly as of the
13 date of the submission of the State budget for the fiscal year
14 and that are authorized to take effect in that fiscal year.
15 Except with respect to the capital development provisions of
16 the State budget, the Governor shall determine available
17 revenue, deduct the cost of essential government services,
18 including, but not limited to, pension payments and debt
19 service, and assign a percentage of the remaining revenue to
20 each statewide prioritized goal, as established in Section
21 50-25 of this Law, taking into consideration the proposed
22 goals set forth in the report of the Commission established
23 under that Section. The Governor shall also demonstrate how
24 spending priorities for the fiscal year fulfill those
25 statewide goals. The amounts recommended by the Governor for
26 appropriation to the respective departments, offices and

1 institutions shall be formulated according to each
2 department's, office's, and institution's ability to
3 effectively deliver services that meet the established
4 statewide goals. The amounts relating to particular functions
5 and activities shall be further formulated in accordance with
6 the object classification specified in Section 13 of the State
7 Finance Act. In addition, the amounts recommended by the
8 Governor for appropriation shall take into account each State
9 agency's effectiveness in achieving its prioritized goals for
10 the previous fiscal year, as set forth in Section 50-25 of this
11 Law, giving priority to agencies and programs that have
12 demonstrated a focus on the prevention of waste and the
13 maximum yield from resources.

14 Beginning in fiscal year 2011, the Governor shall
15 distribute written quarterly financial reports on operating
16 funds, which may include general, State, or federal funds and
17 may include funds related to agencies that have significant
18 impacts on State operations, and budget statements on all
19 appropriated funds to the General Assembly and the State
20 Comptroller. The reports shall be submitted no later than 45
21 days after the last day of each quarter of the fiscal year and
22 shall be posted on the Governor's Office of Management and
23 Budget's website on the same day. The reports shall be
24 prepared and presented for each State agency and on a
25 statewide level in an executive summary format that may
26 include, for the fiscal year to date, individual itemizations

1 for each significant revenue type as well as itemizations of
2 expenditures and obligations, by agency, with an appropriate
3 level of detail. The reports shall include a calculation of
4 the actual total budget surplus or deficit for the fiscal year
5 to date. The Governor shall also present periodic budget
6 addresses throughout the fiscal year at the invitation of the
7 General Assembly.

8 The Governor shall not propose expenditures and the
9 General Assembly shall not enact appropriations that exceed
10 the resources estimated to be available, as provided in this
11 Section. Appropriations may be adjusted during the fiscal year
12 by means of one or more supplemental appropriation bills if
13 any State agency either fails to meet or exceeds the goals set
14 forth in Section 50-25 of this Law.

15 For the purposes of Article VIII, Section 2 of the 1970
16 Illinois Constitution, the State budget for the following
17 funds shall be prepared on the basis of revenue and
18 expenditure measurement concepts that are in concert with
19 generally accepted accounting principles for governments:

- 20 (1) General Revenue Fund.
- 21 (2) Common School Fund.
- 22 (3) Educational Assistance Fund.
- 23 (4) Road Fund.
- 24 (5) Motor Fuel Tax Fund.
- 25 (6) Agricultural Premium Fund.

26 These funds shall be known as the "budgeted funds". The

1 revenue estimates used in the State budget for the budgeted
2 funds shall include the estimated beginning fund balance, plus
3 revenues estimated to be received during the budgeted year,
4 plus the estimated receipts due the State as of June 30 of the
5 budgeted year that are expected to be collected during the
6 lapse period following the budgeted year, minus the receipts
7 collected during the first 2 months of the budgeted year that
8 became due to the State in the year before the budgeted year.
9 Revenues shall also include estimated federal reimbursements
10 associated with the recognition of Section 25 of the State
11 Finance Act liabilities. For any budgeted fund for which
12 current year revenues are anticipated to exceed expenditures,
13 the surplus shall be considered to be a resource available for
14 expenditure in the budgeted fiscal year.

15 Expenditure estimates for the budgeted funds included in
16 the State budget shall include the costs to be incurred by the
17 State for the budgeted year, to be paid in the next fiscal
18 year, excluding costs paid in the budgeted year which were
19 carried over from the prior year, where the payment is
20 authorized by Section 25 of the State Finance Act. For any
21 budgeted fund for which expenditures are expected to exceed
22 revenues in the current fiscal year, the deficit shall be
23 considered as a use of funds in the budgeted fiscal year.

24 Revenues and expenditures shall also include transfers
25 between funds that are based on revenues received or costs
26 incurred during the budget year.

1 Appropriations for expenditures shall also include all
2 anticipated statutory continuing appropriation obligations
3 that are expected to be incurred during the budgeted fiscal
4 year.

5 By March 15 of each year, the Commission on Government
6 Forecasting and Accountability shall prepare revenue and fund
7 transfer estimates in accordance with the requirements of this
8 Section and report those estimates to the General Assembly and
9 the Governor.

10 For all funds other than the budgeted funds, the proposed
11 expenditures shall not exceed funds estimated to be available
12 for the fiscal year as shown in the budget. Appropriation for a
13 fiscal year shall not exceed funds estimated by the General
14 Assembly to be available during that year.

15 Beginning with budgets prepared for fiscal year 2022, the
16 rate of growth of general funds appropriations in a fiscal
17 year shall not exceed the rate of growth of the Illinois
18 economy. For the purposes of this paragraph, "rate of growth
19 of the Illinois economy" means the compound annual growth rate
20 of gross domestic product in the State over the preceding 10
21 calendar years, using data reported by federal Bureau of
22 Economic Analysis or its successor agency before the December
23 31 immediately preceding the beginning of the fiscal year.

24 (b) By February 24, 2010, the Governor must file a written
25 report with the Secretary of the Senate and the Clerk of the
26 House of Representatives containing the following:

1 (1) for fiscal year 2010, the revenues for all
2 budgeted funds, both actual to date and estimated for the
3 full fiscal year;

4 (2) for fiscal year 2010, the expenditures for all
5 budgeted funds, both actual to date and estimated for the
6 full fiscal year;

7 (3) for fiscal year 2011, the estimated revenues for
8 all budgeted funds, including without limitation the
9 affordable General Revenue Fund appropriations, for the
10 full fiscal year; and

11 (4) for fiscal year 2011, an estimate of the
12 anticipated liabilities for all budgeted funds, including
13 without limitation the affordable General Revenue Fund
14 appropriations, debt service on bonds issued, and the
15 State's contributions to the pension systems, for the full
16 fiscal year.

17 Between July 1 and August 31 of each fiscal year, the
18 members of the General Assembly and members of the public may
19 make written budget recommendations to the Governor.

20 Beginning with budgets prepared for fiscal year 2013, the
21 budgets submitted by the Governor and appropriations made by
22 the General Assembly for all executive branch State agencies
23 must adhere to a method of budgeting where each priority must
24 be justified each year according to merit rather than
25 according to the amount appropriated for the preceding year.

26 (Source: P.A. 97-669, eff. 1-13-12; 97-813, eff. 7-13-12;

1 98-2, eff. 2-19-13; 98-626, eff. 2-5-14.)

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