

# SB3640



## 102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB3640

Introduced 1/19/2022, by Sen. Dan McConchie

### SYNOPSIS AS INTRODUCED:

15 ILCS 20/50-10

was 15 ILCS 20/38.1

Amends the State Budget Law of the Civil Administrative Code of Illinois. Provides that total State appropriations in any fiscal year may not exceed 97% of the revenues estimated to be available in the joint resolution adopted by the General Assembly. Effective immediately.

LRB102 23127 HLH 32287 b

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 5. The State Budget Law of the Civil  
5 Administrative Code of Illinois is amended by changing Section  
6 50-10 as follows:

7 (15 ILCS 20/50-10) (was 15 ILCS 20/38.1)

8 Sec. 50-10. Budget contents. The budget shall be submitted  
9 by the Governor with line item and program data. The budget  
10 shall also contain performance data presenting an estimate for  
11 the current fiscal year, projections for the budget year, and  
12 information for the 3 prior fiscal years comparing department  
13 objectives with actual accomplishments, formulated according  
14 to the various functions and activities, and, wherever the  
15 nature of the work admits, according to the work units, for  
16 which the respective departments, offices, and institutions of  
17 the State government (including the elective officers in the  
18 executive department and including the University of Illinois  
19 and the judicial department) are responsible.

20 For the fiscal year beginning July 1, 1992 and for each  
21 fiscal year thereafter, the budget shall include the  
22 performance measures of each department's accountability  
23 report.

1 For the fiscal year beginning July 1, 1997 and for each  
2 fiscal year thereafter, the budget shall include one or more  
3 line items appropriating moneys to the Department of Human  
4 Services to fund participation in the Home-Based Support  
5 Services Program for Adults with Mental Disabilities under the  
6 Developmental Disability and Mental Disability Services Act by  
7 persons described in Section 2-17 of that Act.

8 For the fiscal year beginning July 1, 2019, and for each  
9 fiscal year thereafter, the budget shall include a separate  
10 line item request appropriating moneys to each State agency  
11 for: (1) estimated costs for each fund under the State Prompt  
12 Payment Act; and (2) estimated costs for each fund under  
13 Sections 368a and 370a of the Illinois Insurance Code.

14 The budget shall contain a capital development section in  
15 which the Governor will present (1) information on the capital  
16 projects and capital programs for which appropriations are  
17 requested, (2) the capital spending plans, which shall  
18 document the first and subsequent years cash requirements by  
19 fund for the proposed bonded program, and (3) a statement that  
20 shall identify by year the principal and interest costs until  
21 retirement of the State's general obligation debt. In  
22 addition, the principal and interest costs of the budget year  
23 program shall be presented separately, to indicate the  
24 marginal cost of principal and interest payments necessary to  
25 retire the additional bonds needed to finance the budget  
26 year's capital program. In 2004 only, the capital development

1 section of the State budget shall be submitted by the Governor  
2 not later than the fourth Tuesday of March (March 23, 2004).

3 The budget shall contain a section indicating whether  
4 there is a projected budget surplus or a projected budget  
5 deficit for general funds in the current fiscal year, or  
6 whether the current fiscal year's general funds budget is  
7 projected to be balanced, based on estimates prepared by the  
8 Governor's Office of Management and Budget using actual  
9 figures available on the date the budget is submitted. That  
10 section shall present this information in both a numerical  
11 table format and by way of a narrative description, and shall  
12 include information for the proposed upcoming fiscal year, the  
13 current fiscal year, and the 2 years prior to the current  
14 fiscal year. These estimates must specifically and separately  
15 identify any non-recurring revenues, including, but not  
16 limited to, borrowed money, money derived by borrowing or  
17 transferring from other funds, or any non-operating financial  
18 source. None of these specifically and separately identified  
19 non-recurring revenues may include any revenue that cannot be  
20 realized without a change to law. The table shall show  
21 accounts payable at the end of each fiscal year in a manner  
22 that specifically and separately identifies any general funds  
23 liabilities accrued during the current and prior fiscal years  
24 that may be paid from future fiscal years' appropriations,  
25 including, but not limited to, costs that may be paid beyond  
26 the end of the lapse period as set forth in Section 25 of the

1 State Finance Act and costs incurred by the Department on  
2 Aging. The section shall also include an estimate of  
3 individual and corporate income tax overpayments that will not  
4 be refunded before the close of the fiscal year.

5 For the budget year, the current year, and 3 prior fiscal  
6 years, the Governor shall also include in the budget estimates  
7 of or actual values for the assets and liabilities for General  
8 Assembly Retirement System, State Employees' Retirement System  
9 of Illinois, State Universities Retirement System, Teachers'  
10 Retirement System of the State of Illinois, and Judges  
11 Retirement System of Illinois.

12 The budget submitted by the Governor shall contain, in  
13 addition, in a separate book, a tabulation of all position and  
14 employment titles in each such department, office, and  
15 institution, the number of each, and the salaries for each,  
16 formulated according to divisions, bureaus, sections, offices,  
17 departments, boards, and similar subdivisions, which shall  
18 correspond as nearly as practicable to the functions and  
19 activities for which the department, office, or institution is  
20 responsible.

21 Together with the budget, the Governor shall transmit the  
22 estimates of receipts and expenditures, as received by the  
23 Director of the Governor's Office of Management and Budget, of  
24 the elective officers in the executive and judicial  
25 departments and of the University of Illinois.

26 An applicable appropriations committee of each chamber of

1 the General Assembly, for fiscal year 2012 and thereafter,  
2 must review individual line item appropriations and the total  
3 budget for each State agency, as defined in the Illinois State  
4 Auditing Act.

5 For fiscal year 2023 and thereafter, total State  
6 appropriations in any fiscal year may not exceed 97% of the  
7 revenues estimated to be available in the joint resolution  
8 adopted by the General Assembly under subsection (a) of  
9 Section 4 of the Commission on Government Forecasting and  
10 Accountability Act.

11 (Source: P.A. 99-143, eff. 7-27-15; 100-1064, eff. 8-24-18.)

12 Section 99. Effective date. This Act takes effect upon  
13 becoming law.