



Rep. William "Will" Davis

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10300HB5601ham001

LRB103 38592 BDA 70390 a

1 AMENDMENT TO HOUSE BILL 5601

2 AMENDMENT NO. _____. Amend House Bill 5601 on page 83,
3 immediately below line 8, by inserting the following:

4 "(20 ILCS 605/605-360 rep.)

5 Section 10-17. The Department of Commerce and Economic
6 Opportunity Law of the Civil Administrative Code of Illinois
7 is amended by repealing Section 605-360."; and

8 on page 113, immediately below line 7, by inserting the
9 following:

10 "Section 10-55. The University of Illinois Act is amended
11 by changing Section 70 as follows:

12 (110 ILCS 305/70)

13 Sec. 70. Administrator and faculty salary and benefits;
14 report. The Board of Trustees shall report to the Board of

1 Higher Education, on or before August ~~July~~ 1 of each year, the
2 base salary and benefits of the president of the university
3 and all administrators, faculty members, and instructors
4 employed by the university from the prior fiscal year. For the
5 purposes of this Section, "benefits" includes without
6 limitation vacation days, sick days, bonuses, annuities, and
7 retirement enhancements.

8 (Source: P.A. 96-266, eff. 1-1-10; 96-1000, eff. 7-2-10.)

9 Section 10-60. The Southern Illinois University Management
10 Act is amended by changing Section 55 as follows:

11 (110 ILCS 520/55)

12 Sec. 55. Administrator and faculty salary and benefits;
13 report. The Board of Trustees shall report to the Board of
14 Higher Education, on or before August ~~July~~ 1 of each year, the
15 base salary and benefits of the president of the university
16 and all administrators, faculty members, and instructors
17 employed by the university from the prior fiscal year. For the
18 purposes of this Section, "benefits" includes without
19 limitation vacation days, sick days, bonuses, annuities, and
20 retirement enhancements.

21 (Source: P.A. 96-266, eff. 1-1-10; 96-1000, eff. 7-2-10.)

22 Section 10-65. The Chicago State University Law is amended
23 by changing Section 5-165 as follows:

1 (110 ILCS 660/5-165)

2 Sec. 5-165. Administrator and faculty salary and benefits;
3 report. The Board of Trustees shall report to the Board of
4 Higher Education, on or before August ~~July~~ 1 of each year, the
5 base salary and benefits of the president of the university
6 and all administrators, faculty members, and instructors
7 employed by the university from the prior fiscal year. For the
8 purposes of this Section, "benefits" includes without
9 limitation vacation days, sick days, bonuses, annuities, and
10 retirement enhancements.

11 (Source: P.A. 96-266, eff. 1-1-10; 96-1000, eff. 7-2-10.)

12 Section 10-70. The Eastern Illinois University Law is
13 amended by changing Section 10-165 as follows:

14 (110 ILCS 665/10-165)

15 Sec. 10-165. Administrator and faculty salary and
16 benefits; report. The Board of Trustees shall report to the
17 Board of Higher Education, on or before August ~~July~~ 1 of each
18 year, the base salary and benefits of the president of the
19 university and all administrators, faculty members, and
20 instructors employed by the university from the prior fiscal
21 year. For the purposes of this Section, "benefits" includes
22 without limitation vacation days, sick days, bonuses,
23 annuities, and retirement enhancements.

1 (Source: P.A. 96-266, eff. 1-1-10; 96-1000, eff. 7-2-10.)

2 Section 10-75. The Governors State University Law is
3 amended by changing Section 15-165 as follows:

4 (110 ILCS 670/15-165)

5 Sec. 15-165. Administrator and faculty salary and
6 benefits; report. The Board of Trustees shall report to the
7 Board of Higher Education, on or before August ~~July~~ 1 of each
8 year, the base salary and benefits of the president of the
9 university and all administrators, faculty members, and
10 instructors employed by the university from the prior fiscal
11 year. For the purposes of this Section, "benefits" includes
12 without limitation vacation days, sick days, bonuses,
13 annuities, and retirement enhancements.

14 (Source: P.A. 96-266, eff. 1-1-10; 96-1000, eff. 7-2-10.)

15 Section 10-80. The Northeastern Illinois University Law is
16 amended by changing Section 25-165 as follows:

17 (110 ILCS 680/25-165)

18 Sec. 25-165. Administrator and faculty salary and
19 benefits; report. The Board of Trustees shall report to the
20 Board of Higher Education, on or before August ~~July~~ 1 of each
21 year, the base salary and benefits of the president of the
22 university and all administrators, faculty members, and

1 instructors employed by the university from the prior fiscal
2 year. For the purposes of this Section, "benefits" includes
3 without limitation vacation days, sick days, bonuses,
4 annuities, and retirement enhancements.

5 (Source: P.A. 96-266, eff. 1-1-10; 96-1000, eff. 7-2-10.)

6 Section 10-85. The Northern Illinois University Law is
7 amended by changing Section 30-175 as follows:

8 (110 ILCS 685/30-175)

9 Sec. 30-175. Administrator and faculty salary and
10 benefits; report. The Board of Trustees shall report to the
11 Board of Higher Education, on or before August ~~July~~ 1 of each
12 year, the base salary and benefits of the president of the
13 university and all administrators, faculty members, and
14 instructors employed by the university from the prior fiscal
15 year. For the purposes of this Section, "benefits" includes
16 without limitation vacation days, sick days, bonuses,
17 annuities, and retirement enhancements.

18 (Source: P.A. 96-266, eff. 1-1-10; 96-1000, eff. 7-2-10.)

19 Section 10-90. The Western Illinois University Law is
20 amended by changing Section 35-170 as follows:

21 (110 ILCS 690/35-170)

22 Sec. 35-170. Administrator and faculty salary and

1 benefits; report. The Board of Trustees shall report to the
2 Board of Higher Education, on or before August ~~July~~ 1 of each
3 year, the base salary and benefits of the president of the
4 university and all administrators, faculty members, and
5 instructors employed by the university from the prior fiscal
6 year. For the purposes of this Section, "benefits" includes
7 without limitation vacation days, sick days, bonuses,
8 annuities, and retirement enhancements.

9 (Source: P.A. 96-266, eff. 1-1-10; 96-1000, eff. 7-2-10.)

10 Article 15.

11 Section 15-5. The Statute on Statutes is amended by
12 changing Section 1.33 as follows:

13 (5 ILCS 70/1.33) (from Ch. 1, par. 1034)

14 Sec. 1.33. Whenever there is a reference in any Act to the
15 ~~Capital Development Bond Act of 1972, Transportation Bond Act,~~
16 School Construction Bond Act, ~~Anti-Pollution Bond Act~~ or the
17 Illinois Coal and Energy Development Bond Act, such reference
18 shall be interpreted to include the General Obligation Bond
19 Act.

20 (Source: P.A. 83-1490.)

21 Section 15-10. The State Finance Act is amended by
22 changing Sections 8.3 and 8.25 as follows:

1 (30 ILCS 105/8.3)

2 Sec. 8.3. Money in the Road Fund shall, if and when the
3 State of Illinois incurs any bonded indebtedness for the
4 construction of permanent highways, be set aside and used for
5 the purpose of paying and discharging annually the principal
6 and interest on that bonded indebtedness then due and payable,
7 and for no other purpose. The surplus, if any, in the Road Fund
8 after the payment of principal and interest on that bonded
9 indebtedness then annually due shall be used as follows:

10 first -- to pay the cost of administration of Chapters
11 2 through 10 of the Illinois Vehicle Code, except the cost
12 of administration of Articles I and II of Chapter 3 of that
13 Code, and to pay the costs of the Executive Ethics
14 Commission for oversight and administration of the Chief
15 Procurement Officer appointed under paragraph (2) of
16 subsection (a) of Section 10-20 of the Illinois
17 Procurement Code for transportation; and

18 secondly -- for expenses of the Department of
19 Transportation for construction, reconstruction,
20 improvement, repair, maintenance, operation, and
21 administration of highways in accordance with the
22 provisions of laws relating thereto, or for any purpose
23 related or incident to and connected therewith, including
24 the separation of grades of those highways with railroads
25 and with highways and including the payment of awards made

1 by the Illinois Workers' Compensation Commission under the
2 terms of the Workers' Compensation Act or Workers'
3 Occupational Diseases Act for injury or death of an
4 employee of the Division of Highways in the Department of
5 Transportation; or for the acquisition of land and the
6 erection of buildings for highway purposes, including the
7 acquisition of highway right-of-way or for investigations
8 to determine the reasonably anticipated future highway
9 needs; or for making of surveys, plans, specifications and
10 estimates for and in the construction and maintenance of
11 flight strips and of highways necessary to provide access
12 to military and naval reservations, to defense industries
13 and defense-industry sites, and to the sources of raw
14 materials and for replacing existing highways and highway
15 connections shut off from general public use at military
16 and naval reservations and defense-industry sites, or for
17 the purchase of right-of-way, except that the State shall
18 be reimbursed in full for any expense incurred in building
19 the flight strips; or for the operating and maintaining of
20 highway garages; or for patrolling and policing the public
21 highways and conserving the peace; or for the operating
22 expenses of the Department relating to the administration
23 of public transportation programs; or, during fiscal year
24 2023, for the purposes of a grant not to exceed \$8,394,800
25 to the Regional Transportation Authority on behalf of PACE
26 for the purpose of ADA/Para-transit expenses; or, during

1 fiscal year 2024, for the purposes of a grant not to exceed
2 \$9,108,400 to the Regional Transportation Authority on
3 behalf of PACE for the purpose of ADA/Para-transit
4 expenses; or for any of those purposes or any other
5 purpose that may be provided by law.

6 Appropriations for any of those purposes are payable from
7 the Road Fund. Appropriations may also be made from the Road
8 Fund for the administrative expenses of any State agency that
9 are related to motor vehicles or arise from the use of motor
10 vehicles.

11 Beginning with fiscal year 1980 and thereafter, no Road
12 Fund monies shall be appropriated to the following Departments
13 or agencies of State government for administration, grants, or
14 operations; but this limitation is not a restriction upon
15 appropriating for those purposes any Road Fund monies that are
16 eligible for federal reimbursement:

17 1. Department of Public Health;

18 2. Department of Transportation, only with respect to
19 subsidies for one-half fare Student Transportation and
20 Reduced Fare for Elderly, except fiscal year 2023 when no
21 more than \$17,570,000 may be expended and except fiscal
22 year 2024 when no more than \$19,063,500 may be expended;

23 3. Department of Central Management Services, except
24 for expenditures incurred for group insurance premiums of
25 appropriate personnel;

26 4. Judicial Systems and Agencies.

1 Beginning with fiscal year 1981 and thereafter, no Road
2 Fund monies shall be appropriated to the following Departments
3 or agencies of State government for administration, grants, or
4 operations; but this limitation is not a restriction upon
5 appropriating for those purposes any Road Fund monies that are
6 eligible for federal reimbursement:

7 1. Illinois State Police, except for expenditures with
8 respect to the Division of Patrol and Division of Criminal
9 Investigation;

10 2. Department of Transportation, only with respect to
11 Intercity Rail Subsidies, except fiscal year 2023 when no
12 more than \$55,000,000 may be expended and except fiscal
13 year 2024 when no more than \$60,000,000 may be expended,
14 and Rail Freight Services.

15 Beginning with fiscal year 1982 and thereafter, no Road
16 Fund monies shall be appropriated to the following Departments
17 or agencies of State government for administration, grants, or
18 operations; but this limitation is not a restriction upon
19 appropriating for those purposes any Road Fund monies that are
20 eligible for federal reimbursement: Department of Central
21 Management Services, except for awards made by the Illinois
22 Workers' Compensation Commission under the terms of the
23 Workers' Compensation Act or Workers' Occupational Diseases
24 Act for injury or death of an employee of the Division of
25 Highways in the Department of Transportation.

26 Beginning with fiscal year 1984 and thereafter, no Road

1 Fund monies shall be appropriated to the following Departments
2 or agencies of State government for administration, grants, or
3 operations; but this limitation is not a restriction upon
4 appropriating for those purposes any Road Fund monies that are
5 eligible for federal reimbursement:

6 1. Illinois State Police, except not more than 40% of
7 the funds appropriated for the Division of Patrol and
8 Division of Criminal Investigation;

9 2. State Officers.

10 Beginning with fiscal year 1984 and thereafter, no Road
11 Fund monies shall be appropriated to any Department or agency
12 of State government for administration, grants, or operations
13 except as provided hereafter; but this limitation is not a
14 restriction upon appropriating for those purposes any Road
15 Fund monies that are eligible for federal reimbursement. It
16 shall not be lawful to circumvent the above appropriation
17 limitations by governmental reorganization or other methods.
18 Appropriations shall be made from the Road Fund only in
19 accordance with the provisions of this Section.

20 Money in the Road Fund shall, if and when the State of
21 Illinois incurs any bonded indebtedness for the construction
22 of permanent highways, be set aside and used for the purpose of
23 paying and discharging during each fiscal year the principal
24 and interest on that bonded indebtedness as it becomes due and
25 payable as provided in the General Obligation Bond Act
26 ~~Transportation Bond Act~~, and for no other purpose. The

1 surplus, if any, in the Road Fund after the payment of
2 principal and interest on that bonded indebtedness then
3 annually due shall be used as follows:

4 first -- to pay the cost of administration of Chapters
5 2 through 10 of the Illinois Vehicle Code; and

6 secondly -- no Road Fund monies derived from fees,
7 excises, or license taxes relating to registration,
8 operation and use of vehicles on public highways or to
9 fuels used for the propulsion of those vehicles, shall be
10 appropriated or expended other than for costs of
11 administering the laws imposing those fees, excises, and
12 license taxes, statutory refunds and adjustments allowed
13 thereunder, administrative costs of the Department of
14 Transportation, including, but not limited to, the
15 operating expenses of the Department relating to the
16 administration of public transportation programs, payment
17 of debts and liabilities incurred in construction and
18 reconstruction of public highways and bridges, acquisition
19 of rights-of-way for and the cost of construction,
20 reconstruction, maintenance, repair, and operation of
21 public highways and bridges under the direction and
22 supervision of the State, political subdivision, or
23 municipality collecting those monies, or during fiscal
24 year 2023 for the purposes of a grant not to exceed
25 \$8,394,800 to the Regional Transportation Authority on
26 behalf of PACE for the purpose of ADA/Para-transit

1 expenses, or during fiscal year 2024 for the purposes of a
2 grant not to exceed \$9,108,400 to the Regional
3 Transportation Authority on behalf of PACE for the purpose
4 of ADA/Para-transit expenses, and the costs for patrolling
5 and policing the public highways (by the State, political
6 subdivision, or municipality collecting that money) for
7 enforcement of traffic laws. The separation of grades of
8 such highways with railroads and costs associated with
9 protection of at-grade highway and railroad crossing shall
10 also be permissible.

11 Appropriations for any of such purposes are payable from
12 the Road Fund or the Grade Crossing Protection Fund as
13 provided in Section 8 of the Motor Fuel Tax Law.

14 Except as provided in this paragraph, beginning with
15 fiscal year 1991 and thereafter, no Road Fund monies shall be
16 appropriated to the Illinois State Police for the purposes of
17 this Section in excess of its total fiscal year 1990 Road Fund
18 appropriations for those purposes unless otherwise provided in
19 Section 5g of this Act. For fiscal years 2003, 2004, 2005,
20 2006, and 2007 only, no Road Fund monies shall be appropriated
21 to the Department of State Police for the purposes of this
22 Section in excess of \$97,310,000. For fiscal year 2008 only,
23 no Road Fund monies shall be appropriated to the Department of
24 State Police for the purposes of this Section in excess of
25 \$106,100,000. For fiscal year 2009 only, no Road Fund monies
26 shall be appropriated to the Department of State Police for

1 the purposes of this Section in excess of \$114,700,000.
2 Beginning in fiscal year 2010, no Road Fund ~~road fund~~ moneys
3 shall be appropriated to the Illinois State Police. It shall
4 not be lawful to circumvent this limitation on appropriations
5 by governmental reorganization or other methods unless
6 otherwise provided in Section 5g of this Act.

7 In fiscal year 1994, no Road Fund monies shall be
8 appropriated to the Secretary of State for the purposes of
9 this Section in excess of the total fiscal year 1991 Road Fund
10 appropriations to the Secretary of State for those purposes,
11 plus \$9,800,000. It shall not be lawful to circumvent this
12 limitation on appropriations by governmental reorganization or
13 other method.

14 Beginning with fiscal year 1995 and thereafter, no Road
15 Fund monies shall be appropriated to the Secretary of State
16 for the purposes of this Section in excess of the total fiscal
17 year 1994 Road Fund appropriations to the Secretary of State
18 for those purposes. It shall not be lawful to circumvent this
19 limitation on appropriations by governmental reorganization or
20 other methods.

21 Beginning with fiscal year 2000, total Road Fund
22 appropriations to the Secretary of State for the purposes of
23 this Section shall not exceed the amounts specified for the
24 following fiscal years:

25	Fiscal Year 2000	\$80,500,000;
26	Fiscal Year 2001	\$80,500,000;

1	Fiscal Year 2002	\$80,500,000;
2	Fiscal Year 2003	\$130,500,000;
3	Fiscal Year 2004	\$130,500,000;
4	Fiscal Year 2005	\$130,500,000;
5	Fiscal Year 2006	\$130,500,000;
6	Fiscal Year 2007	\$130,500,000;
7	Fiscal Year 2008	\$130,500,000;
8	Fiscal Year 2009	\$130,500,000.

9 For fiscal year 2010, no road fund moneys shall be
10 appropriated to the Secretary of State.

11 Beginning in fiscal year 2011, moneys in the Road Fund
12 shall be appropriated to the Secretary of State for the
13 exclusive purpose of paying refunds due to overpayment of fees
14 related to Chapter 3 of the Illinois Vehicle Code unless
15 otherwise provided for by law.

16 It shall not be lawful to circumvent this limitation on
17 appropriations by governmental reorganization or other
18 methods.

19 No new program may be initiated in fiscal year 1991 and
20 thereafter that is not consistent with the limitations imposed
21 by this Section for fiscal year 1984 and thereafter, insofar
22 as appropriation of Road Fund monies is concerned.

23 Nothing in this Section prohibits transfers from the Road
24 Fund to the State Construction Account Fund under Section 5e
25 of this Act; nor to the General Revenue Fund, as authorized by
26 Public Act 93-25.

1 The additional amounts authorized for expenditure in this
2 Section by Public Acts 92-0600, 93-0025, 93-0839, and 94-91
3 shall be repaid to the Road Fund from the General Revenue Fund
4 in the next succeeding fiscal year that the General Revenue
5 Fund has a positive budgetary balance, as determined by
6 generally accepted accounting principles applicable to
7 government.

8 The additional amounts authorized for expenditure by the
9 Secretary of State and the Department of State Police in this
10 Section by Public Act 94-91 shall be repaid to the Road Fund
11 from the General Revenue Fund in the next succeeding fiscal
12 year that the General Revenue Fund has a positive budgetary
13 balance, as determined by generally accepted accounting
14 principles applicable to government.

15 (Source: P.A. 102-16, eff. 6-17-21; 102-538, eff. 8-20-21;
16 102-699, eff. 4-19-22; 102-813, eff. 5-13-22; 103-8, eff.
17 6-7-23; 103-34, eff. 1-1-24; revised 12-12-23.)

18 (30 ILCS 105/8.25) (from Ch. 127, par. 144.25)

19 Sec. 8.25. Build Illinois Fund; uses.

20 (A) All moneys in the Build Illinois Fund shall be
21 transferred, appropriated, and used only for the purposes
22 authorized by and subject to the limitations and conditions
23 prescribed by this Section. There are established the
24 following accounts in the Build Illinois Fund: the McCormick
25 Place Account, the Build Illinois Bond Account, the Build

1 Illinois Purposes Account, the Park and Conservation Fund
2 Account, and the Tourism Advertising and Promotion Account.
3 Amounts deposited into the Build Illinois Fund consisting of
4 1.55% before July 1, 1986, and 1.75% on and after July 1, 1986,
5 of moneys received by the Department of Revenue under Section
6 9 of the Use Tax Act, Section 9 of the Service Use Tax Act,
7 Section 9 of the Service Occupation Tax Act, and Section 3 of
8 the Retailers' Occupation Tax Act, and all amounts deposited
9 therein under Section 28 of the Illinois Horse Racing Act of
10 1975, Section 4.05 of the Chicago World's Fair - 1992
11 Authority Act, and Sections 3 and 6 of the Hotel Operators'
12 Occupation Tax Act, shall be credited initially to the
13 McCormick Place Account and all other amounts deposited into
14 the Build Illinois Fund shall be credited initially to the
15 Build Illinois Bond Account. Of the amounts initially so
16 credited to the McCormick Place Account in each month, the
17 amount that is to be transferred in that month to the
18 Metropolitan Fair and Exposition Authority Improvement Bond
19 Fund, as provided below, shall remain credited to the
20 McCormick Place Account, and all amounts initially so credited
21 in that month in excess thereof shall next be credited to the
22 Build Illinois Bond Account. Of the amounts credited to the
23 Build Illinois Bond Account in each month, the amount that is
24 to be transferred in that month to the Build Illinois Bond
25 Retirement and Interest Fund, as provided below, shall remain
26 credited to the Build Illinois Bond Account, and all amounts

1 so credited in each month in excess thereof shall next be
2 credited monthly to the other accounts in the following order
3 of priority: first, to the Build Illinois Purposes Account,
4 plus any cumulative deficiency in those transfers for prior
5 months; second, 1/12 of \$10,000,000, plus any cumulative
6 deficiency in those transfers for prior months, to the Park
7 and Conservation Fund Account; and third, to the General
8 Revenue Fund in the State Treasury all amounts that remain in
9 the Build Illinois Fund on the last day of each month and are
10 not credited to any account in that Fund.

11 Transfers from the McCormick Place Account in the Build
12 Illinois Fund shall be made as follows:

13 Beginning with fiscal year 1985 and continuing for each
14 fiscal year thereafter, the Metropolitan Pier and Exposition
15 Authority shall annually certify to the State Comptroller and
16 State Treasurer the amount necessary and required during the
17 fiscal year with respect to which the certification is made to
18 pay the debt service requirements (including amounts to be
19 paid with respect to arrangements to provide additional
20 security or liquidity) on all outstanding bonds and notes,
21 including refunding bonds (herein collectively referred to as
22 bonds) of issues in the aggregate amount (excluding the amount
23 of any refunding bonds issued by that Authority after January
24 1, 1986) of not more than \$312,500,000 issued after July 1,
25 1984, by that Authority for the purposes specified in Sections
26 10.1 and 13.1 of the Metropolitan Pier and Exposition

1 Authority Act. In each month of the fiscal year in which there
2 are bonds outstanding with respect to which the annual
3 certification is made, the Comptroller shall order transferred
4 and the Treasurer shall transfer from the McCormick Place
5 Account in the Build Illinois Fund to the Metropolitan Fair
6 and Exposition Authority Improvement Bond Fund an amount equal
7 to 150% of the certified amount for that fiscal year divided by
8 the number of months during that fiscal year in which bonds of
9 the Authority are outstanding, plus any cumulative deficiency
10 in those transfers for prior months; provided, that the
11 maximum amount that may be so transferred in fiscal year 1985
12 shall not exceed \$15,000,000 or a lesser sum as is actually
13 necessary and required to pay the debt service requirements
14 for that fiscal year after giving effect to net operating
15 revenues of that Authority available for that purpose as
16 certified by that Authority, and provided further that the
17 maximum amount that may be so transferred in fiscal year 1986
18 shall not exceed \$30,000,000 and in each fiscal year
19 thereafter shall not exceed \$33,500,000 in any fiscal year or
20 a lesser sum as is actually necessary and required to pay the
21 debt service requirements for that fiscal year after giving
22 effect to net operating revenues of that Authority available
23 for that purpose as certified by that Authority.

24 When an amount equal to 100% of the aggregate amount of
25 principal and interest in each fiscal year with respect to
26 bonds issued after July 1, 1984, that by their terms are

1 payable from the Metropolitan Fair and Exposition Authority
2 Improvement Bond Fund, including under sinking fund
3 requirements, has been so paid and deficiencies in reserves
4 established from bond proceeds shall have been remedied, and
5 at the time that those amounts have been transferred to the
6 Authority as provided in Section 13.1 of the Metropolitan Pier
7 and Exposition Authority Act, the remaining moneys, if any,
8 deposited and to be deposited during each fiscal year to the
9 Metropolitan Fair and Exposition Authority Improvement Bond
10 Fund shall be transferred to the Metropolitan Fair and
11 Exposition Authority Completion Note Subordinate Fund.

12 Transfers from the Build Illinois Bond Account in the
13 Build Illinois Fund shall be made as follows:

14 Beginning with fiscal year 1986 and continuing for each
15 fiscal year thereafter so long as limited obligation bonds of
16 the State issued under the Build Illinois Bond Act remain
17 outstanding, the Comptroller shall order transferred and the
18 Treasurer shall transfer in each month, commencing in October,
19 1985, on the last day of that month, from the Build Illinois
20 Bond Account to the Build Illinois Bond Retirement and
21 Interest Fund in the State Treasury the amount required to be
22 so transferred in that month under Section 13 of the Build
23 Illinois Bond Act.

24 As soon as may be practicable after the first day of each
25 month beginning after July 1, 1984, the Comptroller shall
26 order transferred and the Treasurer shall transfer from the

1 Park and Conservation Fund Account in the Build Illinois Fund
2 to the Park and Conservation Fund 1/12 of \$10,000,000, plus
3 any cumulative deficiency in those transfers for prior months,
4 for conservation and park purposes as enumerated in Section
5 805-420 of the Department of Natural Resources (Conservation)
6 Law (20 ILCS 805/805-420), ~~and to pay the debt service~~
7 ~~requirements on all outstanding bonds of an issue in the~~
8 ~~aggregate amount of not more than \$40,000,000 issued after~~
9 ~~January 1, 1985, by the State of Illinois for the purposes~~
10 ~~specified in Section 3(c) of the Capital Development Bond Act~~
11 ~~of 1972,~~ or for the same purposes as specified in any other
12 State general obligation bond Act enacted after November 1,
13 1984. ~~Transfers from the Park and Conservation Fund to the~~
14 ~~Capital Development Bond Retirement and Interest Fund to pay~~
15 ~~those debt service requirements shall be made in accordance~~
16 ~~with Section 8.25b of this Act.~~

17 All funds remaining in the Build Illinois Fund on the last
18 day of any month and not credited to any account in that Fund
19 shall be transferred by the State Treasurer to the General
20 Revenue Fund.

21 (B) For the purpose of this Section, "cumulative
22 deficiency" shall include all deficiencies in those transfers
23 that have occurred since July 1, 1984, as specified in
24 subsection (A) of this Section.

25 (C) (Blank). ~~In addition to any other permitted use of~~
26 ~~moneys in the Fund, and notwithstanding any restriction on the~~

1 ~~use of the Fund, moneys in the Park and Conservation Fund may~~
2 ~~be transferred to the General Revenue Fund as authorized by~~
3 ~~Public Act 87-14. The General Assembly finds that an excess of~~
4 ~~moneys existed in the Fund on July 30, 1991, and the Governor's~~
5 ~~order of July 30, 1991, requesting the Comptroller and~~
6 ~~Treasurer to transfer an amount from the Fund to the General~~
7 ~~Revenue Fund is hereby validated.~~

8 (D) (Blank).

9 (Source: P.A. 102-1071, eff. 6-10-22.)

10 (30 ILCS 325/Act rep.)

11 Section 15-20. The Fiscal Agent Designation Act is
12 repealed.

13 Section 15-25. The General Obligation Bond Act is amended
14 by changing Sections 12 and 15 as follows:

15 (30 ILCS 330/12) (from Ch. 127, par. 662)

16 Sec. 12. Allocation of proceeds from sale of Bonds.

17 (a) Proceeds from the sale of Bonds, authorized by Section
18 3 of this Act, shall be deposited in the separate fund known as
19 the Capital Development Fund, a special fund that was created
20 under Section 6 of the Capital Development Bond Act of 1972
21 (repealed) and is continued under this amendatory Act of the
22 103rd General Assembly, which may be expended as provided by
23 law.

1 (b) Proceeds from the sale of Bonds, authorized by
2 paragraph (a) of Section 4 of this Act, shall be deposited in
3 the separate fund known as the Transportation Bond, Series A
4 Fund, a special fund that was created under Section 4 of the
5 Transportation Bond Act (repealed) and is continued under this
6 amendatory Act of the 103rd General Assembly, which may be
7 expended as provided by law.

8 (c) Proceeds from the sale of Bonds, authorized by
9 paragraphs (b) and (c) of Section 4 of this Act, shall be
10 deposited in the separate fund known as the Transportation
11 Bond, Series B Fund, a special fund that was created under
12 Section 4 of the Transportation Bond Act (repealed) and is
13 continued under this amendatory Act of the 103rd General
14 Assembly, which may be expended as provided by law.

15 (c-1) Proceeds from the sale of Bonds, authorized by
16 paragraph (d) of Section 4 of this Act, shall be deposited into
17 the Transportation Bond Series D Fund, which is hereby
18 created.

19 (c-2) Proceeds from the sale of Bonds, authorized by
20 paragraph (e) of Section 4 of this Act, shall be deposited into
21 the Multi-modal Transportation Bond Fund, which is hereby
22 created.

23 (d) Proceeds from the sale of Bonds, authorized by Section
24 5 of this Act, shall be deposited in the separate fund known as
25 the School Construction Fund.

26 (e) Proceeds from the sale of Bonds, authorized by Section

1 6 of this Act, shall be deposited in the separate fund known as
2 the Anti-Pollution Fund, a special fund that was created under
3 Section 3 of the Anti-Pollution Bond Act (repealed) and is
4 continued under this amendatory Act of the 103rd General
5 Assembly, which may be expended as provided by law.

6 (f) Proceeds from the sale of Bonds, authorized by Section
7 of this Act, shall be deposited in the separate fund known as
8 the Coal Development Fund, a special fund that was created
9 under Section 10 of the Illinois Coal and Energy Development
10 Bond Act (repealed) and is continued under this amendatory Act
11 of the 103rd General Assembly, which may be expended as
12 provided by law.

13 (f-2) Proceeds from the sale of Bonds, authorized by
14 Section 7.2 of this Act, shall be deposited as set forth in
15 Section 7.2.

16 (f-5) Proceeds from the sale of Bonds, authorized by
17 Section 7.5 of this Act, shall be deposited as set forth in
18 Section 7.5.

19 (f-7) Proceeds from the sale of Bonds, authorized by
20 Section 7.6 of this Act, shall be deposited as set forth in
21 Section 7.6.

22 (f-8) Proceeds from the sale of Bonds, authorized by
23 Section 7.7 of this Act, shall be deposited as set forth in
24 Section 7.7.

25 (g) Proceeds from the sale of Bonds, authorized by Section
26 8 of this Act, shall be deposited in the Capital Development

1 Fund.

2 (h) Subsequent to the issuance of any Bonds for the
3 purposes described in Sections 2 through 8 of this Act, the
4 Governor and the Director of the Governor's Office of
5 Management and Budget may provide for the reallocation of
6 unspent proceeds of such Bonds to any other purposes
7 authorized under said Sections of this Act, subject to the
8 limitations on aggregate principal amounts contained therein.
9 Upon any such reallocation, such unspent proceeds shall be
10 transferred to the appropriate funds as determined by
11 reference to paragraphs (a) through (g) of this Section.

12 (Source: P.A. 100-23, eff. 7-6-17; 100-587, eff. 6-4-18;
13 101-30, eff. 6-28-19.)

14 (30 ILCS 330/15) (from Ch. 127, par. 665)

15 Sec. 15. Computation of principal and interest; transfers.

16 (a) Upon each delivery of Bonds authorized to be issued
17 under this Act, the Comptroller shall compute and certify to
18 the Treasurer the total amount of principal of, interest on,
19 and premium, if any, on Bonds issued that will be payable in
20 order to retire such Bonds, the amount of principal of,
21 interest on and premium, if any, on such Bonds that will be
22 payable on each payment date according to the tenor of such
23 Bonds during the then current and each succeeding fiscal year,
24 and the amount of sinking fund payments needed to be deposited
25 in connection with Qualified School Construction Bonds

1 authorized by subsection (e) of Section 9. With respect to the
2 interest payable on variable rate bonds, such certifications
3 shall be calculated at the maximum rate of interest that may be
4 payable during the fiscal year, after taking into account any
5 credits permitted in the related indenture or other instrument
6 against the amount of such interest required to be
7 appropriated for such period pursuant to subsection (c) of
8 Section 14 of this Act. With respect to the interest payable,
9 such certifications shall include the amounts certified by the
10 Director of the Governor's Office of Management and Budget
11 under subsection (b) of Section 9 of this Act.

12 On or before the last day of each month the State Treasurer
13 and Comptroller shall transfer from (1) the Road Fund with
14 respect to Bonds issued under paragraphs (a) and (e) of
15 Section 4 of this Act, or Bonds issued under authorization in
16 Public Act 98-781, or Bonds issued for the purpose of
17 refunding such bonds, and from (2) the General Revenue Fund,
18 with respect to all other Bonds issued under this Act, to the
19 General Obligation Bond Retirement and Interest Fund an amount
20 sufficient to pay the aggregate of the principal of, interest
21 on, and premium, if any, on Bonds payable, by their terms on
22 the next payment date divided by the number of full calendar
23 months between the date of such Bonds and the first such
24 payment date, and thereafter, divided by the number of months
25 between each succeeding payment date after the first. Such
26 computations and transfers shall be made for each series of

1 Bonds issued and delivered. Interest payable on variable rate
2 bonds shall be calculated at the maximum rate of interest that
3 may be payable for the relevant period, after taking into
4 account any credits permitted in the related indenture or
5 other instrument against the amount of such interest required
6 to be appropriated for such period pursuant to subsection (c)
7 of Section 14 of this Act. Computations of interest shall
8 include the amounts certified by the Director of the
9 Governor's Office of Management and Budget under subsection
10 (b) of Section 9 of this Act. Interest for which moneys have
11 already been deposited into the capitalized interest account
12 within the General Obligation Bond Retirement and Interest
13 Fund shall not be included in the calculation of the amounts to
14 be transferred under this subsection. Notwithstanding any
15 other provision in this Section, the transfer provisions
16 provided in this paragraph shall not apply to transfers made
17 in fiscal year 2010 or fiscal year 2011 with respect to Bonds
18 issued in fiscal year 2010 or fiscal year 2011 pursuant to
19 Section 7.2 of this Act. In the case of transfers made in
20 fiscal year 2010 or fiscal year 2011 with respect to the Bonds
21 issued in fiscal year 2010 or fiscal year 2011 pursuant to
22 Section 7.2 of this Act, on or before the 15th day of the month
23 prior to the required debt service payment, the State
24 Treasurer and Comptroller shall transfer from the General
25 Revenue Fund to the General Obligation Bond Retirement and
26 Interest Fund an amount sufficient to pay the aggregate of the

1 principal of, interest on, and premium, if any, on the Bonds
2 payable in that next month.

3 The transfer of monies herein and above directed is not
4 required if monies in the General Obligation Bond Retirement
5 and Interest Fund are more than the amount otherwise to be
6 transferred as herein above provided, and if the Governor or
7 his authorized representative notifies the State Treasurer and
8 Comptroller of such fact in writing.

9 (b) ~~The After the effective date of this Act, the balance~~
10 ~~of, and monies directed to be included in the Capital~~
11 ~~Development Bond Retirement and Interest Fund, Anti-Pollution~~
12 ~~Bond Retirement and Interest Fund, Transportation Bond, Series~~
13 ~~A Retirement and Interest Fund, Transportation Bond, Series B~~
14 ~~Retirement and Interest Fund, and Coal Development Bond~~
15 ~~Retirement and Interest Fund shall be transferred to and~~
16 ~~deposited in the~~ General Obligation Bond Retirement and
17 Interest Fund. ~~This Fund~~ shall be used to make debt service
18 payments ~~on the State's general obligation Bonds heretofore~~
19 ~~issued which are now outstanding and payable from the Funds~~
20 ~~herein listed as well as~~ on Bonds issued under this Act.

21 (c) The unused portion of federal funds received for or as
22 reimbursement for a capital facilities project, as authorized
23 by Section 3 of this Act, for which monies from the Capital
24 Development Fund have been expended shall remain in the
25 Capital Development Board Contributory Trust Fund and shall be
26 used for capital projects and for no other purpose, subject to

1 appropriation and as directed by the Capital Development
2 Board. Any federal funds received as reimbursement for the
3 completed construction of a capital facilities project, as
4 authorized by Section 3 of this Act, for which monies from the
5 Capital Development Fund have been expended may be used for
6 any expense or project necessary for implementation of the
7 Quincy Veterans' Home Rehabilitation and Rebuilding Act for a
8 period of 5 years from July 17, 2018 (the effective date of
9 Public Act 100-610).

10 (Source: P.A. 101-30, eff. 6-28-19; 102-699, eff. 4-19-22.)

11 (30 ILCS 395/Act rep.)

12 Section 15-30. The Educational Institution Bond
13 Authorization Act is repealed.

14 (30 ILCS 400/Act rep.)

15 Section 15-35. The Mental Health Institution Bond Act is
16 repealed.

17 (30 ILCS 405/Act rep.)

18 Section 15-40. The Anti-Pollution Bond Act is repealed.

19 (30 ILCS 410/Act rep.)

20 Section 15-45. The Anti-Pollution Bond Fund Transfer Act
21 is repealed.

1 (30 ILCS 415/Act rep.)

2 Section 15-50. The Transportation Bond Act is repealed.

3 (30 ILCS 420/Act rep.)

4 Section 15-55. The Capital Development Bond Act of 1972 is
5 repealed.

6 Section 15-60. The Public Community College Act is amended
7 by changing Sections 5-1, 5-9, and 5-12 as follows:

8 (110 ILCS 805/5-1) (from Ch. 122, par. 105-1)

9 Sec. 5-1. Application; State funds.

10 (a) This Article does not apply to community college
11 energy conservation measures and guaranteed energy saving
12 contracts undertaken, implemented, or entered into under
13 Article V-A.

14 (b) Upon compliance with the provisions of this Article,
15 any community college may receive and expend funds for
16 building purposes under the direction of the State Board
17 pursuant to the provisions of the General Obligation Bond Act,
18 the Capital Development Bond Act of 1972 (now repealed), and
19 the Capital Development Board Act.

20 (Source: P.A. 88-173.)

21 (110 ILCS 805/5-9) (from Ch. 122, par. 105-9)

22 Sec. 5-9. The community college district may finance 25%

1 or more of the project by issuing bonds in the manner provided
2 in Article IIIA. The community college board is authorized to
3 transfer to the Capital Development Board to supplement the
4 financing by the Capital Development Board responsive to the
5 General Obligation Bond Act, "Capital Development Bond Act of
6 1972 (now repealed) ", ~~as now or hereafter amended~~, and the
7 "Capital Development Board Act", ~~as now or hereafter amended~~,
8 such monies as are necessary to finance at least 25% of the
9 project. In addition any community college district may
10 designate for building purposes any property it may own,
11 either real or personal, situated within the geographical
12 boundaries of such community college district, as part of its
13 contribution necessary to finance at least 25% of the project.
14 The obligation of property and money may be made for any
15 project authorized by law to be undertaken by the Capital
16 Development Board responsive to a declaration of such project
17 being in the public interest by the General Assembly for any of
18 the purposes approved by the State Board.

19 (Source: P.A. 81-1509.)

20 (110 ILCS 805/5-12) (from Ch. 122, par. 105-12)

21 Sec. 5-12. In the event the Capital Development Board
22 determines that a facility previously provided for a community
23 college under this Article was defectively designed or
24 constructed, the cost of any necessary corrective work shall
25 be fully funded by monies appropriated pursuant to the General

1 ~~Obligation Bond Act Capital Development Bond Act of 1972, as~~
2 ~~now or hereafter amended.~~ In such an instance, the community
3 college shall not be required to provide any portion of the
4 cost of the corrective work.

5 Should a community college district recover damages
6 against any party responsible for the defective design or
7 construction of a community college facility, the community
8 college district shall reimburse the State of Illinois for any
9 funds provided by the State to correct building defects.

10 No provision of this Section shall preclude or delay
11 litigation by a community college district to recover damages
12 for such defective design or construction from the party or
13 parties responsible for same.

14 (Source: P.A. 81-994.)

15 Section 15-65. The Environmental Protection Act is amended
16 by changing Section 4 as follows:

17 (415 ILCS 5/4) (from Ch. 111 1/2, par. 1004)

18 Sec. 4. Environmental Protection Agency; establishment;
19 duties.

20 (a) There is established in the Executive Branch of the
21 State Government an agency to be known as the Environmental
22 Protection Agency. This Agency shall be under the supervision
23 and direction of a Director who shall be appointed by the
24 Governor with the advice and consent of the Senate. The term of

1 office of the Director shall expire on the third Monday of
2 January in odd numbered years, provided that he or she shall
3 hold office until a successor is appointed and has qualified.
4 For terms beginning after January 18, 2019 (the effective date
5 of Public Act 100-1179) and before January 16, 2023, the
6 Director's annual salary shall be an amount equal to 15% more
7 than the Director's annual salary as of December 31, 2018. The
8 calculation of the 2018 salary base for this adjustment shall
9 not include any cost of living adjustments, as authorized by
10 Senate Joint Resolution 192 of the 86th General Assembly, for
11 the period beginning July 1, 2009 to June 30, 2019. Beginning
12 July 1, 2019 and each July 1 thereafter, the Director shall
13 receive an increase in salary based on a cost of living
14 adjustment as authorized by Senate Joint Resolution 192 of the
15 86th General Assembly. Notwithstanding any other provision of
16 law, for terms beginning on or after January 16, 2023, the
17 Director shall receive an annual salary of \$180,000 or as set
18 by the Governor, whichever is higher. On July 1, 2023, and on
19 each July 1 thereafter, the Director shall receive an increase
20 in salary based on a cost of living adjustment as authorized by
21 Senate Joint Resolution 192 of the 86th General Assembly. The
22 Director, in accord with the Personnel Code, shall employ and
23 direct such personnel, and shall provide for such laboratory
24 and other facilities, as may be necessary to carry out the
25 purposes of this Act. In addition, the Director may by
26 agreement secure such services as he or she may deem necessary

1 from any other department, agency, or unit of the State
2 Government, and may employ and compensate such consultants and
3 technical assistants as may be required.

4 (b) The Agency shall have the duty to collect and
5 disseminate such information, acquire such technical data, and
6 conduct such experiments as may be required to carry out the
7 purposes of this Act, including ascertainment of the quantity
8 and nature of discharges from any contaminant source and data
9 on those sources, and to operate and arrange for the operation
10 of devices for the monitoring of environmental quality.

11 (c) The Agency shall have authority to conduct a program
12 of continuing surveillance and of regular or periodic
13 inspection of actual or potential contaminant or noise
14 sources, of public water supplies, and of refuse disposal
15 sites.

16 (d) In accordance with constitutional limitations, the
17 Agency shall have authority to enter at all reasonable times
18 upon any private or public property for the purpose of:

19 (1) Inspecting and investigating to ascertain possible
20 violations of this Act, any rule or regulation adopted
21 under this Act, any permit or term or condition of a
22 permit, or any Board order; or

23 (2) In accordance with the provisions of this Act,
24 taking whatever preventive or corrective action, including
25 but not limited to removal or remedial action, that is
26 necessary or appropriate whenever there is a release or a

1 substantial threat of a release of (A) a hazardous
2 substance or pesticide or (B) petroleum from an
3 underground storage tank.

4 (e) The Agency shall have the duty to investigate
5 violations of this Act, any rule or regulation adopted under
6 this Act, any permit or term or condition of a permit, or any
7 Board order; to issue administrative citations as provided in
8 Section 31.1 of this Act; and to take such summary enforcement
9 action as is provided for by Section 34 of this Act.

10 (f) The Agency shall appear before the Board in any
11 hearing upon a petition for variance or time-limited water
12 quality standard, the denial of a permit, or the validity or
13 effect of a rule or regulation of the Board, and shall have the
14 authority to appear before the Board in any hearing under the
15 Act.

16 (g) The Agency shall have the duty to administer, in
17 accord with Title X of this Act, such permit and certification
18 systems as may be established by this Act or by regulations
19 adopted thereunder. The Agency may enter into written
20 delegation agreements with any department, agency, or unit of
21 State or local government under which all or portions of this
22 duty may be delegated for public water supply storage and
23 transport systems, sewage collection and transport systems,
24 air pollution control sources with uncontrolled emissions of
25 100 tons per year or less and application of algicides to
26 waters of the State. Such delegation agreements will require

1 that the work to be performed thereunder will be in accordance
2 with Agency criteria, subject to Agency review, and shall
3 include such financial and program auditing by the Agency as
4 may be required.

5 (h) The Agency shall have authority to require the
6 submission of complete plans and specifications from any
7 applicant for a permit required by this Act or by regulations
8 thereunder, and to require the submission of such reports
9 regarding actual or potential violations of this Act, any rule
10 or regulation adopted under this Act, any permit or term or
11 condition of a permit, or any Board order, as may be necessary
12 for the purposes of this Act.

13 (i) The Agency shall have authority to make
14 recommendations to the Board for the adoption of regulations
15 under Title VII of the Act.

16 (j) The Agency shall have the duty to represent the State
17 of Illinois in any and all matters pertaining to plans,
18 procedures, or negotiations for interstate compacts or other
19 governmental arrangements relating to environmental
20 protection.

21 (k) The Agency shall have the authority to accept,
22 receive, and administer on behalf of the State any grants,
23 gifts, loans, indirect cost reimbursements, or other funds
24 made available to the State from any source for purposes of
25 this Act or for air or water pollution control, public water
26 supply, solid waste disposal, noise abatement, or other

1 environmental protection activities, surveys, or programs. Any
2 federal funds received by the Agency pursuant to this
3 subsection shall be deposited in a trust fund with the State
4 Treasurer and held and disbursed by him in accordance with
5 Treasurer as Custodian of Funds Act, provided that such monies
6 shall be used only for the purposes for which they are
7 contributed and any balance remaining shall be returned to the
8 contributor.

9 The Agency is authorized to promulgate such regulations
10 and enter into such contracts as it may deem necessary for
11 carrying out the provisions of this subsection.

12 (1) The Agency is hereby designated as water pollution
13 agency for the state for all purposes of the Federal Water
14 Pollution Control Act, as amended; as implementing agency for
15 the State for all purposes of the Safe Drinking Water Act,
16 Public Law 93-523, as now or hereafter amended, except Section
17 1425 of that Act; as air pollution agency for the state for all
18 purposes of the Clean Air Act of 1970, Public Law 91-604,
19 approved December 31, 1970, as amended; and as solid waste
20 agency for the state for all purposes of the Solid Waste
21 Disposal Act, Public Law 89-272, approved October 20, 1965,
22 and amended by the Resource Recovery Act of 1970, Public Law
23 91-512, approved October 26, 1970, as amended, and amended by
24 the Resource Conservation and Recovery Act of 1976, (P.L.
25 94-580) approved October 21, 1976, as amended; as noise
26 control agency for the state for all purposes of the Noise

1 Control Act of 1972, Public Law 92-574, approved October 27,
2 1972, as amended; and as implementing agency for the State for
3 all purposes of the Comprehensive Environmental Response,
4 Compensation, and Liability Act of 1980 (P.L. 96-510), as
5 amended; and otherwise as pollution control agency for the
6 State pursuant to federal laws integrated with the foregoing
7 laws, for financing purposes or otherwise. The Agency is
8 hereby authorized to take all action necessary or appropriate
9 to secure to the State the benefits of such federal Acts,
10 provided that the Agency shall transmit to the United States
11 without change any standards adopted by the Pollution Control
12 Board pursuant to Section 5(c) of this Act. This subsection
13 (1) of Section 4 shall not be construed to bar or prohibit the
14 Environmental Protection Trust Fund Commission from accepting,
15 receiving, and administering on behalf of the State any
16 grants, gifts, loans or other funds for which the Commission
17 is eligible pursuant to the Environmental Protection Trust
18 Fund Act. The Agency is hereby designated as the State agency
19 for all purposes of administering the requirements of Section
20 313 of the federal Emergency Planning and Community
21 Right-to-Know Act of 1986.

22 Any municipality, sanitary district, or other political
23 subdivision, or any Agency of the State or interstate Agency,
24 which makes application for loans or grants under such federal
25 Acts shall notify the Agency of such application; the Agency
26 may participate in proceedings under such federal Acts.

1 (m) The Agency shall have authority, consistent with
2 Section 5(c) and other provisions of this Act, and for
3 purposes of Section 303(e) of the Federal Water Pollution
4 Control Act, as now or hereafter amended, to engage in
5 planning processes and activities and to develop plans in
6 cooperation with units of local government, state agencies and
7 officers, and other appropriate persons in connection with the
8 jurisdiction or duties of each such unit, agency, officer or
9 person. Public hearings shall be held on the planning process,
10 at which any person shall be permitted to appear and be heard,
11 pursuant to procedural regulations promulgated by the Agency.

12 (n) In accordance with the powers conferred upon the
13 Agency by Sections 10(g), 13(b), 19, 22(d) and 25 of this Act,
14 the Agency shall have authority to establish and enforce
15 minimum standards for the operation of laboratories relating
16 to analyses and laboratory tests for air pollution, water
17 pollution, noise emissions, contaminant discharges onto land
18 and sanitary, chemical, and mineral quality of water
19 distributed by a public water supply. The Agency may enter
20 into formal working agreements with other departments or
21 agencies of state government under which all or portions of
22 this authority may be delegated to the cooperating department
23 or agency.

24 (o) The Agency shall have the authority to issue
25 certificates of competency to persons and laboratories meeting
26 the minimum standards established by the Agency in accordance

1 with Section 4(n) of this Act and to promulgate and enforce
2 regulations relevant to the issuance and use of such
3 certificates. The Agency may enter into formal working
4 agreements with other departments or agencies of state
5 government under which all or portions of this authority may
6 be delegated to the cooperating department or agency.

7 (p) Except as provided in Section 17.7, the Agency shall
8 have the duty to analyze samples as required from each public
9 water supply to determine compliance with the contaminant
10 levels specified by the Pollution Control Board. The maximum
11 number of samples which the Agency shall be required to
12 analyze for microbiological quality shall be 6 per month, but
13 the Agency may, at its option, analyze a larger number each
14 month for any supply. Results of sample analyses for
15 additional required bacteriological testing, turbidity,
16 residual chlorine and radionuclides are to be provided to the
17 Agency in accordance with Section 19. Owners of water supplies
18 may enter into agreements with the Agency to provide for
19 reduced Agency participation in sample analyses.

20 (q) The Agency shall have the authority to provide notice
21 to any person who may be liable pursuant to Section 22.2(f) of
22 this Act for a release or a substantial threat of a release of
23 a hazardous substance or pesticide. Such notice shall include
24 the identified response action and an opportunity for such
25 person to perform the response action.

26 (r) The Agency may enter into written delegation

1 agreements with any unit of local government under which it
2 may delegate all or portions of its inspecting, investigating
3 and enforcement functions. Such delegation agreements shall
4 require that work performed thereunder be in accordance with
5 Agency criteria and subject to Agency review. Notwithstanding
6 any other provision of law to the contrary, no unit of local
7 government shall be liable for any injury resulting from the
8 exercise of its authority pursuant to such a delegation
9 agreement unless the injury is proximately caused by the
10 willful and wanton negligence of an agent or employee of the
11 unit of local government, and any policy of insurance coverage
12 issued to a unit of local government may provide for the denial
13 of liability and the nonpayment of claims based upon injuries
14 for which the unit of local government is not liable pursuant
15 to this subsection (r).

16 (s) The Agency shall have authority to take whatever
17 preventive or corrective action is necessary or appropriate,
18 including but not limited to expenditure of monies
19 appropriated from the Build Illinois Bond Fund for removal or
20 remedial action, whenever any hazardous substance or pesticide
21 is released or there is a substantial threat of such a release
22 into the environment. The State, the Director, and any State
23 employee shall be indemnified for any damages or injury
24 arising out of or resulting from any action taken under this
25 subsection. The Director of the Agency is authorized to enter
26 into such contracts and agreements as are necessary to carry

1 out the Agency's duties under this subsection.

2 (t) The Agency shall have authority to distribute grants,
3 subject to appropriation by the General Assembly, to units of
4 local government for financing and construction of wastewater
5 facilities in both incorporated and unincorporated areas. With
6 respect to all monies appropriated from the Build Illinois
7 Bond Fund for wastewater facility grants, the Agency shall
8 make distributions in conformity with the rules and
9 regulations established pursuant to the Anti-Pollution Bond
10 Act (now repealed) or the General Obligation Bond Act,~~as now~~
11 ~~or hereafter amended.~~

12 (u) Pursuant to the Illinois Administrative Procedure Act,
13 the Agency shall have the authority to adopt such rules as are
14 necessary or appropriate for the Agency to implement Section
15 31.1 of this Act.

16 (v) (Blank.)

17 (w) Neither the State, nor the Director, nor the Board,
18 nor any State employee shall be liable for any damages or
19 injury arising out of or resulting from any action taken under
20 subsection (s).

21 (x)(1) The Agency shall have authority to distribute
22 grants, subject to appropriation by the General Assembly, to
23 units of local government for financing and construction of
24 public water supply facilities. With respect to all monies
25 appropriated from the Build Illinois Bond Fund for public
26 water supply grants, such grants shall be made in accordance

1 with rules promulgated by the Agency. Such rules shall include
2 a requirement for a local match of 30% of the total project
3 cost for projects funded through such grants.

4 (2) The Agency shall not terminate a grant to a unit of
5 local government for the financing and construction of public
6 water supply facilities unless and until the Agency adopts
7 rules that set forth precise and complete standards, pursuant
8 to Section 5-20 of the Illinois Administrative Procedure Act,
9 for the termination of such grants. The Agency shall not make
10 determinations on whether specific grant conditions are
11 necessary to ensure the integrity of a project or on whether
12 subagreements shall be awarded, with respect to grants for the
13 financing and construction of public water supply facilities,
14 unless and until the Agency adopts rules that set forth
15 precise and complete standards, pursuant to Section 5-20 of
16 the Illinois Administrative Procedure Act, for making such
17 determinations. The Agency shall not issue a stop-work order
18 in relation to such grants unless and until the Agency adopts
19 precise and complete standards, pursuant to Section 5-20 of
20 the Illinois Administrative Procedure Act, for determining
21 whether to issue a stop-work order.

22 (y) The Agency shall have authority to release any person
23 from further responsibility for preventive or corrective
24 action under this Act following successful completion of
25 preventive or corrective action undertaken by such person upon
26 written request by the person.

1 (z) To the extent permitted by any applicable federal law
2 or regulation, for all work performed for State construction
3 projects which are funded in whole or in part by a capital
4 infrastructure bill enacted by the 96th General Assembly by
5 sums appropriated to the Environmental Protection Agency, at
6 least 50% of the total labor hours must be performed by actual
7 residents of the State of Illinois. For purposes of this
8 subsection, "actual residents of the State of Illinois" means
9 persons domiciled in the State of Illinois. The Department of
10 Labor shall promulgate rules providing for the enforcement of
11 this subsection.

12 (aa) The Agency may adopt rules requiring the electronic
13 submission of any information required to be submitted to the
14 Agency pursuant to any State or federal law or regulation or
15 any court or Board order. Any rules adopted under this
16 subsection (aa) must include, but are not limited to,
17 identification of the information to be submitted
18 electronically.

19 (Source: P.A. 102-1071, eff. 6-10-22; 102-1115, eff. 1-9-23.)

20 Section 15-70. The Illinois Highway Code is amended by
21 changing Section 3-107 as follows:

22 (605 ILCS 5/3-107) (from Ch. 121, par. 3-107)

23 Sec. 3-107. Whenever in the judgment of the Department it
24 is necessary as an incident to the construction of a project on

1 the National System of Interstate and Defense Highways,
2 including extensions thereof within urban areas, or any State
3 highway constructed under the provisions of Section 2 of the
4 "Transportation Bond Act (now repealed) or Section 4 of the
5 General Obligation Bond Act ", ~~approved July 2, 1971, as now or~~
6 ~~hereafter amended~~, to relocate utility facilities, wherever
7 located and whenever constructed, the cost of such relocation
8 may be deemed to be one of the costs of constructing such
9 project and the Department may, on behalf of the State, pay
10 such costs. For the purposes of this Section, the term
11 "utility" includes publicly, municipally, privately, and
12 cooperatively owned utilities; the term "cost of such
13 relocation" includes the entire amount paid by such utility
14 properly attributable to such relocation after deducting
15 therefrom any increase in the value of the new facility and any
16 salvage value derived from the old facility; and the term
17 "National System of Interstate and Defense Highways" includes
18 any highway which now is or shall hereafter be a part of the
19 National System of Interstate and Defense Highways, as
20 provided in the Federal Aid Highway Act of 1956, and any acts
21 supplemental thereto or amendatory thereof.

22 (Source: P.A. 77-2752.)".