

1 AN ACT concerning the State budget.

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
6 Section 50-5 as follows:

7 (15 ILCS 20/50-5) (was 15 ILCS 20/38)

8 Sec. 50-5. Governor to submit State budget. The Governor
9 shall, as soon as possible and not later than the second
10 Wednesday in April in 2003 and the third Wednesday in
11 February of each year beginning in 2004 ~~1998~~, submit a State
12 budget, embracing therein the amounts recommended by the
13 Governor to be appropriated to the respective departments,
14 offices, and institutions, and for all other public purposes,
15 the estimated revenues from taxation, the estimated revenues
16 from sources other than taxation, and an estimate of the
17 amount required to be raised by taxation. The amounts
18 recommended by the Governor for appropriation to the
19 respective departments, offices and institutions shall be
20 formulated according to the various functions and activities
21 for which the respective department, office or institution of
22 the State government (including the elective officers in the
23 executive department and including the University of Illinois
24 and the judicial department) is responsible. The amounts
25 relating to particular functions and activities shall be
26 further formulated in accordance with the object
27 classification specified in Section 13 of the State Finance
28 Act.

29 The Governor shall not propose expenditures and the
30 General Assembly shall not enact appropriations that exceed
31 the resources estimated to be available, as provided in this

1 Section.

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

- 7 (1) General Revenue Fund.
- 8 (2) Common School Fund.
- 9 (3) Educational Assistance Fund.
- 10 (4) Road Fund.
- 11 (5) Motor Fuel Tax Fund.
- 12 (6) Agricultural Premium Fund.

13 These funds shall be known as the "budgeted funds". The
14 revenue estimates used in the State budget for the budgeted
15 funds shall include the estimated beginning fund balance,
16 plus revenues estimated to be received during the budgeted
17 year, plus the estimated receipts due the State as of June 30
18 of the budgeted year that are expected to be collected during
19 the lapse period following the budgeted year, minus the
20 receipts collected during the first 2 months of the budgeted
21 year that became due to the State in the year before the
22 budgeted year. Revenues shall also include estimated federal
23 reimbursements associated with the recognition of Section 25
24 of the State Finance Act liabilities. For any budgeted fund
25 for which current year revenues are anticipated to exceed
26 expenditures, the surplus shall be considered to be a
27 resource available for expenditure in the budgeted fiscal
28 year.

29 Expenditure estimates for the budgeted funds included in
30 the State budget shall include the costs to be incurred by
31 the State for the budgeted year, to be paid in the next
32 fiscal year, excluding costs paid in the budgeted year which
33 were carried over from the prior year, where the payment is
34 authorized by Section 25 of the State Finance Act. For any

1 budgeted fund for which expenditures are expected to exceed
2 revenues in the current fiscal year, the deficit shall be
3 considered as a use of funds in the budgeted fiscal year.

4 Revenues and expenditures shall also include transfers
5 between funds that are based on revenues received or costs
6 incurred during the budget year.

7 By March 15 of each year, the Economic and Fiscal
8 Commission shall prepare revenue and fund transfer estimates
9 in accordance with the requirements of this Section and
10 report those estimates to the General Assembly and the
11 Governor.

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

17 (Source: P.A. 90-479, eff. 8-17-97; 91-239, eff. 1-1-00.)

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.