



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004

Introduced 02/04/04, by Frank J. Mautino, Bob Biggins

SYNOPSIS AS INTRODUCED:

30 ILCS 105/6z-27

Amends the State Finance Act. Provides for the transfer of specified amounts from various special funds to the Audit Expense Fund for use by the Auditor General in auditing those special funds. Effective immediately.

LRB093 16382 BDD 46493 b

BALANCED BUDGET
NOTE ACT MAY
APPLY

1 AN ACT concerning the Auditor General.

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

4 Section 5. The State Finance Act is amended by changing
5 Section 6z-27 as follows:

6 (30 ILCS 105/6z-27)

7 Sec. 6z-27. All moneys in the Audit Expense Fund shall be
8 transferred, appropriated and used only for the purposes
9 authorized by, and subject to the limitations and conditions
10 prescribed by, the State Auditing Act.

11 Within 30 days after the effective date of this amendatory
12 Act of 2004 ~~2003~~, the State Comptroller shall order transferred
13 and the State Treasurer shall transfer from the following funds
14 moneys in the specified amounts for deposit into the Audit
15 Expense Fund:

16	<u>Attorney General Court Ordered and</u>		
17	<u>Voluntary Compliance Payment</u>		
18	<u>Projects Fund</u>		<u>4,632</u>
19	The Agricultural Premium Fund		44,087
20	<u>Anna Veterans Home Fund</u>		<u>3,442</u>
21	<u>Asbestos Abatement Fund</u>		<u>3,262</u>
22	<u>Attorney General Whistleblower Reward</u>		
23	<u>and Protection Fund</u>		<u>564</u>
24	<u>Brownfields Redevelopment Fund</u>		<u>1,403</u>
25	<u>Capital Development Board</u>		
26	<u>Revolving Fund</u>		<u>807</u>
27	Capital Litigation Fund	<u>1,553</u>	1,627
28	Care Provider Fund for Persons with		
29	Developmental Disability	<u>3,854</u>	10,681
30	<u>Career and Technical Education Fund</u>		<u>2,984</u>
31	Child Labor Enforcement Fund		989
32	<u>Child Support Administrative Fund</u>		<u>8,545</u>

1	<u>CAA Permit Fund</u>		<u>15,485</u>
2	Common School Fund	<u>160,903</u>	126,724
3	The Communications Revolving Fund	<u>11,013</u>	6,214
4	Community MH/DD Service Provider		
5	Participation Fee Fund		3,970
6	<u>Community Health Mental</u>		
7	<u>Medicaid Trust Fund</u>		<u>6,436</u>
8	<u>Community Water Supply Laboratory Fund</u> ...		<u>2,136</u>
9	Conservation 2000 Fund	<u>4,369</u>	11,882
10	Conservation 2000 Projects Fund	<u>5,304</u>	5,446
11	<u>Continuing Legal Education Trust Fund</u>		<u>573</u>
12	<u>Credit Union Fund</u>		<u>36,943</u>
13	DCFS Children's Services Fund	<u>79,116</u>	67,776
14	Department of Business Services		
15	Special Operations Fund		710
16	Department of Children and Family		
17	Services Training Fund	<u>1,884</u>	2,109
18	<u>Department of Corrections Reimbursement</u>		
19	<u>and Education Fund</u>		<u>54,027</u>
20	Design Professionals Administration		
21	and Investigation Fund		6,058
22	The Downstate Public Transportation		
23	Fund	<u>2,784</u>	2,470
24	Drivers Education Fund	<u>780</u>	579
25	Drug Rebate Fund	<u>13,049</u>	7,711
26	Drug Treatment Fund		884
27	Drycleaner Environmental Response		
28	Trust Fund	<u>19,399</u>	18,890
29	The Education Assistance Fund	<u>269,551</u>	323,233
30	<u>Environmental Protection Permit</u>		
31	<u>and Inspection Fund</u>		<u>11,822</u>
32	Estate Tax Collection Distributive		
33	Fund	<u>694</u>	2,423
34	Fair and Exposition Fund		2,830
35	Feed Control Fund		1,573
36	Fertilizer Control Fund		1,011

1	The Fire Prevention Fund	<u>898</u>	952
2	Food and Drug Safety Fund		1,177
3	<u>Fund for Illinois' Future</u>		<u>3,211</u>
4	General Professions Dedicated Fund		22,998
5	The General Revenue Fund	<u>9,090,715</u>	9,217,872
6	Grade Crossing Protection Fund	<u>2,200</u>	2,488
7	Group Workers Compensation		
8	Pool Insolvency Fund		2,266
9	Guardianship and Advocacy Fund		741
10	<u>Hazardous Waste Fund</u>		<u>12,956</u>
11	Health Facility Plan Review Fund		2,059
12	<u>ICCB Adult Education Fund</u>		<u>4,291</u>
13	Illinois Affordable Housing		
14	Trust Fund	<u>1,090</u>	2,143
15	Illinois Aquaculture Development Fund		1,980
16	<u>Illinois Beach Marina Fund</u>		<u>1,870</u>
17	<u>Illinois Charity Bureau Fund</u>		<u>1,905</u>
18	<u>Illinois Community College Board Contracts</u>		
19	<u>and Grants Fund</u>		<u>2,449</u>
20	Illinois Department of Agriculture		
21	Laboratory Services Revolving Fund ...		1,314
22	<u>Illinois Forestry Development Fund</u>		<u>2,080</u>
23	<u>Illinois Gaming Law Enforcement Fund</u>		<u>2,072</u>
24	<u>Illinois Habitat Fund</u>		<u>573</u>
25	Illinois Health-		
26	Facilities Planning Fund		1,284
27	<u>Illinois Historic Sites Fund</u>		<u>8,784</u>
28	Illinois School Asbestos Abatement Fund ...		712
29	Illinois Standardbred Breeders Fund		3,243
30	Illinois State Dental Disciplinary Fund ...		5,237
31	Illinois State Fair Fund		10,727
32	Illinois State Medical		
33	Disciplinary Fund		28,116
34	Illinois State-		
35	Pharmacy Disciplinary Fund		9,438
36	Illinois Tax Increment Fund	<u>533</u>	<u>707</u>

1	Illinois Thoroughbred Breeders Fund		4,836
2	Illinois Veterans Rehabilitation Fund		1,184
3	IMSA Income Fund	<u>3,269</u>	1,576
4	Income Tax Refund Fund	<u>49,297</u>	42,284
5	Insurance Financial Regulation Fund		41,327
6	Insurance Premium Tax Refund Fund		5,292
7	Insurance Producer Administration Fund ...		31,663
8	Juvenile Accountability Incentive		
9	Block Grant Fund		15,782
10	<u>LaSalle Veterans Home Fund</u>		<u>7,615</u>
11	Lead Poisoning, Screening, Prevention,		
12	and Abatement Fund		3,036
13	Live and Learn Fund	<u>3,278</u>	7,240
14	The Local Government Distributive		
15	Fund	<u>27,485</u>	39,478
16	The Local Initiative Fund	<u>2,228</u>	6,370
17	Long Term Care Provider Fund	<u>36,630</u>	20,462
18	Mandatory Arbitration Fund		2,710
19	<u>Manteno Veterans Home Fund</u>		<u>16,491</u>
20	<u>Medical Research and Development Fund</u>		<u>671</u>
21	Mental Health Fund	<u>3,170</u>	7,718
22	Metabolic Screening and Treatment Fund ...		6,017
23	Metro-East Public Transportation Fund	<u>1,225</u>	1,176
24	Monetary Award Program Reserve Fund		995
25	The Motor Fuel Tax Fund	<u>49,282</u>	48,580
26	Motor Vehicle License Plate Fund	<u>1,715</u>	7,538
27	Motor Vehicle Theft Prevention		
28	Trust Fund		9,201
29	<u>Natural Areas Acquisition Fund</u>		<u>4,675</u>
30	Nuclear Safety Emergency		
31	Preparedness Fund		92,062
32	Nursing Dedicated and Professional		
33	Fund		10,806
34	<u>Open Space Lands Acquisition</u>		
35	<u>and Development Fund</u>		<u>18,445</u>
36	Optometric Licensing and Disciplinary		

1	Committee Fund		3,072
2	<u>Park and Conservation Fund</u>		<u>14,739</u>
3	Penny Severns Breast and		
4	Cervical Cancer Research Fund		622
5	The Personal Property Tax		
6	Replacement Fund	<u>23,418</u>	35,901
7	Pesticide Control Fund		4,221
8	Plumbing Licensure and Program Fund		1,452
9	<u>Post-Tertiary Clinical Services Fund</u>		<u>671</u>
10	<u>Presidential Library and</u>		
11	<u>Museum Operating Fund</u>		<u>5,558</u>
12	Prevention and Treatment of		
13	Alcoholism and Substance Abuse		
14	Block Grant Fund	<u>7,429</u>	20,480
15	Professional Regulation Evidence Fund		718
16	Professions Indirect Cost Fund		91,814
17	Public Health Services Revolving Fund		1,372
18	Public Pension Regulation Fund		1,185
19	The Public Transportation Fund	<u>16,899</u>	15,793
20	Public Utility Fund		54,976
21	<u>Quincy Veterans Home Fund</u>		<u>31,483</u>
22	Radiation Protection Fund		27,193
23	Radioactive Waste Facility Development		
24	and Operation Fund		3,363
25	The Road Fund	<u>174,332</u>	177,650
26	Regional Transportation Authority		
27	Occupation and Use Tax		
28	Replacement Fund	<u>540</u>	818
29	<u>School Infrastructure Fund</u>		<u>1,275</u>
30	Secretary of State Special		
31	Services Fund	<u>2,520</u>	6,899
32	Securities Audit and		
33	Enforcement Fund	<u>771</u>	1,671
34	<u>Solid Waste Management Fund</u>		<u>1,744</u>
35	Special Education Medicaid		
36	Matching Fund	<u>7,123</u>	6,082

1	State and Local Sales Tax		
2	Reform Fund	<u>1,080</u>	1,696
3	<u>State Boating Act Fund</u>		<u>9,313</u>
4	State Construction Account		
5	Fund	<u>52,399</u>	62,967
6	The State Gaming Fund	<u>3,837</u>	5,745
7	The State Garage		
8	Revolving Fund	<u>3,372</u>	1,777
9	The State Lottery Fund	<u>8,662</u>	35,933
10	<u>State Migratory Waterfowl Stamp Fund</u>		<u>646</u>
11	<u>State Parks Fund</u>		<u>6,355</u>
12	<u>State's Attorneys Appellate Prosecutor's</u>		
13	<u>County Fund</u>		<u>5,893</u>
14	State Treasurer's Bank Services		
15	Trust Fund		755
16	The Statistical Services		
17	Revolving Fund	<u>7,870</u>	4,470
18	<u>Subtitle D Management Fund</u>		<u>766</u>
19	Tobacco Settlement Recovery Fund	<u>19,876</u>	65,706
20	Transportation Regulatory Fund		36,606
21	Trauma Center Fund		4,859
22	U of I Hospital Services Fund	<u>8,923</u>	5,927
23	<u>Underground Storage Tank Fund</u>		<u>42,714</u>
24	The Vehicle Inspection Fund	<u>33,685</u>	887
25	<u>Violence Prevention Fund</u>		<u>6,295</u>
26	<u>Violent Crime Victims Assistance Fund</u>		<u>17,104</u>
27	Weights and Measures Fund		4,765
28	<u>Wildlife and Fish Fund</u>		<u>27,070</u>
29	<u>Wireless Carrier Reimbursement Fund</u>		<u>870</u>
30	Wireless Service Emergency Fund	<u>2,796</u>	1,447
31	The Working Capital Revolving		
32	Fund	<u>98,700</u>	62,229

33 Notwithstanding any provision of the law to the contrary,
 34 the General Assembly hereby authorizes the use of such funds
 35 for the purposes set forth in this Section.

36 These provisions do not apply to funds classified by the

1 Comptroller as federal trust funds or State trust funds. The
2 Audit Expense Fund may receive transfers from those trust funds
3 only as directed herein, except where prohibited by the terms
4 of the trust fund agreement. The Auditor General shall notify
5 the trustees of those funds of the estimated cost of the audit
6 to be incurred under the Illinois State Auditing Act for the
7 fund. The trustees of those funds shall direct the State
8 Comptroller and Treasurer to transfer the estimated amount to
9 the Audit Expense Fund.

10 The Auditor General may bill entities that are not subject
11 to the above transfer provisions, including private entities,
12 related organizations and entities whose funds are
13 locally-held, for the cost of audits, studies, and
14 investigations incurred on their behalf. Any revenues received
15 under this provision shall be deposited into the Audit Expense
16 Fund.

17 In the event that moneys on deposit in any fund are
18 unavailable, by reason of deficiency or any other reason
19 preventing their lawful transfer, the State Comptroller shall
20 order transferred and the State Treasurer shall transfer the
21 amount deficient or otherwise unavailable from the General
22 Revenue Fund for deposit into the Audit Expense Fund.

23 On or before December 1, 1992, and each December 1
24 thereafter, the Auditor General shall notify the Governor's
25 Office of Management and Budget (formerly Bureau of the Budget)
26 of the amount estimated to be necessary to pay for audits,
27 studies, and investigations in accordance with the Illinois
28 State Auditing Act during the next succeeding fiscal year for
29 each State fund for which a transfer or reimbursement is
30 anticipated.

31 Beginning with fiscal year 1994 and during each fiscal year
32 thereafter, the Auditor General may direct the State
33 Comptroller and Treasurer to transfer moneys from funds
34 authorized by the General Assembly for that fund. In the event
35 funds, including federal and State trust funds but excluding
36 the General Revenue Fund, are transferred, during fiscal year

1 1994 and during each fiscal year thereafter, in excess of the
2 amount to pay actual costs attributable to audits, studies, and
3 investigations as permitted or required by the Illinois State
4 Auditing Act or specific action of the General Assembly, the
5 Auditor General shall, on September 30, or as soon thereafter
6 as is practicable, direct the State Comptroller and Treasurer
7 to transfer the excess amount back to the fund from which it
8 was originally transferred.

9 (Source: P.A. 92-494, eff. 8-23-01; 92-746, eff. 7-25-02;
10 93-452, eff. 8-7-03; revised 8-23-03.)

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