



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB2512

Introduced 2/17/2005, by Rep. Michael J. Madigan - Lee A. Daniels - Robert W. Churchill

SYNOPSIS AS INTRODUCED:

30 ILCS 540/8 new

Amends the State Prompt Payment Act. Defines "qualified provider" as certain organizations that provide non-residential services for the elderly, mentally ill, or developmentally disabled, with certain exceptions. Provides that a bill or invoice for goods or services furnished to the State submitted by a qualified provider and grant award payments to a qualified provider must be given priority in processing and that a voucher for payment submitted by an official or agency to the Comptroller for payment must be given priority in payment. Provides that the processing and payment of (i) debt service obligations of the State and (ii) payroll obligations of the State shall have priority over the processing and payment of items as required by these provisions. Effective immediately.

LRB094 09957 BDD 40215 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning finance.

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

4 Section 5. The State Prompt Payment Act is amended by
5 adding Section 8 as follows:

6 (30 ILCS 540/8 new)

7 Sec. 8. Priority of payment.

8 (a) Definition. As used in this Section, "qualified
9 provider" means an organization that provides non-residential
10 services for the elderly, mentally ill, or developmentally
11 disabled. A "qualified provider" does not include a hospital
12 licensed under the Hospital Licensing Act or a local
13 governmental unit or university. A "qualified provider" also
14 includes an entity licensed under the Community-Integrated
15 Living Arrangements Licensure and Certification Act, but only
16 with respect to the services provided for a
17 community-integrated living arrangement, and a facility
18 licensed under the Nursing Home Care Act. The Department of
19 Human Services shall make the determination of who is a
20 "qualified provider".

21 (b) Processing by official or agency. Except as provided in
22 subsection (d), a bill or invoice for goods or services
23 furnished to the State submitted by a qualified provider and a
24 grant award payment to a qualified provider must be given
25 priority in processing. Any bill or invoice and any grant award
26 payment meeting these criteria that is submitted to an official
27 or agency must be processed and forwarded for payment before
28 any other bill, invoice, or grant award payment is processed or
29 forwarded for payment.

30 (c) Payment by Comptroller. Except as provided in
31 subsection (d), a voucher for payment for goods or services
32 furnished to the State by a qualified provider and a grant

1 award payment to a qualified provider submitted by an official
2 or agency to the Comptroller for payment must be given priority
3 in payment. Any voucher meeting these criteria that is
4 submitted to the Comptroller by an official or agency for
5 payment from a given fund must be paid before any other bill,
6 invoice, or grant award is paid from that fund. If 2 or more
7 vouchers eligible for priority payment are received by the
8 Comptroller in the same day for payment out of the same fund
9 and there is not enough money in the fund to pay them all, then
10 each bill, invoice, or grant award shall be paid in the order
11 in which it is received.

12 (d) The processing and payment of (i) debt service
13 obligations of the State and (ii) payroll obligations of the
14 State shall have priority over the processing and payment of
15 items as required by this Section.

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.