

**HB3576**



**94TH GENERAL ASSEMBLY**

**State of Illinois**

**2005 and 2006**

**HB3576**

Introduced 2/24/2005, by Rep. 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 in the State treasury to the Audit Expense Fund. Effective immediately.

LRB094 05728 JAM 35780 b

FISCAL NOTE ACT  
MAY APPLY

**A BILL FOR**

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 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 2005 ~~2004~~, 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	<del>Attorney General Court Ordered and</del>	
17	<del>Voluntary Compliance Payment</del>	
18	<del>Projects Fund.....</del>	
19	<del>4,632</del>	
20	<u>Agricultural Premium Fund.....</u>	<u>118,035</u>
21	<del>Anna Veterans Home Fund.....</del>	
22	<del>3,442</del>	
23	<u>Appraisal Administration Fund.....</u>	<u>4,782</u>
24	<del>Asbestos Abatement Fund.....</del>	
25	<del>3,262</del>	
26	<del>Attorney General Whistleblower Reward</del>	
27	<del>and Protection Fund.....</del>	
28	<del>564</del>	
29	<u>Auction Regulation Administration Fund .....</u>	<u>514</u>
30	<u>Bank and Trust Company Fund.....</u>	<u>82,180</u>
31	<del>Brownfields Redevelopment Fund .....</del>	
32	<del>1,403</del>	

1	<del>Capital Development Board</del>	
2	<del>Revolving Fund</del> .....	
3	<del>807</del>	
4	Capital Litigation Fund.....	<u>783</u>
5	<del>1,553</del>	
6	Care Provider Fund for Persons with	
7	Developmental Disability .....	<u>10,637</u>
8	<del>3,854</del>	
9	<del>Career and Technical Education Fund</del> .....	
10	<del>2,984</del>	
11	<u>Child Labor Enforcement Fund</u> .....	<u>1,894</u>
12	Child Support Administrative Fund.....	<u>6,449</u>
13	<del>8,545</del>	
14	<del>CMA Permit Fund</del> .....	
15	<del>15,485</del>	
16	Common School Fund .....	<u>172,370</u>
17	<del>160,903</del>	
18	The Communications Revolving Fund.....	<u>11,579</u>
19	<del>11,013</del>	
20	Community Mental Health	
21	Medicaid Trust Fund.....	<u>24,799</u>
22	<del>6,436</del>	
23	<del>Community Water Supply Laboratory Fund</del> .....	
24	<del>2,136</del>	
25	Conservation 2000 Fund .....	<u>30,623</u>
26	<del>4,369</del>	
27	Conservation 2000 Projects Fund.....	<u>14,035</u>
28	<del>5,304</del>	
29	<del>Continuing Legal Education Trust Fund</del> .....	
30	<del>573</del>	
31	<u>Corporate Franchise Tax Refund Fund</u> .....	<u>1,027</u>
32	Credit Union Fund.....	<u>14,005</u>
33	<del>36,943</del>	
34	DCFS Children's Services Fund.....	<u>101,062</u>
35	<del>79,116</del>	
36	<u>Department of Business Services Special</u>	

1	<u>Operations Fund</u> .....	<u>1,107</u>
2	Department of Children and Family	
3	Services Training Fund .....	<u>2,507</u>
4	<del>1,884</del>	
5	<del>Department of Corrections Reimbursement</del>	
6	<del>and Education Fund</del> .....	
7	<del>54,027</del>	
8	<u>Design Professionals Administration and</u>	
9	<u>Investigation Fund</u>	
10	.....	<u>3,330</u>
11	The Downstate Public Transportation	
12	Fund .....	<u>3,090</u>
13	<del>2,784</del>	
14	Drivers Education Fund .....	<u>948</u>
15	<del>780</del>	
16	Drug Rebate Fund .....	<u>16,903</u>
17	<del>13,049</del>	
18	<u>Drug Treatment Fund</u> .....	<u>1,464</u>
19	<u>Drunk and Drugged Driving Prevention Fund</u> .....	<u>571</u>
20	Drycleaner Environmental Response	
21	Trust Fund .....	<u>18,936</u>
22	<del>19,399</del>	
23	The Education Assistance Fund.....	<u>101,329</u>
24	<del>269,551</del>	
25	<u>Efficiency Initiatives Revolving Fund</u> .....	<u>3,977</u>
26	<del>Environmental Protection Permit</del>	
27	<del>and Inspection Fund</del> .....	
28	<del>11,822</del>	
29	Estate Tax Collection Distributive	
30	Fund .....	<u>1,117</u>
31	<del>694</del>	
32	<u>Fair and Exposition Fund</u> .....	<u>7,292</u>
33	<u>Feed Control Fund</u> .....	<u>4,830</u>
34	<u>Fertilizer Control Fund</u> .....	<u>2,393</u>
35	The Fire Prevention Fund .....	<u>1,018</u>
36	<del>898</del>	

1	<del>Fund for Illinois' Future</del> .....	
2	<del>3,211</del>	
3	<u>General Professions Dedicated Fund</u> .....	<u>14,032</u>
4	The General Revenue Fund .....	<u>10,917,078</u>
5	<del>9,090,715</del>	
6	Grade Crossing Protection Fund .....	<u>1,667</u>
7	<del>2,200</del>	
8	<u>Guardianship and Advocacy Fund</u> .....	<u>848</u>
9	<del>Hazardous Waste Fund</del> .....	
10	<del>12,956</del>	
11	<u>Home Inspector Administration Fund</u> .....	<u>963</u>
12	<del>ICCB Adult Education Fund</del> .....	
13	<del>4,291</del>	
14	Illinois Affordable Housing	
15	Trust Fund .....	<u>2,103</u>
16	<del>1,090</del>	
17	<u>Illinois Aquaculture Development Fund</u> .....	<u>5,104</u>
18	<u>Illinois Department of Agriculture Laboratory</u>	
19	<u>Services Revolving Fund</u>	
20	.....	<u>3,836</u>
21	<u>Illinois Standardbred Breeders Fund</u> .....	<u>8,620</u>
22	<u>Illinois State Dental Disciplinary Fund</u> .....	<u>3,248</u>
23	<u>Illinois State Fair Fund</u> .....	<u>27,050</u>
24	<u>Illinois State Medical Disciplinary Fund</u> .....	<u>14,069</u>
25	<u>Illinois State Pharmacy Disciplinary Fund</u> .....	<u>4,488</u>
26	<del>Illinois Beach Marina Fund</del> .....	
27	<del>1,870</del>	
28	<del>Illinois Charity Bureau Fund</del> .....	
29	<del>1,905</del>	
30	<del>Illinois Community College Board Contracts</del>	
31	<del>and Grants Fund</del> .....	
32	<del>2,449</del>	
33	<del>Illinois Forestry Development Fund</del> .....	
34	<del>2,080</del>	
35	<del>Illinois Gaming Law Enforcement Fund</del> .....	
36	<del>2,072</del>	

1	<del>Illinois Habitat Fund</del> .....	
2	<del>573</del>	
3	<del>Illinois Historic Sites Fund</del> .....	
4	<del>8,784</del>	
5	Illinois Tax Increment Fund.....	<u>906</u>
6	<del>533</del>	
7	<u>Illinois Thoroughbred Breeders Fund</u> .....	<u>12,966</u>
8	<u>Illinois Veterans Rehabilitation Fund</u> .....	<u>1,176</u>
9	IMSA Income Fund .....	<u>2,330</u>
10	<del>3,269</del>	
11	Income Tax Refund Fund .....	<u>85,419</u>
12	<del>49,297</del>	
13	<u>Industrial Commission Operations Fund</u> .....	<u>25,602</u>
14	<u>Insurance Financial Regulation Fund</u> .....	<u>69,653</u>
15	<u>Insurance Premium Tax Refund Fund</u> .....	<u>12,875</u>
16	<u>Insurance Producer Administration Fund</u> .....	<u>50,489</u>
17	<u>Juvenile Accountability Incentive Block Grant Fund</u> ....	<u>20,278</u>
18	<del>LaSalle Veterans Home Fund</del> .....	
19	<del>7,615</del>	
20	Live and Learn Fund.....	<u>8,533</u>
21	<del>3,278</del>	
22	The Local Government Distributive	
23	Fund .....	<u>41,810</u>
24	<del>27,485</del>	
25	The Local Initiative Fund.....	<u>6,180</u>
26	<del>2,228</del>	
27	Long Term Care Provider Fund .....	<u>33,418</u>
28	<del>36,630</del>	
29	<u>Mandatory Arbitration Fund</u> .....	<u>2,767</u>
30	<del>Manteno Veterans Home Fund</del> .....	
31	<del>16,491</del>	
32	<u>Medicaid Provider Relief Fund</u> .....	<u>35,469</u>
33	Medical Research and Development Fund.....	<u>534</u>
34	<del>671</del>	
35	Mental Health Fund .....	<u>8,160</u>
36	<del>3,170</del>	

1	Metro-East Public Transportation Fund.....	<u>1,317</u>
2	<del>1,225</del>	
3	The Motor Fuel Tax Fund.....	<u>53,638</u>
4	<del>49,282</del>	
5	Motor Vehicle License Plate Fund .....	<u>5,492</u>
6	<del>1,715</del>	
7	<u>Motor Vehicle Theft Prevention Trust Fund</u> .....	<u>17,889</u>
8	<del>Natural Areas Acquisition Fund .....</del>	
9	<del>4,675</del>	
10	<u>Nuclear Safety Emergency Preparedness Fund</u> .....	<u>129,658</u>
11	<u>Nursing Dedicated and Professional Fund</u> .....	<u>6,123</u>
12	<del>Open Space Lands Acquisition</del>	
13	<del>and Development Fund .....</del>	
14	<del>18,445</del>	
15	<u>Optometric Licensing and Disciplinary Board Fund</u> .....	<u>1,709</u>
16	<del>Park and Conservation Fund .....</del>	
17	<del>14,739</del>	
18	<u>Pension Contribution Fund</u> .....	<u>259,341</u>
19	The Personal Property Tax	
20	Replacement Fund .....	<u>42,688</u>
21	<del>23,418</del>	
22	<u>Pesticide Control Fund</u> .....	<u>12,281</u>
23	Post-Tertiary Clinical Services Fund .....	<u>534</u>
24	<del>671</del>	
25	<del>Presidential Library and</del>	
26	<del>Museum Operating Fund.....</del>	
27	<del>5,558</del>	
28	Prevention and Treatment of	
29	Alcoholism and Substance Abuse	
30	Block Grant Fund .....	<u>18,804</u>
31	<del>7,429</del>	
32	<u>Professions Indirect Cost Fund</u> .....	<u>54,204</u>
33	<u>Public Pension Regulation Fund</u> .....	<u>3,783</u>
34	The Public Transportation Fund .....	<u>19,347</u>
35	<del>16,899</del>	
36	<del>Quincy Veterans Home Fund.....</del>	

1	<del>31,483</del>	
2	<u>Radiation Protection Fund</u> .....	<u>43,658</u>
3	<u>Radioactive Waste Facility Development</u>	
4	<u>and Operation Fund</u>	
5	.....	<u>5,416</u>
6	<u>Real Estate License Administration Fund</u> .....	<u>17,805</u>
7	The Road Fund.....	<u>213,676</u>
8	<del>174,332</del>	
9	Regional Transportation Authority	
10	Occupation and Use Tax	
11	Replacement Fund .....	<u>978</u>
12	<del>540</del>	
13	<u>Savings and Residential Finance Regulatory Fund</u> .....	<u>18,633</u>
14	<del>School Infrastructure Fund</del> .....	
15	<del>1,275</del>	
16	<u>Secretary of State DUI Administration Fund</u> .....	<u>598</u>
17	Secretary of State Special	
18	Services Fund.....	<u>7,820</u>
19	<del>2,520</del>	
20	Securities Audit and	
21	Enforcement Fund .....	<u>2,171</u>
22	<del>771</del>	
23	<del>Solid Waste Management Fund</del> .....	
24	<del>1,744</del>	
25	Special Education Medicaid	
26	Matching Fund.....	<u>5,264</u>
27	<del>7,123</del>	
28	State and Local Sales Tax	
29	Reform Fund.....	<u>1,957</u>
30	<del>1,080</del>	
31	<del>State Boating Act Fund</del> .....	
32	<del>9,313</del>	
33	State Construction Account	
34	Fund .....	<u>51,993</u>
35	<del>52,399</del>	
36	The State Gaming Fund.....	<u>5,874</u>



1	<del>3,837</del>	
2	The State Garage	
3	Revolving Fund .....	<u>3,520</u>
4	<del>3,372</del>	
5	The State Lottery Fund .....	<u>14,822</u>
6	<del>8,662</del>	
7	<del>State Migratory Waterfowl Stamp Fund .....</del>	
8	<del>646</del>	
9	<del>State Parks Fund .....</del>	
10	<del>6,355</del>	
11	<del>State's Attorneys Appellate Prosecutor's</del>	
12	<del>County Fund.....</del>	
13	<del>5,893</del>	
14	<u>State Treasurer's Bank Services Trust Fund .....</u>	<u>518</u>
15	The Statistical Services	
16	Revolving Fund .....	<u>7,108</u>
17	<del>7,870</del>	
18	<del>Subtitle D Management Fund .....</del>	
19	<del>766</del>	
20	Tobacco Settlement Recovery Fund .....	<u>22,942</u>
21	<del>19,876</del>	
22	U of I Hospital Services Fund.....	<u>7,237</u>
23	<del>8,923</del>	
24	<del>Underground Storage Tank Fund.....</del>	
25	<del>42,714</del>	
26	The Vehicle Inspection Fund.....	<u>955</u>
27	<del>33,685</del>	
28	<del>Violence Prevention Fund .....</del>	
29	<del>6,295</del>	
30	<del>Violent Crime Victims Assistance Fund.....</del>	
31	<del>17,104</del>	
32	<u>Weights and Measures Fund.....</u>	<u>9,637</u>
33	<del>Wildlife and Fish Fund .....</del>	
34	<del>27,070</del>	
35	Wireless Carrier Reimbursement Fund.....	<u>3,455</u>
36	<del>870</del>	

1	Wireless Service Emergency Fund.....	<u>3,622</u>
2	<del>2,796</del>	
3	The Working Capital Revolving	
4	Fund .....	<u>53,304</u>
5	<del>98,700</del>	

6

7       Notwithstanding any provision of the law to the contrary,

8 the General Assembly hereby authorizes the use of such funds

9 for the purposes set forth in this Section.

10       These provisions do not apply to funds classified by the

11 Comptroller as federal trust funds or State trust funds. The

12 Audit Expense Fund may receive transfers from those trust funds

13 only as directed herein, except where prohibited by the terms

14 of the trust fund agreement. The Auditor General shall notify

15 the trustees of those funds of the estimated cost of the audit

16 to be incurred under the Illinois State Auditing Act for the

17 fund. The trustees of those funds shall direct the State

18 Comptroller and Treasurer to transfer the estimated amount to

19 the Audit Expense Fund.

20       The Auditor General may bill entities that are not subject

21 to the above transfer provisions, including private entities,

22 related organizations and entities whose funds are

23 locally-held, for the cost of audits, studies, and

24 investigations incurred on their behalf. Any revenues received

25 under this provision shall be deposited into the Audit Expense

26 Fund.

27       In the event that moneys on deposit in any fund are

28 unavailable, by reason of deficiency or any other reason

29 preventing their lawful transfer, the State Comptroller shall

30 order transferred and the State Treasurer shall transfer the

31 amount deficient or otherwise unavailable from the General

32 Revenue Fund for deposit into the Audit Expense Fund.

33       On or before December 1, 1992, and each December 1

34 thereafter, the Auditor General shall notify the Governor's

35 Office of Management and Budget (formerly Bureau of the Budget)

36 of the amount estimated to be necessary to pay for audits,

1 studies, and investigations in accordance with the Illinois  
2 State Auditing Act during the next succeeding fiscal year for  
3 each State fund for which a transfer or reimbursement is  
4 anticipated.

5 Beginning with fiscal year 1994 and during each fiscal year  
6 thereafter, the Auditor General may direct the State  
7 Comptroller and Treasurer to transfer moneys from funds  
8 authorized by the General Assembly for that fund. In the event  
9 funds, including federal and State trust funds but excluding  
10 the General Revenue Fund, are transferred, during fiscal year  
11 1994 and during each fiscal year thereafter, in excess of the  
12 amount to pay actual costs attributable to audits, studies, and  
13 investigations as permitted or required by the Illinois State  
14 Auditing Act or specific action of the General Assembly, the  
15 Auditor General shall, on September 30, or as soon thereafter  
16 as is practicable, direct the State Comptroller and Treasurer  
17 to transfer the excess amount back to the fund from which it  
18 was originally transferred.

19 (Source: P.A. 92-494, eff. 8-23-01; 92-746, eff. 7-25-02;  
20 93-452, eff. 8-7-03; 93-880, eff. 8-6-04.)

21 Section 99. Effective date. This Act takes effect upon  
22 becoming law.