

1 AN ACT concerning State government.

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

4 Section 5. If and only if Senate Bill 1959 of the 94th  
5 General Assembly becomes law, the State Budget Law of the Civil  
6 Administrative Code of Illinois is amended by changing Section  
7 50-5 as follows:

8 (15 ILCS 20/50-5) (was 15 ILCS 20/38)

9 Sec. 50-5. Governor to submit State budget. The Governor  
10 shall, as soon as possible and not later than the first ~~second~~  
11 Wednesday in March ~~April~~ in 2007 (March 7, 2007) ~~2003~~ and the  
12 third Wednesday in February of each year beginning in 2008  
13 ~~2004~~, except as otherwise provided in this Section, submit a  
14 State budget, embracing therein the amounts recommended by the  
15 Governor to be appropriated to the respective departments,  
16 offices, and institutions, and for all other public purposes,  
17 the estimated revenues from taxation, the estimated revenues  
18 from sources other than taxation, and an estimate of the amount  
19 required to be raised by taxation. In 2004 only, the Governor  
20 shall submit the capital development section of the State  
21 budget not later than the fourth Tuesday of March (March 23,  
22 2004). The amounts recommended by the Governor for  
23 appropriation to the respective departments, offices and  
24 institutions shall be formulated according to the various  
25 functions and activities for which the respective department,  
26 office or institution of the State government (including the  
27 elective officers in the executive department and including the  
28 University of Illinois and the judicial department) is  
29 responsible. The amounts relating to particular functions and  
30 activities shall be further formulated in accordance with the  
31 object classification specified in Section 13 of the State  
32 Finance Act.

1           The Governor shall not propose expenditures and the General  
2 Assembly shall not enact appropriations that exceed the  
3 resources estimated to be available, as provided in this  
4 Section.

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

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

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

31           Expenditure estimates for the budgeted funds included in  
32 the State budget shall include the costs to be incurred by the  
33 State for the budgeted year, to be paid in the next fiscal  
34 year, excluding costs paid in the budgeted year which were  
35 carried over from the prior year, where the payment is  
36 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 Commission on Government  
8 Forecasting and Accountability shall prepare revenue and fund  
9 transfer estimates in accordance with the requirements of this  
10 Section and report those estimates to the General Assembly and  
11 the 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 for a  
15 fiscal year shall not exceed funds estimated by the General  
16 Assembly to be available during that year.

17 (Source: P.A. 93-1, eff. 2-6-03; 93-662, eff. 2-11-04; 93-1067,  
18 eff. 1-15-05.)

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