



Rep. LaShawn K. Ford

**Filed: 5/31/2008**

09500HB2093ham003

LRB095 01066 HLH 51843 a

1 AMENDMENT TO HOUSE BILL 2093

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2093, AS AMENDED,  
3 with reference to page and line numbers of House Amendment No.  
4 2, on page 1, by replacing line 9 with "2.1, 2.2, 2.3, 2.4,  
5 6.1, 6.2, 20.2, 21.9, and 27.5 as follows:"; and

6 on page 5, line 2, after "payouts.", by inserting "Such  
7 proceeds shall be paid into the Lottery Supports Schools  
8 Fund."; and

9 on page 9, line 25, and page 10, line 1, by replacing "Common  
10 School Fund" with "Lottery Supports Schools Fund"; and

11 on page 10, immediately below line 2, by inserting the  
12 following:

13 "(20 ILCS 1605/2.4 new)

14 Sec. 2.4. Lottery Supports Schools Fund. There is created a

1 Fund to be known as the Lottery Supports Schools Fund, which is  
2 a non-appropriated trust fund held outside of the State  
3 treasury. The Fund shall consist of moneys paid into it as  
4 provided in Section 2.1 of this Act. The Division shall certify  
5 each month to the State Board of Education the proportion of  
6 lottery sales in each school district in relation to statewide  
7 lottery sales. The moneys in the Lottery Supports Schools Fund  
8 must be distributed monthly by the State Board of Education to  
9 each school district based upon that school district's portion  
10 of statewide lottery sales."; and

11 on page 76, line 10, after "Fund", by inserting ", except those  
12 amounts paid into the Lottery Supports Schools Fund as provided  
13 in Section 2.1 of this Act";and

14 on page 77, immediately below line 5, by inserting the  
15 following:

16 "(20 ILCS 1605/27.5 new)

17 Sec. 27.5. No rulemaking authority. Notwithstanding any  
18 other provision of this Law or any other rulemaking authority  
19 that may exist, on and after the effective date of this  
20 amendatory Act of the 95th General Assembly, neither the  
21 Governor nor any agency or agency head under the jurisdiction  
22 of the Governor has any authority to make or promulgate rules  
23 to implement or enforce the provisions of this Law. If,

1 however, the Governor believes that rules are necessary to  
2 implement or enforce the provisions of this Law, the Governor  
3 may suggest rules to the General Assembly by filing them with  
4 the Clerk of the House and Secretary of the Senate and by  
5 requesting that the General Assembly authorize such rulemaking  
6 by law, enact those suggested rules into law, or take any other  
7 appropriate action in the General Assembly's discretion.  
8 Nothing contained in this Law shall be interpreted to grant  
9 rulemaking authority under any other Illinois statute where  
10 such authority is not otherwise explicitly given. For the  
11 purposes of this Law, "rules" is given the meaning contained in  
12 Section 1-70 of the Illinois Administrative Procedure Act, and  
13 "agency" and "agency head" are given the meanings contained in  
14 Sections 1-20 and 1-25 of the Illinois Administrative Procedure  
15 Act to the extent that such definitions apply to agencies or  
16 agency heads under the jurisdiction of the Governor."