

HB4136



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB4136

by Rep. Rosemary Mulligan

SYNOPSIS AS INTRODUCED:

30 ILCS 105/8g

Amends the State Finance Act. Provides that in addition to any other transfers that may be provided for by law, as soon as may be practical after the effective date of this amendatory Act, the State Comptroller shall direct and the State Treasurer shall transfer the sum of \$1,200,000,000 from the General Revenue Fund to the Hospital Provider Fund. Effective immediately.

LRB095 13613 DRJ 39315 b

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 8g as follows:

6 (30 ILCS 105/8g)

7 Sec. 8g. Fund transfers.

8 (a) In addition to any other transfers that may be provided
9 for by law, as soon as may be practical after the effective
10 date of this amendatory Act of the 91st General Assembly, the
11 State Comptroller shall direct and the State Treasurer shall
12 transfer the sum of \$10,000,000 from the General Revenue Fund
13 to the Motor Vehicle License Plate Fund created by Senate Bill
14 1028 of the 91st General Assembly.

15 (b) In addition to any other transfers that may be provided
16 for by law, as soon as may be practical after the effective
17 date of this amendatory Act of the 91st General Assembly, the
18 State Comptroller shall direct and the State Treasurer shall
19 transfer the sum of \$25,000,000 from the General Revenue Fund
20 to the Fund for Illinois' Future created by Senate Bill 1066 of
21 the 91st General Assembly.

22 (c) In addition to any other transfers that may be provided
23 for by law, on August 30 of each fiscal year's license period,

1 the Illinois Liquor Control Commission shall direct and the
2 State Comptroller and State Treasurer shall transfer from the
3 General Revenue Fund to the Youth Alcoholism and Substance
4 Abuse Prevention Fund an amount equal to the number of retail
5 liquor licenses issued for that fiscal year multiplied by \$50.

6 (d) The payments to programs required under subsection (d)
7 of Section 28.1 of the Horse Racing Act of 1975 shall be made,
8 pursuant to appropriation, from the special funds referred to
9 in the statutes cited in that subsection, rather than directly
10 from the General Revenue Fund.

11 Beginning January 1, 2000, on the first day of each month,
12 or as soon as may be practical thereafter, the State
13 Comptroller shall direct and the State Treasurer shall transfer
14 from the General Revenue Fund to each of the special funds from
15 which payments are to be made under Section 28.1(d) of the
16 Horse Racing Act of 1975 an amount equal to 1/12 of the annual
17 amount required for those payments from that special fund,
18 which annual amount shall not exceed the annual amount for
19 those payments from that special fund for the calendar year
20 1998. The special funds to which transfers shall be made under
21 this subsection (d) include, but are not necessarily limited
22 to, the Agricultural Premium Fund; the Metropolitan Exposition
23 Auditorium and Office Building Fund; the Fair and Exposition
24 Fund; the Standardbred Breeders Fund; the Thoroughbred
25 Breeders Fund; and the Illinois Veterans' Rehabilitation Fund.

26 (e) In addition to any other transfers that may be provided

1 for by law, as soon as may be practical after the effective
2 date of this amendatory Act of the 91st General Assembly, but
3 in no event later than June 30, 2000, the State Comptroller
4 shall direct and the State Treasurer shall transfer the sum of
5 \$15,000,000 from the General Revenue Fund to the Fund for
6 Illinois' Future.

7 (f) In addition to any other transfers that may be provided
8 for by law, as soon as may be practical after the effective
9 date of this amendatory Act of the 91st General Assembly, but
10 in no event later than June 30, 2000, the State Comptroller
11 shall direct and the State Treasurer shall transfer the sum of
12 \$70,000,000 from the General Revenue Fund to the Long-Term Care
13 Provider Fund.

14 (f-1) In fiscal year 2002, in addition to any other
15 transfers that may be provided for by law, at the direction of
16 and upon notification from the Governor, the State Comptroller
17 shall direct and the State Treasurer shall transfer amounts not
18 exceeding a total of \$160,000,000 from the General Revenue Fund
19 to the Long-Term Care Provider Fund.

20 (g) In addition to any other transfers that may be provided
21 for by law, on July 1, 2001, or as soon thereafter as may be
22 practical, the State Comptroller shall direct and the State
23 Treasurer shall transfer the sum of \$1,200,000 from the General
24 Revenue Fund to the Violence Prevention Fund.

25 (h) In each of fiscal years 2002 through 2004, but not
26 thereafter, in addition to any other transfers that may be

1 provided for by law, the State Comptroller shall direct and the
2 State Treasurer shall transfer \$5,000,000 from the General
3 Revenue Fund to the Tourism Promotion Fund.

4 (i) On or after July 1, 2001 and until May 1, 2002, in
5 addition to any other transfers that may be provided for by
6 law, at the direction of and upon notification from the
7 Governor, the State Comptroller shall direct and the State
8 Treasurer shall transfer amounts not exceeding a total of
9 \$80,000,000 from the General Revenue Fund to the Tobacco
10 Settlement Recovery Fund. Any amounts so transferred shall be
11 re-transferred by the State Comptroller and the State Treasurer
12 from the Tobacco Settlement Recovery Fund to the General
13 Revenue Fund at the direction of and upon notification from the
14 Governor, but in any event on or before June 30, 2002.

15 (i-1) On or after July 1, 2002 and until May 1, 2003, in
16 addition to any other transfers that may be provided for by
17 law, at the direction of and upon notification from the
18 Governor, the State Comptroller shall direct and the State
19 Treasurer shall transfer amounts not exceeding a total of
20 \$80,000,000 from the General Revenue Fund to the Tobacco
21 Settlement Recovery Fund. Any amounts so transferred shall be
22 re-transferred by the State Comptroller and the State Treasurer
23 from the Tobacco Settlement Recovery Fund to the General
24 Revenue Fund at the direction of and upon notification from the
25 Governor, but in any event on or before June 30, 2003.

26 (j) On or after July 1, 2001 and no later than June 30,

1 2002, in addition to any other transfers that may be provided
 2 for by law, at the direction of and upon notification from the
 3 Governor, the State Comptroller shall direct and the State
 4 Treasurer shall transfer amounts not to exceed the following
 5 sums into the Statistical Services Revolving Fund:

6	From the General Revenue Fund	\$8,450,000
7	From the Public Utility Fund	1,700,000
8	From the Transportation Regulatory Fund	2,650,000
9	From the Title III Social Security and	
10	Employment Fund	3,700,000
11	From the Professions Indirect Cost Fund	4,050,000
12	From the Underground Storage Tank Fund	550,000
13	From the Agricultural Premium Fund	750,000
14	From the State Pensions Fund	200,000
15	From the Road Fund	2,000,000
16	From the Health Facilities	
17	Planning Fund	1,000,000
18	From the Savings and Residential Finance	
19	Regulatory Fund	130,800
20	From the Appraisal Administration Fund	28,600
21	From the Pawnbroker Regulation Fund	3,600
22	From the Auction Regulation	
23	Administration Fund	35,800
24	From the Bank and Trust Company Fund.....	634,800
25	From the Real Estate License	
26	Administration Fund	313,600

1 (k) In addition to any other transfers that may be provided
 2 for by law, as soon as may be practical after the effective
 3 date of this amendatory Act of the 92nd General Assembly, the
 4 State Comptroller shall direct and the State Treasurer shall
 5 transfer the sum of \$2,000,000 from the General Revenue Fund to
 6 the Teachers Health Insurance Security Fund.

7 (k-1) In addition to any other transfers that may be
 8 provided for by law, on July 1, 2002, or as soon as may be
 9 practical thereafter, the State Comptroller shall direct and
 10 the State Treasurer shall transfer the sum of \$2,000,000 from
 11 the General Revenue Fund to the Teachers Health Insurance
 12 Security Fund.

13 (k-2) In addition to any other transfers that may be
 14 provided for by law, on July 1, 2003, or as soon as may be
 15 practical thereafter, the State Comptroller shall direct and
 16 the State Treasurer shall transfer the sum of \$2,000,000 from
 17 the General Revenue Fund to the Teachers Health Insurance
 18 Security Fund.

19 (k-3) On or after July 1, 2002 and no later than June 30,
 20 2003, in addition to any other transfers that may be provided
 21 for by law, at the direction of and upon notification from the
 22 Governor, the State Comptroller shall direct and the State
 23 Treasurer shall transfer amounts not to exceed the following
 24 sums into the Statistical Services Revolving Fund:

25	Appraisal Administration Fund	\$150,000
26	General Revenue Fund	10,440,000

1	Savings and Residential Finance	
2	Regulatory Fund.....	200,000
3	State Pensions Fund.....	100,000
4	Bank and Trust Company Fund.....	100,000
5	Professions Indirect Cost Fund.....	3,400,000
6	Public Utility Fund.....	2,081,200
7	Real Estate License Administration Fund.....	150,000
8	Title III Social Security and	
9	Employment Fund.....	1,000,000
10	Transportation Regulatory Fund.....	3,052,100
11	Underground Storage Tank Fund.....	50,000

12 (l) In addition to any other transfers that may be provided
13 for by law, on July 1, 2002, or as soon as may be practical
14 thereafter, the State Comptroller shall direct and the State
15 Treasurer shall transfer the sum of \$3,000,000 from the General
16 Revenue Fund to the Presidential Library and Museum Operating
17 Fund.

18 (m) In addition to any other transfers that may be provided
19 for by law, on July 1, 2002 and on the effective date of this
20 amendatory Act of the 93rd General Assembly, or as soon
21 thereafter as may be practical, the State Comptroller shall
22 direct and the State Treasurer shall transfer the sum of
23 \$1,200,000 from the General Revenue Fund to the Violence
24 Prevention Fund.

25 (n) In addition to any other transfers that may be provided
26 for by law, on July 1, 2003, or as soon thereafter as may be

1 practical, the State Comptroller shall direct and the State
2 Treasurer shall transfer the sum of \$6,800,000 from the General
3 Revenue Fund to the DHS Recoveries Trust Fund.

4 (o) On or after July 1, 2003, and no later than June 30,
5 2004, in addition to any other transfers that may be provided
6 for by law, at the direction of and upon notification from the
7 Governor, the State Comptroller shall direct and the State
8 Treasurer shall transfer amounts not to exceed the following
9 sums into the Vehicle Inspection Fund:

10 From the Underground Storage Tank Fund \$35,000,000.

11 (p) On or after July 1, 2003 and until May 1, 2004, in
12 addition to any other transfers that may be provided for by
13 law, at the direction of and upon notification from the
14 Governor, the State Comptroller shall direct and the State
15 Treasurer shall transfer amounts not exceeding a total of
16 \$80,000,000 from the General Revenue Fund to the Tobacco
17 Settlement Recovery Fund. Any amounts so transferred shall be
18 re-transferred from the Tobacco Settlement Recovery Fund to the
19 General Revenue Fund at the direction of and upon notification
20 from the Governor, but in any event on or before June 30, 2004.

21 (q) In addition to any other transfers that may be provided
22 for by law, on July 1, 2003, or as soon as may be practical
23 thereafter, the State Comptroller shall direct and the State
24 Treasurer shall transfer the sum of \$5,000,000 from the General
25 Revenue Fund to the Illinois Military Family Relief Fund.

26 (r) In addition to any other transfers that may be provided

1 for by law, on July 1, 2003, or as soon as may be practical
2 thereafter, the State Comptroller shall direct and the State
3 Treasurer shall transfer the sum of \$1,922,000 from the General
4 Revenue Fund to the Presidential Library and Museum Operating
5 Fund.

6 (s) In addition to any other transfers that may be provided
7 for by law, on or after July 1, 2003, the State Comptroller
8 shall direct and the State Treasurer shall transfer the sum of
9 \$4,800,000 from the Statewide Economic Development Fund to the
10 General Revenue Fund.

11 (t) In addition to any other transfers that may be provided
12 for by law, on or after July 1, 2003, the State Comptroller
13 shall direct and the State Treasurer shall transfer the sum of
14 \$50,000,000 from the General Revenue Fund to the Budget
15 Stabilization Fund.

16 (u) On or after July 1, 2004 and until May 1, 2005, in
17 addition to any other transfers that may be provided for by
18 law, at the direction of and upon notification from the
19 Governor, the State Comptroller shall direct and the State
20 Treasurer shall transfer amounts not exceeding a total of
21 \$80,000,000 from the General Revenue Fund to the Tobacco
22 Settlement Recovery Fund. Any amounts so transferred shall be
23 retransferred by the State Comptroller and the State Treasurer
24 from the Tobacco Settlement Recovery Fund to the General
25 Revenue Fund at the direction of and upon notification from the
26 Governor, but in any event on or before June 30, 2005.

1 (v) In addition to any other transfers that may be provided
2 for by law, on July 1, 2004, or as soon thereafter as may be
3 practical, the State Comptroller shall direct and the State
4 Treasurer shall transfer the sum of \$1,200,000 from the General
5 Revenue Fund to the Violence Prevention Fund.

6 (w) In addition to any other transfers that may be provided
7 for by law, on July 1, 2004, or as soon thereafter as may be
8 practical, the State Comptroller shall direct and the State
9 Treasurer shall transfer the sum of \$6,445,000 from the General
10 Revenue Fund to the Presidential Library and Museum Operating
11 Fund.

12 (x) In addition to any other transfers that may be provided
13 for by law, on January 15, 2005, or as soon thereafter as may
14 be practical, the State Comptroller shall direct and the State
15 Treasurer shall transfer to the General Revenue Fund the
16 following sums:

17 From the State Crime Laboratory Fund, \$200,000;

18 From the State Police Wireless Service Emergency Fund,
19 \$200,000;

20 From the State Offender DNA Identification System
21 Fund, \$800,000; and

22 From the State Police Whistleblower Reward and
23 Protection Fund, \$500,000.

24 (y) Notwithstanding any other provision of law to the
25 contrary, in addition to any other transfers that may be
26 provided for by law on June 30, 2005, or as soon as may be

1 practical thereafter, the State Comptroller shall direct and
2 the State Treasurer shall transfer the remaining balance from
3 the designated funds into the General Revenue Fund and any
4 future deposits that would otherwise be made into these funds
5 must instead be made into the General Revenue Fund:

6 (1) the Keep Illinois Beautiful Fund;

7 (2) the Metropolitan Fair and Exposition Authority
8 Reconstruction Fund;

9 (3) the New Technology Recovery Fund;

10 (4) the Illinois Rural Bond Bank Trust Fund;

11 (5) the ISBE School Bus Driver Permit Fund;

12 (6) the Solid Waste Management Revolving Loan Fund;

13 (7) the State Postsecondary Review Program Fund;

14 (8) the Tourism Attraction Development Matching Grant
15 Fund;

16 (9) the Patent and Copyright Fund;

17 (10) the Credit Enhancement Development Fund;

18 (11) the Community Mental Health and Developmental
19 Disabilities Services Provider Participation Fee Trust
20 Fund;

21 (12) the Nursing Home Grant Assistance Fund;

22 (13) the By-product Material Safety Fund;

23 (14) the Illinois Student Assistance Commission Higher
24 EdNet Fund;

25 (15) the DORS State Project Fund;

26 (16) the School Technology Revolving Fund;

- 1 (17) the Energy Assistance Contribution Fund;
- 2 (18) the Illinois Building Commission Revolving Fund;
- 3 (19) the Illinois Aquaculture Development Fund;
- 4 (20) the Homelessness Prevention Fund;
- 5 (21) the DCFS Refugee Assistance Fund;
- 6 (22) the Illinois Century Network Special Purposes
- 7 Fund; and
- 8 (23) the Build Illinois Purposes Fund.

9 (z) In addition to any other transfers that may be provided
10 for by law, on July 1, 2005, or as soon as may be practical
11 thereafter, the State Comptroller shall direct and the State
12 Treasurer shall transfer the sum of \$1,200,000 from the General
13 Revenue Fund to the Violence Prevention Fund.

14 (aa) In addition to any other transfers that may be
15 provided for by law, on July 1, 2005, or as soon as may be
16 practical thereafter, the State Comptroller shall direct and
17 the State Treasurer shall transfer the sum of \$9,000,000 from
18 the General Revenue Fund to the Presidential Library and Museum
19 Operating Fund.

20 (bb) In addition to any other transfers that may be
21 provided for by law, on July 1, 2005, or as soon as may be
22 practical thereafter, the State Comptroller shall direct and
23 the State Treasurer shall transfer the sum of \$6,803,600 from
24 the General Revenue Fund to the Securities Audit and
25 Enforcement Fund.

26 (cc) In addition to any other transfers that may be

1 provided for by law, on or after July 1, 2005 and until May 1,
2 2006, at the direction of and upon notification from the
3 Governor, the State Comptroller shall direct and the State
4 Treasurer shall transfer amounts not exceeding a total of
5 \$80,000,000 from the General Revenue Fund to the Tobacco
6 Settlement Recovery Fund. Any amounts so transferred shall be
7 re-transferred by the State Comptroller and the State Treasurer
8 from the Tobacco Settlement Recovery Fund to the General
9 Revenue Fund at the direction of and upon notification from the
10 Governor, but in any event on or before June 30, 2006.

11 (dd) In addition to any other transfers that may be
12 provided for by law, on April 1, 2005, or as soon thereafter as
13 may be practical, at the direction of the Director of Public
14 Aid (now Director of Healthcare and Family Services), the State
15 Comptroller shall direct and the State Treasurer shall transfer
16 from the Public Aid Recoveries Trust Fund amounts not to exceed
17 \$14,000,000 to the Community Mental Health Medicaid Trust Fund.

18 (ee) Notwithstanding any other provision of law, on July 1,
19 2006, or as soon thereafter as practical, the State Comptroller
20 shall direct and the State Treasurer shall transfer the
21 remaining balance from the Illinois Civic Center Bond Fund to
22 the Illinois Civic Center Bond Retirement and Interest Fund.

23 (ff) In addition to any other transfers that may be
24 provided for by law, on and after July 1, 2006 and until June
25 30, 2007, at the direction of and upon notification from the
26 Director of the Governor's Office of Management and Budget, the

1 State Comptroller shall direct and the State Treasurer shall
 2 transfer amounts not exceeding a total of \$1,900,000 from the
 3 General Revenue Fund to the Illinois Capital Revolving Loan
 4 Fund.

5 (gg) In addition to any other transfers that may be
 6 provided for by law, on and after July 1, 2006 and until May 1,
 7 2007, at the direction of and upon notification from the
 8 Governor, the State Comptroller shall direct and the State
 9 Treasurer shall transfer amounts not exceeding a total of
 10 \$80,000,000 from the General Revenue Fund to the Tobacco
 11 Settlement Recovery Fund. Any amounts so transferred shall be
 12 retransferred by the State Comptroller and the State Treasurer
 13 from the Tobacco Settlement Recovery Fund to the General
 14 Revenue Fund at the direction of and upon notification from the
 15 Governor, but in any event on or before June 30, 2007.

16 (hh) In addition to any other transfers that may be
 17 provided for by law, on and after July 1, 2006 and until June
 18 30, 2007, at the direction of and upon notification from the
 19 Governor, the State Comptroller shall direct and the State
 20 Treasurer shall transfer amounts from the Illinois Affordable
 21 Housing Trust Fund to the designated funds not exceeding the
 22 following amounts:

- 23 DCFS Children's Services Fund \$2,200,000
- 24 Department of Corrections Reimbursement
- 25 and Education Fund \$1,500,000
- 26 Supplemental Low-Income Energy

1 Assistance Fund..... \$75,000

2 (ii) In addition to any other transfers that may be
3 provided for by law, on or before August 31, 2006, the Governor
4 and the State Comptroller may agree to transfer the surplus
5 cash balance from the General Revenue Fund to the Budget
6 Stabilization Fund and the Pension Stabilization Fund in equal
7 proportions. The determination of the amount of the surplus
8 cash balance shall be made by the Governor, with the
9 concurrence of the State Comptroller, after taking into account
10 the June 30, 2006 balances in the general funds and the actual
11 or estimated spending from the general funds during the lapse
12 period. Notwithstanding the foregoing, the maximum amount that
13 may be transferred under this subsection (ii) is \$50,000,000.

14 (jj) In addition to any other transfers that may be
15 provided for by law, on July 1, 2006, or as soon thereafter as
16 practical, the State Comptroller shall direct and the State
17 Treasurer shall transfer the sum of \$8,250,000 from the General
18 Revenue Fund to the Presidential Library and Museum Operating
19 Fund.

20 (kk) In addition to any other transfers that may be
21 provided for by law, on July 1, 2006, or as soon thereafter as
22 practical, the State Comptroller shall direct and the State
23 Treasurer shall transfer the sum of \$1,400,000 from the General
24 Revenue Fund to the Violence Prevention Fund.

25 (ll) In addition to any other transfers that may be
26 provided for by law, on the first day of each calendar quarter

1 of the fiscal year beginning July 1, 2006, or as soon
2 thereafter as practical, the State Comptroller shall direct and
3 the State Treasurer shall transfer from the General Revenue
4 Fund amounts equal to one-fourth of \$20,000,000 to the
5 Renewable Energy Resources Trust Fund.

6 (mm) In addition to any other transfers that may be
7 provided for by law, on July 1, 2006, or as soon thereafter as
8 practical, the State Comptroller shall direct and the State
9 Treasurer shall transfer the sum of \$1,320,000 from the General
10 Revenue Fund to the I-FLY Fund.

11 (nn) In addition to any other transfers that may be
12 provided for by law, on July 1, 2006, or as soon thereafter as
13 practical, the State Comptroller shall direct and the State
14 Treasurer shall transfer the sum of \$3,000,000 from the General
15 Revenue Fund to the African-American HIV/AIDS Response Fund.

16 (oo) In addition to any other transfers that may be
17 provided for by law, on and after July 1, 2006 and until June
18 30, 2007, at the direction of and upon notification from the
19 Governor, the State Comptroller shall direct and the State
20 Treasurer shall transfer amounts identified as net receipts
21 from the sale of all or part of the Illinois Student Assistance
22 Commission loan portfolio from the Student Loan Operating Fund
23 to the General Revenue Fund. The maximum amount that may be
24 transferred pursuant to this Section is \$38,800,000. In
25 addition, no transfer may be made pursuant to this Section that
26 would have the effect of reducing the available balance in the

1 Student Loan Operating Fund to an amount less than the amount
2 remaining unexpended and unreserved from the total
3 appropriations from the Fund estimated to be expended for the
4 fiscal year. The State Treasurer and Comptroller shall transfer
5 the amounts designated under this Section as soon as may be
6 practical after receiving the direction to transfer from the
7 Governor.

8 (pp) ~~(ee)~~ In addition to any other transfers that may be
9 provided for by law, on July 1, 2006, or as soon thereafter as
10 practical, the State Comptroller shall direct and the State
11 Treasurer shall transfer the sum of \$2,000,000 from the General
12 Revenue Fund to the Illinois Veterans Assistance Fund.

13 (qq) In addition to any other transfers that may be
14 provided for by law, as soon as may be practical after the
15 effective date of this amendatory Act of the 95th General
16 Assembly, the State Comptroller shall direct and the State
17 Treasurer shall transfer the sum of \$1,200,000,000 from the
18 General Revenue Fund to the Hospital Provider Fund.

19 (Source: P.A. 93-32, eff. 6-20-03; 93-648, eff. 1-8-04; 93-839,
20 eff. 7-30-04; 93-1067, eff. 1-15-05; 94-58, eff. 6-17-05;
21 94-91, eff. 7-1-05; 94-816, eff. 5-30-06; 94-839, eff. 6-6-06;
22 revised 8-3-06.)

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.