



Rep. Gary Hannig

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1 AMENDMENT TO SENATE BILL 182

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 182 by replacing  
3 everything after the enacting clause with the following:

4 "ARTICLE 1. SHORT TITLE; PURPOSE

5 Section 1-1. Short Title. This Act may be cited as the  
6 FY2008 Budget Implementation (Finance) Act.

7 Section 1-5. Purpose. It is the purpose of this Act to make  
8 changes in State programs concerning finance that are necessary  
9 to implement the FY2008 Budget.

10 ARTICLE 5. AMENDATORY PROVISIONS

11 Section 5-5. The Mental Health and Developmental  
12 Disabilities Administrative Act is amended by changing Section  
13 18.4 as follows:

1 (20 ILCS 1705/18.4)

2 Sec. 18.4. Community Mental Health Medicaid Trust Fund;  
3 reimbursement.

4 (a) The Community Mental Health Medicaid Trust Fund is  
5 hereby created in the State Treasury.

6 (b) ~~Amounts Except as otherwise provided in this Section,~~  
7 ~~following repayment of interfund transfers under subsection~~  
8 ~~(b-1),~~ amounts paid to the State during each State fiscal year  
9 by the federal government under Title XIX or Title XXI of the  
10 Social Security Act for services delivered by community mental  
11 health providers, and any interest earned thereon, shall be  
12 deposited as follows:

13 (1) The first \$75,000,000 shall be deposited directly  
14 into the Community Mental Health Medicaid Trust Fund to be  
15 used for the purchase of community mental health services;

16 (2) The next \$4,500,000 shall be deposited directly  
17 into the Community Mental Health Medicaid Trust Fund to be  
18 used by the Department of Human Services' Division of  
19 Mental Health for the oversight and administration of  
20 community mental health services and up to \$1,000,000 of  
21 this amount may be used for support of community mental  
22 health service initiatives ; ~~and~~

23 (3) The next \$3,500,000 shall be deposited directly  
24 into the General Revenue Fund;

25 (4) Any additional amounts shall be deposited ~~50%~~ into

1 the Community Mental Health Medicaid Trust Fund to be used  
2 for the purchase of community mental health services ~~and~~  
3 ~~50% into the General Revenue Fund.~~

4 ~~(b-1) For State fiscal year 2005, the first \$73,000,000 in~~  
5 ~~any funds paid to the State by the federal government under~~  
6 ~~Title XIX or Title XXI of the Social Security Act for services~~  
7 ~~delivered by community mental health services providers, and~~  
8 ~~any interest earned thereon, shall be deposited directly into~~  
9 ~~the Community Mental Health Medicaid Trust Fund before any~~  
10 ~~deposits are made into the General Revenue Fund. The next~~  
11 ~~\$25,000,000, less any deposits made prior to the effective date~~  
12 ~~of this amendatory Act of the 94th General Assembly, shall be~~  
13 ~~deposited into the General Revenue Fund. Amounts received in~~  
14 ~~excess of \$98,000,000 shall be deposited 50% into the General~~  
15 ~~Revenue Fund and 50% into the Community Mental Health Medicaid~~  
16 ~~Trust Fund. At the direction of the Director of Healthcare and~~  
17 ~~Family Services, on April 1, 2005, or as soon thereafter as~~  
18 ~~practical, the Comptroller shall direct and the State Treasurer~~  
19 ~~shall transfer amounts not to exceed \$14,000,000 into the~~  
20 ~~Community Mental Health Medicaid Trust Fund from the Public Aid~~  
21 ~~Recoveries Trust Fund.~~

22 ~~(b-2) For State fiscal year 2006, and in subsequent fiscal~~  
23 ~~years until any transfers under subsection (b-1) are repaid,~~  
24 ~~the first \$73,000,000 in any funds paid to the State by the~~  
25 ~~federal government under Title XIX or Title XXI of the Social~~  
26 ~~Security Act for services delivered by community mental health~~

1 ~~providers, and any interest earned thereon, shall be deposited~~  
2 ~~directly into the Community Mental Health Medicaid Trust Fund.~~  
3 ~~Then the next \$14,000,000, or such amount as was transferred~~  
4 ~~under subsection (b-1) at the direction of the Director of~~  
5 ~~Healthcare and Family Services, shall be deposited into the~~  
6 ~~Public Aid Recoveries Trust Fund. Any additional amounts~~  
7 ~~received shall be deposited in accordance with subsection (b).~~

8 (c) The Department shall reimburse community mental health  
9 providers for services provided to eligible individuals.  
10 Moneys in the Community Mental Health Medicaid Trust Fund may  
11 be used for that purpose.

12 (d) As used in this Section:

13 "Community mental health provider" means a community  
14 agency that is funded by the Department to provide a service.

15 "Service" means a mental health service provided pursuant  
16 to the provisions of administrative rules adopted by the  
17 Department and funded by the Department of Human Services'  
18 Division of Mental Health.

19 (Source: P.A. 93-841, eff. 7-30-04; 94-58, eff. 6-17-05;  
20 94-839, eff. 6-6-06.)

21 Section 5-10. The State Finance Act is amended by changing  
22 Sections 6z-32, 6z-63, 6z-64, 8.3, 8g, and 13.2 and by adding  
23 Sections 5.675 and 6z-69 as follows:

24 (30 ILCS 105/5.675 new)

1           Sec. 5.675. The Minority Film Support Fund.

2           (30 ILCS 105/6z-32)

3           Sec. 6z-32. Conservation 2000.

4           (a) The Conservation 2000 Fund and the Conservation 2000  
5 Projects Fund are created as special funds in the State  
6 Treasury. These funds shall be used to establish a  
7 comprehensive program to protect Illinois' natural resources  
8 through cooperative partnerships between State government and  
9 public and private landowners. Moneys in these Funds may be  
10 used, subject to appropriation, by the Environmental  
11 Protection Agency and the Departments of Agriculture, Natural  
12 Resources, and Transportation for purposes relating to natural  
13 resource protection, recreation, tourism, and compatible  
14 agricultural and economic development activities. Without  
15 limiting these general purposes, moneys in these Funds may be  
16 used, subject to appropriation, for the following specific  
17 purposes:

18           (1) To foster sustainable agriculture practices and  
19 control soil erosion and sedimentation, including grants  
20 to Soil and Water Conservation Districts for conservation  
21 practice cost-share grants and for personnel, educational,  
22 and administrative expenses.

23           (2) To establish and protect a system of ecosystems in  
24 public and private ownership through conservation  
25 easements, incentives to public and private landowners,

1 including technical assistance and grants, and land  
2 acquisition provided these mechanisms are all voluntary on  
3 the part of the landowner and do not involve the use of  
4 eminent domain.

5 (3) To develop a systematic and long-term program to  
6 effectively measure and monitor natural resources and  
7 ecological conditions through investments in technology  
8 and involvement of scientific experts.

9 (4) To initiate strategies to enhance, use, and  
10 maintain Illinois' inland lakes through education,  
11 technical assistance, research, and financial incentives.

12 (5) To conduct an extensive review of existing Illinois  
13 water laws.

14 (b) The State Comptroller and State Treasurer shall  
15 automatically transfer on the last day of each month, beginning  
16 on September 30, 1995 and ending on June 30, 2009, from the  
17 General Revenue Fund to the Conservation 2000 Fund, an amount  
18 equal to 1/10 of the amount set forth below in fiscal year 1996  
19 and an amount equal to 1/12 of the amount set forth below in  
20 each of the other specified fiscal years:

21 Fiscal Year	Amount
22 1996	\$ 3,500,000
23 1997	\$ 9,000,000
24 1998	\$10,000,000
25 1999	\$11,000,000
26 2000	\$12,500,000

1	2001 through 2004	\$14,000,000
2	2005	\$7,000,000
3	2006	\$11,000,000
4	2007	\$0
5	2008 <del>through 2009</del> .....	<del>\$0 \$14,000,000</del>
6	<u>2009</u> .....	<u>\$14,000,000</u>

7 (c) Notwithstanding any other provision of law to the  
8 contrary and in addition to any other transfers that may be  
9 provided for by law, on the last day of each month beginning on  
10 July 31, 2006 and ending on June 30, 2008 ~~2007~~, or as soon  
11 thereafter as may be practical, the State Comptroller shall  
12 direct and the State Treasurer shall transfer \$1,000,000 from  
13 the Open Space Lands Acquisition and Development Fund to the  
14 Conservation 2000 Fund.

15 (d) There shall be deposited into the Conservation 2000  
16 Projects Fund such bond proceeds and other moneys as may, from  
17 time to time, be provided by law.

18 (Source: P.A. 93-839, eff. 7-30-04; 94-91, eff. 7-1-05; 94-839,  
19 eff. 6-6-06.)

20 (30 ILCS 105/6z-63)

21 Sec. 6z-63. The Professional Services Fund.

22 (a) The Professional Services Fund is created as a  
23 revolving fund in the State treasury. The following moneys  
24 shall be deposited into the Fund:

25 (1) amounts authorized for transfer to the Fund from

1 the General Revenue Fund and other State funds (except for  
2 funds classified by the Comptroller as federal trust funds  
3 or State trust funds) pursuant to State law or Executive  
4 Order;

5 (2) federal funds received by the Department of Central  
6 Management Services (the "Department") as a result of  
7 expenditures from the Fund;

8 (3) interest earned on moneys in the Fund; and

9 (4) receipts or inter-fund transfers resulting from  
10 billings issued by the Department to State agencies for the  
11 cost of professional services rendered by the Department  
12 that are not compensated through the specific fund  
13 transfers authorized by this Section.

14 (b) Moneys in the Fund may be used by the Department for  
15 reimbursement or payment for:

16 (1) providing professional services to State agencies  
17 or other State entities;

18 (2) rendering other services to State agencies at the  
19 Governor's direction or to other State entities upon  
20 agreement between the Director of Central Management  
21 Services and the appropriate official or governing body of  
22 the other State entity; or

23 (3) providing for payment of administrative and other  
24 expenses incurred by the Department in providing  
25 professional services.

26 (c) State agencies or other State entities may direct the



1 Comptroller to process inter-fund transfers or make payment  
 2 through the voucher and warrant process to the Professional  
 3 Services Fund in satisfaction of billings issued under  
 4 subsection (a) of this Section.

5 (d) Reconciliation. For the fiscal year beginning on July  
 6 1, 2004 only, the Director of Central Management Services (the  
 7 "Director") shall order that each State agency's payments and  
 8 transfers made to the Fund be reconciled with actual Fund costs  
 9 for professional services provided by the Department on no less  
 10 than an annual basis. The Director may require reports from  
 11 State agencies as deemed necessary to perform this  
 12 reconciliation.

13 (e) The following amounts are authorized for transfer into  
 14 the Professional Services Fund for the fiscal year beginning  
 15 July 1, 2004:

16	General Revenue Fund .....	\$5,440,431
17	Road Fund .....	\$814,468
18	Motor Fuel Tax Fund .....	\$263,500
19	Child Support Administrative Fund .....	\$234,013
20	Professions Indirect Cost Fund .....	\$276,800
21	Capital Development Board Revolving Fund .....	\$207,610
22	Bank & Trust Company Fund .....	\$200,214
23	State Lottery Fund .....	\$193,691
24	Insurance Producer Administration Fund .....	\$174,672
25	Insurance Financial Regulation Fund .....	\$168,327
26	Illinois Clean Water Fund .....	\$124,675

1	Clean Air Act (CAA) Permit Fund .....	\$91,803
2	Statistical Services Revolving Fund .....	\$90,959
3	Financial Institution Fund .....	\$109,428
4	Horse Racing Fund .....	\$71,127
5	Health Insurance Reserve Fund .....	\$66,577
6	Solid Waste Management Fund .....	\$61,081
7	Guardianship and Advocacy Fund .....	\$1,068
8	Agricultural Premium Fund .....	\$493
9	Wildlife and Fish Fund .....	\$247
10	Radiation Protection Fund .....	\$33,277
11	Nuclear Safety Emergency Preparedness Fund .....	\$25,652
12	Tourism Promotion Fund .....	\$6,814

13 All of these transfers shall be made on July 1, 2004, or as  
 14 soon thereafter as practical. These transfers shall be made  
 15 notwithstanding any other provision of State law to the  
 16 contrary.

17 (e-5) Notwithstanding any other provision of State law to  
 18 the contrary, on or after July 1, 2005 and through June 30,  
 19 2006, in addition to any other transfers that may be provided  
 20 for by law, at the direction of and upon notification from the  
 21 Director of Central Management Services, the State Comptroller  
 22 shall direct and the State Treasurer shall transfer amounts  
 23 into the Professional Services Fund from the designated funds  
 24 not exceeding the following totals:

25	Food and Drug Safety Fund .....	\$3,249
26	Financial Institution Fund .....	\$12,942

1	General Professions Dedicated Fund .....	\$8,579
2	Illinois Department of Agriculture	
3	Laboratory Services Revolving Fund .....	\$1,963
4	Illinois Veterans' Rehabilitation Fund .....	\$11,275
5	State Boating Act Fund .....	\$27,000
6	State Parks Fund .....	\$22,007
7	Agricultural Premium Fund .....	\$59,483
8	Fire Prevention Fund .....	\$29,862
9	Mental Health Fund .....	\$78,213
10	Illinois State Pharmacy Disciplinary Fund .....	\$2,744
11	Radiation Protection Fund .....	\$16,034
12	Solid Waste Management Fund .....	\$37,669
13	Illinois Gaming Law Enforcement Fund .....	\$7,260
14	Subtitle D Management Fund .....	\$4,659
15	Illinois State Medical Disciplinary Fund .....	\$8,602
16	Department of Children and	
17	Family Services Training Fund .....	\$29,906
18	Facility Licensing Fund .....	\$1,083
19	Youth Alcoholism and Substance	
20	Abuse Prevention Fund .....	\$2,783
21	Plugging and Restoration Fund .....	\$1,105
22	State Crime Laboratory Fund .....	\$1,353
23	Motor Vehicle Theft Prevention Trust Fund .....	\$9,190
24	Weights and Measures Fund .....	\$4,932
25	Solid Waste Management Revolving	
26	Loan Fund .....	\$2,735

1	Illinois School Asbestos Abatement Fund .....	\$2,166
2	Violence Prevention Fund .....	\$5,176
3	Capital Development Board Revolving Fund .....	\$14,777
4	DCFS Children's Services Fund .....	\$1,256,594
5	State Police DUI Fund .....	\$1,434
6	Illinois Health Facilities Planning Fund .....	\$3,191
7	Emergency Public Health Fund .....	\$7,996
8	Fair and Exposition Fund .....	\$3,732
9	Nursing Dedicated and Professional Fund .....	\$5,792
10	Optometric Licensing and Disciplinary Board Fund ..	\$1,032
11	Underground Resources Conservation Enforcement Fund	\$1,221
12	State Rail Freight Loan Repayment Fund .....	\$6,434
13	Drunk and Drugged Driving Prevention Fund .....	\$5,473
14	Illinois Affordable Housing Trust Fund .....	\$118,222
15	Community Water Supply Laboratory Fund .....	\$10,021
16	Used Tire Management Fund .....	\$17,524
17	Natural Areas Acquisition Fund .....	\$15,501
18	Open Space Lands Acquisition	
19	and Development Fund .....	\$49,105
20	Working Capital Revolving Fund .....	\$126,344
21	State Garage Revolving Fund .....	\$92,513
22	Statistical Services Revolving Fund .....	\$181,949
23	Paper and Printing Revolving Fund .....	\$3,632
24	Air Transportation Revolving Fund .....	\$1,969
25	Communications Revolving Fund .....	\$304,278
26	Environmental Laboratory Certification Fund .....	\$1,357

1	Public Health Laboratory Services Revolving Fund ..	\$5,892
2	Provider Inquiry Trust Fund .....	\$1,742
3	Lead Poisoning Screening,	
4	Prevention, and Abatement Fund .....	\$8,200
5	Drug Treatment Fund .....	\$14,028
6	Feed Control Fund .....	\$2,472
7	Plumbing Licensure and Program Fund .....	\$3,521
8	Insurance Premium Tax Refund Fund .....	\$7,872
9	Tax Compliance and Administration Fund .....	\$5,416
10	Appraisal Administration Fund .....	\$2,924
11	Trauma Center Fund .....	\$40,139
12	Alternate Fuels Fund .....	\$1,467
13	Illinois State Fair Fund .....	\$13,844
14	State Asset Forfeiture Fund .....	\$8,210
15	Federal Asset Forfeiture Fund .....	\$6,471
16	Department of Corrections Reimbursement	
17	and Education Fund .....	\$78,965
18	Health Facility Plan Review Fund .....	\$3,444
19	LEADS Maintenance Fund .....	\$6,075
20	State Offender DNA Identification	
21	System Fund .....	\$1,712
22	Illinois Historic Sites Fund .....	\$4,511
23	Public Pension Regulation Fund .....	\$2,313
24	Workforce, Technology, and Economic	
25	Development Fund .....	\$5,357
26	Renewable Energy Resources Trust Fund .....	\$29,920

1	Energy Efficiency Trust Fund .....	\$8,368
2	Pesticide Control Fund .....	\$6,687
3	Conservation 2000 Fund .....	\$30,764
4	Wireless Carrier Reimbursement Fund .....	\$91,024
5	International Tourism Fund .....	\$13,057
6	Public Transportation Fund .....	\$701,837
7	Horse Racing Fund .....	\$18,589
8	Death Certificate Surcharge Fund .....	\$1,901
9	State Police Wireless Service	
10	Emergency Fund .....	\$1,012
11	Downstate Public Transportation Fund .....	\$112,085
12	Motor Carrier Safety Inspection Fund .....	\$6,543
13	State Police Whistleblower Reward	
14	and Protection Fund .....	\$1,894
15	Illinois Standardbred Breeders Fund .....	\$4,412
16	Illinois Thoroughbred Breeders Fund .....	\$6,635
17	Illinois Clean Water Fund .....	\$17,579
18	Independent Academic Medical Center Fund .....	\$5,611
19	Child Support Administrative Fund .....	\$432,527
20	Corporate Headquarters Relocation	
21	Assistance Fund .....	\$4,047
22	Local Initiative Fund .....	\$58,762
23	Tourism Promotion Fund .....	\$88,072
24	Digital Divide Elimination Fund .....	\$11,593
25	Presidential Library and Museum Operating Fund .....	\$4,624
26	Metro-East Public Transportation Fund .....	\$47,787

1	Medical Special Purposes Trust Fund .....	\$11,779
2	Dram Shop Fund .....	\$11,317
3	Illinois State Dental Disciplinary Fund .....	\$1,986
4	Hazardous Waste Research Fund .....	\$1,333
5	Real Estate License Administration Fund .....	\$10,886
6	Traffic and Criminal Conviction	
7	Surcharge Fund .....	\$44,798
8	Criminal Justice Information	
9	Systems Trust Fund .....	\$5,693
10	Design Professionals Administration	
11	and Investigation Fund .....	\$2,036
12	State Surplus Property Revolving Fund .....	\$6,829
13	Illinois Forestry Development Fund .....	\$7,012
14	State Police Services Fund .....	\$47,072
15	Youth Drug Abuse Prevention Fund .....	\$1,299
16	Metabolic Screening and Treatment Fund .....	\$15,947
17	Insurance Producer Administration Fund .....	\$30,870
18	Coal Technology Development Assistance Fund .....	\$43,692
19	Rail Freight Loan Repayment Fund .....	\$1,016
20	Low-Level Radioactive Waste	
21	Facility Development and Operation Fund .....	\$1,989
22	Environmental Protection Permit and Inspection Fund	\$32,125
23	Park and Conservation Fund .....	\$41,038
24	Local Tourism Fund .....	\$34,492
25	Illinois Capital Revolving Loan Fund .....	\$10,624
26	Illinois Equity Fund .....	\$1,929

1	Large Business Attraction Fund .....	\$5,554
2	Illinois Beach Marina Fund .....	\$5,053
3	International and Promotional Fund .....	\$1,466
4	Public Infrastructure Construction	
5	Loan Revolving Fund .....	\$3,111
6	Insurance Financial Regulation Fund .....	\$42,575
7	Total	\$4,975,487

8 (e-7) Notwithstanding any other provision of State law to  
9 the contrary, on or after July 1, 2006 and through June 30,  
10 2007, in addition to any other transfers that may be provided  
11 for by law, at the direction of and upon notification from the  
12 Director of Central Management Services, the State Comptroller  
13 shall direct and the State Treasurer shall transfer amounts  
14 into the Professional Services Fund from the designated funds  
15 not exceeding the following totals:

16	Food and Drug Safety Fund .....	\$3,300
17	Financial Institution Fund .....	\$13,000
18	General Professions Dedicated Fund .....	\$8,600
19	Illinois Department of Agriculture	
20	Laboratory Services Revolving Fund .....	\$2,000
21	Illinois Veterans' Rehabilitation Fund .....	\$11,300
22	State Boating Act Fund .....	\$27,200
23	State Parks Fund .....	\$22,100
24	Agricultural Premium Fund .....	\$59,800
25	Fire Prevention Fund .....	\$30,000
26	Mental Health Fund .....	\$78,700



1	Illinois State Pharmacy Disciplinary Fund .....	\$2,800
2	Radiation Protection Fund .....	\$16,100
3	Solid Waste Management Fund .....	\$37,900
4	Illinois Gaming Law Enforcement Fund .....	\$7,300
5	Subtitle D Management Fund .....	\$4,700
6	Illinois State Medical Disciplinary Fund .....	\$8,700
7	Facility Licensing Fund .....	\$1,100
8	Youth Alcoholism and	
9	Substance Abuse Prevention Fund .....	\$2,800
10	Plugging and Restoration Fund .....	\$1,100
11	State Crime Laboratory Fund .....	\$1,400
12	Motor Vehicle Theft Prevention Trust Fund .....	\$9,200
13	Weights and Measures Fund .....	\$5,000
14	Illinois School Asbestos Abatement Fund .....	\$2,200
15	Violence Prevention Fund .....	\$5,200
16	Capital Development Board Revolving Fund .....	\$14,900
17	DCFS Children's Services Fund .....	\$1,294,000
18	State Police DUI Fund .....	\$1,400
19	Illinois Health Facilities Planning Fund .....	\$3,200
20	Emergency Public Health Fund .....	\$8,000
21	Fair and Exposition Fund .....	\$3,800
22	Nursing Dedicated and Professional Fund .....	\$5,800
23	Optometric Licensing and Disciplinary Board Fund ..	\$1,000
24	Underground Resources Conservation	
25	Enforcement Fund .....	\$1,200
26	State Rail Freight Loan Repayment Fund .....	\$6,500

1	Drunk and Drugged Driving Prevention Fund .....	\$5,500
2	Illinois Affordable Housing Trust Fund .....	\$118,900
3	Community Water Supply Laboratory Fund .....	\$10,100
4	Used Tire Management Fund .....	\$17,600
5	Natural Areas Acquisition Fund .....	\$15,600
6	Open Space Lands Acquisition	
7	and Development Fund .....	\$49,400
8	Working Capital Revolving Fund .....	\$127,100
9	State Garage Revolving Fund .....	\$93,100
10	Statistical Services Revolving Fund .....	\$183,000
11	Paper and Printing Revolving Fund .....	\$3,700
12	Air Transportation Revolving Fund .....	\$2,000
13	Communications Revolving Fund .....	\$306,100
14	Environmental Laboratory Certification Fund .....	\$1,400
15	Public Health Laboratory Services	
16	Revolving Fund .....	\$5,900
17	Provider Inquiry Trust Fund .....	\$1,800
18	Lead Poisoning Screening, Prevention,	
19	and Abatement Fund .....	\$8,200
20	Drug Treatment Fund .....	\$14,100
21	Feed Control Fund .....	\$2,500
22	Plumbing Licensure and Program Fund .....	\$3,500
23	Insurance Premium Tax Refund Fund .....	\$7,900
24	Tax Compliance and Administration Fund .....	\$5,400
25	Appraisal Administration Fund .....	\$2,900
26	Trauma Center Fund .....	\$40,400

1	Alternate Fuels Fund .....	\$1,500
2	Illinois State Fair Fund .....	\$13,900
3	State Asset Forfeiture Fund .....	\$8,300
4	Department of Corrections	
5	Reimbursement and Education Fund .....	\$79,400
6	Health Facility Plan Review Fund .....	\$3,500
7	LEADS Maintenance Fund .....	\$6,100
8	State Offender DNA Identification System Fund .....	\$1,700
9	Illinois Historic Sites Fund .....	\$4,500
10	Public Pension Regulation Fund .....	\$2,300
11	Workforce, Technology, and Economic	
12	Development Fund .....	\$5,400
13	Renewable Energy Resources Trust Fund .....	\$30,100
14	Energy Efficiency Trust Fund .....	\$8,400
15	Pesticide Control Fund .....	\$6,700
16	Conservation 2000 Fund .....	\$30,900
17	Wireless Carrier Reimbursement Fund .....	\$91,600
18	International Tourism Fund .....	\$13,100
19	Public Transportation Fund .....	\$705,900
20	Horse Racing Fund .....	\$18,700
21	Death Certificate Surcharge Fund .....	\$1,900
22	State Police Wireless Service Emergency Fund .....	\$1,000
23	Downstate Public Transportation Fund .....	\$112,700
24	Motor Carrier Safety Inspection Fund .....	\$6,600
25	State Police Whistleblower	
26	Reward and Protection Fund .....	\$1,900

1	Illinois Standardbred Breeders Fund .....	\$4,400
2	Illinois Thoroughbred Breeders Fund .....	\$6,700
3	Illinois Clean Water Fund .....	\$17,700
4	Child Support Administrative Fund .....	\$435,100
5	Tourism Promotion Fund .....	\$88,600
6	Digital Divide Elimination Fund .....	\$11,700
7	Presidential Library and Museum Operating Fund ....	\$4,700
8	Metro-East Public Transportation Fund .....	\$48,100
9	Medical Special Purposes Trust Fund .....	\$11,800
10	Dram Shop Fund .....	\$11,400
11	Illinois State Dental Disciplinary Fund .....	\$2,000
12	Hazardous Waste Research Fund .....	\$1,300
13	Real Estate License Administration Fund .....	\$10,900
14	Traffic and Criminal Conviction Surcharge Fund ..	\$45,100
15	Criminal Justice Information Systems Trust Fund ....	\$5,700
16	Design Professionals Administration	
17	and Investigation Fund .....	\$2,000
18	State Surplus Property Revolving Fund .....	\$6,900
19	State Police Services Fund .....	\$47,300
20	Youth Drug Abuse Prevention Fund .....	\$1,300
21	Metabolic Screening and Treatment Fund .....	\$16,000
22	Insurance Producer Administration Fund .....	\$31,100
23	Coal Technology Development Assistance Fund .....	\$43,900
24	Low-Level Radioactive Waste Facility	
25	Development and Operation Fund .....	\$2,000
26	Environmental Protection Permit	

1	and Inspection Fund .....	\$32,300
2	Park and Conservation Fund .....	\$41,300
3	Local Tourism Fund .....	\$34,700
4	Illinois Capital Revolving Loan Fund .....	\$10,700
5	Illinois Equity Fund .....	\$1,900
6	Large Business Attraction Fund .....	\$5,600
7	Illinois Beach Marina Fund .....	\$5,100
8	International and Promotional Fund .....	\$1,500
9	Public Infrastructure Construction	
10	Loan Revolving Fund .....	\$3,100
11	Insurance Financial Regulation Fund .....	\$42,800
12	Total	\$4,918,200

13 (e-10) Notwithstanding any other provision of State law to  
 14 the contrary and in addition to any other transfers that may be  
 15 provided for by law, on the first day of each calendar quarter  
 16 of the fiscal year beginning July 1, 2005, or as soon as may be  
 17 practical thereafter, the State Comptroller shall direct and  
 18 the State Treasurer shall transfer from each designated fund  
 19 into the Professional Services Fund amounts equal to one-fourth  
 20 of each of the following totals:

21	General Revenue Fund .....	\$4,440,000
22	Road Fund .....	\$5,324,411
23	Total	\$9,764,411

24 (e-15) Notwithstanding any other provision of State law to  
 25 the contrary and in addition to any other transfers that may be  
 26 provided for by law, the State Comptroller shall direct and the

1 State Treasurer shall transfer from the funds specified into  
2 the Professional Services Fund according to the schedule  
3 specified herein as follows:

4	General Revenue Fund .....	\$4,466,000
5	Road Fund.....	\$5,355,500
6	Total	\$9,821,500

7 One-fourth of the specified amount shall be transferred on  
8 each of July 1 and October 1, 2006, or as soon as may be  
9 practical thereafter, and one-half of the specified amount  
10 shall be transferred on January 1, 2007, or as soon as may be  
11 practical thereafter.

12 (e-20) Notwithstanding any other provision of State law to  
13 the contrary, on or after July 1, 2007 and through June 30,  
14 2008, in addition to any other transfers that may be provided  
15 for by law, at the direction of and upon notification from the  
16 Director of Central Management Services, the State Comptroller  
17 shall direct and the State Treasurer shall transfer amounts  
18 into the Professional Services Fund from the designated funds  
19 not exceeding the following totals:

20	<u>Food and Drug Safety Fund .....</u>	<u>\$3,300</u>
21	<u>Financial Institution Fund .....</u>	<u>\$13,000</u>
22	<u>General Professions Dedicated Fund .....</u>	<u>\$8,600</u>
23	<u>Illinois Department of Agriculture</u>	
24	<u>Laboratory Services Revolving Fund .....</u>	<u>\$2,000</u>
25	<u>Illinois Veterans' Rehabilitation Fund .....</u>	<u>\$11,300</u>
26	<u>State Boating Act Fund .....</u>	<u>\$27,200</u>

1	<u>State Parks Fund</u> .....	\$22,100
2	<u>Agricultural Premium Fund</u> .....	\$59,800
3	<u>Fire Prevention Fund</u> .....	\$30,000
4	<u>Mental Health Fund</u> .....	\$78,700
5	<u>Illinois State Pharmacy Disciplinary Fund</u> .....	\$2,800
6	<u>Radiation Protection Fund</u> .....	\$16,100
7	<u>Solid Waste Management Fund</u> .....	\$37,900
8	<u>Illinois Gaming Law Enforcement Fund</u> .....	\$7,300
9	<u>Subtitle D Management Fund</u> .....	\$4,700
10	<u>Illinois State Medical Disciplinary Fund</u> .....	\$8,700
11	<u>Facility Licensing Fund</u> .....	\$1,100
12	<u>Youth Alcoholism and</u>	
13	<u>Substance Abuse Prevention Fund</u> .....	\$2,800
14	<u>Plugging and Restoration Fund</u> .....	\$1,100
15	<u>State Crime Laboratory Fund</u> .....	\$1,400
16	<u>Motor Vehicle Theft Prevention Trust Fund</u> .....	\$9,200
17	<u>Weights and Measures Fund</u> .....	\$5,000
18	<u>Illinois School Asbestos Abatement Fund</u> .....	\$2,200
19	<u>Violence Prevention Fund</u> .....	\$5,200
20	<u>Capital Development Board Revolving Fund</u> .....	\$14,900
21	<u>DCFS Children's Services Fund</u> .....	\$1,294,000
22	<u>State Police DUI Fund</u> .....	\$1,400
23	<u>Illinois Health Facilities Planning Fund</u> .....	\$3,200
24	<u>Emergency Public Health Fund</u> .....	\$8,000
25	<u>Fair and Exposition Fund</u> .....	\$3,800
26	<u>Nursing Dedicated and Professional Fund</u> .....	\$5,800

1	<u>Optometric Licensing and Disciplinary Board Fund</u>	..	<u>\$1,000</u>
2	<u>Underground Resources Conservation</u>		
3	<u>Enforcement Fund</u>	.....	<u>\$1,200</u>
4	<u>State Rail Freight Loan Repayment Fund</u>	.....	<u>\$6,500</u>
5	<u>Drunk and Drugged Driving Prevention Fund</u>	.....	<u>\$5,500</u>
6	<u>Illinois Affordable Housing Trust Fund</u>	.....	<u>\$118,900</u>
7	<u>Community Water Supply Laboratory Fund</u>	.....	<u>\$10,100</u>
8	<u>Used Tire Management Fund</u>	.....	<u>\$17,600</u>
9	<u>Natural Areas Acquisition Fund</u>	.....	<u>\$15,600</u>
10	<u>Open Space Lands Acquisition</u>		
11	<u>and Development Fund</u>	.....	<u>\$49,400</u>
12	<u>Working Capital Revolving Fund</u>	.....	<u>\$127,100</u>
13	<u>State Garage Revolving Fund</u>	.....	<u>\$93,100</u>
14	<u>Statistical Services Revolving Fund</u>	.....	<u>\$183,000</u>
15	<u>Paper and Printing Revolving Fund</u>	.....	<u>\$3,700</u>
16	<u>Air Transportation Revolving Fund</u>	.....	<u>\$2,000</u>
17	<u>Communications Revolving Fund</u>	.....	<u>\$306,100</u>
18	<u>Environmental Laboratory Certification Fund</u>	.....	<u>\$1,400</u>
19	<u>Public Health Laboratory Services</u>		
20	<u>Revolving Fund</u>	.....	<u>\$5,900</u>
21	<u>Provider Inquiry Trust Fund</u>	.....	<u>\$1,800</u>
22	<u>Lead Poisoning Screening, Prevention,</u>		
23	<u>and Abatement Fund</u>	.....	<u>\$8,200</u>
24	<u>Drug Treatment Fund</u>	.....	<u>\$14,100</u>
25	<u>Feed Control Fund</u>	.....	<u>\$2,500</u>
26	<u>Plumbing Licensure and Program Fund</u>	.....	<u>\$3,500</u>



1	<u>Insurance Premium Tax Refund Fund</u> .....	<u>\$7,900</u>
2	<u>Tax Compliance and Administration Fund</u> .....	<u>\$5,400</u>
3	<u>Appraisal Administration Fund</u> .....	<u>\$2,900</u>
4	<u>Trauma Center Fund</u> .....	<u>\$40,400</u>
5	<u>Alternate Fuels Fund</u> .....	<u>\$1,500</u>
6	<u>Illinois State Fair Fund</u> .....	<u>\$13,900</u>
7	<u>State Asset Forfeiture Fund</u> .....	<u>\$8,300</u>
8	<u>Department of Corrections</u>	
9	<u>Reimbursement and Education Fund</u> .....	<u>\$79,400</u>
10	<u>Health Facility Plan Review Fund</u> .....	<u>\$3,500</u>
11	<u>LEADS Maintenance Fund</u> .....	<u>\$6,100</u>
12	<u>State Offender DNA Identification System Fund</u> .....	<u>\$1,700</u>
13	<u>Illinois Historic Sites Fund</u> .....	<u>\$4,500</u>
14	<u>Public Pension Regulation Fund</u> .....	<u>\$2,300</u>
15	<u>Workforce, Technology, and Economic</u>	
16	<u>Development Fund</u> .....	<u>\$5,400</u>
17	<u>Renewable Energy Resources Trust Fund</u> .....	<u>\$30,100</u>
18	<u>Energy Efficiency Trust Fund</u> .....	<u>\$8,400</u>
19	<u>Pesticide Control Fund</u> .....	<u>\$6,700</u>
20	<u>Conservation 2000 Fund</u> .....	<u>\$30,900</u>
21	<u>Wireless Carrier Reimbursement Fund</u> .....	<u>\$91,600</u>
22	<u>International Tourism Fund</u> .....	<u>\$13,100</u>
23	<u>Public Transportation Fund</u> .....	<u>\$705,900</u>
24	<u>Horse Racing Fund</u> .....	<u>\$18,700</u>
25	<u>Death Certificate Surcharge Fund</u> .....	<u>\$1,900</u>
26	<u>State Police Wireless Service Emergency Fund</u> .....	<u>\$1,000</u>

1	<u>Downstate Public Transportation Fund</u>	.....	\$112,700
2	<u>Motor Carrier Safety Inspection Fund</u>	.....	\$6,600
3	<u>State Police Whistleblower</u>		
4	<u>Reward and Protection Fund</u>	.....	\$1,900
5	<u>Illinois Standardbred Breeders Fund</u>	.....	\$4,400
6	<u>Illinois Thoroughbred Breeders Fund</u>	.....	\$6,700
7	<u>Illinois Clean Water Fund</u>	.....	\$17,700
8	<u>Child Support Administrative Fund</u>	.....	\$435,100
9	<u>Tourism Promotion Fund</u>	.....	\$88,600
10	<u>Digital Divide Elimination Fund</u>	.....	\$11,700
11	<u>Presidential Library and Museum Operating Fund</u>	....	\$4,700
12	<u>Metro-East Public Transportation Fund</u>	.....	\$48,100
13	<u>Medical Special Purposes Trust Fund</u>	.....	\$11,800
14	<u>Dram Shop Fund</u>	.....	\$11,400
15	<u>Illinois State Dental Disciplinary Fund</u>	.....	\$2,000
16	<u>Hazardous Waste Research Fund</u>	.....	\$1,300
17	<u>Real Estate License Administration Fund</u>	.....	\$10,900
18	<u>Traffic and Criminal Conviction Surcharge Fund</u>	..	\$45,100
19	<u>Criminal Justice Information Systems Trust Fund</u>	....	\$5,700
20	<u>Design Professionals Administration</u>		
21	<u>and Investigation Fund</u>	.....	\$2,000
22	<u>State Surplus Property Revolving Fund</u>	.....	\$6,900
23	<u>State Police Services Fund</u>	.....	\$47,300
24	<u>Youth Drug Abuse Prevention Fund</u>	.....	\$1,300
25	<u>Metabolic Screening and Treatment Fund</u>	.....	\$16,000
26	<u>Insurance Producer Administration Fund</u>	.....	\$31,100

1	<u>Coal Technology Development Assistance Fund</u> .....	<u>\$43,900</u>
2	<u>Low-Level Radioactive Waste Facility</u>	
3	<u>Development and Operation Fund</u> .....	<u>\$2,000</u>
4	<u>Environmental Protection Permit</u>	
5	<u>and Inspection Fund</u> .....	<u>\$32,300</u>
6	<u>Park and Conservation Fund</u> .....	<u>\$41,300</u>
7	<u>Local Tourism Fund</u> .....	<u>\$34,700</u>
8	<u>Illinois Capital Revolving Loan Fund</u> .....	<u>\$10,700</u>
9	<u>Illinois Equity Fund</u> .....	<u>\$1,900</u>
10	<u>Large Business Attraction Fund</u> .....	<u>\$5,600</u>
11	<u>Illinois Beach Marina Fund</u> .....	<u>\$5,100</u>
12	<u>International and Promotional Fund</u> .....	<u>\$1,500</u>
13	<u>Public Infrastructure Construction</u>	
14	<u>Loan Revolving Fund</u> .....	<u>\$3,100</u>
15	<u>Insurance Financial Regulation Fund</u> .....	<u>\$42,800</u>
16	<u>Total</u>	<u>\$4,918,200</u>

17 (e-25) Notwithstanding any other provision of State law to  
18 the contrary and in addition to any other transfers that may be  
19 provided for by law, the State Comptroller shall direct and the  
20 State Treasurer shall transfer from the funds specified into  
21 the Professional Services Fund according to the schedule  
22 specified herein as follows:

23	<u>General Revenue Fund</u> .....	<u>\$4,466,000</u>
24	<u>Road Fund</u> .....	<u>\$5,355,500</u>
25	<u>Total</u>	<u>\$9,821,500</u>

26 One-fourth of the specified amount shall be transferred on

1 each of July 1 and October 1, 2007, or as soon as may be  
2 practical thereafter, and one-half of the specified amount  
3 shall be transferred on January 1, 2008, or as soon as may be  
4 practical thereafter.

5 (f) The term "professional services" means services  
6 rendered on behalf of State agencies and other State entities  
7 pursuant to Section 405-293 of the Department of Central  
8 Management Services Law of the Civil Administrative Code of  
9 Illinois.

10 (Source: P.A. 93-839, eff. 7-30-04; 94-91, eff. 7-1-05; 94-839,  
11 eff. 6-6-06.)

12 (30 ILCS 105/6z-64)

13 Sec. 6z-64. The Workers' Compensation Revolving Fund.

14 (a) The Workers' Compensation Revolving Fund is created as  
15 a revolving fund in the State treasury. The following moneys  
16 shall be deposited into the Fund:

17 (1) amounts authorized for transfer to the Fund from  
18 the General Revenue Fund and other State funds (except for  
19 funds classified by the Comptroller as federal trust funds  
20 or State trust funds) pursuant to State law or Executive  
21 Order;

22 (2) federal funds received by the Department of Central  
23 Management Services (the "Department") as a result of  
24 expenditures from the Fund;

25 (3) interest earned on moneys in the Fund;

1           (4) receipts or inter-fund transfers resulting from  
2 billings issued by the Department to State agencies and  
3 universities for the cost of workers' compensation  
4 services rendered by the Department that are not  
5 compensated through the specific fund transfers authorized  
6 by this Section, if any;

7           (5) amounts received from a State agency or university  
8 for workers' compensation payments for temporary total  
9 disability, as provided in Section 405-105 of the  
10 Department of Central Management Services Law of the Civil  
11 Administrative Code of Illinois; and

12           (6) amounts recovered through subrogation in workers'  
13 compensation and workers' occupational disease cases.

14           (b) Moneys in the Fund may be used by the Department for  
15 reimbursement or payment for:

16           (1) providing workers' compensation services to State  
17 agencies and State universities; or

18           (2) providing for payment of administrative and other  
19 expenses incurred by the Department in providing workers'  
20 compensation services.

21           (c) State agencies may direct the Comptroller to process  
22 inter-fund transfers or make payment through the voucher and  
23 warrant process to the Workers' Compensation Revolving Fund in  
24 satisfaction of billings issued under subsection (a) of this  
25 Section.

26           (d) Reconciliation. For the fiscal year beginning on July

1 1, 2004 only, the Director of Central Management Services (the  
 2 "Director") shall order that each State agency's payments and  
 3 transfers made to the Fund be reconciled with actual Fund costs  
 4 for workers' compensation services provided by the Department  
 5 and attributable to the State agency and relevant fund on no  
 6 less than an annual basis. The Director may require reports  
 7 from State agencies as deemed necessary to perform this  
 8 reconciliation.

9 (d-5) Notwithstanding any other provision of State law to  
 10 the contrary, on or after July 1, 2005 and until June 30, 2006,  
 11 in addition to any other transfers that may be provided for by  
 12 law, at the direction of and upon notification of the Director  
 13 of Central Management Services, the State Comptroller shall  
 14 direct and the State Treasurer shall transfer amounts into the  
 15 Workers' Compensation Revolving Fund from the designated funds  
 16 not exceeding the following totals:

17	Mental Health Fund .....	\$17,694,000
18	Statistical Services Revolving Fund .....	\$1,252,600
19	Department of Corrections Reimbursement	
20	and Education Fund .....	\$1,198,600
21	Communications Revolving Fund .....	\$535,400
22	Child Support Administrative Fund .....	\$441,900
23	Health Insurance Reserve Fund .....	\$238,900
24	Fire Prevention Fund .....	\$234,100
25	Park and Conservation Fund .....	\$142,000
26	Motor Fuel Tax Fund .....	\$132,800

1	Illinois Workers' Compensation	
2	Commission Operations Fund .....	\$123,900
3	State Boating Act Fund .....	\$112,300
4	Public Utility Fund .....	\$106,500
5	State Lottery Fund .....	\$101,300
6	Traffic and Criminal Conviction	
7	Surcharge Fund .....	\$88,500
8	State Surplus Property Revolving Fund .....	\$82,700
9	Natural Areas Acquisition Fund .....	\$65,600
10	Securities Audit and Enforcement Fund .....	\$65,200
11	Agricultural Premium Fund .....	\$63,400
12	Capital Development Fund .....	\$57,500
13	State Gaming Fund .....	\$54,300
14	Underground Storage Tank Fund .....	\$53,700
15	Illinois State Medical Disciplinary Fund .....	\$53,000
16	Personal Property Tax Replacement Fund .....	\$53,000
17	General Professions Dedicated Fund .....	\$51,900
18	Total	\$23,003,100

19 (d-10) Notwithstanding any other provision of State law to  
20 the contrary and in addition to any other transfers that may be  
21 provided for by law, on the first day of each calendar quarter  
22 of the fiscal year beginning July 1, 2005, or as soon as may be  
23 practical thereafter, the State Comptroller shall direct and  
24 the State Treasurer shall transfer from each designated fund  
25 into the Workers' Compensation Revolving Fund amounts equal to  
26 one-fourth of each of the following totals:

1	General Revenue Fund .....	\$34,000,000
2	Road Fund .....	\$25,987,000
3	Total	\$59,987,000

4 (d-12) Notwithstanding any other provision of State law to  
5 the contrary and in addition to any other transfers that may be  
6 provided for by law, on the effective date of this amendatory  
7 Act of the 94th General Assembly, or as soon as may be  
8 practical thereafter, the State Comptroller shall direct and  
9 the State Treasurer shall transfer from each designated fund  
10 into the Workers' Compensation Revolving Fund the following  
11 amounts:

12	General Revenue Fund .....	\$10,000,000
13	Road Fund .....	\$5,000,000
14	Total	\$15,000,000

15 (d-15) Notwithstanding any other provision of State law to  
16 the contrary and in addition to any other transfers that may be  
17 provided for by law, on July 1, 2006, or as soon as may be  
18 practical thereafter, the State Comptroller shall direct and  
19 the State Treasurer shall transfer from each designated fund  
20 into the Workers' Compensation Revolving Fund the following  
21 amounts:

22	General Revenue Fund .....	\$44,028,200
23	Road Fund .....	\$28,084,000
24	Total	\$72,112,200

25 (d-20) Notwithstanding any other provision of State law to  
26 the contrary, on or after July 1, 2006 and until June 30, 2007,



1 in addition to any other transfers that may be provided for by  
 2 law, at the direction of and upon notification of the Director  
 3 of Central Management Services, the State Comptroller shall  
 4 direct and the State Treasurer shall transfer amounts into the  
 5 Workers' Compensation Revolving Fund from the designated funds  
 6 not exceeding the following totals:

7	Mental Health Fund .....	\$19,121,800
8	Statistical Services Revolving Fund .....	\$1,353,700
9	Department of Corrections Reimbursement	
10	and Education Fund .....	\$1,295,300
11	Communications Revolving Fund .....	\$578,600
12	Child Support Administrative Fund .....	\$477,600
13	Health Insurance Reserve Fund .....	\$258,200
14	Fire Prevention Fund .....	\$253,000
15	Park and Conservation Fund .....	\$153,500
16	Motor Fuel Tax Fund .....	\$143,500
17	Illinois Workers' Compensation	
18	Commission Operations Fund .....	\$133,900
19	State Boating Act Fund .....	\$121,400
20	Public Utility Fund .....	\$115,100
21	State Lottery Fund .....	\$109,500
22	Traffic and Criminal Conviction Surcharge Fund ..	\$95,700
23	State Surplus Property Revolving Fund .....	\$89,400
24	Natural Areas Acquisition Fund .....	\$70,800
25	Securities Audit and Enforcement Fund .....	\$70,400
26	Agricultural Premium Fund .....	\$68,500

1	State Gaming Fund .....	\$58,600
2	Underground Storage Tank Fund .....	\$58,000
3	Illinois State Medical Disciplinary Fund .....	\$57,200
4	Personal Property Tax Replacement Fund .....	\$57,200
5	General Professions Dedicated Fund .....	\$56,100
6	Total	\$24,797,000

7       (d-25) Notwithstanding any other provision of State law to  
8 the contrary and in addition to any other transfers that may be  
9 provided for by law, on the effective date of this amendatory  
10 Act of the 95th General Assembly, or as soon as may be  
11 practical thereafter, the State Comptroller shall direct and  
12 the State Treasurer shall transfer from each designated fund  
13 into the Workers' Compensation Revolving Fund the following  
14 amounts:

15	<u>General Revenue Fund .....</u>	<u>\$10,000,000</u>
16	<u>Road Fund .....</u>	<u>\$5,000,000</u>
17	<u>Total</u>	<u>\$15,000,000</u>

18       (d-30) Notwithstanding any other provision of State law to  
19 the contrary and in addition to any other transfers that may be  
20 provided for by law, on July 1, 2007, or as soon as may be  
21 practical thereafter, the State Comptroller shall direct and  
22 the State Treasurer shall transfer from each designated fund  
23 into the Workers' Compensation Revolving Fund the following  
24 amounts:

25	<u>General Revenue Fund .....</u>	<u>\$44,028,200</u>
26	<u>Road Fund .....</u>	<u>\$28,084,000</u>

1        Total \$72,112,200

2        (d-35) Notwithstanding any other provision of State law to

3 the contrary, on or after July 1, 2007 and until June 30, 2008,

4 in addition to any other transfers that may be provided for by

5 law, at the direction of and upon notification of the Director

6 of Central Management Services, the State Comptroller shall

7 direct and the State Treasurer shall transfer amounts into the

8 Workers' Compensation Revolving Fund from the designated funds

9 not exceeding the following totals:

10        Mental Health Fund ..... \$19,121,800

11        Statistical Services Revolving Fund ..... \$1,353,700

12        Department of Corrections Reimbursement

13            and Education Fund ..... \$1,295,300

14        Communications Revolving Fund ..... \$578,600

15        Child Support Administrative Fund ..... \$477,600

16        Health Insurance Reserve Fund ..... \$258,200

17        Fire Prevention Fund ..... \$253,000

18        Park and Conservation Fund ..... \$153,500

19        Motor Fuel Tax Fund ..... \$143,500

20        Illinois Workers' Compensation

21            Commission Operations Fund ..... \$133,900

22        State Boating Act Fund ..... \$121,400

23        Public Utility Fund ..... \$115,100

24        State Lottery Fund ..... \$109,500

25        Traffic and Criminal Conviction Surcharge Fund .. \$95,700

26        State Surplus Property Revolving Fund ..... \$89,400

1	<u>Natural Areas Acquisition Fund</u> .....	<u>\$70,800</u>
2	<u>Securities Audit and Enforcement Fund</u> .....	<u>\$70,400</u>
3	<u>Agricultural Premium Fund</u> .....	<u>\$68,500</u>
4	<u>State Gaming Fund</u> .....	<u>\$58,600</u>
5	<u>Underground Storage Tank Fund</u> .....	<u>\$58,000</u>
6	<u>Illinois State Medical Disciplinary Fund</u> .....	<u>\$57,200</u>
7	<u>Personal Property Tax Replacement Fund</u> .....	<u>\$57,200</u>
8	<u>General Professions Dedicated Fund</u> .....	<u>\$56,100</u>
9	<u>Total</u>	<u>\$24,797,000</u>

10 (e) The term "workers' compensation services" means  
 11 services, claims expenses, and related administrative costs  
 12 incurred in performing the duties under Sections 405-105 and  
 13 405-411 of the Department of Central Management Services Law of  
 14 the Civil Administrative Code of Illinois.

15 (Source: P.A. 93-839, eff. 7-30-04; 94-91, eff. 7-1-05; 94-839,  
 16 eff. 6-6-06.)

17 (30 ILCS 105/6z-69 new)

18 Sec. 6z-69. Minority Film Support Fund. There is created in  
 19 the State Treasury the Minority Film Support Fund. The Minority  
 20 Film Support Fund shall be a non-appropriated fund that is held  
 21 by the State Treasurer separate and apart from other State  
 22 funds. The Fund shall be administered by the State Treasurer to  
 23 help collateralize loans from financial institutions to  
 24 minority film makers producing films or building or maintaining  
 25 minority film and television studios in the State of Illinois

1 when those films or studios would not otherwise meet the  
2 institutions' credit standards. The Fund shall consist of all  
3 public and private moneys donated or transferred to the Fund  
4 consistent with the Fund's purpose. Any moneys received by the  
5 State Treasurer for the Fund shall be deposited into the Fund  
6 by the State Treasurer.

7 (30 ILCS 105/8.3) (from Ch. 127, par. 144.3)

8 Sec. 8.3. Money in the Road Fund shall, if and when the  
9 State of Illinois incurs any bonded indebtedness for the  
10 construction of permanent highways, be set aside and used for  
11 the purpose of paying and discharging annually the principal  
12 and interest on that bonded indebtedness then due and payable,  
13 and for no other purpose. The surplus, if any, in the Road Fund  
14 after the payment of principal and interest on that bonded  
15 indebtedness then annually due shall be used as follows:

16 first -- to pay the cost of administration of Chapters  
17 2 through 10 of the Illinois Vehicle Code, except the cost  
18 of administration of Articles I and II of Chapter 3 of that  
19 Code; and

20 secondly -- for expenses of the Department of  
21 Transportation for construction, reconstruction,  
22 improvement, repair, maintenance, operation, and  
23 administration of highways in accordance with the  
24 provisions of laws relating thereto, or for any purpose  
25 related or incident to and connected therewith, including

1 the separation of grades of those highways with railroads  
2 and with highways and including the payment of awards made  
3 by the Illinois Workers' Compensation Commission under the  
4 terms of the Workers' Compensation Act or Workers'  
5 Occupational Diseases Act for injury or death of an  
6 employee of the Division of Highways in the Department of  
7 Transportation; or for the acquisition of land and the  
8 erection of buildings for highway purposes, including the  
9 acquisition of highway right-of-way or for investigations  
10 to determine the reasonably anticipated future highway  
11 needs; or for making of surveys, plans, specifications and  
12 estimates for and in the construction and maintenance of  
13 flight strips and of highways necessary to provide access  
14 to military and naval reservations, to defense industries  
15 and defense-industry sites, and to the sources of raw  
16 materials and for replacing existing highways and highway  
17 connections shut off from general public use at military  
18 and naval reservations and defense-industry sites, or for  
19 the purchase of right-of-way, except that the State shall  
20 be reimbursed in full for any expense incurred in building  
21 the flight strips; or for the operating and maintaining of  
22 highway garages; or for patrolling and policing the public  
23 highways and conserving the peace; or for the operating  
24 expenses of the Department relating to the administration  
25 of public transportation programs; or for any of those  
26 purposes or any other purpose that may be provided by law.

1           Appropriations for any of those purposes are payable from  
2 the Road Fund. Appropriations may also be made from the Road  
3 Fund for the administrative expenses of any State agency that  
4 are related to motor vehicles or arise from the use of motor  
5 vehicles.

6           Beginning with fiscal year 1980 and thereafter, no Road  
7 Fund monies shall be appropriated to the following Departments  
8 or agencies of State government for administration, grants, or  
9 operations; but this limitation is not a restriction upon  
10 appropriating for those purposes any Road Fund monies that are  
11 eligible for federal reimbursement;

12           1. Department of Public Health;

13           2. Department of Transportation, only with respect to  
14 subsidies for one-half fare Student Transportation and  
15 Reduced Fare for Elderly;

16           3. Department of Central Management Services, except  
17 for expenditures incurred for group insurance premiums of  
18 appropriate personnel;

19           4. Judicial Systems and Agencies.

20           Beginning with fiscal year 1981 and thereafter, no Road  
21 Fund monies shall be appropriated to the following Departments  
22 or agencies of State government for administration, grants, or  
23 operations; but this limitation is not a restriction upon  
24 appropriating for those purposes any Road Fund monies that are  
25 eligible for federal reimbursement:

26           1. Department of State Police, except for expenditures

1 with respect to the Division of Operations;

2 2. Department of Transportation, only with respect to  
3 Intercity Rail Subsidies and Rail Freight Services.

4 Beginning with fiscal year 1982 and thereafter, no Road  
5 Fund monies shall be appropriated to the following Departments  
6 or agencies of State government for administration, grants, or  
7 operations; but this limitation is not a restriction upon  
8 appropriating for those purposes any Road Fund monies that are  
9 eligible for federal reimbursement: Department of Central  
10 Management Services, except for awards made by the Illinois  
11 Workers' Compensation Commission under the terms of the  
12 Workers' Compensation Act or Workers' Occupational Diseases  
13 Act for injury or death of an employee of the Division of  
14 Highways in the Department of Transportation.

15 Beginning with fiscal year 1984 and thereafter, no Road  
16 Fund monies shall be appropriated to the following Departments  
17 or agencies of State government for administration, grants, or  
18 operations; but this limitation is not a restriction upon  
19 appropriating for those purposes any Road Fund monies that are  
20 eligible for federal reimbursement:

21 1. Department of State Police, except not more than 40%  
22 of the funds appropriated for the Division of Operations;

23 2. State Officers.

24 Beginning with fiscal year 1984 and thereafter, no Road  
25 Fund monies shall be appropriated to any Department or agency  
26 of State government for administration, grants, or operations



1 except as provided hereafter; but this limitation is not a  
2 restriction upon appropriating for those purposes any Road Fund  
3 monies that are eligible for federal reimbursement. It shall  
4 not be lawful to circumvent the above appropriation limitations  
5 by governmental reorganization or other methods.  
6 Appropriations shall be made from the Road Fund only in  
7 accordance with the provisions of this Section.

8 Money in the Road Fund shall, if and when the State of  
9 Illinois incurs any bonded indebtedness for the construction of  
10 permanent highways, be set aside and used for the purpose of  
11 paying and discharging during each fiscal year the principal  
12 and interest on that bonded indebtedness as it becomes due and  
13 payable as provided in the Transportation Bond Act, and for no  
14 other purpose. The surplus, if any, in the Road Fund after the  
15 payment of principal and interest on that bonded indebtedness  
16 then annually due shall be used as follows:

17 first -- to pay the cost of administration of Chapters  
18 2 through 10 of the Illinois Vehicle Code; and

19 secondly -- no Road Fund monies derived from fees,  
20 excises, or license taxes relating to registration,  
21 operation and use of vehicles on public highways or to  
22 fuels used for the propulsion of those vehicles, shall be  
23 appropriated or expended other than for costs of  
24 administering the laws imposing those fees, excises, and  
25 license taxes, statutory refunds and adjustments allowed  
26 thereunder, administrative costs of the Department of

1           Transportation, including, but not limited to, the  
2           operating expenses of the Department relating to the  
3           administration of public transportation programs, payment  
4           of debts and liabilities incurred in construction and  
5           reconstruction of public highways and bridges, acquisition  
6           of rights-of-way for and the cost of construction,  
7           reconstruction, maintenance, repair, and operation of  
8           public highways and bridges under the direction and  
9           supervision of the State, political subdivision, or  
10          municipality collecting those monies, and the costs for  
11          patrolling and policing the public highways (by State,  
12          political subdivision, or municipality collecting that  
13          money) for enforcement of traffic laws. The separation of  
14          grades of such highways with railroads and costs associated  
15          with protection of at-grade highway and railroad crossing  
16          shall also be permissible.

17          Appropriations for any of such purposes are payable from  
18          the Road Fund or the Grade Crossing Protection Fund as provided  
19          in Section 8 of the Motor Fuel Tax Law.

20          Except as provided in this paragraph, beginning with fiscal  
21          year 1991 and thereafter, no Road Fund monies shall be  
22          appropriated to the Department of State Police for the purposes  
23          of this Section in excess of its total fiscal year 1990 Road  
24          Fund appropriations for those purposes unless otherwise  
25          provided in Section 5g of this Act. For fiscal years 2003,  
26          2004, 2005, 2006, ~~and~~ 2007, and 2008 only, no Road Fund monies

1 shall be appropriated to the Department of State Police for the  
2 purposes of this Section in excess of \$97,310,000. It shall not  
3 be lawful to circumvent this limitation on appropriations by  
4 governmental reorganization or other methods unless otherwise  
5 provided in Section 5g of this Act.

6 In fiscal year 1994, no Road Fund monies shall be  
7 appropriated to the Secretary of State for the purposes of this  
8 Section in excess of the total fiscal year 1991 Road Fund  
9 appropriations to the Secretary of State for those purposes,  
10 plus \$9,800,000. It shall not be lawful to circumvent this  
11 limitation on appropriations by governmental reorganization or  
12 other method.

13 Beginning with fiscal year 1995 and thereafter, no Road  
14 Fund monies shall be appropriated to the Secretary of State for  
15 the purposes of this Section in excess of the total fiscal year  
16 1994 Road Fund appropriations to the Secretary of State for  
17 those purposes. It shall not be lawful to circumvent this  
18 limitation on appropriations by governmental reorganization or  
19 other methods.

20 Beginning with fiscal year 2000, total Road Fund  
21 appropriations to the Secretary of State for the purposes of  
22 this Section shall not exceed the amounts specified for the  
23 following fiscal years:

24	Fiscal Year 2000	\$80,500,000;
25	Fiscal Year 2001	\$80,500,000;
26	Fiscal Year 2002	\$80,500,000;

1	Fiscal Year 2003	\$130,500,000;
2	Fiscal Year 2004	\$130,500,000;
3	Fiscal Year 2005	\$130,500,000;
4	Fiscal Year 2006	\$130,500,000;
5	Fiscal Year 2007	\$130,500,000;
6	Fiscal Year 2008 <del>and</del>	<u>\$130,500,000;</u>
7	<u>Fiscal Year 2009 and</u> each year thereafter	\$30,500,000.

8       It shall not be lawful to circumvent this limitation on  
9       appropriations by governmental reorganization or other  
10      methods.

11       No new program may be initiated in fiscal year 1991 and  
12      thereafter that is not consistent with the limitations imposed  
13      by this Section for fiscal year 1984 and thereafter, insofar as  
14      appropriation of Road Fund monies is concerned.

15       Nothing in this Section prohibits transfers from the Road  
16      Fund to the State Construction Account Fund under Section 5e of  
17      this Act; nor to the General Revenue Fund, as authorized by  
18      this amendatory Act of the 93rd General Assembly.

19       The additional amounts authorized for expenditure in this  
20      Section by Public Acts 92-0600, 93-0025, 93-0839, and 94-91  
21      shall be repaid to the Road Fund from the General Revenue Fund  
22      in the next succeeding fiscal year that the General Revenue  
23      Fund has a positive budgetary balance, as determined by  
24      generally accepted accounting principles applicable to  
25      government.

26       The additional amounts authorized for expenditure by the

1 Secretary of State and the Department of State Police in this  
2 Section by this amendatory Act of the 94th General Assembly  
3 shall be repaid to the Road Fund from the General Revenue Fund  
4 in the next succeeding fiscal year that the General Revenue  
5 Fund has a positive budgetary balance, as determined by  
6 generally accepted accounting principles applicable to  
7 government.

8 (Source: P.A. 93-25, eff. 6-20-03; 93-721, eff. 1-1-05; 93-839,  
9 eff. 7-30-04; 94-91, eff. 7-1-05; 94-839, eff. 6-6-06.)

10 (30 ILCS 105/8g)

11 Sec. 8g. Fund transfers.

12 (a) In addition to any other transfers that may be provided  
13 for by law, as soon as may be practical after the effective  
14 date of this amendatory Act of the 91st General Assembly, the  
15 State Comptroller shall direct and the State Treasurer shall  
16 transfer the sum of \$10,000,000 from the General Revenue Fund  
17 to the Motor Vehicle License Plate Fund created by Senate Bill  
18 1028 of the 91st General Assembly.

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

1           (c) In addition to any other transfers that may be provided  
2 for by law, on August 30 of each fiscal year's license period,  
3 the Illinois Liquor Control Commission shall direct and the  
4 State Comptroller and State Treasurer shall transfer from the  
5 General Revenue Fund to the Youth Alcoholism and Substance  
6 Abuse Prevention Fund an amount equal to the number of retail  
7 liquor licenses issued for that fiscal year multiplied by \$50.

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

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

1 Breeders Fund; and the Illinois Veterans' Rehabilitation Fund.

2 (e) In addition to any other transfers that may be provided  
3 for by law, as soon as may be practical after the effective  
4 date of this amendatory Act of the 91st General Assembly, but  
5 in no event later than June 30, 2000, the State Comptroller  
6 shall direct and the State Treasurer shall transfer the sum of  
7 \$15,000,000 from the General Revenue Fund to the Fund for  
8 Illinois' Future.

9 (f) In addition to any other transfers that may be provided  
10 for by law, as soon as may be practical after the effective  
11 date of this amendatory Act of the 91st General Assembly, but  
12 in no event later than June 30, 2000, the State Comptroller  
13 shall direct and the State Treasurer shall transfer the sum of  
14 \$70,000,000 from the General Revenue Fund to the Long-Term Care  
15 Provider Fund.

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

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

1           (h) In each of fiscal years 2002 through 2004, but not  
2 thereafter, in addition to any other transfers that may be  
3 provided for by law, the State Comptroller shall direct and the  
4 State Treasurer shall transfer \$5,000,000 from the General  
5 Revenue Fund to the Tourism Promotion Fund.

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

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



1 Governor, but in any event on or before June 30, 2003.

2 (j) On or after July 1, 2001 and no later than June 30,  
3 2002, in addition to any other transfers that may be provided  
4 for by law, at the direction of and upon notification from the  
5 Governor, the State Comptroller shall direct and the State  
6 Treasurer shall transfer amounts not to exceed the following  
7 sums into the Statistical Services Revolving Fund:

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

1           From the Real Estate License  
 2           Administration Fund ..... 313,600

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

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

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

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

1	Appraisal Administration Fund .....	\$150,000
2	General Revenue Fund .....	10,440,000
3	Savings and Residential Finance	
4	Regulatory Fund .....	200,000
5	State Pensions Fund .....	100,000
6	Bank and Trust Company Fund .....	100,000
7	Professions Indirect Cost Fund .....	3,400,000
8	Public Utility Fund .....	2,081,200
9	Real Estate License Administration Fund .....	150,000
10	Title III Social Security and	
11	Employment Fund .....	1,000,000
12	Transportation Regulatory Fund .....	3,052,100
13	Underground Storage Tank Fund .....	50,000

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

20       (m) In addition to any other transfers that may be provided  
21 for by law, on July 1, 2002 and on the effective date of this  
22 amendatory Act of the 93rd General Assembly, or as soon  
23 thereafter as may be practical, the State Comptroller shall  
24 direct and the State Treasurer shall transfer the sum of  
25 \$1,200,000 from the General Revenue Fund to the Violence  
26 Prevention Fund.

1           (n) In addition to any other transfers that may be provided  
2 for by law, on July 1, 2003, or as soon thereafter as may be  
3 practical, the State Comptroller shall direct and the State  
4 Treasurer shall transfer the sum of \$6,800,000 from the General  
5 Revenue Fund to the DHS Recoveries Trust Fund.

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

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

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

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

1 Revenue Fund to the Illinois Military Family Relief Fund.

2 (r) In addition to any other transfers that may be provided  
3 for by law, on July 1, 2003, or as soon as may be practical  
4 thereafter, the State Comptroller shall direct and the State  
5 Treasurer shall transfer the sum of \$1,922,000 from the General  
6 Revenue Fund to the Presidential Library and Museum Operating  
7 Fund.

8 (s) In addition to any other transfers that may be provided  
9 for by law, on or after July 1, 2003, the State Comptroller  
10 shall direct and the State Treasurer shall transfer the sum of  
11 \$4,800,000 from the Statewide Economic Development Fund to the  
12 General Revenue Fund.

13 (t) In addition to any other transfers that may be provided  
14 for by law, on or after July 1, 2003, the State Comptroller  
15 shall direct and the State Treasurer shall transfer the sum of  
16 \$50,000,000 from the General Revenue Fund to the Budget  
17 Stabilization Fund.

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

1 Revenue Fund at the direction of and upon notification from the  
2 Governor, but in any event on or before June 30, 2005.

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

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

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

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

20 From the State Police Wireless Service Emergency Fund,  
21 \$200,000;

22 From the State Offender DNA Identification System  
23 Fund, \$800,000; and

24 From the State Police Whistleblower Reward and  
25 Protection Fund, \$500,000.

26 (y) Notwithstanding any other provision of law to the

1 contrary, in addition to any other transfers that may be  
2 provided for by law on June 30, 2005, or as soon as may be  
3 practical thereafter, the State Comptroller shall direct and  
4 the State Treasurer shall transfer the remaining balance from  
5 the designated funds into the General Revenue Fund and any  
6 future deposits that would otherwise be made into these funds  
7 must instead be made into the General Revenue Fund:

8 (1) the Keep Illinois Beautiful Fund;

9 (2) the Metropolitan Fair and Exposition Authority  
10 Reconstruction Fund;

11 (3) the New Technology Recovery Fund;

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

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

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

15 (7) the State Postsecondary Review Program Fund;

16 (8) the Tourism Attraction Development Matching Grant  
17 Fund;

18 (9) the Patent and Copyright Fund;

19 (10) the Credit Enhancement Development Fund;

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

23 (12) the Nursing Home Grant Assistance Fund;

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

25 (14) the Illinois Student Assistance Commission Higher  
26 EdNet Fund;

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

11 (z) In addition to any other transfers that may be provided

12 for by law, on July 1, 2005, or as soon as may be practical

13 thereafter, the State Comptroller shall direct and the State

14 Treasurer shall transfer the sum of \$1,200,000 from the General

15 Revenue Fund to the Violence Prevention Fund.

16 (aa) In addition to any other transfers that may be

17 provided for by law, on July 1, 2005, or as soon as may be

18 practical thereafter, the State Comptroller shall direct and

19 the State Treasurer shall transfer the sum of \$9,000,000 from

20 the General Revenue Fund to the Presidential Library and Museum

21 Operating Fund.

22 (bb) In addition to any other transfers that may be

23 provided for by law, on July 1, 2005, or as soon as may be

24 practical thereafter, the State Comptroller shall direct and

25 the State Treasurer shall transfer the sum of \$6,803,600 from

26 the General Revenue Fund to the Securities Audit and



1 Enforcement Fund.

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

13 (dd) In addition to any other transfers that may be  
14 provided for by law, on April 1, 2005, or as soon thereafter as  
15 may be practical, at the direction of the Director of Public  
16 Aid (now Director of Healthcare and Family Services), the State  
17 Comptroller shall direct and the State Treasurer shall transfer  
18 from the Public Aid Recoveries Trust Fund amounts not to exceed  
19 \$14,000,000 to the Community Mental Health Medicaid Trust Fund.

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

25 (ff) In addition to any other transfers that may be  
26 provided for by law, on and after July 1, 2006 and until June

1 30, 2007, at the direction of and upon notification from the  
 2 Director of the Governor's Office of Management and Budget, the  
 3 State Comptroller shall direct and the State Treasurer shall  
 4 transfer amounts not exceeding a total of \$1,900,000 from the  
 5 General Revenue Fund to the Illinois Capital Revolving Loan  
 6 Fund.

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

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

- 25 DCFS Children's Services Fund ..... \$2,200,000
- 26 Department of Corrections Reimbursement

1           and Education Fund ..... \$1,500,000  
2           Supplemental Low-Income Energy  
3           Assistance Fund ..... \$75,000

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

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

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

1           (ll) In addition to any other transfers that may be  
2 provided for by law, on the first day of each calendar quarter  
3 of the fiscal year beginning July 1, 2006, or as soon  
4 thereafter as practical, the State Comptroller shall direct and  
5 the State Treasurer shall transfer from the General Revenue  
6 Fund amounts equal to one-fourth of \$20,000,000 to the  
7 Renewable Energy Resources Trust Fund.

8           (mm) 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 \$1,320,000 from the General  
12 Revenue Fund to the I-FLY Fund.

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

18           (oo) In addition to any other transfers that may be  
19 provided for by law, on and after July 1, 2006 and until June  
20 30, 2007, at the direction of and upon notification from the  
21 Governor, the State Comptroller shall direct and the State  
22 Treasurer shall transfer amounts identified as net receipts  
23 from the sale of all or part of the Illinois Student Assistance  
24 Commission loan portfolio from the Student Loan Operating Fund  
25 to the General Revenue Fund. The maximum amount that may be  
26 transferred pursuant to this Section is \$38,800,000. In

1 addition, no transfer may be made pursuant to this Section that  
2 would have the effect of reducing the available balance in the  
3 Student Loan Operating Fund to an amount less than the amount  
4 remaining unexpended and unreserved from the total  
5 appropriations from the Fund estimated to be expended for the  
6 fiscal year. The State Treasurer and Comptroller shall transfer  
7 the amounts designated under this Section as soon as may be  
8 practical after receiving the direction to transfer from the  
9 Governor.

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

15 (qq) Notwithstanding any other provision of law, on July 1,  
16 2007, or as soon thereafter as practical, the State Comptroller  
17 shall direct and the State Treasurer shall transfer the  
18 remaining balance from the Illinois Civic Center Bond Fund to  
19 the Illinois Civic Center Bond Retirement and Interest Fund.

20 (rr) In addition to any other transfers that may be  
21 provided for by law, on and after July 1, 2007 and until May 1,  
22 2008, at the direction of and upon notification from the  
23 Governor, the State Comptroller shall direct and the State  
24 Treasurer shall transfer amounts not exceeding a total of  
25 \$80,000,000 from the General Revenue Fund to the Tobacco  
26 Settlement Recovery Fund. Any amounts so transferred shall be

1 retransferred by the State Comptroller and the State Treasurer  
 2 from the Tobacco Settlement Recovery Fund to the General  
 3 Revenue Fund at the direction of and upon notification from the  
 4 Governor, but in any event on or before June 30, 2008.

5 (ss) In addition to any other transfers that may be  
 6 provided for by law, on and after July 1, 2007 and until June  
 7 30, 2008, at the direction of and upon notification from the  
 8 Governor, the State Comptroller shall direct and the State  
 9 Treasurer shall transfer amounts from the Illinois Affordable  
 10 Housing Trust Fund to the designated funds not exceeding the  
 11 following amounts:

- 12 DCFS Children's Services Fund ..... \$2,200,000
- 13 Department of Corrections Reimbursement
- 14 and Education Fund ..... \$1,500,000
- 15 Supplemental Low-Income Energy
- 16 Assistance Fund ..... \$75,000

17 (tt) In addition to any other transfers that may be  
 18 provided for by law, on July 1, 2007, or as soon thereafter as  
 19 practical, the State Comptroller shall direct and the State  
 20 Treasurer shall transfer the sum of \$8,250,000 from the General  
 21 Revenue Fund to the Presidential Library and Museum Operating  
 22 Fund.

23 (uu) In addition to any other transfers that may be  
 24 provided for by law, on July 1, 2007, or as soon thereafter as  
 25 practical, the State Comptroller shall direct and the State  
 26 Treasurer shall transfer the sum of \$1,400,000 from the General

1 Revenue Fund to the Violence Prevention Fund.

2 (vv) In addition to any other transfers that may be  
3 provided for by law, on July 1, 2007, or as soon thereafter as  
4 practical, the State Comptroller shall direct and the State  
5 Treasurer shall transfer the sum of \$1,320,000 from the General  
6 Revenue Fund to the I-FLY Fund.

7 (ww) In addition to any other transfers that may be  
8 provided for by law, on July 1, 2007, or as soon thereafter as  
9 practical, the State Comptroller shall direct and the State  
10 Treasurer shall transfer the sum of \$3,000,000 from the General  
11 Revenue Fund to the African-American HIV/AIDS Response Fund.

12 (Source: P.A. 93-32, eff. 6-20-03; 93-648, eff. 1-8-04; 93-839,  
13 eff. 7-30-04; 93-1067, eff. 1-15-05; 94-58, eff. 6-17-05;  
14 94-91, eff. 7-1-05; 94-816, eff. 5-30-06; 94-839, eff. 6-6-06;  
15 revised 8-3-06.)

16 (30 ILCS 105/13.2) (from Ch. 127, par. 149.2)

17 Sec. 13.2. Transfers among line item appropriations.

18 (a) Transfers among line item appropriations from the same  
19 treasury fund for the objects specified in this Section may be  
20 made in the manner provided in this Section when the balance  
21 remaining in one or more such line item appropriations is  
22 insufficient for the purpose for which the appropriation was  
23 made.

24 (a-1) No transfers may be made from one agency to another  
25 agency, nor may transfers be made from one institution of

1 higher education to another institution of higher education.

2 (a-2) Except as otherwise provided in this Section,  
3 transfers may be made only among the objects of expenditure  
4 enumerated in this Section, except that no funds may be  
5 transferred from any appropriation for personal services, from  
6 any appropriation for State contributions to the State  
7 Employees' Retirement System, from any separate appropriation  
8 for employee retirement contributions paid by the employer, nor  
9 from any appropriation for State contribution for employee  
10 group insurance. During State fiscal year 2005, an agency may  
11 transfer amounts among its appropriations within the same  
12 treasury fund for personal services, employee retirement  
13 contributions paid by employer, and State Contributions to  
14 retirement systems; notwithstanding and in addition to the  
15 transfers authorized in subsection (c) of this Section, the  
16 fiscal year 2005 transfers authorized in this sentence may be  
17 made in an amount not to exceed 2% of the aggregate amount  
18 appropriated to an agency within the same treasury fund. During  
19 State fiscal years ~~year~~ 2007 and 2008, the Departments of  
20 Children and Family Services, Corrections, Human Services, and  
21 Juvenile Justice may transfer amounts among their respective  
22 appropriations within the same treasury fund for personal  
23 services, employee retirement contributions paid by employer,  
24 and State contributions to retirement systems.  
25 Notwithstanding, and in addition to, the transfers authorized  
26 in subsection (c) of this Section, these transfers may be made



1 in an amount not to exceed 2% of the aggregate amount  
2 appropriated to an agency within the same treasury fund.

3 (a-3) Further, if an agency receives a separate  
4 appropriation for employee retirement contributions paid by  
5 the employer, any transfer by that agency into an appropriation  
6 for personal services must be accompanied by a corresponding  
7 transfer into the appropriation for employee retirement  
8 contributions paid by the employer, in an amount sufficient to  
9 meet the employer share of the employee contributions required  
10 to be remitted to the retirement system.

11 (b) In addition to the general transfer authority provided  
12 under subsection (c), the following agencies have the specific  
13 transfer authority granted in this subsection:

14 The Department of Healthcare and Family Services is  
15 authorized to make transfers representing savings attributable  
16 to not increasing grants due to the births of additional  
17 children from line items for payments of cash grants to line  
18 items for payments for employment and social services for the  
19 purposes outlined in subsection (f) of Section 4-2 of the  
20 Illinois Public Aid Code.

21 The Department of Children and Family Services is  
22 authorized to make transfers not exceeding 2% of the aggregate  
23 amount appropriated to it within the same treasury fund for the  
24 following line items among these same line items: Foster Home  
25 and Specialized Foster Care and Prevention, Institutions and  
26 Group Homes and Prevention, and Purchase of Adoption and

1 Guardianship Services.

2       The Department on Aging is authorized to make transfers not  
3 exceeding 2% of the aggregate amount appropriated to it within  
4 the same treasury fund for the following Community Care Program  
5 line items among these same line items: Homemaker and Senior  
6 Companion Services, Alternative Senior Services, Case  
7 Coordination Units, and Adult Day Care Services.

8       The State Treasurer is authorized to make transfers among  
9 line item appropriations from the Capital Litigation Trust  
10 Fund, with respect to costs incurred in fiscal years 2002 and  
11 2003 only, when the balance remaining in one or more such line  
12 item appropriations is insufficient for the purpose for which  
13 the appropriation was made, provided that no such transfer may  
14 be made unless the amount transferred is no longer required for  
15 the purpose for which that appropriation was made.

16       (c) The sum of such transfers for an agency in a fiscal  
17 year shall not exceed 2% of the aggregate amount appropriated  
18 to it within the same treasury fund for the following objects:  
19 Personal Services; Extra Help; Student and Inmate  
20 Compensation; State Contributions to Retirement Systems; State  
21 Contributions to Social Security; State Contribution for  
22 Employee Group Insurance; Contractual Services; Travel;  
23 Commodities; Printing; Equipment; Electronic Data Processing;  
24 Operation of Automotive Equipment; Telecommunications  
25 Services; Travel and Allowance for Committed, Paroled and  
26 Discharged Prisoners; Library Books; Federal Matching Grants

1 for Student Loans; Refunds; Workers' Compensation,  
2 Occupational Disease, and Tort Claims; and, in appropriations  
3 to institutions of higher education, Awards and Grants.  
4 Notwithstanding the above, any amounts appropriated for  
5 payment of workers' compensation claims to an agency to which  
6 the authority to evaluate, administer and pay such claims has  
7 been delegated by the Department of Central Management Services  
8 may be transferred to any other expenditure object where such  
9 amounts exceed the amount necessary for the payment of such  
10 claims.

11 (c-1) Special provisions for State fiscal year 2003.  
12 Notwithstanding any other provision of this Section to the  
13 contrary, for State fiscal year 2003 only, transfers among line  
14 item appropriations to an agency from the same treasury fund  
15 may be made provided that the sum of such transfers for an  
16 agency in State fiscal year 2003 shall not exceed 3% of the  
17 aggregate amount appropriated to that State agency for State  
18 fiscal year 2003 for the following objects: personal services,  
19 except that no transfer may be approved which reduces the  
20 aggregate appropriations for personal services within an  
21 agency; extra help; student and inmate compensation; State  
22 contributions to retirement systems; State contributions to  
23 social security; State contributions for employee group  
24 insurance; contractual services; travel; commodities;  
25 printing; equipment; electronic data processing; operation of  
26 automotive equipment; telecommunications services; travel and

1 allowance for committed, paroled, and discharged prisoners;  
2 library books; federal matching grants for student loans;  
3 refunds; workers' compensation, occupational disease, and tort  
4 claims; and, in appropriations to institutions of higher  
5 education, awards and grants.

6 (c-2) Special provisions for State fiscal year 2005.  
7 Notwithstanding subsections (a), (a-2), and (c), for State  
8 fiscal year 2005 only, transfers may be made among any line  
9 item appropriations from the same or any other treasury fund  
10 for any objects or purposes, without limitation, when the  
11 balance remaining in one or more such line item appropriations  
12 is insufficient for the purpose for which the appropriation was  
13 made, provided that the sum of those transfers by a State  
14 agency shall not exceed 4% of the aggregate amount appropriated  
15 to that State agency for fiscal year 2005.

16 (d) Transfers among appropriations made to agencies of the  
17 Legislative and Judicial departments and to the  
18 constitutionally elected officers in the Executive branch  
19 require the approval of the officer authorized in Section 10 of  
20 this Act to approve and certify vouchers. Transfers among  
21 appropriations made to the University of Illinois, Southern  
22 Illinois University, Chicago State University, Eastern  
23 Illinois University, Governors State University, Illinois  
24 State University, Northeastern Illinois University, Northern  
25 Illinois University, Western Illinois University, the Illinois  
26 Mathematics and Science Academy and the Board of Higher

1 Education require the approval of the Board of Higher Education  
2 and the Governor. Transfers among appropriations to all other  
3 agencies require the approval of the Governor.

4 The officer responsible for approval shall certify that the  
5 transfer is necessary to carry out the programs and purposes  
6 for which the appropriations were made by the General Assembly  
7 and shall transmit to the State Comptroller a certified copy of  
8 the approval which shall set forth the specific amounts  
9 transferred so that the Comptroller may change his records  
10 accordingly. The Comptroller shall furnish the Governor with  
11 information copies of all transfers approved for agencies of  
12 the Legislative and Judicial departments and transfers  
13 approved by the constitutionally elected officials of the  
14 Executive branch other than the Governor, showing the amounts  
15 transferred and indicating the dates such changes were entered  
16 on the Comptroller's records.

17 (Source: P.A. 93-680, eff. 7-1-04; 93-839, eff. 7-30-04;  
18 94-839, eff. 6-6-06.)

19 Section 5-15. The Illinois Income Tax Act is amended by  
20 changing Section 901 as follows:

21 (35 ILCS 5/901) (from Ch. 120, par. 9-901)

22 Sec. 901. Collection Authority.

23 (a) In general.

24 The Department shall collect the taxes imposed by this Act.

1 The Department shall collect certified past due child support  
2 amounts under Section 2505-650 of the Department of Revenue Law  
3 (20 ILCS 2505/2505-650). Except as provided in subsections (c)  
4 and (e) of this Section, money collected pursuant to  
5 subsections (a) and (b) of Section 201 of this Act shall be  
6 paid into the General Revenue Fund in the State treasury; money  
7 collected pursuant to subsections (c) and (d) of Section 201 of  
8 this Act shall be paid into the Personal Property Tax  
9 Replacement Fund, a special fund in the State Treasury; and  
10 money collected under Section 2505-650 of the Department of  
11 Revenue Law (20 ILCS 2505/2505-650) shall be paid into the  
12 Child Support Enforcement Trust Fund, a special fund outside  
13 the State Treasury, or to the State Disbursement Unit  
14 established under Section 10-26 of the Illinois Public Aid  
15 Code, as directed by the Department of Healthcare and Family  
16 Services.

17 (b) Local Governmental Distributive Fund.

18 Beginning August 1, 1969, and continuing through June 30,  
19 1994, the Treasurer shall transfer each month from the General  
20 Revenue Fund to a special fund in the State treasury, to be  
21 known as the "Local Government Distributive Fund", an amount  
22 equal to 1/12 of the net revenue realized from the tax imposed  
23 by subsections (a) and (b) of Section 201 of this Act during  
24 the preceding month. Beginning July 1, 1994, and continuing  
25 through June 30, 1995, the Treasurer shall transfer each month  
26 from the General Revenue Fund to the Local Government

1 Distributive Fund an amount equal to 1/11 of the net revenue  
2 realized from the tax imposed by subsections (a) and (b) of  
3 Section 201 of this Act during the preceding month. Beginning  
4 July 1, 1995, the Treasurer shall transfer each month from the  
5 General Revenue Fund to the Local Government Distributive Fund  
6 an amount equal to the net of (i) 1/10 of the net revenue  
7 realized from the tax imposed by subsections (a) and (b) of  
8 Section 201 of the Illinois Income Tax Act during the preceding  
9 month (ii) minus, beginning July 1, 2003 and ending June 30,  
10 2004, \$6,666,666, and beginning July 1, 2004, zero. Net revenue  
11 realized for a month shall be defined as the revenue from the  
12 tax imposed by subsections (a) and (b) of Section 201 of this  
13 Act which is deposited in the General Revenue Fund, the  
14 Educational Assistance Fund and the Income Tax Surcharge Local  
15 Government Distributive Fund during the month minus the amount  
16 paid out of the General Revenue Fund in State warrants during  
17 that same month as refunds to taxpayers for overpayment of  
18 liability under the tax imposed by subsections (a) and (b) of  
19 Section 201 of this Act.

20 (c) Deposits Into Income Tax Refund Fund.

21 (1) Beginning on January 1, 1989 and thereafter, the  
22 Department shall deposit a percentage of the amounts  
23 collected pursuant to subsections (a) and (b)(1), (2), and  
24 (3), of Section 201 of this Act into a fund in the State  
25 treasury known as the Income Tax Refund Fund. The  
26 Department shall deposit 6% of such amounts during the

1 period beginning January 1, 1989 and ending on June 30,  
2 1989. Beginning with State fiscal year 1990 and for each  
3 fiscal year thereafter, the percentage deposited into the  
4 Income Tax Refund Fund during a fiscal year shall be the  
5 Annual Percentage. For fiscal years 1999 through 2001, the  
6 Annual Percentage shall be 7.1%. For fiscal year 2003, the  
7 Annual Percentage shall be 8%. For fiscal year 2004, the  
8 Annual Percentage shall be 11.7%. Upon the effective date  
9 of this amendatory Act of the 93rd General Assembly, the  
10 Annual Percentage shall be 10% for fiscal year 2005. For  
11 fiscal year 2006, the Annual Percentage shall be 9.75%. For  
12 fiscal years ~~year~~ 2007 and 2008, the Annual Percentage  
13 shall be 9.75%. For all other fiscal years, the Annual  
14 Percentage shall be calculated as a fraction, the numerator  
15 of which shall be the amount of refunds approved for  
16 payment by the Department during the preceding fiscal year  
17 as a result of overpayment of tax liability under  
18 subsections (a) and (b)(1), (2), and (3) of Section 201 of  
19 this Act plus the amount of such refunds remaining approved  
20 but unpaid at the end of the preceding fiscal year, minus  
21 the amounts transferred into the Income Tax Refund Fund  
22 from the Tobacco Settlement Recovery Fund, and the  
23 denominator of which shall be the amounts which will be  
24 collected pursuant to subsections (a) and (b)(1), (2), and  
25 (3) of Section 201 of this Act during the preceding fiscal  
26 year; except that in State fiscal year 2002, the Annual



1 Percentage shall in no event exceed 7.6%. The Director of  
2 Revenue shall certify the Annual Percentage to the  
3 Comptroller on the last business day of the fiscal year  
4 immediately preceding the fiscal year for which it is to be  
5 effective.

6 (2) Beginning on January 1, 1989 and thereafter, the  
7 Department shall deposit a percentage of the amounts  
8 collected pursuant to subsections (a) and (b)(6), (7), and  
9 (8), (c) and (d) of Section 201 of this Act into a fund in  
10 the State treasury known as the Income Tax Refund Fund. The  
11 Department shall deposit 18% of such amounts during the  
12 period beginning January 1, 1989 and ending on June 30,  
13 1989. Beginning with State fiscal year 1990 and for each  
14 fiscal year thereafter, the percentage deposited into the  
15 Income Tax Refund Fund during a fiscal year shall be the  
16 Annual Percentage. For fiscal years 1999, 2000, and 2001,  
17 the Annual Percentage shall be 19%. For fiscal year 2003,  
18 the Annual Percentage shall be 27%. For fiscal year 2004,  
19 the Annual Percentage shall be 32%. Upon the effective date  
20 of this amendatory Act of the 93rd General Assembly, the  
21 Annual Percentage shall be 24% for fiscal year 2005. For  
22 fiscal year 2006, the Annual Percentage shall be 20%. For  
23 fiscal years ~~year~~ 2007 and 2008, the Annual Percentage  
24 shall be 17.5%. For all other fiscal years, the Annual  
25 Percentage shall be calculated as a fraction, the numerator  
26 of which shall be the amount of refunds approved for

1 payment by the Department during the preceding fiscal year  
2 as a result of overpayment of tax liability under  
3 subsections (a) and (b) (6), (7), and (8), (c) and (d) of  
4 Section 201 of this Act plus the amount of such refunds  
5 remaining approved but unpaid at the end of the preceding  
6 fiscal year, and the denominator of which shall be the  
7 amounts which will be collected pursuant to subsections (a)  
8 and (b) (6), (7), and (8), (c) and (d) of Section 201 of  
9 this Act during the preceding fiscal year; except that in  
10 State fiscal year 2002, the Annual Percentage shall in no  
11 event exceed 23%. The Director of Revenue shall certify the  
12 Annual Percentage to the Comptroller on the last business  
13 day of the fiscal year immediately preceding the fiscal  
14 year for which it is to be effective.

15 (3) The Comptroller shall order transferred and the  
16 Treasurer shall transfer from the Tobacco Settlement  
17 Recovery Fund to the Income Tax Refund Fund (i) \$35,000,000  
18 in January, 2001, (ii) \$35,000,000 in January, 2002, and  
19 (iii) \$35,000,000 in January, 2003.

20 (d) Expenditures from Income Tax Refund Fund.

21 (1) Beginning January 1, 1989, money in the Income Tax  
22 Refund Fund shall be expended exclusively for the purpose  
23 of paying refunds resulting from overpayment of tax  
24 liability under Section 201 of this Act, for paying rebates  
25 under Section 208.1 in the event that the amounts in the  
26 Homeowners' Tax Relief Fund are insufficient for that

1 purpose, and for making transfers pursuant to this  
2 subsection (d).

3 (2) The Director shall order payment of refunds  
4 resulting from overpayment of tax liability under Section  
5 201 of this Act from the Income Tax Refund Fund only to the  
6 extent that amounts collected pursuant to Section 201 of  
7 this Act and transfers pursuant to this subsection (d) and  
8 item (3) of subsection (c) have been deposited and retained  
9 in the Fund.

10 (3) As soon as possible after the end of each fiscal  
11 year, the Director shall order transferred and the State  
12 Treasurer and State Comptroller shall transfer from the  
13 Income Tax Refund Fund to the Personal Property Tax  
14 Replacement Fund an amount, certified by the Director to  
15 the Comptroller, equal to the excess of the amount  
16 collected pursuant to subsections (c) and (d) of Section  
17 201 of this Act deposited into the Income Tax Refund Fund  
18 during the fiscal year over the amount of refunds resulting  
19 from overpayment of tax liability under subsections (c) and  
20 (d) of Section 201 of this Act paid from the Income Tax  
21 Refund Fund during the fiscal year.

22 (4) As soon as possible after the end of each fiscal  
23 year, the Director shall order transferred and the State  
24 Treasurer and State Comptroller shall transfer from the  
25 Personal Property Tax Replacement Fund to the Income Tax  
26 Refund Fund an amount, certified by the Director to the

1 Comptroller, equal to the excess of the amount of refunds  
2 resulting from overpayment of tax liability under  
3 subsections (c) and (d) of Section 201 of this Act paid  
4 from the Income Tax Refund Fund during the fiscal year over  
5 the amount collected pursuant to subsections (c) and (d) of  
6 Section 201 of this Act deposited into the Income Tax  
7 Refund Fund during the fiscal year.

8 (4.5) As soon as possible after the end of fiscal year  
9 1999 and of each fiscal year thereafter, the Director shall  
10 order transferred and the State Treasurer and State  
11 Comptroller shall transfer from the Income Tax Refund Fund  
12 to the General Revenue Fund any surplus remaining in the  
13 Income Tax Refund Fund as of the end of such fiscal year;  
14 excluding for fiscal years 2000, 2001, and 2002 amounts  
15 attributable to transfers under item (3) of subsection (c)  
16 less refunds resulting from the earned income tax credit.

17 (5) This Act shall constitute an irrevocable and  
18 continuing appropriation from the Income Tax Refund Fund  
19 for the purpose of paying refunds upon the order of the  
20 Director in accordance with the provisions of this Section.

21 (e) Deposits into the Education Assistance Fund and the  
22 Income Tax Surcharge Local Government Distributive Fund.

23 On July 1, 1991, and thereafter, of the amounts collected  
24 pursuant to subsections (a) and (b) of Section 201 of this Act,  
25 minus deposits into the Income Tax Refund Fund, the Department  
26 shall deposit 7.3% into the Education Assistance Fund in the

1 State Treasury. Beginning July 1, 1991, and continuing through  
2 January 31, 1993, of the amounts collected pursuant to  
3 subsections (a) and (b) of Section 201 of the Illinois Income  
4 Tax Act, minus deposits into the Income Tax Refund Fund, the  
5 Department shall deposit 3.0% into the Income Tax Surcharge  
6 Local Government Distributive Fund in the State Treasury.  
7 Beginning February 1, 1993 and continuing through June 30,  
8 1993, of the amounts collected pursuant to subsections (a) and  
9 (b) of Section 201 of the Illinois Income Tax Act, minus  
10 deposits into the Income Tax Refund Fund, the Department shall  
11 deposit 4.4% into the Income Tax Surcharge Local Government  
12 Distributive Fund in the State Treasury. Beginning July 1,  
13 1993, and continuing through June 30, 1994, of the amounts  
14 collected under subsections (a) and (b) of Section 201 of this  
15 Act, minus deposits into the Income Tax Refund Fund, the  
16 Department shall deposit 1.475% into the Income Tax Surcharge  
17 Local Government Distributive Fund in the State Treasury.  
18 (Source: P.A. 93-32, eff. 6-20-03; 93-839, eff. 7-30-04; 94-91,  
19 eff. 7-1-05; 94-839, eff. 6-6-06.)

20 Section 5-20. The Film Production Services Tax Credit Act  
21 is amended by changing Section 90 as follows:

22 (35 ILCS 15/90)

23 (Section scheduled to be repealed on January 1, 2008)

24 Sec. 90. Repeal. This Act is repealed on January 1, 2009

1 ~~2008.~~

2 (Source: P.A. 93-543, eff. 1-1-04; 93-840, eff. 7-30-04;  
3 94-171, eff. 7-11-05; 94-817, eff. 5-30-06.)

4 Section 5-25. The Illinois Public Aid Code is amended by  
5 changing Section 5A-8 as follows:

6 (305 ILCS 5/5A-8) (from Ch. 23, par. 5A-8)

7 Sec. 5A-8. Hospital Provider Fund.

8 (a) There is created in the State Treasury the Hospital  
9 Provider Fund. Interest earned by the Fund shall be credited to  
10 the Fund. The Fund shall not be used to replace any moneys  
11 appropriated to the Medicaid program by the General Assembly.

12 (b) The Fund is created for the purpose of receiving moneys  
13 in accordance with Section 5A-6 and disbursing moneys only for  
14 the following purposes, notwithstanding any other provision of  
15 law:

16 (1) For making payments to hospitals as required under  
17 Articles V, VI, and XIV of this Code and under the  
18 Children's Health Insurance Program Act.

19 (2) For the reimbursement of moneys collected by the  
20 Illinois Department from hospitals or hospital providers  
21 through error or mistake in performing the activities  
22 authorized under this Article and Article V of this Code.

23 (3) For payment of administrative expenses incurred by  
24 the Illinois Department or its agent in performing the

1 activities authorized by this Article.

2 (4) For payments of any amounts which are reimbursable  
3 to the federal government for payments from this Fund which  
4 are required to be paid by State warrant.

5 (5) For making transfers, as those transfers are  
6 authorized in the proceedings authorizing debt under the  
7 Short Term Borrowing Act, but transfers made under this  
8 paragraph (5) shall not exceed the principal amount of debt  
9 issued in anticipation of the receipt by the State of  
10 moneys to be deposited into the Fund.

11 (6) For making transfers to any other fund in the State  
12 treasury, but transfers made under this paragraph (6) shall  
13 not exceed the amount transferred previously from that  
14 other fund into the Hospital Provider Fund.

15 (7) For State fiscal years 2004 and 2005 for making  
16 transfers to the Health and Human Services Medicaid Trust  
17 Fund, including 20% of the moneys received from hospital  
18 providers under Section 5A-4 and transferred into the  
19 Hospital Provider Fund under Section 5A-6. For State fiscal  
20 year 2006 for making transfers to the Health and Human  
21 Services Medicaid Trust Fund of up to \$130,000,000 per year  
22 of the moneys received from hospital providers under  
23 Section 5A-4 and transferred into the Hospital Provider  
24 Fund under Section 5A-6. Transfers under this paragraph  
25 shall be made within 7 days after the payments have been  
26 received pursuant to the schedule of payments provided in

1 subsection (a) of Section 5A-4.

2 (7.5) For State fiscal years 2007 and 2008 for making  
3 transfers of the moneys received from hospital providers  
4 under Section 5A-4 and transferred into the Hospital  
5 Provider Fund under Section 5A-6 to the designated funds  
6 ~~not exceeding~~ the following amounts in aggregate during  
7 that period of time in any State fiscal year:

8 Health and Human Services

9 Medicaid Trust Fund .....	<u>\$60,000,000</u>	<del>\$20,000,000</del>
10 Long-Term Care Provider Fund ....	<u>\$90,000,000</u>	<del>\$30,000,000</del>
11 General Revenue Fund .....	<u>\$240,000,000</u>	<del>\$80,000,000.</del>

12 Transfers under this paragraph shall be made within 7  
13 days after the payments have been received pursuant to the  
14 schedule of payments provided in subsection (a) of Section  
15 5A-4.

16 (8) For making refunds to hospital providers pursuant  
17 to Section 5A-10.

18 Disbursements from the Fund, other than transfers  
19 authorized under paragraphs (5) and (6) of this subsection,  
20 shall be by warrants drawn by the State Comptroller upon  
21 receipt of vouchers duly executed and certified by the Illinois  
22 Department.

23 (c) The Fund shall consist of the following:

24 (1) All moneys collected or received by the Illinois  
25 Department from the hospital provider assessment imposed  
26 by this Article.



1           (2) All federal matching funds received by the Illinois  
2           Department as a result of expenditures made by the Illinois  
3           Department that are attributable to moneys deposited in the  
4           Fund.

5           (3) Any interest or penalty levied in conjunction with  
6           the administration of this Article.

7           (4) Moneys transferred from another fund in the State  
8           treasury.

9           (5) All other moneys received for the Fund from any  
10          other source, including interest earned thereon.

11          (d) (Blank).

12          (Source: P.A. 93-659, eff. 2-3-04; 94-242, eff. 7-18-05;  
13          94-839, eff. 6-6-06.)

14          Section 5-30. The Illinois Affordable Housing Act is  
15          amended by changing Section 8 as follows:

16          (310 ILCS 65/8) (from Ch. 67 1/2, par. 1258)

17          Sec. 8. Uses of Trust Fund.

18          (a) Subject to annual appropriation to the Funding Agent  
19          and subject to the prior dedication, allocation, transfer and  
20          use of Trust Fund Moneys as provided in Sections 8(b), 8(c) and  
21          9 of this Act, the Trust Fund may be used to make grants,  
22          mortgages, or other loans to acquire, construct, rehabilitate,  
23          develop, operate, insure, and retain affordable single-family  
24          and multi-family housing in this State for low-income and very

1 low-income households. The majority of monies appropriated to  
2 the Trust Fund in any given year are to be used for affordable  
3 housing for very low-income households. For the fiscal years  
4 2007 and 2008 ~~year beginning July 1, 2006~~ only, the Department  
5 of Human Services is authorized to receive appropriations and  
6 spend moneys from the Illinois Affordable Housing Trust Fund  
7 for the purpose of developing and coordinating public and  
8 private resources targeted to meet the affordable housing needs  
9 of low-income, very low-income, and special needs households in  
10 the State of Illinois.

11 (b) For each fiscal year commencing with fiscal year 1994,  
12 the Program Administrator shall certify from time to time to  
13 the Funding Agent, the Comptroller and the State Treasurer  
14 amounts, up to an aggregate in any fiscal year of \$10,000,000,  
15 of Trust Fund Moneys expected to be used or pledged by the  
16 Program Administrator during the fiscal year for the purposes  
17 and uses specified in Sections 8(c) and 9 of this Act. Subject  
18 to annual appropriation, upon receipt of such certification,  
19 the Funding Agent and the Comptroller shall dedicate and the  
20 State Treasurer shall transfer not less often than monthly to  
21 the Program Administrator or its designated payee, without  
22 requisition or further request therefor, all amounts  
23 accumulated in the Trust Fund within the State Treasury and not  
24 already transferred to the Loan Commitment Account prior to the  
25 Funding Agent's receipt of such certification, until the  
26 Program Administrator has received the aggregate amount

1 certified by the Program Administrator, to be used solely for  
2 the purposes and uses authorized and provided in Sections 8(c)  
3 and 9 of this Act. Neither the Comptroller nor the Treasurer  
4 shall transfer, dedicate or allocate any of the Trust Fund  
5 Moneys transferred or certified for transfer by the Program  
6 Administrator as provided above to any other fund, nor shall  
7 the Governor authorize any such transfer, dedication or  
8 allocation, nor shall any of the Trust Fund Moneys so  
9 dedicated, allocated or transferred be used, temporarily or  
10 otherwise, for interfund borrowing, or be otherwise used or  
11 appropriated, except as expressly authorized and provided in  
12 Sections 8(c) and 9 of this Act for the purposes and subject to  
13 the priorities, limitations and conditions provided for  
14 therein until such obligations, uses and dedications as therein  
15 provided, have been satisfied.

16 (c) Notwithstanding Section 5(b) of this Act, any Trust  
17 Fund Moneys transferred to the Program Administrator pursuant  
18 to Section 8(b) of this Act, or otherwise obtained, paid to or  
19 held by or for the Program Administrator, or pledged pursuant  
20 to resolution of the Program Administrator, for Affordable  
21 Housing Program Trust Fund Bonds or Notes under the Illinois  
22 Housing Development Act, and all proceeds, payments and  
23 receipts from investments or use of such moneys, including any  
24 residual or additional funds or moneys generated or obtained in  
25 connection with any of the foregoing, may be held, pledged,  
26 applied or dedicated by the Program Administrator as follows:

1           (1) as required by the terms of any pledge of or  
2 resolution of the Program Administrator authorized under  
3 Section 9 of this Act in connection with Affordable Housing  
4 Program Trust Fund Bonds or Notes issued pursuant to the  
5 Illinois Housing Development Act;

6           (2) to or for costs of issuance and administration and  
7 the payments of any principal, interest, premium or other  
8 amounts or expenses incurred or accrued in connection with  
9 Affordable Housing Program Trust Fund Bonds or Notes,  
10 including rate protection contracts and credit support  
11 arrangements pertaining thereto, and, provided such  
12 expenses, fees and charges are obligations, whether  
13 recourse or nonrecourse, and whether financed with or paid  
14 from the proceeds of Affordable Housing Program Trust Fund  
15 Bonds or Notes, of the developers, mortgagors or other  
16 users, the Program Administrator's expenses and servicing,  
17 administration and origination fees and charges in  
18 connection with any loans, mortgages, or developments  
19 funded or financed or expected to be funded or financed, in  
20 whole or in part, from the issuance of Affordable Housing  
21 Program Trust Fund Bonds or Notes;

22           (3) to or for costs of issuance and administration and  
23 the payments of principal, interest, premium, loan fees,  
24 and other amounts or other obligations of the Program  
25 Administrator, including rate protection contracts and  
26 credit support arrangements pertaining thereto, for loans,

1 commercial paper or other notes or bonds issued by the  
2 Program Administrator pursuant to the Illinois Housing  
3 Development Act, provided that the proceeds of such loans,  
4 commercial paper or other notes or bonds are paid or  
5 expended in connection with, or refund or repay, loans,  
6 commercial paper or other notes or bonds issued or made in  
7 connection with bridge loans or loans for the construction,  
8 renovation, redevelopment, restructuring, reorganization  
9 of Affordable Housing and related expenses, including  
10 development costs, technical assistance, or other amounts  
11 to construct, preserve, improve, renovate, rehabilitate,  
12 refinance, or assist Affordable Housing, including  
13 financially troubled Affordable Housing, permanent or  
14 other financing for which has been funded or financed or is  
15 expected to be funded or financed in whole or in part by  
16 the Program Administrator through the issuance of or use of  
17 proceeds from Affordable Housing Program Trust Fund Bonds  
18 or Notes;

19 (4) to or for direct expenditures or reimbursement for  
20 development costs, technical assistance, or other amounts  
21 to construct, preserve, improve, renovate, rehabilitate,  
22 refinance, or assist Affordable Housing, including  
23 financially troubled Affordable Housing, permanent or  
24 other financing for which has been funded or financed or is  
25 expected to be funded or financed in whole or in part by  
26 the Program Administrator through the issuance of or use of

1 proceeds from Affordable Housing Program Trust Fund Bonds  
2 or Notes; and

3 (5) for deposit into any residual, sinking, reserve or  
4 revolving fund or pool established by the Program  
5 Administrator, whether or not pledged to secure Affordable  
6 Housing Program Trust Fund Bonds or Notes, to support or be  
7 utilized for the issuance, redemption, or payment of the  
8 principal, interest, premium or other amounts payable on or  
9 with respect to any existing, additional or future  
10 Affordable Housing Program Trust Fund Bonds or Notes, or to  
11 or for any other expenditure authorized by this Section  
12 8(c).

13 (d) All or a portion of the Trust Fund Moneys on deposit or  
14 to be deposited in the Trust Fund not already certified for  
15 transfer or transferred to the Program Administrator pursuant  
16 to Section 8(b) of this Act may be used to secure the repayment  
17 of Affordable Housing Program Trust Fund Bonds or Notes, or  
18 otherwise to supplement or support Affordable Housing funded or  
19 financed or intended to be funded or financed, in whole or in  
20 part, by Affordable Housing Program Trust Fund Bonds or Notes.

21 (e) Assisted housing may include housing for special needs  
22 populations such as the homeless, single-parent families, the  
23 elderly, or the physically and mentally disabled. The Trust  
24 Fund shall be used to implement a demonstration congregate  
25 housing project for any such special needs population.

26 (f) Grants from the Trust Fund may include, but are not

1 limited to, rental assistance and security deposit subsidies  
2 for low and very low-income households.

3 (g) The Trust Fund may be used to pay actual and reasonable  
4 costs for Commission members to attend Commission meetings, and  
5 any litigation costs and expenses, including legal fees,  
6 incurred by the Program Administrator in any litigation related  
7 to this Act or its action as Program Administrator.

8 (h) The Trust Fund may be used to make grants for (1) the  
9 provision of technical assistance, (2) outreach, and (3)  
10 building an organization's capacity to develop affordable  
11 housing projects.

12 (i) Amounts on deposit in the Trust Fund may be used to  
13 reimburse the Program Administrator and the Funding Agent for  
14 costs incurred in the performance of their duties under this  
15 Act, excluding costs and fees of the Program Administrator  
16 associated with the Program Escrow to the extent withheld  
17 pursuant to paragraph (8) of subsection (b) of Section 5.

18 (Source: P.A. 94-839, eff. 6-6-06.)

19 Section 5-35. The Pretrial Services Act is amended by  
20 changing Section 33 as follows:

21 (725 ILCS 185/33) (from Ch. 38, par. 333)

22 Sec. 33. The Supreme Court shall pay from funds  
23 appropriated to it for this purpose 100% of all approved costs  
24 for pretrial services, including pretrial services officers,

1 necessary support personnel, travel costs reasonably related  
2 to the delivery of pretrial services, space costs, equipment,  
3 telecommunications, postage, commodities, printing and  
4 contractual services. Costs shall be reimbursed monthly, based  
5 on a plan and budget approved by the Supreme Court. No  
6 department may be reimbursed for costs which exceed or are not  
7 provided for in the approved plan and budget. For State fiscal  
8 years 2004, 2005, ~~and~~ 2006, ~~and~~ 2007, and 2008 only, the  
9 Mandatory Arbitration Fund may be used to reimburse approved  
10 costs for pretrial services.

11 (Source: P.A. 93-25, eff. 6-20-03; 93-839, eff. 7-30-04; 94-91,  
12 eff. 7-1-05; 94-839, eff. 6-6-06; revised 8-3-06.)

13 Section 5-40. The Probation and Probation Officers Act is  
14 amended by changing Sections 15 and 15.1 as follows:

15 (730 ILCS 110/15) (from Ch. 38, par. 204-7)

16 Sec. 15. (1) The Supreme Court of Illinois may establish a  
17 Division of Probation Services whose purpose shall be the  
18 development, establishment, promulgation, and enforcement of  
19 uniform standards for probation services in this State, and to  
20 otherwise carry out the intent of this Act. The Division may:

21 (a) establish qualifications for chief probation  
22 officers and other probation and court services personnel  
23 as to hiring, promotion, and training.

24 (b) make available, on a timely basis, lists of those



1 applicants whose qualifications meet the regulations  
2 referred to herein, including on said lists all candidates  
3 found qualified.

4 (c) establish a means of verifying the conditions for  
5 reimbursement under this Act and develop criteria for  
6 approved costs for reimbursement.

7 (d) develop standards and approve employee  
8 compensation schedules for probation and court services  
9 departments.

10 (e) employ sufficient personnel in the Division to  
11 carry out the functions of the Division.

12 (f) establish a system of training and establish  
13 standards for personnel orientation and training.

14 (g) develop standards for a system of record keeping  
15 for cases and programs, gather statistics, establish a  
16 system of uniform forms, and develop research for planning  
17 of Probation Services.

18 (h) develop standards to assure adequate support  
19 personnel, office space, equipment and supplies, travel  
20 expenses, and other essential items necessary for  
21 Probation and Court Services Departments to carry out their  
22 duties.

23 (i) review and approve annual plans submitted by  
24 Probation and Court Services Departments.

25 (j) monitor and evaluate all programs operated by  
26 Probation and Court Services Departments, and may include

1 in the program evaluation criteria such factors as the  
2 percentage of Probation sentences for felons convicted of  
3 Probationable offenses.

4 (k) seek the cooperation of local and State government  
5 and private agencies to improve the quality of probation  
6 and court services.

7 (l) where appropriate, establish programs and  
8 corresponding standards designed to generally improve the  
9 quality of probation and court services and reduce the rate  
10 of adult or juvenile offenders committed to the Department  
11 of Corrections.

12 (m) establish such other standards and regulations and  
13 do all acts necessary to carry out the intent and purposes  
14 of this Act.

15 The Division shall establish a model list of structured  
16 intermediate sanctions that may be imposed by a probation  
17 agency for violations of terms and conditions of a sentence of  
18 probation, conditional discharge, or supervision.

19 The State of Illinois shall provide for the costs of  
20 personnel, travel, equipment, telecommunications, postage,  
21 commodities, printing, space, contractual services and other  
22 related costs necessary to carry out the intent of this Act.

23 (2) (a) The chief judge of each circuit shall provide  
24 full-time probation services for all counties within the  
25 circuit, in a manner consistent with the annual probation plan,  
26 the standards, policies, and regulations established by the

1 Supreme Court. A probation district of two or more counties  
2 within a circuit may be created for the purposes of providing  
3 full-time probation services. Every county or group of counties  
4 within a circuit shall maintain a probation department which  
5 shall be under the authority of the Chief Judge of the circuit  
6 or some other judge designated by the Chief Judge. The Chief  
7 Judge, through the Probation and Court Services Department  
8 shall submit annual plans to the Division for probation and  
9 related services.

10 (b) The Chief Judge of each circuit shall appoint the Chief  
11 Probation Officer and all other probation officers for his or  
12 her circuit from lists of qualified applicants supplied by the  
13 Supreme Court. Candidates for chief managing officer and other  
14 probation officer positions must apply with both the Chief  
15 Judge of the circuit and the Supreme Court.

16 (3) A Probation and Court Service Department shall apply to  
17 the Supreme Court for funds for basic services, and may apply  
18 for funds for new and expanded programs or Individualized  
19 Services and Programs. Costs shall be reimbursed monthly based  
20 on a plan and budget approved by the Supreme Court. No  
21 Department may be reimbursed for costs which exceed or are not  
22 provided for in the approved annual plan and budget. After the  
23 effective date of this amendatory Act of 1985, each county must  
24 provide basic services in accordance with the annual plan and  
25 standards created by the division. No department may receive  
26 funds for new or expanded programs or individualized services

1 and programs unless they are in compliance with standards as  
2 enumerated in paragraph (h) of subsection (1) of this Section,  
3 the annual plan, and standards for basic services.

4 (4) The Division shall reimburse the county or counties for  
5 probation services as follows:

6 (a) 100% of the salary of all chief managing officers  
7 designated as such by the Chief Judge and the division.

8 (b) 100% of the salary for all probation officer and  
9 supervisor positions approved for reimbursement by the  
10 division after April 1, 1984, to meet workload standards  
11 and to implement intensive sanction and probation  
12 supervision programs and other basic services as defined in  
13 this Act.

14 (c) 100% of the salary for all secure detention  
15 personnel and non-secure group home personnel approved for  
16 reimbursement after December 1, 1990. For all such  
17 positions approved for reimbursement before December 1,  
18 1990, the counties shall be reimbursed \$1,250 per month  
19 beginning July 1, 1995, and an additional \$250 per month  
20 beginning each July 1st thereafter until the positions  
21 receive 100% salary reimbursement. Allocation of such  
22 positions will be based on comparative need considering  
23 capacity, staff/resident ratio, physical plant and  
24 program.

25 (d) \$1,000 per month for salaries for the remaining  
26 probation officer positions engaged in basic services and

1 new or expanded services. All such positions shall be  
2 approved by the division in accordance with this Act and  
3 division standards.

4 (e) 100% of the travel expenses in accordance with  
5 Division standards for all Probation positions approved  
6 under paragraph (b) of subsection 4 of this Section.

7 (f) If the amount of funds reimbursed to the county  
8 under paragraphs (a) through (e) of subsection 4 of this  
9 Section on an annual basis is less than the amount the  
10 county had received during the 12 month period immediately  
11 prior to the effective date of this amendatory Act of 1985,  
12 then the Division shall reimburse the amount of the  
13 difference to the county. The effect of paragraph (b) of  
14 subsection 7 of this Section shall be considered in  
15 implementing this supplemental reimbursement provision.

16 (5) The Division shall provide funds beginning on April 1,  
17 1987 for the counties to provide Individualized Services and  
18 Programs as provided in Section 16 of this Act.

19 (6) A Probation and Court Services Department in order to  
20 be eligible for the reimbursement must submit to the Supreme  
21 Court an application containing such information and in such a  
22 form and by such dates as the Supreme Court may require.  
23 Departments to be eligible for funding must satisfy the  
24 following conditions:

25 (a) The Department shall have on file with the Supreme  
26 Court an annual Probation plan for continuing, improved,

1 and new Probation and Court Services Programs approved by  
2 the Supreme Court or its designee. This plan shall indicate  
3 the manner in which Probation and Court Services will be  
4 delivered and improved, consistent with the minimum  
5 standards and regulations for Probation and Court  
6 Services, as established by the Supreme Court. In counties  
7 with more than one Probation and Court Services Department  
8 eligible to receive funds, all Departments within that  
9 county must submit plans which are approved by the Supreme  
10 Court.

11 (b) The annual probation plan shall seek to generally  
12 improve the quality of probation services and to reduce the  
13 commitment of adult offenders to the Department of  
14 Corrections and to reduce the commitment of juvenile  
15 offenders to the Department of Juvenile Justice and shall  
16 require, when appropriate, coordination with the  
17 Department of Corrections, the Department of Juvenile  
18 Justice, and the Department of Children and Family Services  
19 in the development and use of community resources,  
20 information systems, case review and permanency planning  
21 systems to avoid the duplication of services.

22 (c) The Department shall be in compliance with  
23 standards developed by the Supreme Court for basic, new and  
24 expanded services, training, personnel hiring and  
25 promotion.

26 (d) The Department shall in its annual plan indicate

1 the manner in which it will support the rights of crime  
2 victims and in which manner it will implement Article I,  
3 Section 8.1 of the Illinois Constitution and in what manner  
4 it will coordinate crime victims' support services with  
5 other criminal justice agencies within its jurisdiction,  
6 including but not limited to, the State's Attorney, the  
7 Sheriff and any municipal police department.

8 (7) No statement shall be verified by the Supreme Court or  
9 its designee or vouchered by the Comptroller unless each of the  
10 following conditions have been met:

11 (a) The probation officer is a full-time employee  
12 appointed by the Chief Judge to provide probation services.

13 (b) The probation officer, in order to be eligible for  
14 State reimbursement, is receiving a salary of at least  
15 \$17,000 per year.

16 (c) The probation officer is appointed or was  
17 reappointed in accordance with minimum qualifications or  
18 criteria established by the Supreme Court; however, all  
19 probation officers appointed prior to January 1, 1978,  
20 shall be exempted from the minimum requirements  
21 established by the Supreme Court. Payments shall be made to  
22 counties employing these exempted probation officers as  
23 long as they are employed in the position held on the  
24 effective date of this amendatory Act of 1985. Promotions  
25 shall be governed by minimum qualifications established by  
26 the Supreme Court.

1           (d) The Department has an established compensation  
2           schedule approved by the Supreme Court. The compensation  
3           schedule shall include salary ranges with necessary  
4           increments to compensate each employee. The increments  
5           shall, within the salary ranges, be based on such factors  
6           as bona fide occupational qualifications, performance, and  
7           length of service. Each position in the Department shall be  
8           placed on the compensation schedule according to job duties  
9           and responsibilities of such position. The policy and  
10          procedures of the compensation schedule shall be made  
11          available to each employee.

12          (8) In order to obtain full reimbursement of all approved  
13          costs, each Department must continue to employ at least the  
14          same number of probation officers and probation managers as  
15          were authorized for employment for the fiscal year which  
16          includes January 1, 1985. This number shall be designated as  
17          the base amount of the Department. No positions approved by the  
18          Division under paragraph (b) of subsection 4 will be included  
19          in the base amount. In the event that the Department employs  
20          fewer Probation officers and Probation managers than the base  
21          amount for a period of 90 days, funding received by the  
22          Department under subsection 4 of this Section may be reduced on  
23          a monthly basis by the amount of the current salaries of any  
24          positions below the base amount.

25          (9) Before the 15th day of each month, the treasurer of any  
26          county which has a Probation and Court Services Department, or



1 the treasurer of the most populous county, in the case of a  
2 Probation or Court Services Department funded by more than one  
3 county, shall submit an itemized statement of all approved  
4 costs incurred in the delivery of Basic Probation and Court  
5 Services under this Act to the Supreme Court. The treasurer may  
6 also submit an itemized statement of all approved costs  
7 incurred in the delivery of new and expanded Probation and  
8 Court Services as well as Individualized Services and Programs.  
9 The Supreme Court or its designee shall verify compliance with  
10 this Section and shall examine and audit the monthly statement  
11 and, upon finding them to be correct, shall forward them to the  
12 Comptroller for payment to the county treasurer. In the case of  
13 payment to a treasurer of a county which is the most populous  
14 of counties sharing the salary and expenses of a Probation and  
15 Court Services Department, the treasurer shall divide the money  
16 between the counties in a manner that reflects each county's  
17 share of the cost incurred by the Department.

18 (10) The county treasurer must certify that funds received  
19 under this Section shall be used solely to maintain and improve  
20 Probation and Court Services. The county or circuit shall  
21 remain in compliance with all standards, policies and  
22 regulations established by the Supreme Court. If at any time  
23 the Supreme Court determines that a county or circuit is not in  
24 compliance, the Supreme Court shall immediately notify the  
25 Chief Judge, county board chairman and the Director of Court  
26 Services Chief Probation Officer. If after 90 days of written

1 notice the noncompliance still exists, the Supreme Court shall  
2 be required to reduce the amount of monthly reimbursement by  
3 10%. An additional 10% reduction of monthly reimbursement shall  
4 occur for each consecutive month of noncompliance. Except as  
5 provided in subsection 5 of Section 15, funding to counties  
6 shall commence on April 1, 1986. Funds received under this Act  
7 shall be used to provide for Probation Department expenses  
8 including those required under Section 13 of this Act. For  
9 State fiscal years 2004, 2005, 2006, ~~and 2007,~~ and 2008 only,  
10 the Mandatory Arbitration Fund may be used to provide for  
11 Probation Department expenses, including those required under  
12 Section 13 of this Act.

13 (11) The respective counties shall be responsible for  
14 capital and space costs, fringe benefits, clerical costs,  
15 equipment, telecommunications, postage, commodities and  
16 printing.

17 (12) For purposes of this Act only, probation officers  
18 shall be considered peace officers. In the exercise of their  
19 official duties, probation officers, sheriffs, and police  
20 officers may, anywhere within the State, arrest any probationer  
21 who is in violation of any of the conditions of his or her  
22 probation, conditional discharge, or supervision, and it shall  
23 be the duty of the officer making the arrest to take the  
24 probationer before the Court having jurisdiction over the  
25 probationer for further order.

26 (Source: P.A. 93-25, eff. 6-20-03; 93-576, eff. 1-1-04; 93-839,

1 eff. 7-30-04; 94-91, eff. 7-1-05; 94-696, eff. 6-1-06; 94-839,  
2 eff. 6-6-06.)

3 (730 ILCS 110/15.1) (from Ch. 38, par. 204-7.1)

4 Sec. 15.1. Probation and Court Services Fund.

5 (a) The county treasurer in each county shall establish a  
6 probation and court services fund consisting of fees collected  
7 pursuant to subsection (i) of Section 5-6-3 and subsection (i)  
8 of Section 5-6-3.1 of the Unified Code of Corrections,  
9 subsection (10) of Section 5-615 and subsection (5) of Section  
10 5-715 of the Juvenile Court Act of 1987, and paragraph 14.3 of  
11 subsection (b) of Section 110-10 of the Code of Criminal  
12 Procedure of 1963. The county treasurer shall disburse monies  
13 from the fund only at the direction of the chief judge of the  
14 circuit court in such circuit where the county is located. The  
15 county treasurer of each county shall, on or before January 10  
16 of each year, submit an annual report to the Supreme Court.

17 (b) Monies in the probation and court services fund shall  
18 be appropriated by the county board to be used within the  
19 county or jurisdiction where collected in accordance with  
20 policies and guidelines approved by the Supreme Court for the  
21 costs of operating the probation and court services department  
22 or departments; however, except as provided in subparagraph  
23 (g), monies in the probation and court services fund shall not  
24 be used for the payment of salaries of probation and court  
25 services personnel.

1 (c) Monies expended from the probation and court services  
2 fund shall be used to supplement, not supplant, county  
3 appropriations for probation and court services.

4 (d) Interest earned on monies deposited in a probation and  
5 court services fund may be used by the county for its ordinary  
6 and contingent expenditures.

7 (e) The county board may appropriate moneys from the  
8 probation and court services fund, upon the direction of the  
9 chief judge, to support programs that are part of the continuum  
10 of juvenile delinquency intervention programs which are or may  
11 be developed within the county. The grants from the probation  
12 and court services fund shall be for no more than one year and  
13 may be used for any expenses attributable to the program  
14 including administration and oversight of the program by the  
15 probation department.

16 (f) The county board may appropriate moneys from the  
17 probation and court services fund, upon the direction of the  
18 chief judge, to support practices endorsed or required under  
19 the Sex Offender Management Board Act, including but not  
20 limited to sex offender evaluation, treatment, and monitoring  
21 programs that are or may be developed within the county.

22 (g) For the State Fiscal Years 2005, 2006, ~~and~~ 2007, and  
23 2008 only, the Administrative Office of the Illinois Courts may  
24 permit a county or circuit to use its probation and court  
25 services fund for the payment of salaries of probation officers  
26 and other court services personnel whose salaries are

1 reimbursed under this Act if the State's FY2005, FY2006, ~~or~~  
2 FY2007, or FY 2008 appropriation to the Supreme Court for  
3 reimbursement to counties for probation salaries and services  
4 is less than the amount appropriated to the Supreme Court for  
5 these purposes for State Fiscal Year 2004. The Administrative  
6 Office of the Illinois Courts shall take into account each  
7 county's or circuit's probation fee collections and  
8 expenditures when apportioning the total reimbursement for  
9 each county or circuit.

10 (Source: P.A. 93-616, eff. 1-1-04; 93-839, eff. 7-30-04; 94-91,  
11 eff. 7-1-05; 94-839, eff. 6-6-06.)

12 Section 5-45. The Code of Civil Procedure is amended by  
13 changing Section 2-1009A as follows:

14 (735 ILCS 5/2-1009A) (from Ch. 110, par. 2-1009A)

15 Sec. 2-1009A. Filing Fees. In each county authorized by the  
16 Supreme Court to utilize mandatory arbitration, the clerk of  
17 the circuit court shall charge and collect, in addition to any  
18 other fees, an arbitration fee of \$8, except in counties with  
19 3,000,000 or more inhabitants the fee shall be \$10, at the time  
20 of filing the first pleading, paper or other appearance filed  
21 by each party in all civil cases, but no additional fee shall  
22 be required if more than one party is represented in a single  
23 pleading, paper or other appearance. Arbitration fees received  
24 by the clerk of the circuit court pursuant to this Section

1 shall be remitted within one month after receipt to the State  
2 Treasurer for deposit into the Mandatory Arbitration Fund, a  
3 special fund in the State treasury for the purpose of funding  
4 mandatory arbitration programs and such other alternative  
5 dispute resolution programs as may be authorized by circuit  
6 court rule for operation in counties that have implemented  
7 mandatory arbitration, with a separate account being  
8 maintained for each county. Notwithstanding any other  
9 provision of this Section to the contrary, and for State fiscal  
10 years 2004, 2005, 2006, ~~and~~ 2007, and 2008 only, the Mandatory  
11 Arbitration Fund may be used for any other purpose authorized  
12 by the Supreme Court.

13 (Source: P.A. 93-25, eff. 6-20-03; 93-839, eff. 7-30-04; 94-91,  
14 eff. 7-1-05; 94-839, eff. 6-6-06.)

15 ARTICLE 99. EFFECTIVE DATE

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