



Rep. Gary Hannig

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09500SB2083ham003

LRB095 19203 RCE 53730 a

1 AMENDMENT TO SENATE BILL 2083

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2083, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 1. Short title. This Act may be cited as the  
6 Emergency Budget Act of Fiscal Year 2009.

7 Section 5. Contingency reserves.

8 (a) Notwithstanding any law to the contrary, including the  
9 grant of continuing appropriation authority, the Governor may  
10 designate the following as contingency reserves:

11 (1) For each executive State agency that is directly  
12 responsible to the Governor, an amount no greater than 8%  
13 of the total appropriations made from the General Funds to  
14 that executive State agency that is directly responsible to  
15 the Governor.

16 (2) An amount no greater than 8% of the total

1        appropriations of State funds to the State Board of  
2        Education. In order to implement the 8% contingency reserve  
3        on total appropriations under this subsection (a)(2), the  
4        State Board of Education shall designate the specific  
5        appropriation lines to be impacted by the contingency  
6        reserves and the amount of State funds to hold under each  
7        designated appropriation line.

8        (3) An amount no greater than 8% of the total  
9        appropriations of State funds for higher education  
10       purposes to each agency, board, commission, or university  
11       receiving funding for higher education purposes. In order  
12       to implement the 8% contingency reserve on total  
13       appropriations under this subsection (a)(3), the Board of  
14       Higher Education shall designate the specific  
15       appropriation lines to be impacted by the contingency  
16       reserves and the amount of the State funds to hold under  
17       each designated appropriation line.

18       (4) An amount no greater than 8% of the total  
19       appropriations of State funds for contributions to the  
20       State pension funds established under Articles 2, 14, 15,  
21       16, and 18 of the Illinois Pension Code.

22       (5) An amount no greater than 8% of the total transfers  
23       otherwise required to be made to the Local Government  
24       Distributive Fund under Section 901(b) of the Illinois  
25       Income Tax Act.

26       This subsection (a) does not apply to the General

1 Obligation Bond Retirement and Interest Fund or to the Build  
2 Illinois Bond Retirement and Interest Fund.

3 (b) Amounts designated as a contingency reserve may not be  
4 obligated, encumbered, or expended.

5 (c) Any periodic transfers or expenditures must be reduced  
6 to accommodate a contingency reserve. Any necessary proration  
7 of periodic payments shall be distributed equally among the  
8 remaining payments for the fiscal year.

9 (d) In this Section, "executive State agency that is  
10 directly responsible to the Governor" means any office,  
11 officer, division, or part thereof, and other office,  
12 nonelective officer, department, division, bureau, board, or  
13 commission in the executive branch of State government, except  
14 that it does not apply to any agency whose primary function is  
15 service to the General Assembly or the judicial branch of State  
16 government, or to any agency administered by the Attorney  
17 General, Secretary of State, State Comptroller, or State  
18 Treasurer.

19 (e) The Lieutenant Governor, the Attorney General, the  
20 Secretary of State, the State Comptroller, and the State  
21 Treasurer have the same rights and powers granted the Governor  
22 under subsection (a) with respect to those appropriations in  
23 each of their respective budgets.

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