

# SB2474



## 95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB2474

Introduced 2/15/2008, by Sen. Mattie Hunter

### SYNOPSIS AS INTRODUCED:

20 ILCS 1605/21.5  
20 ILCS 2310/2310-347  
30 ILCS 105/5.646  
30 ILCS 105/8h

Amends the Illinois Lottery Law, the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois, and the State Finance Act. Changes the name of the "Ticket For The Cure Fund" to the "Carolyn Adams Ticket For The Cure Grant Fund". Effective immediately.

LRB095 16398 BDD 42423 b

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 5. The Illinois Lottery Law is amended by changing  
5 Section 21.5 as follows:

6 (20 ILCS 1605/21.5)

7 Sec. 21.5. Ticket For The Cure.

8 (a) The Department shall offer a special instant  
9 scratch-off game with the title of "Ticket For The Cure". The  
10 game shall commence on January 1, 2006 or as soon thereafter,  
11 in the discretion of the Director, as is reasonably practical,  
12 and shall be discontinued on December 31, 2011. The operation  
13 of the game shall be governed by this Act and any rules adopted  
14 by the Department. The Department must consult with the Ticket  
15 For The Cure Board, which is established under Section 2310-347  
16 of the Department of Public Health Powers and Duties Law of the  
17 Civil Administrative Code of Illinois, regarding the design and  
18 promotion of the game. If any provision of this Section is  
19 inconsistent with any other provision of this Act, then this  
20 Section governs.

21 (b) The Carolyn Adams Ticket For The Cure Grant Fund ~~The~~  
22 ~~Ticket For The Cure Fund~~ is created as a special fund in the  
23 State treasury. The net revenue from the Ticket For The Cure

1 special instant scratch-off game shall be deposited into the  
2 Fund for appropriation by the General Assembly solely to the  
3 Department of Public Health for the purpose of making grants to  
4 public or private entities in Illinois for the purpose of  
5 funding research concerning breast cancer and for funding  
6 services for breast cancer victims. The Department must, before  
7 grants are awarded, provide copies of all grant applications to  
8 the Ticket For The Cure Board, receive and review the Board's  
9 recommendations and comments, and consult with the Board  
10 regarding the grants. For purposes of this Section, the term  
11 "research" includes, without limitation, expenditures to  
12 develop and advance the understanding, techniques, and  
13 modalities effective in the detection, prevention, screening,  
14 and treatment of breast cancer and may include clinical trials.  
15 The grant funds may not be used for institutional,  
16 organizational, or community-based overhead costs, indirect  
17 costs, or levies.

18 Moneys received for the purposes of this Section,  
19 including, without limitation, net revenue from the special  
20 instant scratch-off game and gifts, grants, and awards from any  
21 public or private entity, must be deposited into the Fund. Any  
22 interest earned on moneys in the Fund must be deposited into  
23 the Fund.

24 For purposes of this subsection, "net revenue" means the  
25 total amount for which tickets have been sold less the sum of  
26 the amount paid out in prizes and the actual administrative

1 expenses of the Department solely related to the Ticket For The  
2 Cure game.

3 (c) During the time that tickets are sold for the Ticket  
4 For The Cure game, the Department shall not unreasonably  
5 diminish the efforts devoted to marketing any other instant  
6 scratch-off lottery game.

7 (d) The Department may adopt any rules necessary to  
8 implement and administer the provisions of this Section.

9 (Source: P.A. 94-120, eff. 7-6-05.)

10 Section 10. The Department of Public Health Powers and  
11 Duties Law of the Civil Administrative Code of Illinois is  
12 amended by adding Section 2310-347 as follows:

13 (20 ILCS 2310/2310-347)

14 Sec. 2310-347. The Ticket For The Cure Board.

15 (a) The Ticket For The Cure Board is created as an advisory  
16 board within the Department. The Board shall consist of 10  
17 members as follows: 2 members appointed by the President of the  
18 Senate; 2 members appointed by the Minority Leader of the  
19 Senate; 2 members appointed by the Speaker of the House of  
20 Representatives; 2 members appointed by the Minority Leader of  
21 the House of Representatives; and 2 members appointed by the  
22 Governor with the advice and consent of the Senate, one of whom  
23 shall be designated as chair of the Board at the time of  
24 appointment.

1           If a vacancy occurs in the Board membership, the vacancy  
2 shall be filled in the same manner as the initial appointment.

3           (b) Board members shall serve without compensation but may  
4 be reimbursed for their reasonable travel expenses from funds  
5 available for that purpose. The Department shall provide staff  
6 and administrative support services to the Board.

7           (c) The Board must:

8                 (i) consult with the Department of Revenue in designing  
9 and promoting the Ticket For The Cure special instant  
10 scratch-off lottery game; and

11                 (ii) review grant applications, make recommendations  
12 and comments, and consult with the Department of Public  
13 Health in making grants, from amounts appropriated from the  
14 Carolyn Adams Ticket For The Cure Grant Fund ~~Ticket For The~~  
15 ~~Cure Fund~~, to public or private entities in Illinois for  
16 the purpose of funding research concerning breast cancer  
17 and for funding services for breast cancer victims in  
18 accordance with Section 21.5 of the Illinois Lottery Law.

19           (d) The Board is discontinued on June 30, 2012.

20           (Source: P.A. 94-120, eff. 7-6-05.)

21           Section 15. The State Finance Act is amended by changing  
22 Sections 5.646 and 8h as follows:

23                 (30 ILCS 105/5.646)

24                 Sec. 5.646. The Carolyn Adams Ticket For The Cure Grant

1 Fund ~~The Ticket For The Cure Fund.~~

2 (Source: P.A. 94-120, eff. 7-6-05; 95-331, eff. 8-21-07.)

3 (30 ILCS 105/8h)

4 Sec. 8h. Transfers to General Revenue Fund.

5 (a) Except as otherwise provided in this Section and  
6 Section 8n of this Act, and notwithstanding any other State law  
7 to the contrary, the Governor may, through June 30, 2007, from  
8 time to time direct the State Treasurer and Comptroller to  
9 transfer a specified sum from any fund held by the State  
10 Treasurer to the General Revenue Fund in order to help defray  
11 the State's operating costs for the fiscal year. The total  
12 transfer under this Section from any fund in any fiscal year  
13 shall not exceed the lesser of (i) 8% of the revenues to be  
14 deposited into the fund during that fiscal year or (ii) an  
15 amount that leaves a remaining fund balance of 25% of the July  
16 1 fund balance of that fiscal year. In fiscal year 2005 only,  
17 prior to calculating the July 1, 2004 final balances, the  
18 Governor may calculate and direct the State Treasurer with the  
19 Comptroller to transfer additional amounts determined by  
20 applying the formula authorized in Public Act 93-839 to the  
21 funds balances on July 1, 2003. No transfer may be made from a  
22 fund under this Section that would have the effect of reducing  
23 the available balance in the fund to an amount less than the  
24 amount remaining unexpended and unreserved from the total  
25 appropriation from that fund estimated to be expended for that

1 fiscal year. This Section does not apply to any funds that are  
2 restricted by federal law to a specific use, to any funds in  
3 the Motor Fuel Tax Fund, the Intercity Passenger Rail Fund, the  
4 Hospital Provider Fund, the Medicaid Provider Relief Fund, the  
5 Teacher Health Insurance Security Fund, the Reviewing Court  
6 Alternative Dispute Resolution Fund, the Voters' Guide Fund,  
7 the Foreign Language Interpreter Fund, the Lawyers' Assistance  
8 Program Fund, the Supreme Court Federal Projects Fund, the  
9 Supreme Court Special State Projects Fund, the Supplemental  
10 Low-Income Energy Assistance Fund, the Good Samaritan Energy  
11 Trust Fund, the Low-Level Radioactive Waste Facility  
12 Development and Operation Fund, the Horse Racing Equity Trust  
13 Fund, the Metabolic Screening and Treatment Fund, or the  
14 Hospital Basic Services Preservation Fund, or to any funds to  
15 which Section 70-50 of the Nurse Practice Act applies. No  
16 transfers may be made under this Section from the Pet  
17 Population Control Fund. Notwithstanding any other provision  
18 of this Section, for fiscal year 2004, the total transfer under  
19 this Section from the Road Fund or the State Construction  
20 Account Fund shall not exceed the lesser of (i) 5% of the  
21 revenues to be deposited into the fund during that fiscal year  
22 or (ii) 25% of the beginning balance in the fund. For fiscal  
23 year 2005 through fiscal year 2007, no amounts may be  
24 transferred under this Section from the Road Fund, the State  
25 Construction Account Fund, the Criminal Justice Information  
26 Systems Trust Fund, the Wireless Service Emergency Fund, or the

1 Mandatory Arbitration Fund.

2 In determining the available balance in a fund, the  
3 Governor may include receipts, transfers into the fund, and  
4 other resources anticipated to be available in the fund in that  
5 fiscal year.

6 The State Treasurer and Comptroller shall transfer the  
7 amounts designated under this Section as soon as may be  
8 practicable after receiving the direction to transfer from the  
9 Governor.

10 (a-5) Transfers directed to be made under this Section on  
11 or before February 28, 2006 that are still pending on May 19,  
12 2006 (the effective date of Public Act 94-774) shall be  
13 redirected as provided in Section 8n of this Act.

14 (b) This Section does not apply to: (i) the Carolyn Adams  
15 Ticket For The Cure Grant Fund ~~Ticket For The Cure Fund~~; (ii)  
16 any fund established under the Community Senior Services and  
17 Resources Act; or (iii) on or after January 1, 2006 (the  
18 effective date of Public Act 94-511), the Child Labor and Day  
19 and Temporary Labor Enforcement Fund.

20 (c) This Section does not apply to the Demutualization  
21 Trust Fund established under the Uniform Disposition of  
22 Unclaimed Property Act.

23 (d) This Section does not apply to moneys set aside in the  
24 Illinois State Podiatric Disciplinary Fund for podiatric  
25 scholarships and residency programs under the Podiatric  
26 Scholarship and Residency Act.



1 (e) Subsection (a) does not apply to, and no transfer may  
2 be made under this Section from, the Pension Stabilization  
3 Fund.

4 (f) Subsection (a) does not apply to, and no transfer may  
5 be made under this Section from, the Illinois Power Agency  
6 Operations Fund, the Illinois Power Agency Facilities Fund, the  
7 Illinois Power Agency Debt Service Fund, and the Illinois Power  
8 Agency Trust Fund.

9 (g) ~~(f)~~ This Section does not apply to the Veterans Service  
10 Organization Reimbursement Fund.

11 (h) ~~(f)~~ This Section does not apply to the Supreme Court  
12 Historic Preservation Fund.

13 (Source: P.A. 94-91, eff. 7-1-05; 94-120, eff. 7-6-05; 94-511,  
14 eff. 1-1-06; 94-535, eff. 8-10-05; 94-639, eff. 8-22-05;  
15 94-645, eff. 8-22-05; 94-648, eff. 1-1-06; 94-686, eff.  
16 11-2-05; 94-691, eff. 11-2-05; 94-726, eff. 1-20-06; 94-773,  
17 eff. 5-18-06; 94-774, eff. 5-19-06; 94-804, eff. 5-26-06;  
18 94-839, eff. 6-6-06; 95-331, eff. 8-21-07; 95-410, eff.  
19 8-24-07; 95-481, eff. 8-28-07; 95-629, eff. 9-25-07; 95-639,  
20 eff. 10-5-07; 95-695, eff. 11-5-07; revised 11-2-07.)

21 Section 99. Effective date. This Act takes effect upon  
22 becoming law.