



Human Services Committee

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09600SB1928ham001

LRB096 11257 MJR 26633 a

1 AMENDMENT TO SENATE BILL 1928

2 AMENDMENT NO. _____. Amend Senate Bill 1928 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Finance Act is amended by changing
5 Section 8h and adding Section 5.719 as follows:

6 (30 ILCS 105/5.719 new)

7 Sec. 5.719. The Department of Human Rights Special Fund.

8 (30 ILCS 105/8h)

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

10 (a) Except as otherwise provided in this Section and
11 Section 8n of this Act, and notwithstanding any other State law
12 to the contrary, the Governor may, through June 30, 2007, from
13 time to time direct the State Treasurer and Comptroller to
14 transfer a specified sum from any fund held by the State
15 Treasurer to the General Revenue Fund in order to help defray

1 the State's operating costs for the fiscal year. The total
2 transfer under this Section from any fund in any fiscal year
3 shall not exceed the lesser of (i) 8% of the revenues to be
4 deposited into the fund during that fiscal year or (ii) an
5 amount that leaves a remaining fund balance of 25% of the July
6 1 fund balance of that fiscal year. In fiscal year 2005 only,
7 prior to calculating the July 1, 2004 final balances, the
8 Governor may calculate and direct the State Treasurer with the
9 Comptroller to transfer additional amounts determined by
10 applying the formula authorized in Public Act 93-839 to the
11 funds balances on July 1, 2003. No transfer may be made from a
12 fund under this Section that would have the effect of reducing
13 the available balance in the fund to an amount less than the
14 amount remaining unexpended and unreserved from the total
15 appropriation from that fund estimated to be expended for that
16 fiscal year. This Section does not apply to any funds that are
17 restricted by federal law to a specific use, to any funds in
18 the Motor Fuel Tax Fund, the Intercity Passenger Rail Fund, the
19 Hospital Provider Fund, the Medicaid Provider Relief Fund, the
20 Teacher Health Insurance Security Fund, the Reviewing Court
21 Alternative Dispute Resolution Fund, the Voters' Guide Fund,
22 the Foreign Language Interpreter Fund, the Lawyers' Assistance
23 Program Fund, the Supreme Court Federal Projects Fund, the
24 Supreme Court Special State Projects Fund, the Supplemental
25 Low-Income Energy Assistance Fund, the Good Samaritan Energy
26 Trust Fund, the Low-Level Radioactive Waste Facility

1 Development and Operation Fund, the Horse Racing Equity Trust
2 Fund, the Metabolic Screening and Treatment Fund, or the
3 Hospital Basic Services Preservation Fund, or to any funds to
4 which Section 70-50 of the Nurse Practice Act applies. No
5 transfers may be made under this Section from the Pet
6 Population Control Fund. Notwithstanding any other provision
7 of this Section, for fiscal year 2004, the total transfer under
8 this Section from the Road Fund or the State Construction
9 Account Fund shall not exceed the lesser of (i) 5% of the
10 revenues to be deposited into the fund during that fiscal year
11 or (ii) 25% of the beginning balance in the fund. For fiscal
12 year 2005 through fiscal year 2007, no amounts may be
13 transferred under this Section from the Road Fund, the State
14 Construction Account Fund, the Criminal Justice Information
15 Systems Trust Fund, the Wireless Service Emergency Fund, or the
16 Mandatory Arbitration Fund.

17 In determining the available balance in a fund, the
18 Governor may include receipts, transfers into the fund, and
19 other resources anticipated to be available in the fund in that
20 fiscal year.

21 The State Treasurer and Comptroller shall transfer the
22 amounts designated under this Section as soon as may be
23 practicable after receiving the direction to transfer from the
24 Governor.

25 (a-5) Transfers directed to be made under this Section on
26 or before February 28, 2006 that are still pending on May 19,

1 2006 (the effective date of Public Act 94-774) shall be
2 redirected as provided in Section 8n of this Act.

3 (b) This Section does not apply to: (i) the Ticket For The
4 Cure Fund; (ii) any fund established under the Community Senior
5 Services and Resources Act; or (iii) on or after January 1,
6 2006 (the effective date of Public Act 94-511), the Child Labor
7 and Day and Temporary Labor Enforcement Fund.

8 (c) This Section does not apply to the Demutualization
9 Trust Fund established under the Uniform Disposition of
10 Unclaimed Property Act.

11 (d) This Section does not apply to moneys set aside in the
12 Illinois State Podiatric Disciplinary Fund for podiatric
13 scholarships and residency programs under the Podiatric
14 Scholarship and Residency Act.

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

18 (f) Subsection (a) does not apply to, and no transfer may
19 be made under this Section from, the Illinois Power Agency
20 Operations Fund, the Illinois Power Agency Facilities Fund, the
21 Illinois Power Agency Debt Service Fund, and the Illinois Power
22 Agency Trust Fund.

23 (g) This Section does not apply to the Veterans Service
24 Organization Reimbursement Fund.

25 (h) This Section does not apply to the Supreme Court
26 Historic Preservation Fund.

1 (i) This Section does not apply to, and no transfer may be
2 made under this Section from, the Money Follows the Person
3 Budget Transfer Fund.

4 (j) This Section does not apply to the Department of Human
5 Rights Special Fund.

6 (Source: P.A. 94-91, eff. 7-1-05; 94-120, eff. 7-6-05; 94-511,
7 eff. 1-1-06; 94-535, eff. 8-10-05; 94-639, eff. 8-22-05;
8 94-645, eff. 8-22-05; 94-648, eff. 1-1-06; 94-686, eff.
9 11-2-05; 94-691, eff. 11-2-05; 94-726, eff. 1-20-06; 94-773,
10 eff. 5-18-06; 94-774, eff. 5-19-06; 94-804, eff. 5-26-06;
11 94-839, eff. 6-6-06; 95-331, eff. 8-21-07; 95-410, eff.
12 8-24-07; 95-481, eff. 8-28-07; 95-629, eff. 9-25-07; 95-639,
13 eff. 10-5-07; 95-695, eff. 11-5-07; 95-744, eff. 7-18-08;
14 95-876, eff. 8-21-08.)

15 Section 10. The Illinois Human Rights Act is amended by
16 adding Section 7-113 as follows:

17 (775 ILCS 5/7-113 new)

18 Sec. 7-113. Employer report form; registration fee. When a
19 person files an "Employer Report Form" (PC-1) with the
20 Department as specified in subsection (J) of Section 2-101 to
21 establish eligibility to be awarded a contract by a State
22 agency, the person must pay a \$75 registration fee. A person
23 must also pay a \$75 registration fee when the person files for
24 renewal of eligibility. These fees shall be paid into the

1 Department of Human Rights Special Fund, a special fund that is
2 created in the State treasury. Notwithstanding any other law to
3 the contrary, the Fund is not subject to administrative charges
4 or charge-backs. Moneys in the Fund shall be used solely to
5 fund the Department's public contract compliance monitoring
6 program and other Department programs and activities.

7 Section 99. Effective date. This Act takes effect January
8 1, 2010.".