



State Government Administration Committee

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LRB096 20862 HLH 44168 a

1 AMENDMENT TO SENATE BILL 3708

2 AMENDMENT NO. _____. Amend Senate Bill 3708 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Budget Law of the Civil
5 Administrative Code of Illinois is amended by changing Section
6 50-5 as follows:

7 (15 ILCS 20/50-5)

8 Sec. 50-5. Governor to submit State budget.

9 (a) The Governor shall, as soon as possible and not later
10 than the second Wednesday in March in 2010 (March 10, 2010) and
11 the third Wednesday in February of each year beginning in 2011,
12 except as otherwise provided in this Section, submit a State
13 budget, embracing therein the amounts recommended by the
14 Governor to be appropriated to the respective departments,
15 offices, and institutions, and for all other public purposes,
16 the estimated revenues from taxation, the estimated revenues

1 from sources other than taxation, and an estimate of the amount
2 required to be raised by taxation. The amounts recommended by
3 the Governor for appropriation to the respective departments,
4 offices and institutions shall be formulated according to the
5 various functions and activities for which the respective
6 department, office or institution of the State government
7 (including the elective officers in the executive department
8 and including the University of Illinois and the judicial
9 department) is responsible. The amounts relating to particular
10 functions and activities shall be further formulated in
11 accordance with the object classification specified in Section
12 13 of the State Finance Act. In addition, the amounts
13 recommended by the Governor for appropriation shall take into
14 account each State agency's effectiveness in achieving its
15 prioritized goals for the previous fiscal year, as set forth in
16 Section 50-25 of this Law, giving priority to agencies and
17 programs that have demonstrated a focus on the prevention of
18 waste and the maximum yield from resources.

19 Beginning in fiscal year 2011, the Governor shall
20 distribute written quarterly budget statements on all
21 appropriated funds to the General Assembly and the State
22 Comptroller. The statements shall be submitted no later than 45
23 days after the last day ~~on Wednesday of the last week of the~~
24 ~~last month~~ of each quarter of the fiscal year and, ~~as is~~
25 ~~currently the practice on the effective date of this amendatory~~
26 ~~Act of the 96th General Assembly,~~ shall be posted on the

1 Governor's Office of Management and Budget's ~~Comptroller's~~
2 website on the same day. The statements shall be prepared and
3 presented for each State agency and on a statewide level in an
4 executive summary format that includes, for the fiscal year to
5 date, individual itemizations for each revenue type ~~source~~ as
6 well as individual itemizations of expenditures and
7 obligations, by the classified line items set forth in Section
8 13 of the State Finance Act and for other purposes, with an
9 appropriate level of detail. The statement shall include a
10 calculation of the actual total budget surplus or deficit. The
11 Governor shall also present periodic budget addresses
12 throughout the fiscal year at the invitation of the General
13 Assembly.

14 The Governor shall not propose expenditures and the General
15 Assembly shall not enact appropriations that exceed the
16 resources estimated to be available, as provided in this
17 Section. Appropriations may be adjusted during the fiscal year
18 by means of one or more supplemental appropriation bills if any
19 State agency either fails to meet or exceeds the goals set
20 forth in Section 50-25 of this Law.

21 For the purposes of Article VIII, Section 2 of the 1970
22 Illinois Constitution, the State budget for the following funds
23 shall be prepared on the basis of revenue and expenditure
24 measurement concepts that are in concert with generally
25 accepted accounting principles for governments:

- 26 (1) General Revenue Fund.

- 1 (2) Common School Fund.
- 2 (3) Educational Assistance Fund.
- 3 (4) Road Fund.
- 4 (5) Motor Fuel Tax Fund.
- 5 (6) Agricultural Premium Fund.

6 These funds shall be known as the "budgeted funds". The
7 revenue estimates used in the State budget for the budgeted
8 funds shall include the estimated beginning fund balance, plus
9 revenues estimated to be received during the budgeted year,
10 plus the estimated receipts due the State as of June 30 of the
11 budgeted year that are expected to be collected during the
12 lapse period following the budgeted year, minus the receipts
13 collected during the first 2 months of the budgeted year that
14 became due to the State in the year before the budgeted year.
15 Revenues shall also include estimated federal reimbursements
16 associated with the recognition of Section 25 of the State
17 Finance Act liabilities. For any budgeted fund for which
18 current year revenues are anticipated to exceed expenditures,
19 the surplus shall be considered to be a resource available for
20 expenditure in the budgeted fiscal year.

21 Expenditure estimates for the budgeted funds included in
22 the State budget shall include the costs to be incurred by the
23 State for the budgeted year, to be paid in the next fiscal
24 year, excluding costs paid in the budgeted year which were
25 carried over from the prior year, where the payment is
26 authorized by Section 25 of the State Finance Act. For any

1 budgeted fund for which expenditures are expected to exceed
2 revenues in the current fiscal year, the deficit shall be
3 considered as a use of funds in the budgeted fiscal year.

4 Revenues and expenditures shall also include transfers
5 between funds that are based on revenues received or costs
6 incurred during the budget year.

7 Appropriations for expenditures shall also include all
8 anticipated statutory continuing appropriation obligations
9 that are expected to be incurred during the budgeted fiscal
10 year.

11 By March 15 of each year, the Commission on Government
12 Forecasting and Accountability shall prepare revenue and fund
13 transfer estimates in accordance with the requirements of this
14 Section and report those estimates to the General Assembly and
15 the Governor.

16 For all funds other than the budgeted funds, the proposed
17 expenditures shall not exceed funds estimated to be available
18 for the fiscal year as shown in the budget. Appropriation for a
19 fiscal year shall not exceed funds estimated by the General
20 Assembly to be available during that year.

21 (b) This subsection applies only to the process for the
22 proposed fiscal year 2011 budget.

23 By February 24, 2010, the Governor must file a written
24 report with the Secretary of the Senate and the Clerk of the
25 House of Representatives containing the following:

26 (1) for fiscal year 2010, the revenues for all budgeted

1 funds, both actual to date and estimated for the full
2 fiscal year;

3 (2) for fiscal year 2010, the expenditures for all
4 budgeted funds, both actual to date and estimated for the
5 full fiscal year;

6 (3) for fiscal year 2011, the estimated revenues for
7 all budgeted funds, including without limitation the
8 affordable General Revenue Fund appropriations, for the
9 full fiscal year; and

10 (4) for fiscal year 2011, an estimate of the
11 anticipated liabilities for all budgeted funds, including
12 without limitation the affordable General Revenue Fund
13 appropriations, debt service on bonds issued, and the
14 State's contributions to the pension systems, for the full
15 fiscal year.

16 Between February 24, 2010 and March 10, 2010, the members
17 of the General Assembly and members of the public may make
18 written budget recommendations to the Governor, and the
19 Governor shall promptly make those recommendations available
20 to the public through the Governor's Internet website.

21 (Source: P.A. 96-1, eff. 2-17-09; 96-320, eff. 1-1-10; 96-881,
22 eff. 2-11-10; 96-958, eff. 7-1-10; 96-1000, eff. 7-2-10.)

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