



Rep. Daniel J. Burke

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1 AMENDMENT TO HOUSE BILL 1964

2 AMENDMENT NO. _____. Amend House Bill 1964 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Central Management Services
5 Law of the Civil Administrative Code of Illinois is amended by
6 changing Section 405-335 as follows:

7 (20 ILCS 405/405-335)

8 Sec. 405-335. Illinois Transparency and Accountability
9 Portal (ITAP).

10 (a) The Department, within 12 months after the effective
11 date of this amendatory Act of the 96th General Assembly, shall
12 establish and maintain a website, known as the Illinois
13 Transparency and Accountability Portal (ITAP), with a
14 full-time webmaster tasked with compiling and updating the ITAP
15 database with information received from all State agencies as
16 defined in this Section.

1 (b) For purposes of this Section:

2 "State agency" means the offices of the constitutional
3 officers identified in Article V of the Illinois Constitution,
4 executive agencies, and departments, boards, commissions, and
5 Authorities under the Governor.

6 "Contracts" means payment obligations with vendors on file
7 with the Office of the Comptroller to purchase goods and
8 services exceeding \$10,000 in value (or, in the case of
9 professional or artistic services, exceeding \$5,000 in value).

10 "Appropriation" means line-item detail of spending
11 approved by the General Assembly and Governor, categorized by
12 object of expenditure.

13 "Individual consultants" means temporary workers eligible
14 to receive State benefits paid on a State payroll.

15 "Recipients" means State agencies receiving
16 appropriations.

17 (c) The ITAP shall provide direct access to each of the
18 following:

19 (1) A database of all current State employees and
20 individual consultants, except sworn law enforcement
21 officers, sorted separately by:

22 (i) Name.

23 (ii) Employing State agency.

24 (iii) Employing State division.

25 (iv) Employment position title.

26 (v) Current pay rate and year-to-date pay.

1 (2) A database of all current State expenditures,
2 sorted separately by agency, category, recipient, and
3 Representative District.

4 (3) A database of all development assistance
5 reportable pursuant to the Corporate Accountability for
6 Tax Expenditures Act, sorted separately by tax credit
7 category, taxpayer, and Representative District.

8 (4) A database of all revocations and suspensions of
9 State occupation and use tax certificates of registration
10 and all revocations and suspensions of State professional
11 licenses, sorted separately by name, geographic location,
12 and certificate of registration number or license number,
13 as applicable. Professional license revocations and
14 suspensions shall be posted only if resulting from a
15 failure to pay taxes, license fees, or child support.

16 (5) A database of all current State contracts, sorted
17 separately by contractor name, awarding officer or agency,
18 contract value, and goods or services provided.

19 (6) A database of all employees hired after the
20 effective date of this amendatory Act of 2010, sorted
21 searchably by each of the following at the time of
22 employment:

23 (i) Name.

24 (ii) Employing State agency.

25 (iii) Employing State division.

26 (iv) Employment position title.

1 (v) Current pay rate and year-to-date pay.

2 (vi) County of employment location.

3 (vii) Rutan status.

4 (viii) Status of position as subject to collective
5 bargaining, subject to merit compensation, or exempt
6 under Section 4d of the Personnel Code.

7 (ix) Employment status as probationary, trainee,
8 intern, certified, or exempt from certification.

9 (x) Status as a military veteran.

10 (7) A database of all grant funds awarded by a State
11 agency during the current and previous fiscal years, sorted
12 separately by:

13 (i) Name of grantor agency.

14 (ii) Name of the grantee.

15 (iii) Total amount of grants per grantee by State
16 agency.

17 (d) The ITAP shall include all information required to be
18 published by subsection (c) of this Section that is available
19 to the Department in a format the Department can compile and
20 publish on the ITAP. The Department shall update the ITAP as
21 additional information becomes available in a format that can
22 be compiled and published on the ITAP by the Department.

23 (e) Each State agency shall cooperate with the Department
24 in furnishing the information necessary for the implementation
25 of this Section within a timeframe specified by the Department.

26 (Source: P.A. 96-225, eff. 1-1-10; 96-1387, eff. 1-1-11.)

1 Section 10. The Illinois Grant Funds Recovery Act is
2 amended by changing Section 4 as follows:

3 (30 ILCS 705/4) (from Ch. 127, par. 2304)

4 Sec. 4. Grant Application and Agreement Requirements.

5 (a) Any person or organization, public or private, desiring
6 to receive grant funds must submit a grant application to the
7 appropriate grantor agency. Applications for grant funds shall
8 be made on prescribed forms developed by the grantor agency,
9 and shall include, without being limited to, the following
10 provisions:

11 (1) the name, address, chief officers, and general
12 description of the applicant and the name of and the amount
13 of compensation paid to each of the 3 highest paid
14 employees of the applicant during the fiscal year preceding
15 the submission of the grant application;

16 (2) a general description of the program, project, or
17 use for which grant funding is requested;

18 (3) such plans, equipment lists, and other documents as
19 may be required to show the type, structure, and general
20 character of the program, project, or use for which grant
21 funding is requested;

22 (4) cost estimates of developing, constructing,
23 operating, or completing the program, project, or use for
24 which grant funding is requested; and

1 (5) a program of proposed expenditures for the grant
2 funds, including but not limited to an itemization by
3 employee of all grant funds that will be expended for
4 compensation of grantee's employees.

5 (b) Grant funds may not be used except pursuant to a
6 written grant agreement, and any disbursement of grant funds
7 without a grant agreement is void. At a minimum, a grant
8 agreement must:

9 (1) describe the purpose of the grant and be signed by
10 the grantor agency making the grant and all grantees of the
11 grant;

12 (2) specify how payments shall be made, what
13 constitutes permissible expenditure of the grant funds,
14 and the financial controls applicable to the grant,
15 including, for those grants in excess of \$25,000, the
16 filing of quarterly reports describing the progress of the
17 program, project, or use and the expenditure of the grant
18 funds related thereto;

19 (3) specify the period of time for which the grant is
20 valid and, subject to the limitation of Section 5, the
21 period of time during which grant funds may be expended by
22 the grantee;

23 (4) contain a provision that any grantees receiving
24 grant funds are required to permit the grantor agency, the
25 Auditor General, or the Attorney General to inspect and
26 audit any books, records, or papers related to the program,

1 project, or use for which grant funds were provided;

2 (5) contain a provision that all funds remaining at the
3 end of the grant agreement or at the expiration of the
4 period of time grant funds are available for expenditure or
5 obligation by the grantee shall be returned to the State
6 within 45 days; and

7 (6) contain a provision in which the grantee certifies
8 under oath that all information in the grant agreement is
9 true and correct to the best of the grantee's knowledge,
10 information, and belief; that the funds shall be used only
11 for the purposes described in the grant agreement; and that
12 the award of grant funds is conditioned upon such
13 certification.

14 (c) All information provided under this Section shall be
15 open to the public.

16 (Source: P.A. 96-795, eff. 7-1-10 (see Section 5 of P.A. 96-793
17 for the effective date of changes made by P.A. 96-795).)

18 Section 99. Effective date. This Act takes effect upon
19 becoming law."