

HB2858



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB2858

Introduced 2/22/2011, by Rep. Frank J. Mautino

SYNOPSIS AS INTRODUCED:

30 ILCS 105/6z-27

Amends the State Finance Act. Provides that the State Comptroller shall order transferred and the State Treasurer shall transfer from certain funds moneys in certain amounts for deposit into the Audit Expense Fund. Effective immediately.

LRB097 07775 PJG 47887 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

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

4 Section 5. The State Finance Act is amended by changing
5 Section 6z-27 as follows:

6 (30 ILCS 105/6z-27)

7 Sec. 6z-27. All moneys in the Audit Expense Fund shall be
8 transferred, appropriated and used only for the purposes
9 authorized by, and subject to the limitations and conditions
10 prescribed by, the State Auditing Act.

11 Within 30 days after the effective date of this amendatory
12 Act of 2011 ~~2010~~, the State Comptroller shall order transferred
13 and the State Treasurer shall transfer from the following funds
14 moneys in the specified amounts for deposit into the Audit
15 Expense Fund:

16 Adeline Jay Geo-Karis Illinois

17	Beach Marina Fund.....	<u>517</u>	4,047
18	<u>Assisted Living and Shared Housing Regulatory Fund</u>	<u>532</u>	
19	Agricultural Premium Fund.....		-20,512
20	Alternate Fuels Fund		1,305
21	Appraisal Administration Fund.....		1,438
22	Asbestos Abatement Fund.....		4,168
23	Attorney General Court Ordered and Voluntary Compliance		

1	Payment Projects Fund	3,429
2	Attorney General Whistleblower Reward	
3	and Protection Fund	1,860
4	Bank and Trust Company Fund	63,872
5	Brownfields Redevelopment Fund	1,789
6	Build Illinois Capital Revolving Loan Fund	2,247
7	Capital Development Board Revolving Fund	4,028
8	Capital Litigation Fund	1,100
9	Care Provider Fund for Persons with	
10	Developmental Disability	<u>12,370</u> 4,021
11	<u>Carolyn Adams Ticket for the Cure Grant Fund</u>	<u>687</u>
12	<u>CDLIS/AAMVA Net Trust Fund</u>	<u>609</u>
13	Clean Air Act (CAA) Permit Fund	16,005
14	Coal Mining Regulatory Fund.....	<u>884</u> 688
15	Coal Technology Development Assistance Fund	16,880
16	Common School Fund	<u>162,681</u> 231,604
17	The Communications Revolving Fund.....	<u>79,373</u> 50,826
18	<u>Community Health Center Care Fund</u>	<u>599</u>
19	Community Mental Health	
20	Medicaid Trust Fund.....	<u>20,824</u> 7,903
21	Community Water Supply Laboratory Fund	1,267
22	Credit Union Fund	11,197
23	DCFS Children's Services Fund	103,141
24	<u>Death Certificate Surcharge Fund</u>	<u>1,917</u>
25	Department of Business Services Special	
26	Operations Fund.....	<u>4,088</u> 1,300

1	Department of Corrections Reimbursement		
2	and Education Fund	33,308	
3	Design Professionals Administration and		
4	Investigation Fund	3,185	
5	Digital Divide Elimination Fund.....	4,569	
6	The Downstate Public Transportation Fund	<u>6,423</u>	5,391
7	Drivers Education Fund	<u>676</u>	1,064
8	The Education Assistance Fund.....	<u>40,799</u>	352,316
9	<u>Emergency Public Health Fund</u>	<u>4,934</u>	
10	Energy Efficiency Trust Fund	2,454	
11	Environmental Protection Permit and		
12	Inspection Fund.....	<u>913</u>	8,876
13	Estate Tax Collection Distributive Fund.....	<u>1,315</u>	923
14	Facilities Management Revolving Fund	<u>146,649</u>	96,944
15	Fair and Exposition Fund	1,123	
16	Federal Workforce Training Fund.....	149,538	
17	Feed Control Fund.....	737	
18	The Fire Prevention Fund	<u>4,110</u>	2,081
19	<u>Food and Drug Safety Fund.....</u>	<u>2,216</u>	
20	General Professions Dedicated Fund	<u>7,978</u>	30,143
21	The General Revenue Fund	<u>17,684,627</u>	17,108,267
22	Grade Crossing Protection Fund	<u>1,188</u>	1,008
23	Hazardous Waste Fund	<u>1,295</u>	14,388
24	<u>Health Facility Plan Review Fund</u>	<u>2,063</u>	
25	Health and Human Services		
26	Medicaid Trust Fund.....	<u>11,590</u>	3,007

1	<u>Healthcare Provider Relief Fund.....</u>	<u>16,458</u>
2	<u>Home Care Services Agency Licensure Fund</u>	<u>1,025</u>
3	Illinois Affordable Housing Trust Fund	<u>799</u> 1,804
4	Illinois Charity Bureau Fund	1,471
5	Illinois Clean Water Fund.....	<u>1,420</u> 7,992
6	Illinois Department of Agriculture Laboratory	
7	Services Revolving Fund.....	565
8	Illinois Forestry Development Fund	4,619
9	Illinois Gaming Law Enforcement Fund	1,354
10	Illinois Habitat Fund.....	1,183
11	<u>Illinois Health Facilities Planning Fund</u>	<u>2,572</u>
12	<u>Illinois Power Agency Trust Fund</u>	<u>46,305</u>
13	<u>Illinois Power Agency Operations Fund.....</u>	<u>30,960</u>
14	<u>Illinois School Asbestos Abatement Fund.....</u>	<u>1,368</u>
15	Illinois Standardbred Breeders Fund.....	1,254
16	Illinois State Dental Disciplinary Fund.....	4,026
17	Illinois State Fair Fund	4,714
18	Illinois State Medical Disciplinary Fund	17,160
19	Illinois State Pharmacy Disciplinary Fund.....	604
20	Illinois Tax Increment Fund.....	<u>751</u> 785
21	Illinois Thoroughbred Breeders Fund.....	1,922
22	<u>Illinois Veterans Rehabilitation Fund.....</u>	<u>1,134</u>
23	Illinois Wildlife Preservation Fund.....	1,004
24	Illinois Workers' Compensation Commission	
25	Operations Fund.....	<u>70,049</u> 7,690
26	IMSA Income Fund	<u>7,588</u> 7,310

1	Income Tax Refund Fund	<u>55,211</u>	63,704
2	<u>Innovations in Long-term Care Quality Demonstration</u>		
3	<u>Grants Fund</u>	<u>3,140</u>	
4	Insurance Financial Regulation Fund	42,622	
5	Insurance Premium Tax Refund Fund	2,362	
6	Insurance Producer Administration Fund	31,214	
7	International Tourism Fund	5,442	
8	<u>Lead Poisoning, Screening, Prevention and</u>		
9	<u>Abatement Fund</u>	<u>5,025</u>	
10	Live and Learn Fund.....	<u>18,166</u>	5,502
11	The Local Government Distributive Fund	<u>49,520</u>	47,536
12	Local Tourism Fund	12,305	
13	<u>Long Term Care Monitor/Receiver Fund</u>	<u>2,365</u>	
14	<u>Long Term Care Provider Fund</u>	<u>2,214</u>	
15	<u>Low Level Radioactive Waste Facility Development and</u>		
16	<u>Operation Fund</u>	<u>3,880</u>	
17	<u>Mandatory Arbitration Fund</u>	<u>2,926</u>	
18	Mental Health Fund	<u>6,210</u>	1,977
19	<u>Metabolic Screening and Treatment Fund</u>	<u>19,342</u>	
20	<u>Monitoring Device Driving Permit Administration Fee Fund</u>	<u>645</u>	
21	The Motor Fuel Tax Fund.....	<u>31,806</u>	29,174
22	Motor Vehicle License Plate Fund	<u>8,027</u>	3,376
23	<u>Motor Vehicle Theft Prevention Trust Fund</u>	<u>59,407</u>	
24	<u>Multiple Sclerosis Research Fund</u>	<u>1,830</u>	
25	Natural Areas Acquisition Fund	<u>1,776</u>	27,052
26	<u>Nuclear Safety Emergency Preparedness Fund</u>	<u>216,920</u>	

1	Nursing Dedicated and Professional Fund.....	<u>2,180</u>	5,377
2	Off Highway Vehicle Trails Fund.....		1,414
3	Open Space Lands Acquisition and		
4	Development Fund	<u>7,009</u>	50,295
5	Optometric Licensing and		
6	 Disciplinary Board Fund.....		1,056
7	Park and Conservation Fund	<u>4,857</u>	30,835
8	Partners for Conservation Fund	<u>759</u>	15,365
9	Partners for Conservation Projects Fund.....		1,345
10	The Personal Property Tax Replacement Fund	<u>47,871</u>	56,088
11	Pesticide Control Fund		2,442
12	<u>Plumbing Licensure and Program Fund.....</u>		<u>3,065</u>
13	Professional Services Fund	<u>8,811</u>	6,028
14	Professions Indirect Cost Fund		143,423
15	<u>Public Health Laboratory Services Revolving Fund</u>		<u>1,420</u>
16	Public Pension Regulation Fund		4,013
17	The Public Transportation Fund	<u>18,837</u>	16,819
18	<u>Radiation Protection Fund.....</u>		<u>65,921</u>
19	Real Estate License Administration Fund.....		14,124
20	Registered Certified Public Accountants'		
21	 Administration and Disciplinary Fund		893
22	Renewable Energy Resources Trust Fund.....		11,499
23	Rental Housing Support Program Fund.....	<u>681</u>	1,339
24	The Road Fund.....	<u>203,659</u>	131,444
25	Regional Transportation Authority Occupation and		
26	Use Tax Replacement Fund	<u>1,010</u>	1,086

1	Salmon Fund.....	561
2	Savings and Residential Finance	
3	Regulatory Fund.....	17,704
4	School Infrastructure Fund	565
5	<u>Secretary of State DUI Administration Fund</u>	<u>1,350</u>
6	Secretary of State Identification	
7	Security and Theft Prevention Fund	<u>1,219</u> 705
8	Secretary of State Special License Plate Fund....	<u>3,194</u> 1,370
9	Secretary of State Special Services Fund	<u>14,404</u> 5,774
10	Securities Audit and Enforcement Fund.....	<u>4,743</u> 1,511
11	<u>Securities Investors Education Fund.....</u>	<u>882</u>
12	<u>September 11th Fund.....</u>	<u>1,062</u>
13	Solid Waste Management Fund.....	<u>1,348</u> 19,369
14	State and Local Sales Tax Reform Fund.....	<u>1,984</u> 2,172
15	State Boating Act Fund	<u>3,155</u> 18,992
16	State Construction Account Fund.....	<u>34,102</u> 39,679
17	The State Gaming Fund.....	4,410
18	The State Garage Revolving Fund.....	<u>30,345</u> 18,357
19	The State Lottery Fund	<u>17,959</u> 14,800
20	State Migratory Waterfowl Stamp Fund	1,661
21	State Parks Fund	<u>2,483</u> 17,149
22	State Pheasant Fund.....	936
23	State Surplus Property Revolving Fund.....	<u>2,090</u> 1,295
24	The Statistical Services Revolving Fund.....	<u>105,824</u> 56,881
25	Subtitle D Management Fund	2,595
26	Supplemental Low Income Energy Assistance Fund	10,826

1	Tobacco Settlement Recovery Fund	<u>30,157</u>	2,568
2	Tourism Promotion Fund	29,107	
3	<u>Trauma Center Fund</u>	<u>6,569</u>	
4	Underground Resources Conservation		
5	 Enforcement Fund	1,143	
6	Underground Storage Tank Fund.....	<u>7,216</u>	52,756
7	The Vehicle Inspection Fund.....	<u>5,050</u>	18,691
8	Violent Crime Victims Assistance Fund.....	13,057	
9	Weights and Measures Fund.....	2,471	
10	Wildlife and Fish Fund	<u>16,553</u>	107,383
11	The Working Capital Revolving Fund	<u>31,272</u>	360,732

12 Notwithstanding any provision of the law to the contrary,
13 the General Assembly hereby authorizes the use of such funds
14 for the purposes set forth in this Section.

15 These provisions do not apply to funds classified by the
16 Comptroller as federal trust funds or State trust funds. The
17 Audit Expense Fund may receive transfers from those trust funds
18 only as directed herein, except where prohibited by the terms
19 of the trust fund agreement. The Auditor General shall notify
20 the trustees of those funds of the estimated cost of the audit
21 to be incurred under the Illinois State Auditing Act for the
22 fund. The trustees of those funds shall direct the State
23 Comptroller and Treasurer to transfer the estimated amount to
24 the Audit Expense Fund.

25 The Auditor General may bill entities that are not subject
26 to the above transfer provisions, including private entities,

1 related organizations and entities whose funds are
2 locally-held, for the cost of audits, studies, and
3 investigations incurred on their behalf. Any revenues received
4 under this provision shall be deposited into the Audit Expense
5 Fund.

6 In the event that moneys on deposit in any fund are
7 unavailable, by reason of deficiency or any other reason
8 preventing their lawful transfer, the State Comptroller shall
9 order transferred and the State Treasurer shall transfer the
10 amount deficient or otherwise unavailable from the General
11 Revenue Fund for deposit into the Audit Expense Fund.

12 On or before December 1, 1992, and each December 1
13 thereafter, the Auditor General shall notify the Governor's
14 Office of Management and Budget (formerly Bureau of the Budget)
15 of the amount estimated to be necessary to pay for audits,
16 studies, and investigations in accordance with the Illinois
17 State Auditing Act during the next succeeding fiscal year for
18 each State fund for which a transfer or reimbursement is
19 anticipated.

20 Beginning with fiscal year 1994 and during each fiscal year
21 thereafter, the Auditor General may direct the State
22 Comptroller and Treasurer to transfer moneys from funds
23 authorized by the General Assembly for that fund. In the event
24 funds, including federal and State trust funds but excluding
25 the General Revenue Fund, are transferred, during fiscal year
26 1994 and during each fiscal year thereafter, in excess of the

1 amount to pay actual costs attributable to audits, studies, and
2 investigations as permitted or required by the Illinois State
3 Auditing Act or specific action of the General Assembly, the
4 Auditor General shall, on September 30, or as soon thereafter
5 as is practicable, direct the State Comptroller and Treasurer
6 to transfer the excess amount back to the fund from which it
7 was originally transferred.

8 (Source: P.A. 95-505, eff. 8-28-07; 95-841, eff. 8-15-08;
9 96-476, eff. 8-14-09; 96-976, eff. 7-2-10.)

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.