



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB5617

Introduced 2/15/2012, 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 15739 PJG 60883 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 2012 ~~2011~~, 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>4,825</u>	517
18	<u>Aggregate Operations Regulatory Fund</u>	<u>507</u>	
19	<u>Agricultural Premium Fund</u>	<u>17,505</u>	
20	<u>Alternate Fuels Fund</u>	<u>641</u>	
21	<u>Appraisal Administration Fund</u>	<u>2,555</u>	
22	<u>Asbestos Abatement Fund</u>	<u>3,563</u>	
23	<u>Attorney General Court Ordered and Voluntary</u>		

1	<u>Compliance Payment Projects Fund</u>	<u>9,010</u>
2	<u>Attorney General Whistleblower Reward and</u>	
3	<u>Protection Fund.....</u>	<u>7,878</u>
4	<u>Bank and Trust Company Fund.....</u>	<u>114,670</u>
5	<u>Brownfields Redevelopment Fund</u>	<u>2,874</u>
6	<u>Build Illinois Capital Revolving Loan Fund</u>	<u>966</u>
7	<u>Capital Development Board Revolving Fund</u>	<u>3,163</u>
8	Assisted Living and Shared Housing Regulatory Fund	532
9	Care Provider Fund for Persons with	
10	Developmental Disability	<u>3,939</u> 12,370
11	<u>Clean Air Act (CAA) Permit Fund.....</u>	<u>9,789</u>
12	Carolyn Adams Ticket for the Cure Grant Fund	687
13	CDLIS/AAMVA Net Trust Fund	609
14	Coal Mining Regulatory Fund.....	<u>8,334</u> 884
15	<u>Coal Technology Development Assistance Fund.....</u>	<u>10,321</u>
16	Common School Fund	<u>250,850</u> 162,681
17	The Communications Revolving Fund.....	<u>33,809</u> 79,373
18	Community Health Center Care Fund.....	599
19	Community Mental Health Medicaid Trust Fund.....	<u>7,539</u> 20,824
20	<u>Corporate Franchise Tax Refund Fund.....</u>	<u>532</u>
21	<u>Corporate Headquarters Relocation Assistance Fund.....</u>	<u>2,093</u>
22	<u>Credit Union Fund.....</u>	<u>17,110</u>
23	<u>Cycle Rider Safety Training Fund</u>	<u>546</u>
24	<u>DCFS Children's Services Fund.....</u>	<u>186,660</u>
25	Death Certificate Surcharge Fund	1,917
26	Department of Business Services Special	

1	Operations Fund.....	<u>1,983</u>	4,088
2	<u>Department of Corrections Reimbursement and</u>		
3	<u>Education Fund</u>	<u>29,617</u>	
4	<u>Design Professionals Administration and</u>		
5	<u>Investigation Fund</u>	<u>6,341</u>	
6	<u>Digital Divide Elimination Fund.....</u>	<u>3,314</u>	
7	The Downstate Public Transportation Fund	<u>19,258</u>	6,423
8	Drivers Education Fund	<u>1,491</u>	676
9	The Education Assistance Fund.....	<u>40,564</u>	40,799
10	<u>Energy Efficiency Trust Fund</u>	<u>1,946</u>	
11	Emergency Public Health Fund	4,934	
12	Environmental Protection Permit and		
13	Inspection Fund.....	<u>4,620</u>	913
14	Estate Tax Collection Distributive Fund.....	1,315	
15	Facilities Management Revolving Fund	<u>59,124</u>	146,649
16	<u>Fair and Exposition Fund</u>	<u>789</u>	
17	<u>Federal Workforce Training Fund.....</u>	<u>141,336</u>	
18	<u>Feed Control Fund.....</u>	<u>1,133</u>	
19	The Fire Prevention Fund	<u>216,465</u>	4,110
20	Food and Drug Safety Fund.....	2,216	
21	General Professions Dedicated Fund	<u>28,411</u>	7,978
22	The General Revenue Fund	<u>16,043,536</u>	17,684,627
23	Grade Crossing Protection Fund	<u>4,345</u>	1,188
24	Hazardous Waste Fund	<u>5,183</u>	1,295
25	Health Facility Plan Review Fund	2,063	
26	Health and Human Services		

1	Medicaid Trust Fund.....	<u>5,758</u>	11,590
2	Healthcare Provider Relief Fund.....	<u>26,311</u>	16,458
3	<u>Home Inspector Administration Fund</u>		876
4	Home Care Services Agency Licensure Fund		1,025
5	Illinois Affordable Housing Trust Fund	<u>763</u>	799
6	<u>Illinois Charity Bureau Fund</u>		<u>2,011</u>
7	Illinois Clean Water Fund.....	<u>8,592</u>	1,420
8	<u>Illinois Department of Agriculture Laboratory Services</u>		
9	<u>Revolving Fund</u>		<u>665</u>
10	<u>Illinois Fire Fighters' Memorial Fund.....</u>		<u>1,814</u>
11	<u>Illinois Forestry Development Fund</u>		<u>2,642</u>
12	<u>Illinois Gaming Law Enforcement Fund</u>		<u>1,674</u>
13	<u>Illinois Habitat Fund.....</u>		<u>4,192</u>
14	Illinois Health Facilities Planning Fund		2,572
15	Illinois Power Agency Trust Fund		46,305
16	Illinois Power Agency Operations Fund.....	<u>110,651</u>	30,960
17	<u>Illinois Standardbred Breeders Fund.....</u>		<u>1,132</u>
18	<u>Illinois State Dental Disciplinary Fund.....</u>		<u>6,888</u>
19	<u>Illinois State Fair Fund</u>		<u>4,673</u>
20	<u>Illinois State Medical Disciplinary Fund</u>		<u>27,524</u>
21	<u>Illinois State Pharmacy Disciplinary Fund.....</u>		<u>8,373</u>
22	Illinois School Asbestos Abatement Fund.....		1,368
23	Illinois Tax Increment Fund.....	<u>1,390</u>	751
24	<u>Illinois Thoroughbred Breeders Fund.....</u>		<u>1,808</u>
25	<u>Illinois Wildlife Preservation Fund.....</u>		<u>1,282</u>
26	Illinois Veterans Rehabilitation Fund.....		1,134

1	Illinois Workers' Compensation Commission		
2	Operations Fund.....	<u>2,212</u>	70,049
3	IMSA Income Fund	<u>5,326</u>	7,588
4	Income Tax Refund Fund	<u>109,482</u>	55,211
5	<u>Insurance Financial Regulation Fund.....</u>		<u>96,074</u>
6	<u>Insurance Premium Tax Refund Fund.....</u>		<u>7,589</u>
7	<u>Insurance Producer Administration Fund</u>		<u>75,222</u>
8	<u>International Tourism Fund</u>		<u>2,814</u>
9	Innovations in Long term Care Quality Demonstration		
10	Grants Fund.....		3,140
11	Lead Poisoning, Screening, Prevention and		
12	Abatement Fund		5,025
13	Live and Learn Fund.....	<u>9,516</u>	18,166
14	The Local Government Distributive Fund	<u>81,356</u>	49,520
15	<u>Local Tourism Fund</u>		<u>7,095</u>
16	Long Term Care Monitor/Receiver Fund		2,365
17	Long Term Care Provider Fund		2,214
18	Low Level Radioactive Waste Facility Development and		
19	Operation Fund		3,880
20	Mandatory Arbitration Fund		2,926
21	Mental Health Fund	<u>2,806</u>	6,210
22	Metabolic Screening and Treatment Fund		19,342
23	Monitoring Device Driving Permit Administration Fee Fund		645
24	The Motor Fuel Tax Fund.....	<u>80,083</u>	31,806
25	Motor Vehicle License Plate Fund	<u>4,763</u>	8,027
26	Motor Vehicle Theft Prevention Trust Fund.....		59,407

1	Multiple Sclerosis Research Fund	1,830
2	Natural Areas Acquisition Fund	<u>16,001</u> 1,776
3	Nuclear Safety Emergency Preparedness Fund	216,920
4	Nursing Dedicated and Professional Fund.....	<u>10,167</u> 2,180
5	<u>Off-Highway Vehicle Trails Fund</u>	<u>794</u>
6	Open Space Lands Acquisition and	
7	Development Fund	<u>58,827</u> 7,009
8	<u>Optometric Licensing and Disciplinary Board Fund</u>	<u>1,408</u>
9	Park and Conservation Fund	<u>47,464</u> 4,857
10	Partners for Conservation Fund	<u>11,901</u> 759
11	<u>Pawnbroker Regulation Fund</u>	<u>757</u>
12	The Personal Property Tax Replacement Fund	<u>142,488</u> 47,871
13	<u>Pesticide Control Fund</u>	<u>3,903</u>
14	<u>Prisoner Review Board Vehicle and Equipment Fund</u>	<u>2,621</u>
15	Plumbing Licensure and Program Fund	3,065
16	Professional Services Fund	<u>2,029</u> 8,811
17	<u>Professions Indirect Cost Fund</u>	<u>191,548</u>
18	<u>Public Pension Regulation Fund</u>	<u>7,519</u>
19	Public Health Laboratory Services Revolving Fund	1,420
20	The Public Transportation Fund	<u>52,905</u> 18,837
21	<u>Real Estate License Administration Fund</u>	<u>26,119</u>
22	<u>Registered Certified Public Accountants' Administration</u>	
23	<u>and Disciplinary Fund</u>	<u>1,547</u>
24	<u>Renewable Energy Resources Trust Fund</u>	<u>1,601</u>
25	Radiation Protection Fund	65,921
26	Rental Housing Support Program Fund.....	<u>865</u> 681

1	The Road Fund.....	<u>289,575</u>	203,659
2	Regional Transportation Authority Occupation and		
3	Use Tax Replacement Fund	<u>1,833</u>	1,010
4	<u>Savings and Residential Finance Regulatory Fund.....</u>	<u>30,756</u>	
5	Secretary of State DUI Administration Fund	<u>765</u>	1,350
6	Secretary of State Identification		
7	Security and Theft Prevention Fund	<u>1,757</u>	1,219
8	Secretary of State Special License Plate Fund....	<u>2,304</u>	3,194
9	Secretary of State Special Services Fund	<u>10,045</u>	14,404
10	Securities Audit and Enforcement Fund.....	<u>3,211</u>	4,743
11	Securities Investors Education Fund.....		882
12	September 11th Fund.....		1,062
13	Solid Waste Management Fund.....	<u>9,494</u>	1,348
14	State and Local Sales Tax Reform Fund.....	<u>3,638</u>	1,984
15	State Boating Act Fund	<u>38,425</u>	3,155
16	State Construction Account Fund.....	<u>79,336</u>	34,102
17	The State Garage Revolving Fund.....	<u>11,541</u>	30,345
18	The State Lottery Fund	<u>68,197</u>	17,959
19	<u>State Migratory Waterfowl Stamp Fund</u>	<u>4,757</u>	
20	State Parks Fund	<u>29,249</u>	2,483
21	<u>State Pheasant Fund.....</u>	<u>723</u>	
22	State Surplus Property Revolving Fund.....	<u>1,078</u>	2,090
23	The Statistical Services Revolving Fund.....	<u>40,944</u>	105,824
24	<u>Subtitle D Management Fund</u>	<u>989</u>	
25	<u>Supplemental Low Income Energy Assistance Fund</u>	<u>48,768</u>	
26	Tobacco Settlement Recovery Fund	<u>2,501</u>	30,157

1	<u>Tourism Promotion Fund</u>	<u>14,362</u>
2	<u>Underground Resources Conservation Enforcement Fund</u>	<u>1,722</u>
3	Trauma Center Fund	6,569
4	Underground Storage Tank Fund.....	<u>69,453</u> 7,216
5	The Vehicle Inspection Fund.....	<u>14,322</u> 5,050
6	<u>Violent Crime Victims Assistance Fund</u>	<u>10,629</u>
7	<u>Weights and Measures Fund</u>	<u>3,408</u>
8	±	
9	Wildlife and Fish Fund	<u>164,990</u> 16,553
10	The Working Capital Revolving Fund	<u>281,376</u> 31,272

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

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

24 The Auditor General may bill entities that are not subject
 25 to the above transfer provisions, including private entities,
 26 related organizations and entities whose funds are

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

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

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

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

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

7 (Source: P.A. 96-476, eff. 8-14-09; 96-976, eff. 7-2-10; 97-66,
8 eff. 6-30-11; revised 7-13-11.)

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