

1 AN ACT concerning State government.

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

4 Section 5. The Department of Human Services Act is amended
5 by changing Sections 10-6, 10-8, 10-30, and 10-65 as follows:

6 (20 ILCS 1305/10-6)

7 Sec. 10-6. The Crisis Nursery Fund. The Crisis Nursery Fund
8 is created as a special fund in the State treasury. From
9 appropriations to the Department from the Fund, the Department
10 shall make grants, in equal amounts, to crisis nurseries
11 located in Illinois. For the purposes of this Section, a
12 "crisis nursery" is an organization licensed by the Department
13 that operates on a continuous basis and provides immediate
14 crisis child care, respite care, parent support, and parent
15 education groups. A child care center does not qualify as a
16 crisis nursery under this Section. Notwithstanding any other
17 law to the contrary, the Crisis Nursery Fund is not subject to
18 sweeps, administrative charge-backs, or any other fiscal or
19 budgetary maneuver that would in any way transfer any amounts
20 from the Crisis Nursery Fund into any other fund of the State.
21 (Source: P.A. 96-627, eff. 8-24-09.)

22 (20 ILCS 1305/10-8)

1 Sec. 10-8. The Autism Research Fund; grants; scientific
2 review committee. The Autism Research Fund is created as a
3 special fund in the State treasury. From appropriations to the
4 Department from the Fund, the Department must make grants to
5 public or private entities in Illinois for the purpose of
6 funding research concerning the disorder of autism. For
7 purposes of this Section, the term "research" includes, without
8 limitation, expenditures to develop and advance the
9 understanding, techniques, and modalities effective in the
10 detection, prevention, screening, and treatment of autism and
11 may include clinical trials. No more than 20% of the grant
12 funds may be used for institutional overhead costs, indirect
13 costs, other organizational levies, or costs of
14 community-based support services.

15 Moneys received for the purposes of this Section,
16 including, without limitation, income tax checkoff receipts
17 and gifts, grants, and awards from any public or private
18 entity, must be deposited into the Fund. Any interest earned on
19 moneys in the Fund must be deposited into the Fund.
20 Notwithstanding any other law to the contrary, the Autism
21 Research Fund is not subject to sweeps, administrative
22 charge-backs, or any other fiscal or budgetary maneuver that
23 would in any way transfer any amounts from the Autism Research
24 Fund into any other fund of the State.

25 Each year, grantees of the grants provided under this
26 Section must submit a written report to the Department that

1 sets forth the types of research that is conducted with the
2 grant moneys and the status of that research.

3 The Department shall promulgate rules for the creation of a
4 scientific review committee to review and assess applications
5 for the grants authorized under this Section. The Committee
6 shall serve without compensation.

7 (Source: P.A. 94-442, eff. 8-4-05; 95-331, eff. 8-21-07.)

8 (20 ILCS 1305/10-30)

9 Sec. 10-30. Grants for health related programs for people
10 with multiple sclerosis. Subject to appropriation, the
11 Department shall make grants to organizations that are located
12 in the State of Illinois for health-related programs for people
13 with multiple sclerosis from the Multiple Sclerosis Assistance
14 Fund, a special fund created in the State treasury.
15 Notwithstanding any other law to the contrary, the Multiple
16 Sclerosis Assistance Fund is not subject to sweeps,
17 administrative charge-backs, or any other fiscal or budgetary
18 maneuver that would in any way transfer any amounts from the
19 Multiple Sclerosis Assistance Fund into any other fund of the
20 State.

21 (Source: P.A. 92-772, eff. 8-6-02.)

22 (20 ILCS 1305/10-65)

23 Sec. 10-65. Hunger Relief Fund; grants.

24 (a) The Hunger Relief Fund is created as a special fund in

1 the State treasury. From appropriations to the Department from
2 the Fund, the Department shall make grants to food banks for
3 the purpose of purchasing food and related supplies. In this
4 Section, "food bank" means a public or charitable institution
5 that maintains an established operation involving the
6 provision of food or edible commodities, or the products of
7 food or edible commodities, to food pantries, soup kitchens,
8 hunger relief centers, or other food or feeding centers that,
9 as an integral part of their normal activities, provide meals
10 or food to feed needy persons on a regular basis.

11 (b) Moneys received for the purposes of this Section,
12 including, without limitation, appropriations, gifts,
13 donations, grants, and awards from any public or private entity
14 must be deposited into the Fund. Any interest earned on moneys
15 in the Fund must be deposited into the Fund.

16 (c) Notwithstanding any other law to the contrary, the
17 Hunger Relief Fund is not subject to sweeps, administrative
18 charge-backs, or any other fiscal or budgetary maneuver that
19 would in any way transfer any amounts from the Hunger Relief
20 Fund into any other fund of the State.

21 (Source: P.A. 96-604, eff. 8-24-09; 97-333, eff. 8-12-11.)

22 Section 10. The Military Code of Illinois is amended by
23 changing Section 22-9 as follows:

24 (20 ILCS 1805/22-9)

1 Sec. 22-9. Power to make grants from the Illinois Military
2 Family Relief Fund. Subject to appropriation, the Department of
3 Military Affairs shall have the power to make grants from the
4 Illinois Military Family Relief Fund, a special fund created in
5 the State treasury, to (i) members of the Illinois National
6 Guard or Illinois residents who are members of the reserves of
7 the armed forces of the United States who have been called to
8 active duty as a result of the September 11, 2001 terrorist
9 attacks; (ii) for the casualty-based grant only: Illinois
10 National Guard members or Illinois residents who are members of
11 the reserves of the armed forces of the United States and who,
12 while deployed in support of operations as a result of the
13 September 11th terrorist attacks, sustained an injury as a
14 result of terrorist activity; sustained an injury in combat, or
15 related to combat, as a direct result of hostile action; or
16 sustained an injury going to or returning from a combat
17 mission, provided that the incident leading to the injury was
18 directly related to hostile action; this includes injuries to
19 service members who are wounded mistakenly or accidentally by
20 friendly fire directed at a hostile force or what is thought to
21 be a hostile force; and (iii) families of the classes of
22 persons listed in items (i) and (ii) of this Section. The
23 Department of Military Affairs shall establish eligibility
24 criteria for all grants by rule.

25 On and after the effective date of this amendatory Act of
26 the 96th General Assembly, the Department must award at least

1 \$5,000 to each recipient of a casualty-based grant and must
2 include Illinois residents who are active duty members of the
3 armed forces of the United States in the eligibility for the
4 casualty-based grant in item (ii) of this Section. Each
5 recipient may receive only one casualty-based grant for
6 injuries received during, or arising out of, the same
7 engagement or incident.

8 Grants awarded from the Illinois Military Family Relief
9 Fund shall not be subject to garnishment, wage levy,
10 forfeiture, or other remedy, unless the denial of that remedy
11 is inconsistent with the requirements of any other State or
12 federal law.

13 In addition to amounts transferred into the Fund under
14 Section 510 of the Illinois Income Tax Act, the State Treasurer
15 shall accept and deposit into the Fund all gifts, grants,
16 transfers, appropriations, and other amounts from any legal
17 source, public or private, that are designated for deposit into
18 the Fund. To prevent a delay of 30 or more days in the payment
19 of casualty-based grants, the Department may use, for
20 administration of the program, as much as 5% of the
21 appropriations designated for the casualty-based grant
22 program.

23 Notwithstanding any other law to the contrary, the Illinois
24 Military Family Relief Fund is not subject to sweeps,
25 administrative charge-backs, or any other fiscal or budgetary
26 maneuver that would in any way transfer any amounts from the

1 Illinois Military Family Relief Fund into any other fund of the
2 State.

3 (Source: P.A. 96-822, eff. 11-23-09.)

4 Section 15. The Department of Public Health Powers and
5 Duties Law of the Civil Administrative Code of Illinois is
6 amended by changing Sections 2310-350, 2310-357, 2310-358,
7 2310-359, 2310-361, 2310-362, 2310-371.5, 2310-373, 2310-398,
8 2310-399, 2310-403, 2310-612, 2310-635, and 2310-642 as
9 follows:

10 (20 ILCS 2310/2310-350) (was 20 ILCS 2310/55.70)

11 Sec. 2310-350. Penny Severns Breast, Cervical, and Ovarian
12 Cancer Research Fund. From funds appropriated from the Penny
13 Severns Breast, Cervical, and Ovarian Cancer Research Fund, the
14 Department shall award grants to eligible physicians,
15 hospitals, laboratories, education institutions, and other
16 organizations and persons to enable organizations and persons
17 to conduct research. Disbursements from the Penny Severns
18 Breast, Cervical, and Ovarian Cancer Research Fund for the
19 purpose of ovarian cancer research shall be subject to
20 appropriations. For the purposes of this Section, "research"
21 includes, but is not limited to, expenditures to develop and
22 advance the understanding, techniques, and modalities
23 effective in early detection, prevention, cure, screening, and
24 treatment of breast, cervical, and ovarian cancer and may

1 include clinical trials.

2 Moneys received for the purposes of this Section, including
3 but not limited to income tax checkoff receipts and gifts,
4 grants, and awards from private foundations, nonprofit
5 organizations, other governmental entities, and persons shall
6 be deposited into the Penny Severns Breast, Cervical, and
7 Ovarian Cancer Research Fund, which is hereby created as a
8 special fund in the State treasury. Notwithstanding any other
9 law to the contrary, the Penny Severns Breast, Cervical, and
10 Ovarian Cancer Research Fund is not subject to sweeps,
11 administrative charge-backs, or any other fiscal or budgetary
12 maneuver that would in any way transfer any amounts from the
13 Penny Severns Breast, Cervical, and Ovarian Cancer Research
14 Fund into any other fund of the State.

15 The Department shall create an advisory committee with
16 members from, but not limited to, the Illinois Chapter of the
17 American Cancer Society, Y-Me, the Susan G. Komen Foundation,
18 and the State Board of Health for the purpose of awarding
19 research grants under this Section. Members of the advisory
20 committee shall not be eligible for any financial compensation
21 or reimbursement.

22 (Source: P.A. 94-119, eff. 1-1-06.)

23 (20 ILCS 2310/2310-357)

24 Sec. 2310-357. Leukemia, lymphoma, and myeloma grants. The
25 Department of Public Health may make grants to public and

1 private hospitals, medical centers, medical schools, and other
2 organizations for education on and treatment of leukemia,
3 lymphoma, and myeloma from appropriations to the Department
4 from the Leukemia Treatment and Education Fund, a special fund
5 created in the State treasury. Notwithstanding any other law to
6 the contrary, the Leukemia Treatment and Education Fund is not
7 subject to sweeps, administrative charge-backs, or any other
8 fiscal or budgetary maneuver that would in any way transfer any
9 amounts from the Leukemia Treatment and Education Fund into any
10 other fund of the State.

11 (Source: P.A. 93-324, eff. 7-23-03.)

12 (20 ILCS 2310/2310-358)

13 Sec. 2310-358. Grants to the Les Turner ALS Foundation.
14 Subject to appropriation, the Department of Public Health shall
15 make grants from the Lou Gehrig's Disease (ALS) Research Fund,
16 a special fund in the State treasury, to the Les Turner ALS
17 Foundation for research on Amyotrophic Lateral Sclerosis
18 (ALS). Notwithstanding any other law to the contrary, the Lou
19 Gerhig's Disease (ALS) Research Fund is not subject to sweeps,
20 administrative charge-backs, or any other fiscal or budgetary
21 maneuver that would in any way transfer any amounts from the
22 Lou Gerhig's Disease (ALS) Research Fund into any other fund of
23 the State.

24 (Source: P.A. 93-36, eff. 6-24-03.)

1 (20 ILCS 2310/2310-359)

2 Sec. 2310-359. The Illinois Brain Tumor Research Fund. The
3 Illinois Brain Tumor Research Fund is hereby created as a
4 special fund in the State treasury. From appropriations to the
5 Department from the Fund, the Department shall make grants to
6 public and private entities for the purpose of research
7 dedicated to the elimination of brain tumors. Notwithstanding
8 any other law to the contrary, the Illinois Brain Tumor
9 Research Fund is not subject to sweeps, administrative
10 charge-backs, or any other fiscal or budgetary maneuver that
11 would in any way transfer any amounts from the Illinois Brain
12 Tumor Research Fund into any other fund of the State.

13 (Source: P.A. 94-649, eff. 8-22-05.)

14 (20 ILCS 2310/2310-361)

15 Sec. 2310-361. The Lung Cancer Research Fund. The Lung
16 Cancer Research Fund is created as a special fund in the State
17 treasury. From appropriations to the Department from the Fund,
18 the Department shall make grants to public or private
19 not-for-profit entities for the purpose of lung cancer
20 research. Notwithstanding any other law to the contrary, the
21 Lung Cancer Research Fund is not subject to sweeps,
22 administrative charge-backs, or any other fiscal or budgetary
23 maneuver that would in any way transfer any amounts from the
24 Lung Cancer Research Fund into any other fund of the State.

25 (Source: P.A. 95-434, eff. 8-27-07; 95-876, eff. 8-21-08.)

1 (20 ILCS 2310/2310-362)

2 Sec. 2310-362. The Autoimmune Disease Research Fund.

3 (a) The Autoimmune Disease Research Fund is created as a
4 special fund in the State treasury. From appropriations to the
5 Department from the Fund, the Department shall make grants to
6 public and private entities in the State for the purpose of
7 funding research for the treatment and cure of autoimmune
8 diseases.

9 (b) For the purposes of this Section:

10 "Autoimmune disease" means any disease that results from an
11 aberrant immune response, including, without limitation,
12 rheumatoid arthritis, systemic lupus erythematosus, and
13 scleroderma.

14 "Research" includes, without limitation, expenditures to
15 develop and advance the understanding, techniques, and
16 modalities effective in the detection, prevention, screening,
17 and treatment of autoimmune disease and may include clinical
18 trials. "Research" does not include institutional overhead
19 costs, indirect costs, other organizational levies, or costs of
20 community-based support services.

21 (c) Moneys received for the purposes of this Section,
22 including, without limitation, income tax checkoff receipts
23 and gifts, grants, and awards from any public or private
24 entity, must be deposited into the Fund. Any interest earnings
25 that are attributable to moneys in the Fund must be deposited

1 into the Fund. Notwithstanding any other law to the contrary,
2 the Autoimmune Disease Research Fund is not subject to sweeps,
3 administrative charge-backs, or any other fiscal or budgetary
4 maneuver that would in any way transfer any amounts from the
5 Autoimmune Disease Research Fund into any other fund of the
6 State.

7 (Source: P.A. 95-435, eff. 8-27-07; 95-876, eff. 8-21-08.)

8 (20 ILCS 2310/2310-371.5) (was 20 ILCS 2310/371)

9 Sec. 2310-371.5. Heartsaver AED Fund; grants. Subject to
10 appropriation, the Department of Public Health has the power to
11 make matching grants from the Heartsaver AED Fund, a special
12 fund created in the State treasury, to any school in the State,
13 public park district, forest preserve district, conservation
14 district, municipal recreation department, college, or
15 university to assist in the purchase of an Automated External
16 Defibrillator. Applicants for AED grants must demonstrate that
17 they have funds to pay 50% of the cost of the AEDs for which
18 matching grant moneys are sought. Any school, public park
19 district, forest preserve district, conservation district,
20 municipal recreation department, college, or university
21 applying for the grant shall not receive more than one grant
22 from the Heartsaver AED Fund each fiscal year. The State
23 Treasurer shall accept and deposit into the Fund all gifts,
24 grants, transfers, appropriations, and other amounts from any
25 legal source, public or private, that are designated for

1 deposit into the Fund. Notwithstanding any other law to the
2 contrary, the Heartsaver AED Fund is not subject to sweeps,
3 administrative charge-backs, or any other fiscal or budgetary
4 maneuver that would in any way transfer any amounts from the
5 Heartsaver AED Fund into any other fund of the State.

6 (Source: P.A. 95-331, eff. 8-21-07; 95-721, eff. 6-3-08.)

7 (20 ILCS 2310/2310-373)

8 Sec. 2310-373. The Asthma and Lung Research Fund. There is
9 created in the State treasury the Asthma and Lung Research
10 Fund. Subject to appropriation, the Department must make grants
11 from the fund for the Asthma Clinical Research Program
12 administered by the American Lung Association. Notwithstanding
13 any other law to the contrary, the Asthma and Lung Research
14 Fund is not subject to sweeps, administrative charge-backs, or
15 any other fiscal or budgetary maneuver that would in any way
16 transfer any amounts from the Asthma and Lung Research Fund
17 into any other fund of the State.

18 (Source: P.A. 93-292, eff. 7-22-03.)

19 (20 ILCS 2310/2310-398) (was 20 ILCS 2310/55.91)

20 Sec. 2310-398. Prostate Cancer Research Fund; grants. From
21 funds appropriated from the Prostate Cancer Research Fund, a
22 special fund created in the State treasury, the Department of
23 Public Health shall make grants to public or private entities
24 in Illinois, which may include the Lurie Comprehensive Cancer

1 Center at the Northwestern University Medical School and the
2 Kellogg Cancer Care Center at Evanston/Glenbrook Hospitals,
3 for the purpose of funding research applicable to prostate
4 cancer patients. The grant funds may not be used for
5 institutional overhead costs, indirect costs, other
6 organizational levies, or costs of community-based support
7 services. Notwithstanding any other law to the contrary, the
8 Prostate Cancer Research Fund is not subject to sweeps,
9 administrative charge-backs, or any other fiscal or budgetary
10 maneuver that would in any way transfer any amounts from the
11 Prostate Cancer Research Fund into any other fund of the State.
12 (Source: P.A. 91-104, eff. 7-13-99; 92-16, eff. 6-28-01.)

13 (20 ILCS 2310/2310-399)

14 Sec. 2310-399. Colon cancer awareness campaign; the Vince
15 Demuzio Memorial Colon Cancer Fund.

16 (a) The Department must establish and maintain a public
17 awareness campaign to target areas in Illinois with high colon
18 cancer mortality rates. The campaign must be developed in
19 conjunction with recommendations made by the American Cancer
20 Society.

21 (b) The Vince Demuzio Memorial Colon Cancer Fund is created
22 as a special fund in the State treasury. From appropriations to
23 the Department from the Fund, the Department must operate the
24 public awareness campaign set forth under subsection (a). The
25 moneys from the Fund may not be used for institutional overhead

1 costs, indirect costs, other organizational levies, or costs of
2 community-based support services.

3 Moneys received for the purposes of this Section,
4 including, without limitation, income tax checkoff receipts
5 and gifts, grants, and awards from any public or private
6 entity, must be deposited into the Fund. Any interest earned on
7 moneys in the Fund must be deposited into the Fund.
8 Notwithstanding any other law to the contrary, the Vince
9 Demuzio Memorial Colon Cancer Fund is not subject to sweeps,
10 administrative charge-backs, or any other fiscal or budgetary
11 maneuver that would in any way transfer any amounts from the
12 Vince Demuzio Memorial Colon Cancer Fund into any other fund of
13 the State.

14 (Source: P.A. 94-142, eff. 1-1-06.)

15 (20 ILCS 2310/2310-403)

16 Sec. 2310-403. Sarcoidosis Research Fund. To make grants
17 for sarcoidosis research from appropriations to the Department
18 from the Sarcoidosis Research Fund. Notwithstanding any other
19 law to the contrary, the Sarcoidosis Research Fund is not
20 subject to sweeps, administrative charge-backs, or any other
21 fiscal or budgetary maneuver that would in any way transfer any
22 amounts from the Sarcoidosis Research Fund into any other fund
23 of the State.

24 (Source: P.A. 94-141, eff. 1-1-06.)

1 (20 ILCS 2310/2310-612)

2 Sec. 2310-612. Blindness prevention grants.

3 (a) From funds appropriated from the Blindness Prevention
4 Fund, a special fund created in the State treasury, the
5 Department must make grants to charitable or educational
6 entities in Illinois for the purpose of funding (i) public
7 education on the importance of eye care and the prevention of
8 blindness and (ii) the provision of eye care to children,
9 senior citizens, and other needy individuals whose needs are
10 not covered by any other source of funds. Notwithstanding any
11 other law to the contrary, the Blindness Prevention Fund is not
12 subject to sweeps, administrative charge-backs, or any other
13 fiscal or budgetary maneuver that would in any way transfer any
14 amounts from the Blindness Prevention Fund into any other fund
15 of the State.

16 (b) Grants under this Section must be awarded on both a
17 statewide and regional basis, taking into consideration each
18 region's contributions to the Fund. At least 25% of the grants
19 must be made to regional grantees.

20 (c) A grant under this Section shall be made for a period
21 of one year and, subject to the availability of funds, may be
22 renewed by the Department.

23 (d) The Department must create an advisory committee to
24 make recommendations to the Department concerning grant
25 proposals. The advisory committee shall consist of one
26 representative from the Illinois Society for the Prevention of

1 Blindness, one licensed doctor of optometry, one member of the
2 Gateway Lions & Partners, one optometric educator from a school
3 of optometry located within Illinois, and one member from the
4 general public. Members of the advisory committee may not
5 receive compensation or reimbursement for their services.
6 Members of the committee must recuse themselves from
7 consideration of any grant proposals submitted by any entity
8 from which they were appointed.

9 (e) The Department must adopt any rules necessary to
10 implement and administer this Section, including, without
11 limitation, a methodology for determining regions of the State.
12 (Source: P.A. 94-602, eff. 8-16-05.)

13 (20 ILCS 2310/2310-635)

14 Sec. 2310-635. Healthy Smiles Fund; grants. Subject to
15 appropriation, the Department of Public Health has the power to
16 make grants or use moneys in the Healthy Smiles Fund, a special
17 fund created in the State treasury, to secure federal matching
18 grants to provide for quality assurance program evaluation
19 activities for school-based, school-linked oral health
20 programs operating under the auspices of either the Department
21 of Public Health or the Department of Healthcare and Family
22 Services. The Department shall accept and deposit with the
23 State Treasurer all gifts, grants, transfers, appropriations,
24 and other amounts from any legal source, public or private,
25 that are designated for deposit into the Fund. Notwithstanding

1 any other law to the contrary, the Healthy Smiles Fund is not
2 subject to sweeps, administrative charge-backs, or any other
3 fiscal or budgetary maneuver that would in any way transfer any
4 amounts from the Healthy Smiles Fund into any other fund of the
5 State.

6 (Source: P.A. 95-940, eff. 8-29-08.)

7 (20 ILCS 2310/2310-642)

8 Sec. 2310-642. Diabetes; transfer of functions from
9 Department of Human Services.

10 (a) Diabetes Research Checkoff Fund; grants. The Diabetes
11 Research Checkoff Fund is a special fund in the State treasury.
12 On and after July 1, 2010, from appropriations to the
13 Department from that Fund, the Department shall make grants to
14 recognized public or private entities in Illinois for the
15 purpose of funding research concerning the disease of diabetes.
16 At least 50% of the grants made from the Fund by the Department
17 shall be made to entities that conduct research for juvenile
18 diabetes. For purposes of this subsection, the term "research"
19 includes, without limitation, expenditures to develop and
20 advance the understanding, techniques, and modalities
21 effective in the detection, prevention, screening, management,
22 and treatment of diabetes and may include clinical trials in
23 Illinois. Moneys received for the purposes of this subsection,
24 including, without limitation, income tax checkoff receipts
25 and gifts, grants, and awards from any public or private person

1 or entity, shall be deposited into the Fund. Any interest
2 earned on moneys in the Fund must be deposited into the Fund.
3 Notwithstanding any other law to the contrary, the Diabetes
4 Research Checkoff Fund is not subject to sweeps, administrative
5 charge-backs, or any other fiscal or budgetary maneuver that
6 would in any way transfer any amounts from the Diabetes
7 Research Checkoff Fund into any other fund of the State.

8 (b) Diabetes information. On and after July 1, 2010, the
9 Department shall include within its public health promotion
10 programs and materials information to be directed toward
11 population groups in Illinois that are considered at high risk
12 of developing diabetes, asthma, and pulmonary disorders, such
13 as Hispanics, people of African descent, the elderly, obese
14 individuals, persons with high blood sugar content, and persons
15 with a family history of diabetes. The information shall inform
16 members of such high risk groups about the causes and
17 prevention of diabetes, asthma, and pulmonary disorders, the
18 types of treatment for these diseases, and how treatment may be
19 obtained. By February 15, 2011, and each February 15
20 thereafter, the Department shall file a report with the General
21 Assembly concerning its activities and accomplishments under
22 this subsection during the previous calendar year.

23 (c) Transfer of functions from Department of Human
24 Services.

25 (1) Transfer. On the effective date of this amendatory
26 Act of the 96th General Assembly, all functions performed

1 by the Department of Human Services in connection with
2 Sections 10-9 and 10-10 of the Department of Human Services
3 Act (now repealed, and replaced by subsections (a) and (b),
4 respectively, of this Section), together with all of the
5 powers, duties, rights, and responsibilities of the
6 Department of Human Services relating to those functions,
7 are transferred from the Department of Human Services to
8 the Department of Public Health.

9 The Department of Human Services and the Department of
10 Public Health shall cooperate to ensure that the transfer
11 of functions is completed as soon as practical.

12 (2) Effect of transfer. Neither the functions
13 transferred under this subsection, nor any powers, duties,
14 rights, and responsibilities relating to those functions,
15 are affected by this amendatory Act of the 96th General
16 Assembly, except that all such functions, powers, duties,
17 rights, and responsibilities shall be performed or
18 exercised by the Department of Public Health on and after
19 the effective date of this amendatory Act of the 96th
20 General Assembly.

21 (3) The staff of the Department of Human Services
22 engaged in the performance of the functions transferred
23 under this subsection may be transferred to the Department
24 of Public Health. The status and rights of those employees
25 under the Personnel Code shall not be affected by the
26 transfers. The rights of the employees, the State of

1 Illinois, and its agencies under the Personnel Code and
2 applicable collective bargaining agreements, or under any
3 pension, retirement, or annuity plan, shall not be affected
4 by this amendatory Act of the 96th General Assembly.

5 (4) Books and records transferred. All books, records,
6 papers, documents, contracts, and pending business
7 pertaining to the functions transferred under this
8 subsection, including but not limited to material in
9 electronic or magnetic format, shall be transferred to the
10 Department of Public Health. The transfer of that
11 information shall not, however, violate any applicable
12 confidentiality constraints.

13 (5) Unexpended moneys transferred. All unexpended
14 appropriation balances and other funds otherwise available
15 to the Department of Human Services for use in connection
16 with the functions transferred under this subsection shall
17 be transferred and made available to the Department of
18 Public Health for use in connection with the functions
19 transferred under this subsection. Unexpended balances so
20 transferred shall be expended only for the purpose for
21 which the appropriations were originally made.

22 (6) Exercise of transferred powers; savings
23 provisions. The powers, duties, rights, and
24 responsibilities relating to the functions transferred
25 under this subsection are vested in and shall be exercised
26 by the Department of Public Health. Each act done in

1 exercise of those powers, duties, rights, and
2 responsibilities shall have the same legal effect as if
3 done by the Department of Human Services or its divisions,
4 officers, or employees.

5 (7) Persons subject to penalties. Every officer,
6 employee, or agent of the Department of Public Health
7 shall, for any offense, be subject to the same penalty or
8 penalties, civil or criminal, as are prescribed by existing
9 laws for the same offense by any officer, employee, or
10 agent whose powers or duties were transferred under this
11 subsection.

12 (8) Reports or notices. Whenever reports or notices are
13 now required to be made or given or papers or documents
14 furnished or served by any person to or upon the Department
15 of Human Services in connection with any of the functions
16 transferred under this subsection, the same shall be made,
17 given, furnished, or served in the same manner to or upon
18 the Department of Public Health.

19 (9) This subsection shall not affect any act done,
20 ratified, or canceled, or any right occurring or
21 established, or any action or proceeding had or commenced
22 in an administrative, civil, or criminal case, regarding
23 the functions of the Department of Human Services before
24 this amendatory Act of the 96th General Assembly takes
25 effect; such actions may be prosecuted, defended, or
26 continued by the Department of Public Health.

1 (10) Rules. Any rules of the Department of Human
2 Services that relate to the functions transferred under
3 this subsection that are in full force on the effective
4 date of this amendatory Act of the 96th General Assembly,
5 and that have been duly adopted by the Department of Human
6 Services, shall become the rules of the Department of
7 Public Health. This subsection shall not affect the
8 legality of any such rules in the Illinois Administrative
9 Code. Any proposed rules filed with the Secretary of State
10 by the Department of Human Services that are pending in the
11 rulemaking process on the effective date of this amendatory
12 Act of the 96th General Assembly, and that pertain to the
13 functions transferred, shall be deemed to have been filed
14 by the Department of Public Health. As soon as practicable
15 after the effective date of this amendatory Act of the 96th
16 General Assembly, the Department of Public Health shall
17 revise and clarify the rules transferred to it under this
18 subsection to reflect the reorganization of powers,
19 duties, rights, and responsibilities affected by this
20 subsection, using the procedures for recodification of
21 rules available under the Illinois Administrative
22 Procedure Act, except that existing title, part, and
23 section numbering for the affected rules may be retained.

24 The Department of Public Health, consistent with the
25 Department of Human Services' authority to do so, may
26 propose and adopt, under the Illinois Administrative

1 Procedure Act, such other rules of the Department of Human
2 Services that will now be administered by the Department of
3 Public Health.

4 To the extent that, prior to the effective date of the
5 transfer of functions under this subsection, the Secretary
6 of Human Services had been empowered to prescribe
7 regulations or had other authority with respect to the
8 transferred functions, such duties shall be exercised from
9 and after the effective date of the transfer by the
10 Director of Public Health.

11 (11) Successor Agency Act. For the purposes of the
12 Successor Agency Act, the Department of Public Health is
13 declared to be the successor agency of the Department of
14 Human Services, but only with respect to the functions that
15 are transferred to the Department of Public Health under
16 this subsection.

17 (12) Statutory references. Whenever a provision of law
18 refers to the Department of Human Services in connection
19 with its performance of a function that is transferred to
20 the Department of Public Health under this subsection, that
21 provision shall be deemed to refer to the Department of
22 Public Health on and after the effective date of this
23 amendatory Act of the 96th General Assembly.

24 (Source: P.A. 96-1406, eff. 7-29-10.)

25 Section 20. The Department of Veterans Affairs Act is

1 amended by changing Sections 2 and 2g as follows:

2 (20 ILCS 2805/2) (from Ch. 126 1/2, par. 67)

3 Sec. 2. Powers and duties. The Department shall have the
4 following powers and duties:

5 To perform such acts at the request of any veteran, or his
6 or her spouse, surviving spouse or dependents as shall be
7 reasonably necessary or reasonably incident to obtaining or
8 endeavoring to obtain for the requester any advantage, benefit
9 or emolument accruing or due to such person under any law of
10 the United States, the State of Illinois or any other state or
11 governmental agency by reason of the service of such veteran,
12 and in pursuance thereof shall:

13 (1) Contact veterans, their survivors and dependents
14 and advise them of the benefits of state and federal laws
15 and assist them in obtaining such benefits;

16 (2) Establish field offices and direct the activities
17 of the personnel assigned to such offices;

18 (3) Create a volunteer field force of accredited
19 representatives, representing educational institutions,
20 labor organizations, veterans organizations, employers,
21 churches, and farm organizations;

22 (4) Conduct informational and training services;

23 (5) Conduct educational programs through newspapers,
24 periodicals and radio for the specific purpose of
25 disseminating information affecting veterans and their

1 dependents;

2 (6) Coordinate the services and activities of all state
3 departments having services and resources affecting
4 veterans and their dependents;

5 (7) Encourage and assist in the coordination of
6 agencies within counties giving service to veterans and
7 their dependents;

8 (8) Cooperate with veterans organizations and other
9 governmental agencies;

10 (9) Make, alter, amend and promulgate reasonable rules
11 and procedures for the administration of this Act;

12 (10) Make and publish annual reports to the Governor
13 regarding the administration and general operation of the
14 Department;

15 (11) (Blank); and

16 (12) Conduct an annual review of the benefits received
17 by Illinois veterans that compares benefits received by
18 Illinois veterans with the benefits received by veterans in
19 all other states and U.S. territories. The required annual
20 review shall include, but not be limited to, (1) the
21 average benefit paid to individual veterans from Illinois,
22 in direct comparison to the average benefit paid to
23 individual veterans of each of the other states and U.S.
24 territories; (2) the number of veterans receiving benefits
25 in Illinois for the first time during the year compared to
26 the number of claims filed by Illinois veterans during the

1 year; (3) the aggregate number of Illinois veterans
2 receiving benefits compared to the number of veterans from
3 each of the other states and U.S. territories receiving
4 benefits; and (4) a categorical analysis of the types of
5 injuries and disabilities for which benefits are being paid
6 in Illinois and each of the other states and U.S.
7 territories. The benefits review shall be reported to the
8 Governor, the General Assembly, and the Illinois
9 Congressional delegation upon the completion of the report
10 each year.

11 The Department may accept and hold on behalf of the State,
12 if for the public interest, a grant, gift, devise or bequest of
13 money or property to the Department made for the general
14 benefit of Illinois veterans, including the conduct of
15 informational and training services by the Department and other
16 authorized purposes of the Department. The Department shall
17 cause each grant, gift, devise or bequest to be kept as a
18 distinct fund and shall invest such funds in the manner
19 provided by the Public Funds Investment Act, as now or
20 hereafter amended, and shall make such reports as may be
21 required by the Comptroller concerning what funds are so held
22 and the manner in which such funds are invested. The Department
23 may make grants from these funds for the general benefit of
24 Illinois veterans. Grants from these funds, except for the
25 funds established under Sections 2.01a and 2.03, shall be
26 subject to appropriation.

1 The Department has the power to make grants, from funds
2 appropriated from the Korean War Veterans National Museum and
3 Library Fund, to private organizations for the benefit of the
4 Korean War Veterans National Museum and Library.
5 Notwithstanding any other law to the contrary, the Korean War
6 Veterans National Museum and Library Fund is not subject to
7 sweeps, administrative charge-backs, or any other fiscal or
8 budgetary maneuver that would in any way transfer any amounts
9 from the Korean War Veterans National Museum and Library Fund
10 into any other fund of the State.

11 The Department has the power to make grants, from funds
12 appropriated from the Illinois Military Family Relief Fund, for
13 benefits authorized under the Survivors Compensation Act.

14 (Source: P.A. 97-297, eff. 1-1-12.)

15 (20 ILCS 2805/2g)

16 Sec. 2g. The Illinois Veterans' Homes Fund. The Illinois
17 Veterans' Homes Fund is hereby created as a special fund in the
18 State treasury. From appropriations to the Department from the
19 Fund the Department shall purchase needed equipment and
20 supplies to enhance the lives of the residents at and to
21 enhance the operations of veterans' homes in Illinois.
22 Notwithstanding any other law to the contrary, the Illinois
23 Veterans' Homes Fund is not subject to sweeps, administrative
24 charge-backs, or any other fiscal or budgetary maneuver that
25 would in any way transfer any amounts from the Illinois

1 Veterans' Homes Fund into any other fund of the State.

2 (Source: P.A. 93-776, eff. 7-21-04.)

3 Section 25. The State Finance Act is amended by changing
4 Sections 6z-76, 6z-83, 6z-84, and 8.11 and by adding Section 8r
5 as follows:

6 (30 ILCS 105/6z-76)

7 Sec. 6z-76. Illinois Route 66 Fund. The Illinois Route 66
8 Fund is created as a special fund in the State treasury.
9 Subject to appropriation, the Fund shall be used by the
10 Department of Commerce and Economic Opportunity to make grants
11 to not-for-profit corporations that have a statewide impact on
12 Illinois Route 66 and that maintain, improve, or repair
13 Historic Route 66 in Illinois. Grant moneys may be used for
14 tourism promotion, matching grant funds, project development
15 and implementation, grants to units of local government, and
16 rehabilitation of historic structures. Notwithstanding any
17 other law to the contrary, the Illinois Route 66 Fund is not
18 subject to sweeps, administrative charge-backs, or any other
19 fiscal or budgetary maneuver that would in any way transfer any
20 amounts from the Illinois Route 66 Fund into any other fund of
21 the State.

22 (Source: P.A. 96-1424, eff. 8-3-10.)

23 (30 ILCS 105/6z-83)

1 Sec. 6z-83. The Disabled Veterans Property Tax Relief Fund;
2 creation. The Disabled Veterans Property Tax Relief Fund is
3 created as a special fund in the State treasury. Subject to
4 appropriation, moneys in the Fund shall be used by the
5 Department of Veterans' Affairs for the purpose of providing
6 property tax relief to disabled veterans. The Department of
7 Veterans' Affairs may adopt rules to implement this Section.
8 Notwithstanding any other law to the contrary, the Disabled
9 Veterans Property Tax Relief Fund is not subject to sweeps,
10 administrative charge-backs, or any other fiscal or budgetary
11 maneuver that would in any way transfer any amounts from the
12 Disabled Veterans Property Tax Relief Fund into any other fund
13 of the State.

14 (Source: P.A. 96-1424, eff. 8-3-10.)

15 (30 ILCS 105/6z-84)

16 Sec. 6z-84. The Habitat for Humanity Fund; creation. The
17 Habitat for Humanity Fund is created as a special fund in the
18 State treasury. Moneys in the Fund shall be appropriated to the
19 Department of Human Services for the purpose of making grants
20 to Habitat for Humanity of Illinois, Inc., for the purpose of
21 supporting Habitat for Humanity projects in Illinois.
22 Notwithstanding any other law to the contrary, the Habitat for
23 Humanity Fund is not subject to sweeps, administrative
24 charge-backs, or any other fiscal or budgetary maneuver that
25 would in any way transfer any amounts from the Habitat for

1 Humanity Fund into any other fund of the State.

2 (Source: P.A. 96-1424, eff. 8-3-10; 97-333, eff. 8-12-11.)

3 (30 ILCS 105/8.11) (from Ch. 127, par. 144.11)

4 Sec. 8.11. Except as otherwise provided in this Section,
5 appropriations from the State Parks Fund shall be made only to
6 the Department of Natural Resources and shall, except for the
7 additional moneys deposited under Section 805-550 of the
8 Department of Natural Resources (Conservation) Law of the Civil
9 Administrative Code of Illinois, be used only for the
10 maintenance, development, operation, control and acquisition
11 of State parks.

12 Revenues derived from the Illinois and Michigan Canal from
13 the sale of Canal lands, lease of Canal lands, Canal
14 concessions, and other Canal activities, which have been placed
15 in the State Parks Fund may be appropriated to the Department
16 of Natural Resources for that Department to use, either
17 independently or in cooperation with any Department or Agency
18 of the Federal or State Government or any political subdivision
19 thereof for the development and management of the Canal and its
20 adjacent lands as outlined in the master plan for such
21 development and management.

22 Notwithstanding any other law to the contrary, the State
23 Parks Fund is not subject to sweeps, administrative
24 charge-backs, or any other fiscal or budgetary maneuver that
25 would in any way transfer any amounts from the State Parks Fund

1 into any other fund of the State.

2 (Source: P.A. 96-1160, eff. 1-1-11.)

3 (30 ILCS 105/8r new)

4 Sec. 8r. Transfers from checkoff funds. Notwithstanding
5 any other law to the contrary, if, under Article 5 of the
6 Illinois Income Tax Act, the Department of Revenue prints on
7 its standard individual income tax form a provision indicating
8 that a taxpayer may contribute to a fund, then that fund is not
9 subject to sweeps, administrative charge-backs, or any other
10 fiscal or budgetary maneuver that would in any way transfer any
11 amounts from that fund into any other fund of the State.

12 Section 30. The Energy Assistance Act is amended by
13 changing Section 13 as follows:

14 (305 ILCS 20/13)

15 (Section scheduled to be repealed on December 31, 2013)

16 Sec. 13. Supplemental Low-Income Energy Assistance Fund.

17 (a) The Supplemental Low-Income Energy Assistance Fund is
18 hereby created as a special fund in the State Treasury. The
19 Supplemental Low-Income Energy Assistance Fund is authorized
20 to receive moneys from voluntary donations from individuals,
21 foundations, corporations, and other sources, moneys received
22 pursuant to Section 17, and, by statutory deposit, the moneys
23 collected pursuant to this Section. The Fund is also authorized

1 to receive voluntary donations from individuals, foundations,
2 corporations, and other sources, as well as contributions made
3 in accordance with Section 507MM of the Illinois Income Tax
4 Act. Subject to appropriation, the Department shall use moneys
5 from the Supplemental Low-Income Energy Assistance Fund for
6 payments to electric or gas public utilities, municipal
7 electric or gas utilities, and electric cooperatives on behalf
8 of their customers who are participants in the program
9 authorized by Sections 4 and 18 of this Act, for the provision
10 of weatherization services and for administration of the
11 Supplemental Low-Income Energy Assistance Fund. The yearly
12 expenditures for weatherization may not exceed 10% of the
13 amount collected during the year pursuant to this Section. The
14 yearly administrative expenses of the Supplemental Low-Income
15 Energy Assistance Fund may not exceed 10% of the amount
16 collected during that year pursuant to this Section.
17 Notwithstanding any other law to the contrary, the Supplemental
18 Low-Income Energy Assistance Fund is not subject to sweeps,
19 administrative charge-backs, or any other fiscal or budgetary
20 maneuver that would in any way transfer any amounts from the
21 Supplemental Low-Income Energy Assistance Fund into any other
22 fund of the State.

23 (b) Notwithstanding the provisions of Section 16-111 of the
24 Public Utilities Act but subject to subsection (k) of this
25 Section, each public utility, electric cooperative, as defined
26 in Section 3.4 of the Electric Supplier Act, and municipal

1 utility, as referenced in Section 3-105 of the Public Utilities
2 Act, that is engaged in the delivery of electricity or the
3 distribution of natural gas within the State of Illinois shall,
4 effective January 1, 1998, assess each of its customer accounts
5 a monthly Energy Assistance Charge for the Supplemental
6 Low-Income Energy Assistance Fund. The delivering public
7 utility, municipal electric or gas utility, or electric or gas
8 cooperative for a self-assessing purchaser remains subject to
9 the collection of the fee imposed by this Section. The monthly
10 charge shall be as follows:

11 (1) \$0.48 per month on each account for residential
12 electric service;

13 (2) \$0.48 per month on each account for residential gas
14 service;

15 (3) \$4.80 per month on each account for non-residential
16 electric service which had less than 10 megawatts of peak
17 demand during the previous calendar year;

18 (4) \$4.80 per month on each account for non-residential
19 gas service which had distributed to it less than 4,000,000
20 therms of gas during the previous calendar year;

21 (5) \$360 per month on each account for non-residential
22 electric service which had 10 megawatts or greater of peak
23 demand during the previous calendar year; and

24 (6) \$360 per month on each account for non-residential
25 gas service which had 4,000,000 or more therms of gas
26 distributed to it during the previous calendar year.

1 The incremental change to such charges imposed by this
2 amendatory Act of the 96th General Assembly shall not (i) be
3 used for any purpose other than to directly assist customers
4 and (ii) be applicable to utilities serving less than 100,000
5 customers in Illinois on January 1, 2009.

6 In addition, electric and gas utilities have committed, and
7 shall contribute, a one-time payment of \$22 million to the
8 Fund, within 10 days after the effective date of the tariffs
9 established pursuant to Sections 16-111.8 and 19-145 of the
10 Public Utilities Act to be used for the Department's cost of
11 implementing the programs described in Section 18 of this
12 amendatory Act of the 96th General Assembly, the Arrearage
13 Reduction Program described in Section 18, and the programs
14 described in Section 8-105 of the Public Utilities Act. If a
15 utility elects not to file a rider within 90 days after the
16 effective date of this amendatory Act of the 96th General
17 Assembly, then the contribution from such utility shall be made
18 no later than February 1, 2010.

19 (c) For purposes of this Section:

20 (1) "residential electric service" means electric
21 utility service for household purposes delivered to a
22 dwelling of 2 or fewer units which is billed under a
23 residential rate, or electric utility service for
24 household purposes delivered to a dwelling unit or units
25 which is billed under a residential rate and is registered
26 by a separate meter for each dwelling unit;

1 (2) "residential gas service" means gas utility
2 service for household purposes distributed to a dwelling of
3 2 or fewer units which is billed under a residential rate,
4 or gas utility service for household purposes distributed
5 to a dwelling unit or units which is billed under a
6 residential rate and is registered by a separate meter for
7 each dwelling unit;

8 (3) "non-residential electric service" means electric
9 utility service which is not residential electric service;
10 and

11 (4) "non-residential gas service" means gas utility
12 service which is not residential gas service.

13 (d) Within 30 days after the effective date of this
14 amendatory Act of the 96th General Assembly, each public
15 utility engaged in the delivery of electricity or the
16 distribution of natural gas shall file with the Illinois
17 Commerce Commission tariffs incorporating the Energy
18 Assistance Charge in other charges stated in such tariffs,
19 which shall become effective no later than the beginning of the
20 first billing cycle following such filing.

21 (e) The Energy Assistance Charge assessed by electric and
22 gas public utilities shall be considered a charge for public
23 utility service.

24 (f) By the 20th day of the month following the month in
25 which the charges imposed by the Section were collected, each
26 public utility, municipal utility, and electric cooperative

1 shall remit to the Department of Revenue all moneys received as
2 payment of the Energy Assistance Charge on a return prescribed
3 and furnished by the Department of Revenue showing such
4 information as the Department of Revenue may reasonably
5 require; provided, however, that a utility offering an
6 Arrearage Reduction Program pursuant to Section 18 of this Act
7 shall be entitled to net those amounts necessary to fund and
8 recover the costs of such Program as authorized by that Section
9 that is no more than the incremental change in such Energy
10 Assistance Charge authorized by this amendatory Act of the 96th
11 General Assembly. If a customer makes a partial payment, a
12 public utility, municipal utility, or electric cooperative may
13 elect either: (i) to apply such partial payments first to
14 amounts owed to the utility or cooperative for its services and
15 then to payment for the Energy Assistance Charge or (ii) to
16 apply such partial payments on a pro-rata basis between amounts
17 owed to the utility or cooperative for its services and to
18 payment for the Energy Assistance Charge.

19 (g) The Department of Revenue shall deposit into the
20 Supplemental Low-Income Energy Assistance Fund all moneys
21 remitted to it in accordance with subsection (f) of this
22 Section; provided, however, that the amounts remitted by each
23 utility shall be used to provide assistance to that utility's
24 customers. The utilities shall coordinate with the Department
25 to establish an equitable and practical methodology for
26 implementing this subsection (g) beginning with the 2010

1 program year.

2 (h) On or before December 31, 2002, the Department shall
3 prepare a report for the General Assembly on the expenditure of
4 funds appropriated from the Low-Income Energy Assistance Block
5 Grant Fund for the program authorized under Section 4 of this
6 Act.

7 (i) The Department of Revenue may establish such rules as
8 it deems necessary to implement this Section.

9 (j) The Department of Commerce and Economic Opportunity may
10 establish such rules as it deems necessary to implement this
11 Section.

12 (k) The charges imposed by this Section shall only apply to
13 customers of municipal electric or gas utilities and electric
14 or gas cooperatives if the municipal electric or gas utility or
15 electric or gas cooperative makes an affirmative decision to
16 impose the charge. If a municipal electric or gas utility or an
17 electric cooperative makes an affirmative decision to impose
18 the charge provided by this Section, the municipal electric or
19 gas utility or electric cooperative shall inform the Department
20 of Revenue in writing of such decision when it begins to impose
21 the charge. If a municipal electric or gas utility or electric
22 or gas cooperative does not assess this charge, the Department
23 may not use funds from the Supplemental Low-Income Energy
24 Assistance Fund to provide benefits to its customers under the
25 program authorized by Section 4 of this Act.

26 In its use of federal funds under this Act, the Department

1 may not cause a disproportionate share of those federal funds
2 to benefit customers of systems which do not assess the charge
3 provided by this Section.

4 This Section is repealed effective December 31, 2013 unless
5 renewed by action of the General Assembly. The General Assembly
6 shall consider the results of the evaluations described in
7 Section 8 in its deliberations.

8 (Source: P.A. 95-48, eff. 8-10-07; 95-331, eff. 8-21-07; 96-33,
9 eff. 7-10-09; 96-154, eff. 1-1-10; 96-1000, eff. 7-2-10.)

10 Section 35. The Epilepsy Disease Assistance Act is amended
11 by changing Section 25 as follows:

12 (410 ILCS 413/25)

13 Sec. 25. Epilepsy Treatment and Education Grants-in-Aid
14 Fund. The Epilepsy Treatment and Education Grants-in-Aid Fund
15 is created as a special fund in the State treasury. Using
16 appropriations from the Fund, the Department of Public Health
17 shall provide grants-in-aid (i) to fund necessary educational
18 activities and (ii) for the development and maintenance of
19 services for victims of epilepsy and their families, as managed
20 through an epilepsy program properly staffed and affiliated
21 with a national epilepsy program. The Department shall adopt
22 rules governing the distribution and specific purpose of these
23 grants. Notwithstanding any other law to the contrary, the
24 Epilepsy Treatment and Education Grants-in-Aid Fund is not

1 subject to sweeps, administrative charge-backs, or any other
2 fiscal or budgetary maneuver that would in any way transfer any
3 amounts from the Epilepsy Treatment and Education
4 Grants-in-Aid Fund into any other fund of the State.

5 (Source: P.A. 94-73, eff. 6-23-05.)

6 Section 40. The Illinois Public Health and Safety Animal
7 Population Control Act is amended by changing Section 45 as
8 follows:

9 (510 ILCS 92/45)

10 Sec. 45. Pet Population Control Fund. The Pet Population
11 Control Fund is established as a special fund in the State
12 treasury. The moneys generated from the public safety fines
13 collected as provided in the Animal Control Act, from Pet
14 Friendly license plates under Section 3-653 of the Illinois
15 Vehicle Code, from Section 507EE of the Illinois Income Tax
16 Act, and from voluntary contributions must be kept in the Fund
17 and shall be used only to sterilize and vaccinate dogs and cats
18 in this State pursuant to the program, to promote the
19 sterilization program, to educate the public about the
20 importance of spaying and neutering, and for reasonable
21 administrative and personnel costs related to the Fund.
22 Notwithstanding any other law to the contrary, the Pet
23 Population Control Fund is not subject to sweeps,
24 administrative charge-backs, or any other fiscal or budgetary

1 maneuver that would in any way transfer any amounts from the
2 Pet Population Control Fund into any other fund of the State.

3 (Source: P.A. 94-639, eff. 8-22-05.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.