



Sen. Dan Kotowski

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1 AMENDMENT TO SENATE BILL 2958

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2958 by replacing  
3 everything after the enacting clause with the following:

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

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

5 (Source: P.A. 96-627, eff. 8-24-09.)

6 (20 ILCS 1305/10-8)

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

21 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 earned on  
25 moneys in the Fund must be deposited into the Fund.

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

6 Each year, grantees of the grants provided under this  
7 Section must submit a written report to the Department that  
8 sets forth the types of research that is conducted with the  
9 grant moneys and the status of that research.

10 The Department shall promulgate rules for the creation of a  
11 scientific review committee to review and assess applications  
12 for the grants authorized under this Section. The Committee  
13 shall serve without compensation.

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

15 (20 ILCS 1305/10-30)

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

1 Multiple Sclerosis Assistance Fund into any other fund of the  
2 State.

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

4 (20 ILCS 1305/10-65)

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

6 (a) The Hunger Relief Fund is created as a special fund in  
7 the State treasury. From appropriations to the Department from  
8 the Fund, the Department shall make grants to food banks for  
9 the purpose of purchasing food and related supplies. In this  
10 Section, "food bank" means a public or charitable institution  
11 that maintains an established operation involving the  
12 provision of food or edible commodities, or the products of  
13 food or edible commodities, to food pantries, soup kitchens,  
14 hunger relief centers, or other food or feeding centers that,  
15 as an integral part of their normal activities, provide meals  
16 or food to feed needy persons on a regular basis.

17 (b) Moneys received for the purposes of this Section,  
18 including, without limitation, appropriations, gifts,  
19 donations, grants, and awards from any public or private entity  
20 must be deposited into the Fund. Any interest earned on moneys  
21 in the Fund must be deposited into the Fund.

22 (c) Notwithstanding any other law to the contrary, the  
23 Hunger Relief 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 Hunger Relief

1 Fund into any other fund of the State.

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

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

5 (20 ILCS 1805/22-9)

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

1 friendly fire directed at a hostile force or what is thought to  
2 be a hostile force; and (iii) families of the classes of  
3 persons listed in items (i) and (ii) of this Section. The  
4 Department of Military Affairs shall establish eligibility  
5 criteria for all grants by rule.

6 On and after the effective date of this amendatory Act of  
7 the 96th General Assembly, the Department must award at least  
8 \$5,000 to each recipient of a casualty-based grant and must  
9 include Illinois residents who are active duty members of the  
10 armed forces of the United States in the eligibility for the  
11 casualty-based grant in item (ii) of this Section. Each  
12 recipient may receive only one casualty-based grant for  
13 injuries received during, or arising out of, the same  
14 engagement or incident.

15 Grants awarded from the Illinois Military Family Relief  
16 Fund shall not be subject to garnishment, wage levy,  
17 forfeiture, or other remedy, unless the denial of that remedy  
18 is inconsistent with the requirements of any other State or  
19 federal law.

20 In addition to amounts transferred into the Fund under  
21 Section 510 of the Illinois Income Tax Act, the State Treasurer  
22 shall accept and deposit into the Fund all gifts, grants,  
23 transfers, appropriations, and other amounts from any legal  
24 source, public or private, that are designated for deposit into  
25 the Fund. To prevent a delay of 30 or more days in the payment  
26 of casualty-based grants, the Department may use, for

1 administration of the program, as much as 5% of the  
2 appropriations designated for the casualty-based grant  
3 program.

4 Notwithstanding any other law to the contrary, the Illinois  
5 Military Family Relief Fund is not subject to sweeps,  
6 administrative charge-backs, or any other fiscal or budgetary  
7 maneuver that would in any way transfer any amounts from the  
8 Illinois Military Family Fund into any other fund of the State.  
9 (Source: P.A. 96-822, eff. 11-23-09.)

10 Section 15. The Department of Public Health Powers and  
11 Duties Law of the Civil Administrative Code of Illinois is  
12 amended by changing Sections 2310-350, 2310-357, 2310-358,  
13 2310-359, 2310-361, 2310-362, 2310-371.5, 2310-373, 2310-398,  
14 2310-399, 2310-403, 2310-612, 2310-635, and 2310-642 as  
15 follows:

16 (20 ILCS 2310/2310-350) (was 20 ILCS 2310/55.70)

17 Sec. 2310-350. Penny Severns Breast, Cervical, and Ovarian  
18 Cancer Research Fund. From funds appropriated from the Penny  
19 Severns Breast, Cervical, and Ovarian Cancer Research Fund, the  
20 Department shall award grants to eligible physicians,  
21 hospitals, laboratories, education institutions, and other  
22 organizations and persons to enable organizations and persons  
23 to conduct research. Disbursements from the Penny Severns  
24 Breast, Cervical, and Ovarian Cancer Research Fund for the

1 purpose of ovarian cancer research shall be subject to  
2 appropriations. For the purposes of this Section, "research"  
3 includes, but is not limited to, expenditures to develop and  
4 advance the understanding, techniques, and modalities  
5 effective in early detection, prevention, cure, screening, and  
6 treatment of breast, cervical, and ovarian cancer and may  
7 include clinical trials.

8 Moneys received for the purposes of this Section, including  
9 but not limited to income tax checkoff receipts and gifts,  
10 grants, and awards from private foundations, nonprofit  
11 organizations, other governmental entities, and persons shall  
12 be deposited into the Penny Severns Breast, Cervical, and  
13 Ovarian Cancer Research Fund, which is hereby created as a  
14 special fund in the State treasury. Notwithstanding any other  
15 law to the contrary, the Penny Severns Breast, Cervical, and  
16 Ovarian Cancer Research 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 Penny Severns Breast, Cervical, and Ovarian Cancer Research  
20 Fund into any other fund of the State.

21 The Department shall create an advisory committee with  
22 members from, but not limited to, the Illinois Chapter of the  
23 American Cancer Society, Y-Me, the Susan G. Komen Foundation,  
24 and the State Board of Health for the purpose of awarding  
25 research grants under this Section. Members of the advisory  
26 committee shall not be eligible for any financial compensation



1 or reimbursement.

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

3 (20 ILCS 2310/2310-357)

4 Sec. 2310-357. Leukemia, lymphoma, and myeloma grants. The  
5 Department of Public Health may make grants to public and  
6 private hospitals, medical centers, medical schools, and other  
7 organizations for education on and treatment of leukemia,  
8 lymphoma, and myeloma from appropriations to the Department  
9 from the Leukemia Treatment and Education Fund, a special fund  
10 created in the State treasury. Notwithstanding any other law to  
11 the contrary, the Leukemia Treatment and Education 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 Leukemia Treatment and Education Fund into any  
15 other fund of the State.

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

17 (20 ILCS 2310/2310-358)

18 Sec. 2310-358. Grants to the Les Turner ALS Foundation.  
19 Subject to appropriation, the Department of Public Health shall  
20 make grants from the Lou Gehrig's Disease (ALS) Research Fund,  
21 a special fund in the State treasury, to the Les Turner ALS  
22 Foundation for research on Amyotrophic Lateral Sclerosis  
23 (ALS). Notwithstanding any other law to the contrary, the Lou  
24 Gerhig's Disease (ALS) Research Fund is not subject to sweeps,

1 administrative charge-backs, or any other fiscal or budgetary  
2 maneuver that would in any way transfer any amounts from the  
3 Lou Gerhig's Disease (ALS) Research Fund into any other fund of  
4 the State.

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

6 (20 ILCS 2310/2310-359)

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

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

19 (20 ILCS 2310/2310-361)

20 Sec. 2310-361. The Lung Cancer Research Fund. The Lung  
21 Cancer Research Fund is created as a special fund in the State  
22 treasury. From appropriations to the Department from the Fund,  
23 the Department shall make grants to public or private  
24 not-for-profit entities for the purpose of lung cancer

1 research. Notwithstanding any other law to the contrary, the  
2 Lung Cancer 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 Lung Cancer Research Fund into any other fund of the State.

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

7 (20 ILCS 2310/2310-362)

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

9 (a) The Autoimmune Disease Research Fund is created as a  
10 special fund in the State treasury. From appropriations to the  
11 Department from the Fund, the Department shall make grants to  
12 public and private entities in the State for the purpose of  
13 funding research for the treatment and cure of autoimmune  
14 diseases.

15 (b) For the purposes of this Section:

16 "Autoimmune disease" means any disease that results from an  
17 aberrant immune response, including, without limitation,  
18 rheumatoid arthritis, systemic lupus erythematosus, and  
19 scleroderma.

20 "Research" includes, without limitation, expenditures to  
21 develop and advance the understanding, techniques, and  
22 modalities effective in the detection, prevention, screening,  
23 and treatment of autoimmune disease and may include clinical  
24 trials. "Research" does not include institutional overhead  
25 costs, indirect costs, other organizational levies, or costs of

1 community-based support services.

2 (c) Moneys received for the purposes of this Section,  
3 including, without limitation, income tax checkoff receipts  
4 and gifts, grants, and awards from any public or private  
5 entity, must be deposited into the Fund. Any interest earnings  
6 that are attributable to moneys in the Fund must be deposited  
7 into the Fund. Notwithstanding any other law to the contrary,  
8 the Autoimmune Disease 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 Autoimmune Disease Research Fund into any other fund of the  
12 State.

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

14 (20 ILCS 2310/2310-371.5) (was 20 ILCS 2310/371)

15 Sec. 2310-371.5. Heartsaver AED Fund; grants. Subject to  
16 appropriation, the Department of Public Health has the power to  
17 make matching grants from the Heartsaver AED Fund, a special  
18 fund created in the State treasury, to any school in the State,  
19 public park district, forest preserve district, conservation  
20 district, municipal recreation department, college, or  
21 university to assist in the purchase of an Automated External  
22 Defibrillator. Applicants for AED grants must demonstrate that  
23 they have funds to pay 50% of the cost of the AEDs for which  
24 matching grant moneys are sought. Any school, public park  
25 district, forest preserve district, conservation district,

1 municipal recreation department, college, or university  
2 applying for the grant shall not receive more than one grant  
3 from the Heartsaver AED Fund each fiscal year. The State  
4 Treasurer shall accept and deposit into the Fund all gifts,  
5 grants, transfers, appropriations, and other amounts from any  
6 legal source, public or private, that are designated for  
7 deposit into the Fund. Notwithstanding any other law to the  
8 contrary, the Heartsaver AED 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 Heartsaver AED Fund into any other fund of the State.

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

13 (20 ILCS 2310/2310-373)

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

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

1 (20 ILCS 2310/2310-398) (was 20 ILCS 2310/55.91)

2 Sec. 2310-398. Prostate Cancer Research Fund; grants. From  
3 funds appropriated from the Prostate Cancer Research Fund, a  
4 special fund created in the State treasury, the Department of  
5 Public Health shall make grants to public or private entities  
6 in Illinois, which may include the Lurie Comprehensive Cancer  
7 Center at the Northwestern University Medical School and the  
8 Kellogg Cancer Care Center at Evanston/Glenbrook Hospitals,  
9 for the purpose of funding research applicable to prostate  
10 cancer patients. The grant funds may not be used for  
11 institutional overhead costs, indirect costs, other  
12 organizational levies, or costs of community-based support  
13 services. Notwithstanding any other law to the contrary, the  
14 Prostate Cancer Research Fund is not subject to sweeps,  
15 administrative charge-backs, or any other fiscal or budgetary  
16 maneuver that would in any way transfer any amounts from the  
17 Prostate Cancer Research Fund into any other fund of the State.

18 (Source: P.A. 91-104, eff. 7-13-99; 92-16, eff. 6-28-01.)

19 (20 ILCS 2310/2310-399)

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

22 (a) The Department must establish and maintain a public  
23 awareness campaign to target areas in Illinois with high colon  
24 cancer mortality rates. The campaign must be developed in  
25 conjunction with recommendations made by the American Cancer

1 Society.

2 (b) The Vince Demuzio Memorial Colon Cancer Fund is created  
3 as a special fund in the State treasury. From appropriations to  
4 the Department from the Fund, the Department must operate the  
5 public awareness campaign set forth under subsection (a). The  
6 moneys from the Fund may not be used for institutional overhead  
7 costs, indirect costs, other organizational levies, or costs of  
8 community-based support services.

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

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

21 (20 ILCS 2310/2310-403)

22 Sec. 2310-403. Sarcoidosis Research Fund. To make grants  
23 for sarcoidosis research from appropriations to the Department  
24 from the Sarcoidosis Research Fund. Notwithstanding any other  
25 law to the contrary, the Sarcoidosis Research 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 Sarcoidosis Research Fund into any other fund  
4 of the State.

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

6 (20 ILCS 2310/2310-612)

7 Sec. 2310-612. Blindness prevention grants.

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

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

25 (c) A grant under this Section shall be made for a period



1 of one year and, subject to the availability of funds, may be  
2 renewed by the Department.

3 (d) The Department must create an advisory committee to  
4 make recommendations to the Department concerning grant  
5 proposals. The advisory committee shall consist of one  
6 representative from the Illinois Society for the Prevention of  
7 Blindness, one licensed doctor of optometry, one member of the  
8 Gateway Lions & Partners, one optometric educator from a school  
9 of optometry located within Illinois, and one member from the  
10 general public. Members of the advisory committee may not  
11 receive compensation or reimbursement for their services.  
12 Members of the committee must recuse themselves from  
13 consideration of any grant proposals submitted by any entity  
14 from which they were appointed.

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

19 (20 ILCS 2310/2310-635)

20 Sec. 2310-635. Healthy Smiles Fund; grants. Subject to  
21 appropriation, the Department of Public Health has the power to  
22 make grants or use moneys in the Healthy Smiles Fund, a special  
23 fund created in the State treasury, to secure federal matching  
24 grants to provide for quality assurance program evaluation  
25 activities for school-based, school-linked oral health

1 programs operating under the auspices of either the Department  
2 of Public Health or the Department of Healthcare and Family  
3 Services. The Department shall accept and deposit with the  
4 State Treasurer all gifts, grants, transfers, appropriations,  
5 and other amounts from any legal source, public or private,  
6 that are designated for deposit into the Fund. Notwithstanding  
7 any other law to the contrary, the Healthy Smiles Fund is not  
8 subject to sweeps, administrative charge-backs, or any other  
9 fiscal or budgetary maneuver that would in any way transfer any  
10 amounts from the Healthy Smiles Fund into any other fund of the  
11 State.

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

13 (20 ILCS 2310/2310-642)

14 Sec. 2310-642. Diabetes; transfer of functions from  
15 Department of Human Services.

16 (a) Diabetes Research Checkoff Fund; grants. The Diabetes  
17 Research Checkoff Fund is a special fund in the State treasury.  
18 On and after July 1, 2010, from appropriations to the  
19 Department from that Fund, the Department shall make grants to  
20 recognized public or private entities in Illinois for the  
21 purpose of funding research concerning the disease of diabetes.  
22 At least 50% of the grants made from the Fund by the Department  
23 shall be made to entities that conduct research for juvenile  
24 diabetes. For purposes of this subsection, the term "research"  
25 includes, without limitation, expenditures to develop and

1 advance the understanding, techniques, and modalities  
2 effective in the detection, prevention, screening, management,  
3 and treatment of diabetes and may include clinical trials in  
4 Illinois. Moneys received for the purposes of this subsection,  
5 including, without limitation, income tax checkoff receipts  
6 and gifts, grants, and awards from any public or private person  
7 or entity, shall be deposited into the Fund. Any interest  
8 earned on moneys in the Fund must be deposited into the Fund.  
9 Notwithstanding any other law to the contrary, the Diabetes  
10 Research Checkoff Fund is not subject to sweeps, administrative  
11 charge-backs, or any other fiscal or budgetary maneuver that  
12 would in any way transfer any amounts from the Diabetes  
13 Research Checkoff Fund into any other fund of the State.

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

1 Assembly concerning its activities and accomplishments under  
2 this subsection during the previous calendar year.

3 (c) Transfer of functions from Department of Human  
4 Services.

5 (1) Transfer. On the effective date of this amendatory  
6 Act of the 96th General Assembly, all functions performed  
7 by the Department of Human Services in connection with  
8 Sections 10-9 and 10-10 of the Department of Human Services  
9 Act (now repealed, and replaced by subsections (a) and (b),  
10 respectively, of this Section), together with all of the  
11 powers, duties, rights, and responsibilities of the  
12 Department of Human Services relating to those functions,  
13 are transferred from the Department of Human Services to  
14 the Department of Public Health.

15 The Department of Human Services and the Department of  
16 Public Health shall cooperate to ensure that the transfer  
17 of functions is completed as soon as practical.

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

1           (3) The staff of the Department of Human Services  
2 engaged in the performance of the functions transferred  
3 under this subsection may be transferred to the Department  
4 of Public Health. The status and rights of those employees  
5 under the Personnel Code shall not be affected by the  
6 transfers. The rights of the employees, the State of  
7 Illinois, and its agencies under the Personnel Code and  
8 applicable collective bargaining agreements, or under any  
9 pension, retirement, or annuity plan, shall not be affected  
10 by this amendatory Act of the 96th General Assembly.

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

19           (5) Unexpended moneys transferred. All unexpended  
20 appropriation balances and other funds otherwise available  
21 to the Department of Human Services for use in connection  
22 with the functions transferred under this subsection shall  
23 be transferred and made available to the Department of  
24 Public Health for use in connection with the functions  
25 transferred under this subsection. Unexpended balances so  
26 transferred shall be expended only for the purpose for

1 which the appropriations were originally made.

2 (6) Exercise of transferred powers; savings  
3 provisions. The powers, duties, rights, and  
4 responsibilities relating to the functions transferred  
5 under this subsection are vested in and shall be exercised  
6 by the Department of Public Health. Each act done in  
7 exercise of those powers, duties, rights, and  
8 responsibilities shall have the same legal effect as if  
9 done by the Department of Human Services or its divisions,  
10 officers, or employees.

11 (7) Persons subject to penalties. Every officer,  
12 employee, or agent of the Department of Public Health  
13 shall, for any offense, be subject to the same penalty or  
14 penalties, civil or criminal, as are prescribed by existing  
15 laws for the same offense by any officer, employee, or  
16 agent whose powers or duties were transferred under this  
17 subsection.

18 (8) Reports or notices. Whenever reports or notices are  
19 now required to be made or given or papers or documents  
20 furnished or served by any person to or upon the Department  
21 of Human Services in connection with any of the functions  
22 transferred under this subsection, the same shall be made,  
23 given, furnished, or served in the same manner to or upon  
24 the Department of Public Health.

25 (9) This subsection shall not affect any act done,  
26 ratified, or canceled, or any right occurring or

1 established, or any action or proceeding had or commenced  
2 in an administrative, civil, or criminal case, regarding  
3 the functions of the Department of Human Services before  
4 this amendatory Act of the 96th General Assembly takes  
5 effect; such actions may be prosecuted, defended, or  
6 continued by the Department of Public Health.

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

1 rules available under the Illinois Administrative  
2 Procedure Act, except that existing title, part, and  
3 section numbering for the affected rules may be retained.

4 The Department of Public Health, consistent with the  
5 Department of Human Services' authority to do so, may  
6 propose and adopt, under the Illinois Administrative  
7 Procedure Act, such other rules of the Department of Human  
8 Services that will now be administered by the Department of  
9 Public Health.

10 To the extent that, prior to the effective date of the  
11 transfer of functions under this subsection, the Secretary  
12 of Human Services had been empowered to prescribe  
13 regulations or had other authority with respect to the  
14 transferred functions, such duties shall be exercised from  
15 and after the effective date of the transfer by the  
16 Director of Public Health.

17 (11) Successor Agency Act. For the purposes of the  
18 Successor Agency Act, the Department of Public Health is  
19 declared to be the successor agency of the Department of  
20 Human Services, but only with respect to the functions that  
21 are transferred to the Department of Public Health under  
22 this subsection.

23 (12) Statutory references. Whenever a provision of law  
24 refers to the Department of Human Services in connection  
25 with its performance of a function that is transferred to  
26 the Department of Public Health under this subsection, that



1 provision shall be deemed to refer to the Department of  
2 Public Health on and after the effective date of this  
3 amendatory Act of the 96th General Assembly.

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

5 Section 20. The Department of Veterans Affairs Act is  
6 amended by changing Sections 2 and 2g as follows:

7 (20 ILCS 2805/2) (from Ch. 126 1/2, par. 67)

8 Sec. 2. Powers and duties. The Department shall have the  
9 following powers and duties:

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

18 (1) Contact veterans, their survivors and dependents  
19 and advise them of the benefits of state and federal laws  
20 and assist them in obtaining such benefits;

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

23 (3) Create a volunteer field force of accredited  
24 representatives, representing educational institutions,

1 labor organizations, veterans organizations, employers,  
2 churches, and farm organizations;

3 (4) Conduct informational and training services;

4 (5) Conduct educational programs through newspapers,  
5 periodicals and radio for the specific purpose of  
6 disseminating information affecting veterans and their  
7 dependents;

8 (6) Coordinate the services and activities of all state  
9 departments having services and resources affecting  
10 veterans and their dependents;

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

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

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

18 (10) Make and publish annual reports to the Governor  
19 regarding the administration and general operation of the  
20 Department;

21 (11) (Blank); and

22 (12) Conduct an annual review of the benefits received  
23 by Illinois veterans that compares benefits received by  
24 Illinois veterans with the benefits received by veterans in  
25 all other states and U.S. territories. The required annual  
26 review shall include, but not be limited to, (1) the

1 average benefit paid to individual veterans from Illinois,  
2 in direct comparison to the average benefit paid to  
3 individual veterans of each of the other states and U.S.  
4 territories; (2) the number of veterans receiving benefits  
5 in Illinois for the first time during the year compared to  
6 the number of claims filed by Illinois veterans during the  
7 year; (3) the aggregate number of Illinois veterans  
8 receiving benefits compared to the number of veterans from  
9 each of the other states and U.S. territories receiving  
10 benefits; and (4) a categorical analysis of the types of  
11 injuries and disabilities for which benefits are being paid  
12 in Illinois and each of the other states and U.S.  
13 territories. The benefits review shall be reported to the  
14 Governor, the General Assembly, and the Illinois  
15 Congressional delegation upon the completion of the report  
16 each year.

17 The Department may accept and hold on behalf of the State,  
18 if for the public interest, a grant, gift, devise or bequest of  
19 money or property to the Department made for the general  
20 benefit of Illinois veterans, including the conduct of  
21 informational and training services by the Department and other  
22 authorized purposes of the Department. The Department shall  
23 cause each grant, gift, devise or bequest to be kept as a  
24 distinct fund and shall invest such funds in the manner  
25 provided by the Public Funds Investment Act, as now or  
26 hereafter amended, and shall make such reports as may be

1 required by the Comptroller concerning what funds are so held  
2 and the manner in which such funds are invested. The Department  
3 may make grants from these funds for the general benefit of  
4 Illinois veterans. Grants from these funds, except for the  
5 funds established under Sections 2.01a and 2.03, shall be  
6 subject to appropriation.

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

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

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

21 (20 ILCS 2805/2g)

22 Sec. 2g. The Illinois Veterans' Homes Fund. The Illinois  
23 Veterans' Homes Fund is hereby created as a special fund in the  
24 State treasury. From appropriations to the Department from the  
25 Fund the Department shall purchase needed equipment and

1 supplies to enhance the lives of the residents at and to  
2 enhance the operations of veterans' homes in Illinois.  
3 Notwithstanding any other law to the contrary, the Illinois  
4 Veterans' Homes 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 Illinois  
7 Veterans' Homes Fund into any other fund of the State.

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

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

12 (30 ILCS 105/6z-76)

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

1 fiscal or budgetary maneuver that would in any way transfer any  
2 amounts from the Illinois Route 66 Fund into any other fund of  
3 the State.

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

5 (30 ILCS 105/6z-83)

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

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

20 (30 ILCS 105/6z-84)

21 Sec. 6z-84. The Habitat for Humanity Fund; creation. The  
22 Habitat for Humanity Fund is created as a special fund in the  
23 State treasury. Moneys in the Fund shall be appropriated to the  
24 Department of Human Services for the purpose of making grants

1 to Habitat for Humanity of Illinois, Inc., for the purpose of  
2 supporting Habitat for Humanity projects in Illinois.  
3 Notwithstanding any other law to the contrary, the Habitat for  
4 Humanity 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 Habitat for  
7 Humanity Fund into any other fund of the State.

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

9 (30 ILCS 105/8.11) (from Ch. 127, par. 144.11)

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

18 Revenues derived from the Illinois and Michigan Canal from  
19 the sale of Canal lands, lease of Canal lands, Canal  
20 concessions, and other Canal activities, which have been placed  
21 in the State Parks Fund may be appropriated to the Department  
22 of Natural Resources for that Department to use, either  
23 independently or in cooperation with any Department or Agency  
24 of the Federal or State Government or any political subdivision  
25 thereof for the development and management of the Canal and its

1 adjacent lands as outlined in the master plan for such  
2 development and management.

3 Notwithstanding any other law to the contrary, the State  
4 Parks 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 State Parks Fund  
7 into any other fund of the State.

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

9 (30 ILCS 105/8r new)

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

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

20 (305 ILCS 20/13)

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

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

23 (a) The Supplemental Low-Income Energy Assistance Fund is



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

3 (b) Notwithstanding the provisions of Section 16-111 of the  
4 Public Utilities Act but subject to subsection (k) of this  
5 Section, each public utility, electric cooperative, as defined  
6 in Section 3.4 of the Electric Supplier Act, and municipal  
7 utility, as referenced in Section 3-105 of the Public Utilities  
8 Act, that is engaged in the delivery of electricity or the  
9 distribution of natural gas within the State of Illinois shall,  
10 effective January 1, 1998, assess each of its customer accounts  
11 a monthly Energy Assistance Charge for the Supplemental  
12 Low-Income Energy Assistance Fund. The delivering public  
13 utility, municipal electric or gas utility, or electric or gas  
14 cooperative for a self-assessing purchaser remains subject to  
15 the collection of the fee imposed by this Section. The monthly  
16 charge shall be as follows:

17 (1) \$0.48 per month on each account for residential  
18 electric service;

19 (2) \$0.48 per month on each account for residential gas  
20 service;

21 (3) \$4.80 per month on each account for non-residential  
22 electric service which had less than 10 megawatts of peak  
23 demand during the previous calendar year;

24 (4) \$4.80 per month on each account for non-residential  
25 gas service which had distributed to it less than 4,000,000  
26 therms of gas during the previous calendar year;

1           (5) \$360 per month on each account for non-residential  
2           electric service which had 10 megawatts or greater of peak  
3           demand during the previous calendar year; and

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

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

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

25          (c) For purposes of this Section:

26               (1) "residential electric service" means electric

1 utility service for household purposes delivered to a  
2 dwelling of 2 or fewer units which is billed under a  
3 residential rate, or electric utility service for  
4 household purposes delivered to a dwelling unit or units  
5 which is billed under a residential rate and is registered  
6 by a separate meter for each dwelling unit;

7 (2) "residential gas service" means gas utility  
8 service for household purposes distributed to a dwelling of  
9 2 or fewer units which is billed under a residential rate,  
10 or gas utility service for household purposes distributed  
11 to a dwelling unit or units which is billed under a  
12 residential rate and is registered by a separate meter for  
13 each dwelling unit;

14 (3) "non-residential electric service" means electric  
15 utility service which is not residential electric service;  
16 and

17 (4) "non-residential gas service" means gas utility  
18 service which is not residential gas service.

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

1           (e) The Energy Assistance Charge assessed by electric and  
2 gas public utilities shall be considered a charge for public  
3 utility service.

4           (f) By the 20th day of the month following the month in  
5 which the charges imposed by the Section were collected, each  
6 public utility, municipal utility, and electric cooperative  
7 shall remit to the Department of Revenue all moneys received as  
8 payment of the Energy Assistance Charge on a return prescribed  
9 and furnished by the Department of Revenue showing such  
10 information as the Department of Revenue may reasonably  
11 require; provided, however, that a utility offering an  
12 Arrearage Reduction Program pursuant to Section 18 of this Act  
13 shall be entitled to net those amounts necessary to fund and  
14 recover the costs of such Program as authorized by that Section  
15 that is no more than the incremental change in such Energy  
16 Assistance Charge authorized by this amendatory Act of the 96th  
17 General Assembly. If a customer makes a partial payment, a  
18 public utility, municipal utility, or electric cooperative may  
19 elect either: (i) to apply such partial payments first to  
20 amounts owed to the utility or cooperative for its services and  
21 then to payment for the Energy Assistance Charge or (ii) to  
22 apply such partial payments on a pro-rata basis between amounts  
23 owed to the utility or cooperative for its services and to  
24 payment for the Energy Assistance Charge.

25           (g) The Department of Revenue shall deposit into the  
26 Supplemental Low-Income Energy Assistance Fund all moneys

1 remitted to it in accordance with subsection (f) of this  
2 Section; provided, however, that the amounts remitted by each  
3 utility shall be used to provide assistance to that utility's  
4 customers. The utilities shall coordinate with the Department  
5 to establish an equitable and practical methodology for  
6 implementing this subsection (g) beginning with the 2010  
7 program year.

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

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

15 (j) The Department of Commerce and Economic Opportunity may  
16 establish such rules as it deems necessary to implement this  
17 Section.

18 (k) The charges imposed by this Section shall only apply to  
19 customers of municipal electric or gas utilities and electric  
20 or gas cooperatives if the municipal electric or gas utility or  
21 electric or gas cooperative makes an affirmative decision to  
22 impose the charge. If a municipal electric or gas utility or an  
23 electric cooperative makes an affirmative decision to impose  
24 the charge provided by this Section, the municipal electric or  
25 gas utility or electric cooperative shall inform the Department  
26 of Revenue in writing of such decision when it begins to impose

1 the charge. If a municipal electric or gas utility or electric  
2 or gas cooperative does not assess this charge, the Department  
3 may not use funds from the Supplemental Low-Income Energy  
4 Assistance Fund to provide benefits to its customers under the  
5 program authorized by Section 4 of this Act.

6 In its use of federal funds under this Act, the Department  
7 may not cause a disproportionate share of those federal funds  
8 to benefit customers of systems which do not assess the charge  
9 provided by this Section.

10 This Section is repealed effective December 31, 2013 unless  
11 renewed by action of the General Assembly. The General Assembly  
12 shall consider the results of the evaluations described in  
13 Section 8 in its deliberations.

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

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

18 (410 ILCS 413/25)

19 Sec. 25. Epilepsy Treatment and Education Grants-in-Aid  
20 Fund. The Epilepsy Treatment and Education Grants-in-Aid Fund  
21 is created as a special fund in the State treasury. Using  
22 appropriations from the Fund, the Department of Public Health  
23 shall provide grants-in-aid (i) to fund necessary educational  
24 activities and (ii) for the development and maintenance of

1 services for victims of epilepsy and their families, as managed  
2 through an epilepsy program properly staffed and affiliated  
3 with a national epilepsy program. The Department shall adopt  
4 rules governing the distribution and specific purpose of these  
5 grants. Notwithstanding any other law to the contrary, the  
6 Epilepsy Treatment and Education Grants-in-Aid 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 Epilepsy Treatment and Education  
10 Grants-in-Aid Fund into any other fund of the State.

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

12 Section 40. The Illinois Public Health and Safety Animal  
13 Population Control Act is amended by changing Section 45 as  
14 follows:

15 (510 ILCS 92/45)

16 Sec. 45. Pet Population Control Fund. The Pet Population  
17 Control Fund is established as a special fund in the State  
18 treasury. The moneys generated from the public safety fines  
19 collected as provided in the Animal Control Act, from Pet  
20 Friendly license plates under Section 3-653 of the Illinois  
21 Vehicle Code, from Section 507EE of the Illinois Income Tax  
22 Act, and from voluntary contributions must be kept in the Fund  
23 and shall be used only to sterilize and vaccinate dogs and cats  
24 in this State pursuant to the program, to promote the



1 sterilization program, to educate the public about the  
2 importance of spaying and neutering, and for reasonable  
3 administrative and personnel costs related to the Fund.  
4 Notwithstanding any other law to the contrary, the Pet  
5 Population Control Fund is not subject to sweeps,  
6 administrative charge-backs, or any other fiscal or budgetary  
7 maneuver that would in any way transfer any amounts from the  
8 Pet Population Control Fund into any other fund of the State.  
9 (Source: P.A. 94-639, eff. 8-22-05.)

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