



Rep. Cynthia Soto

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1 AMENDMENT TO SENATE BILL 3320

2 AMENDMENT NO. _____. Amend Senate Bill 3320 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 Section 1-50 as follows:

6 (20 ILCS 1305/1-50)

7 Sec. 1-50. Department of Human Services Community Services
8 Fund.

9 (a) The Department of Human Services Community Services
10 Fund is created in the State treasury as a special fund.

11 (b) The Fund is created for the purpose of receiving and
12 disbursing moneys in accordance with this Section.
13 Disbursements from the Fund shall be made, subject to
14 appropriation, for payment of expenses incurred by the
15 Department of Human Services in support of the Department's
16 rebalancing services or for any Department of Human Services

1 Ambassador pilot program authorized by the General Assembly on
2 or after the effective date of this amendatory Act of the 97th
3 General Assembly.

4 (c) The Fund shall consist of the following:

5 (1) Moneys transferred from another State fund.

6 (2) All federal moneys received as a result of
7 expenditures that are attributable to moneys deposited in
8 the Fund.

9 (2-5) Moneys received from a tax checkoff under the
10 Illinois Income Tax Act.

11 (3) All other moneys received for the Fund from any
12 other source.

13 (4) Interest earned upon moneys in the Fund.

14 (Source: P.A. 96-1530, eff. 2-16-11.)

15 Section 10. The Illinois Lottery Law is amended by changing
16 Section 21.8 as follows:

17 (20 ILCS 1605/21.8)

18 Sec. 21.8. Quality of Life scratch-off game.

19 (a) The Department shall offer a special instant
20 scratch-off game with the title of "Quality of Life". The game
21 shall commence on July 1, 2007 or as soon thereafter, in the
22 discretion of the Superintendent, as is reasonably practical,
23 and shall be discontinued on December 31, 2017 ~~2012~~. The
24 operation of the game is governed by this Act and by any rules

1 adopted by the Department. The Department must consult with the
2 Quality of Life Board, which is established under Section
3 2310-348 of the Department of Public Health Powers and Duties
4 Law of the Civil Administrative Code of Illinois, regarding the
5 design and promotion of the game. If any provision of this
6 Section is inconsistent with any other provision of this Act,
7 then this Section governs.

8 (b) The Quality of Life Endowment Fund is created as a
9 special fund in the State treasury. The net revenue from the
10 Quality of Life special instant scratch-off game must be
11 deposited into the Fund for appropriation by the General
12 Assembly solely to the Department of Public Health for the
13 purpose of HIV/AIDS-prevention education and for making grants
14 to public or private entities in Illinois for the purpose of
15 funding organizations that serve the highest at-risk
16 categories for contracting HIV or developing AIDS. Grants shall
17 be targeted to serve at-risk populations in proportion to the
18 distribution of recent reported Illinois HIV/AIDS cases among
19 risk groups as reported by the Illinois Department of Public
20 Health. The recipient organizations must be engaged in
21 HIV/AIDS-prevention education and HIV/AIDS healthcare
22 treatment. The Department must, before grants are awarded,
23 provide copies of all grant applications to the Quality of Life
24 Board, receive and review the Board's recommendations and
25 comments, and consult with the Board regarding the grants.
26 Organizational size will determine an organization's

1 competitive slot in the "Request for Proposal" process.
2 Organizations with an annual budget of \$300,000 or less will
3 compete with like size organizations for 50% of the Quality of
4 Life annual fund. Organizations with an annual budget of
5 \$300,001 to \$700,000 will compete with like organizations for
6 25% of the Quality of Life annual fund, and organizations with
7 an annual budget of \$700,001 and upward will compete with like
8 organizations for 25% of the Quality of Life annual fund. The
9 lottery may designate a percentage of proceeds for marketing
10 purpose. The grant funds may not be used for institutional,
11 organizational, or community-based overhead costs, indirect
12 costs, or levies.

13 Grants awarded from the Fund are intended to augment the
14 current and future State funding for the prevention and
15 treatment of HIV/AIDS and are not intended to replace that
16 funding.

17 Moneys received for the purposes of this Section,
18 including, without limitation, net revenue from the special
19 instant scratch-off game and gifts, grants, and awards from any
20 public or private entity, must be deposited into the Fund. Any
21 interest earned on moneys in the Fund must be deposited into
22 the Fund.

23 For purposes of this subsection, "net revenue" means the
24 total amount for which tickets have been sold less the sum of
25 the amount paid out in prizes and the actual administrative
26 expenses of the Department solely related to the Quality of

1 Life game.

2 (c) During the time that tickets are sold for the Quality
3 of Life game, the Department shall not unreasonably diminish
4 the efforts devoted to marketing any other instant scratch-off
5 lottery game.

6 (d) The Department may adopt any rules necessary to
7 implement and administer the provisions of this Section in
8 consultation with the Quality of Life Board.

9 (Source: P.A. 97-464, eff. 10-15-11.)

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 Section 2310-348 as follows:

13 (20 ILCS 2310/2310-348)

14 Sec. 2310-348. The Quality of Life Board.

15 (a) The Quality of Life Board is created as an advisory
16 board within the Department. The Board shall consist of 11
17 members as follows: 2 members appointed by the President of the
18 Senate; one member appointed by the Minority Leader of the
19 Senate; 2 members appointed by the Speaker of the House of
20 Representatives; one member appointed by the Minority Leader of
21 the House of Representatives; 2 members appointed by the
22 Governor, one of whom shall be designated as chair of the Board
23 at the time of appointment; and 3 members appointed by the
24 Director who represent organizations that advocate for the

1 healthcare needs of the first and second highest HIV/AIDS risk
2 groups, one each from the northern Illinois region, the central
3 Illinois region, and the southern Illinois region.

4 The Board members shall serve one 2-year term. If a vacancy
5 occurs in the Board membership, the vacancy shall be filled in
6 the same manner as the initial appointment.

7 (b) Board members shall serve without compensation but may
8 be reimbursed for their reasonable travel expenses from funds
9 appropriated for that purpose. The Department shall provide
10 staff and administrative support services to the Board.

11 (c) The Board must:

12 (i) consult with the Department of the Lottery in
13 designing and promoting the Quality of Life special instant
14 scratch-off lottery game; and

15 (ii) review grant applications, make recommendations
16 and comments, and consult with the Department of Public
17 Health in making grants, from amounts appropriated from the
18 Quality of Life Endowment Fund, to public or private
19 entities in Illinois for the purpose of
20 HIV/AIDS-prevention education and for making grants to
21 public or private entities in Illinois for the purpose of
22 funding organizations that serve the highest at-risk
23 categories for contracting HIV or developing AIDS in
24 accordance with Section 21.7 of the Illinois Lottery Law.

25 (d) The Board is discontinued on June 30, 2018 ~~2013~~.

26 (Source: P.A. 97-464, eff. 10-15-11.)

1 Section 20. The State Finance Act is amended by adding
2 Sections 5.811, 5.812, 5.813, 6z-93, 6z-94, and 6z-95 as
3 follows:

4 (30 ILCS 105/5.811 new)

5 Sec. 5.811. The Childhood Cancer Research Fund.

6 (30 ILCS 105/5.812 new)

7 Sec. 5.812. The Children's Wellness Charities Fund.

8 (30 ILCS 105/5.813 new)

9 Sec. 5.813. The Housing for Families Fund.

10 (30 ILCS 105/6z-93 new)

11 Sec. 6z-93. Childhood Cancer Research Fund; creation. The
12 Childhood Cancer Research Fund is created as a special fund in
13 the State treasury. Moneys in the fund shall be used by the
14 Department of Public Health to make grants to public or private
15 not-for-profit entities for the purpose of conducting
16 childhood cancer research. For the purposes of this Section,
17 "research" includes, but is not limited to, expenditures to
18 develop and advance the understanding, techniques, and
19 modalities effective in early detection, prevention, cure,
20 screening, and treatment of childhood cancer and may include
21 clinical trials. The grant funds may not be used for

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

4 (30 ILCS 105/6z-94 new)

5 Sec. 6z-94. The Children's Wellness Charities Fund;
6 creation. The Children's Wellness Charities Fund is created as
7 a special fund in the State treasury. Moneys in the Fund shall
8 be used by the Department of Human Services to make grants to
9 public or private not-for-profit entities for the purpose of
10 administering grants to children's health and well-being
11 charities located in Illinois. For the purposes of this
12 Section, "children's health and well-being charities" include,
13 but are not limited to, charities that provide mobile care
14 centers, free or low-cost lodging, or other services to assist
15 children who are being treated for illnesses and their
16 families. For the purposes of this Section, "mobile care
17 center" means any vehicle built specifically for delivering
18 pediatric health care services.

19 (30 ILCS 105/6z-95 new)

20 Sec. 6z-95. The Housing for Families Fund; creation. The
21 Housing for Families Fund is created as a special fund in the
22 State treasury. Moneys in the Fund shall be used by the
23 Department of Human Services to make grants to public or
24 private not-for-profit entities for the purpose of building new

1 housing for low income, working poor, disabled, low credit, and
2 no credit families. For the purposes of this section "low
3 income", "working poor", "disabled", "low credit", and "no
4 credit families" shall be defined by the Department of Human
5 Services by rule.

6 Section 25. The Illinois Income Tax Act is amended by
7 changing Sections 509 and 509.1 and by adding Sections 507AAA,
8 507BBB, 507CCC, and 507DDD as follows:

9 (35 ILCS 5/507AAA new)

10 Sec. 507AAA. The Childhood Cancer Research Fund checkoff.
11 For taxable years ending on or after December 31, 2012, the
12 Department shall print, on its standard individual income tax
13 form, a provision indicating that, if the taxpayer wishes to
14 contribute to the Childhood Cancer Research Fund, as authorized
15 by this amendatory Act of the 97th General Assembly, then he or
16 she may do so by stating the amount of the contribution (not
17 less than \$1) on the return and indicating that the
18 contribution will reduce the taxpayer's refund or increase the
19 amount of payment to accompany the return. The taxpayer's
20 failure to remit any amount of the increased payment reduces
21 the contribution accordingly. This Section does not apply to
22 any amended return.

23 (35 ILCS 5/507BBB new)

1 Sec. 507BBB. The Children's Wellness Charities Fund
2 checkoff. For taxable years ending on or after December 31,
3 2012, the Department shall print, on its standard individual
4 income tax form, a provision indicating that, if the taxpayer
5 wishes to contribute to the Children's Wellness Charities Fund,
6 as authorized by this amendatory Act of the 97th General
7 Assembly, then he or she may do so by stating the amount of the
8 contribution (not less than \$1) on the return and indicating
9 that the contribution will reduce the taxpayer's refund or
10 increase the amount of payment to accompany the return. The
11 taxpayer's failure to remit any amount of the increased payment
12 reduces the contribution accordingly. This Section does not
13 apply to any amended return.

14 (35 ILCS 5/507CCC new)

15 Sec. 507CCC. The Housing for Families Fund checkoff. For
16 taxable years ending on or after December 31, 2012, the
17 Department shall print, on its standard individual income tax
18 form, a provision indicating that, if the taxpayer wishes to
19 contribute to the Housing for Families Fund, as authorized by
20 this amendatory Act of the 97th General Assembly, then he or
21 she may do so by stating the amount of the contribution (not
22 less than \$1) on the return and indicating that the
23 contribution will reduce the taxpayer's refund or increase the
24 amount of payment to accompany the return. The taxpayer's
25 failure to remit any amount of the increased payment reduces

1 the contribution accordingly. This Section does not apply to
2 any amended return.

3 (35 ILCS 5/507DDD new)

4 Sec. 507DDD. The Department of Human Services Ambassador
5 Program checkoff. For any taxable year ending on or after
6 December 31, 2012 in which the General Assembly has authorized
7 a Department of Human Services Ambassador pilot program, the
8 Department shall print, on its standard individual income tax
9 form, a provision indicating that, if the taxpayer wishes to
10 contribute to the Department of Human Services Community
11 Services Fund, as authorized by this amendatory Act of the 97th
12 General Assembly, for the purpose of paying costs associated
13 with a Department of Human Services Ambassador pilot program,
14 then he or she may do so by stating the amount of the
15 contribution (not less than \$1) on the return and indicating
16 that the contribution will reduce the taxpayer's refund or
17 increase the amount of payment to accompany the return. The
18 taxpayer's failure to remit any amount of the increased payment
19 reduces the contribution accordingly. This Section does not
20 apply to any amended return.

21 Moneys deposited into the Department of Human Services
22 Community Services Fund as a result of this tax checkoff may be
23 used only for costs associated with the Department of Human
24 Services Ambassador pilot program.

1 (35 ILCS 5/509) (from Ch. 120, par. 5-509)

2 Sec. 509. Tax checkoff explanations.

3 (a) All individual income tax return forms shall contain
4 appropriate explanations and spaces to enable the taxpayers to
5 designate contributions to the funds to which contributions may
6 be made under this Article 5.

7 (b) Each form shall contain a statement that the
8 contributions will reduce the taxpayer's refund or increase the
9 amount of payment to accompany the return. Failure to remit any
10 amount of increased payment shall reduce the contribution
11 accordingly.

12 (c) If, on October 1 of any year, the total contributions
13 to any one of the funds made under this Article 5 do not equal
14 \$100,000 or more, the explanations and spaces for designating
15 contributions to the fund shall be removed from the individual
16 income tax return forms for the following and all subsequent
17 years and all subsequent contributions to the fund shall be
18 refunded to the taxpayer. This contribution requirement does
19 not apply to the Diabetes Research Checkoff Fund checkoff
20 contained in Section 507GG of this Act.

21 (d) Notwithstanding any other provision of law, the
22 Department shall include the Hunger Relief Fund checkoff
23 established under Section 507SS on the individual income tax
24 form for the taxable year beginning on January 1, 2012. If, on
25 October 1, 2013, or on October 1 of any subsequent year, the
26 total contributions to the Hunger Relief Fund checkoff do not

1 equal \$100,000 or more, the explanations and spaces for
2 designating contributions to the fund shall be removed from the
3 individual income tax return forms for the following and all
4 subsequent years and all subsequent contributions to the fund
5 shall be refunded to the taxpayer.

6 (Source: P.A. 95-331, eff. 8-21-07; 95-434, eff. 8-27-07;
7 95-435, eff. 8-27-07; 95-940, eff. 8-29-08; 96-328, eff.
8 8-11-09.)

9 (35 ILCS 5/509.1)

10 Sec. 509.1. Removal of excess tax-checkoff funds.
11 Notwithstanding any provisions of this Act to the contrary,
12 beginning on the effective date of this amendatory Act of the
13 95th General Assembly, there may not be more than 15
14 tax-checkoff funds contained on the individual tax return form
15 at any one time. Each year, the Department shall determine
16 whether the sum of (i) the number of new tax-checkoff funds
17 created by the General Assembly during that year plus (ii) the
18 number of tax-checkoff funds that collected at least \$100,000
19 during the previous year exceeds 15. If so, then the Department
20 shall remove a number of tax-checkoff funds that were on the
21 return during the previous year that is equal to the sum of
22 items (i) and (ii) minus 15, starting with the tax-checkoff
23 fund that received the least amount of contributions and
24 working upward until a sufficient number of funds have been
25 removed. The Hunger Relief Fund checkoff established under

1 Section 507SS shall be included among the 15 tax-checkoff funds
2 as provided in subsection (d) of Section 509 of this Act.

3 For taxable years ending on or after December 31, 2012, the
4 Diabetes Research Checkoff Fund checkoff contained in Section
5 507GG of this Act shall be included on the individual tax
6 return form notwithstanding the provisions of this Section. The
7 Diabetes Research Checkoff Fund checkoff shall not be included
8 when calculating the 15 tax-checkoff fund limitation set forth
9 in this Section.

10 (Source: P.A. 95-435, eff. 8-27-07.)

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