

HB5585



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5585

by Rep. Frank J. Mautino

SYNOPSIS AS INTRODUCED:

30 ILCS 105/6z-27

Amends the State Finance Act. Provides for transfers from certain funds into the Audit Expense Fund. Effective immediately.

LRB098 15790 HLH 50823 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

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

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

6 (30 ILCS 105/6z-27)

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

11 Within 30 days after the effective date of this amendatory
12 Act of the 98th General Assembly, the State Comptroller shall
13 order transferred and the State Treasurer shall transfer from
14 the following funds moneys in the specified amounts for deposit
15 into the Audit Expense Fund:

16	<u>Agricultural Premium Fund.....</u>	<u>20,958</u>
17	<u>Appraisal Administration Fund.....</u>	<u>2,244</u>
18	<u>Asbestos Abatement Fund.....</u>	<u>2,803</u>
19	<u>Attorney General Court Ordered and</u>	
20	<u>Voluntary Compliance Payment Projects Fund</u>	<u>8,571</u>
21	<u>Attorney General Whistleblower Reward</u>	
22	<u>and Protection Fund.....</u>	<u>8,790</u>
23	<u>Bank and Trust Company Fund.....</u>	<u>86,613</u>

1	<u>Capital Development Board Revolving Fund</u>	<u>3,085</u>
2	<u>Care Provider Fund for Persons</u>	
3	<u>with a Developmental Disability.</u>	<u>4,123</u>
4	<u>Cemetery Oversight Licensing and Disciplinary Fund</u>	<u>1,691</u>
5	<u>Child Support Administrative Fund.....</u>	<u>3,131</u>
6	<u>Coal Technology Development Assistance Fund.....</u>	<u>8,459</u>
7	<u>Common School Fund</u>	<u>397,319</u>
8	<u>The Communications Revolving Fund.....</u>	<u>8,424</u>
9	<u>Community Mental Health Medicaid Trust Fund.....</u>	<u>9,697</u>
10	<u>Community Association Manager</u>	
11	<u>Licensing and Disciplinary Fund.....</u>	<u>1,277</u>
12	<u>Credit Union Fund.....</u>	<u>16,168</u>
13	<u>Cycle Rider Safety Training Fund</u>	<u>557</u>
14	<u>DCFS Children's Services Fund.....</u>	<u>224,073</u>
15	<u>Department of Business Services</u>	
16	<u>Special Operations Fund.....</u>	<u>3,399</u>
17	<u>Department of Corrections</u>	
18	<u>Reimbursement and Education Fund</u>	<u>18,296</u>
19	<u>Design Professionals Administration</u>	
20	<u>and Investigation Fund</u>	<u>3,767</u>
21	<u>Department of Human Services</u>	
22	<u>Community Services Fund.....</u>	<u>1,815</u>
23	<u>The Downstate Public Transportation Fund</u>	<u>24,530</u>
24	<u>Dram Shop Fund</u>	<u>535</u>
25	<u>Drivers Education Fund</u>	<u>1,164</u>
26	<u>Drug Rebate Fund</u>	<u>13,116</u>

1	<u>The Education Assistance Fund.....</u>	<u>2,034,774</u>
2	<u>Electronic Health Record Incentive Fund.....</u>	<u>3,082</u>
3	<u>Energy Efficiency Portfolio Standards Fund</u>	<u>35,988</u>
4	<u>Energy Efficiency Trust Fund</u>	<u>979</u>
5	<u>Estate Tax Refund Fund</u>	<u>871</u>
6	<u>Facilities Management Revolving Fund</u>	<u>10,981</u>
7	<u>Fair and Exposition Fund</u>	<u>847</u>
8	<u>Federal High Speed Rail Trust Fund</u>	<u>19,405</u>
9	<u>Federal Workforce Training Fund.....</u>	<u>73,405</u>
10	<u>Feed Control Fund.....</u>	<u>981</u>
11	<u>The Fire Prevention Fund</u>	<u>151,277</u>
12	<u>FY12 Hospital Relief Fund.....</u>	<u>4,604</u>
13	<u>General Professions Dedicated Fund</u>	<u>24,176</u>
14	<u>The General Revenue Fund</u>	<u>15,184,775</u>
15	<u>Grade Crossing Protection Fund</u>	<u>4,018</u>
16	<u>Health and Human Services Medicaid Trust Fund.....</u>	<u>4,991</u>
17	<u>Healthcare Provider Relief Fund.....</u>	<u>56,690</u>
18	<u>Hospital Provider Fund</u>	<u>25,121</u>
19	<u>Illinois Affordable Housing Trust Fund</u>	<u>3,521</u>
20	<u>Illinois Capital Revolving Loan Fund</u>	<u>570</u>
21	<u>Illinois Charity Bureau Fund</u>	<u>1,786</u>
22	<u>Illinois Department of Agriculture</u>	
23	<u>Laboratory Services Revolving Fund</u>	<u>645</u>
24	<u>Illinois Fire Fighters' Memorial Fund.....</u>	<u>577</u>
25	<u>Illinois Gaming Law Enforcement Fund</u>	<u>1,240</u>
26	<u>Illinois Standardbred Breeders Fund.....</u>	<u>1,184</u>

1	<u>Illinois State Dental Disciplinary Fund.....</u>	<u>4,523</u>
2	<u>Illinois State Fair Fund</u>	<u>5,916</u>
3	<u>Illinois State Medical Disciplinary Fund</u>	<u>13,987</u>
4	<u>Illinois State Pharmacy Disciplinary Fund.....</u>	<u>5,626</u>
5	<u>Illinois Tax Increment Fund.....</u>	<u>1,310</u>
6	<u>Illinois Thoroughbred Breeders Fund.....</u>	<u>1,837</u>
7	<u>Illinois Veterans Rehabilitation Fund.....</u>	<u>618</u>
8	<u>Illinois Workers' Compensation</u>	
9	<u>Commission Operations Fund</u>	<u>2,091</u>
10	<u>IMSA Income Fund</u>	<u>4,878</u>
11	<u>Income Tax Refund Fund</u>	<u>140,304</u>
12	<u>Insurance Financial Regulation Fund.....</u>	<u>82,630</u>
13	<u>Insurance Premium Tax Refund Fund.....</u>	<u>5,925</u>
14	<u>Insurance Producer Administration Fund</u>	<u>70,084</u>
15	<u>International Tourism Fund</u>	<u>3,475</u>
16	<u>Live and Learn Fund.....</u>	<u>8,213</u>
17	<u>The Local Government Distributive Fund</u>	<u>85,770</u>
18	<u>Local Tourism Fund</u>	<u>8,133</u>
19	<u>Long-Term Care Provider Fund</u>	<u>8,409</u>
20	<u>Medical Interagency Program Fund</u>	<u>946</u>
21	<u>Medical Special Purpose Trust Fund</u>	<u>903</u>
22	<u>Mental Health Fund</u>	<u>6,635</u>
23	<u>Monitoring Device Driving Permit</u>	
24	<u>Administration Fee Fund.....</u>	<u>573</u>
25	<u>The Motor Fuel Tax Fund.....</u>	<u>81,925</u>
26	<u>Motor Vehicle License Plate Fund</u>	<u>4,006</u>

1	<u>Nursing Dedicated and Professional Fund.....</u>	<u>8,302</u>
2	<u>Optometric Licensing and Disciplinary Board Fund</u>	<u>1,037</u>
3	<u>Partners for Conservation Fund</u>	<u>10,336</u>
4	<u>Pawnbroker Regulation Fund</u>	<u>723</u>
5	<u>The Personal Property Tax Replacement Fund</u>	<u>85,193</u>
6	<u>Pesticide Control Fund</u>	<u>4,733</u>
7	<u>Professional Services Fund</u>	<u>521</u>
8	<u>Professions Indirect Cost Fund</u>	<u>142,005</u>
9	<u>Public Pension Regulation Fund</u>	<u>8,358</u>
10	<u>The Public Transportation Fund</u>	<u>63,347</u>
11	<u>Real Estate License Administration Fund.....</u>	<u>19,900</u>
12	<u>Registered Certified Public Accountants'</u>	
13	<u>Administration and Disciplinary Fund</u>	<u>956</u>
14	<u>Renewable Energy Resources Trust Fund.....</u>	<u>2,962</u>
15	<u>Rental Housing Support Program Fund.....</u>	<u>661</u>
16	<u>The Road Fund.....</u>	<u>328,527</u>
17	<u>Regional Transportation Authority Occupation</u>	
18	<u>and Use Tax Replacement Fund</u>	<u>1,898</u>
19	<u>Savings and Residential Finance Regulatory Fund.....</u>	<u>17,435</u>
20	<u>Secretary of State DUI Administration Fund</u>	<u>672</u>
21	<u>Secretary of State Identification</u>	
22	<u>Security and Theft Prevention Fund</u>	<u>567</u>
23	<u>Secretary of State Special License Plate Fund.....</u>	<u>1,578</u>
24	<u>Secretary of State Special Services Fund</u>	<u>8,919</u>
25	<u>Securities Audit and Enforcement Fund.....</u>	<u>3,478</u>
26	<u>Solid Waste Management Fund.....</u>	<u>1,964</u>

1	<u>Special Education Medicaid Matching Fund</u>	<u>2,697</u>
2	<u>State and Local Sales Tax Reform Fund.....</u>	<u>3,840</u>
3	<u>State Construction Account Fund.....</u>	<u>94,631</u>
4	<u>The State Garage Revolving Fund.....</u>	<u>3,212</u>
5	<u>The State Lottery Fund</u>	<u>146,125</u>
6	<u>State Pensions Fund.....</u>	<u>500,000</u>
7	<u>The Statistical Services Revolving Fund.....</u>	<u>8,303</u>
8	<u>Supplemental Low-Income Energy Assistance Fund</u>	<u>49,613</u>
9	<u>Tax Compliance and Administration Fund</u>	<u>591</u>
10	<u>Tobacco Settlement Recovery Fund</u>	<u>4,689</u>
11	<u>Tourism Promotion Fund</u>	<u>22,054</u>
12	<u>Underground Storage Tank Fund.....</u>	<u>20,282</u>
13	<u>University of Illinois Hospital Services Fund.....</u>	<u>4,461</u>
14	<u>The Vehicle Inspection Fund.....</u>	<u>1,212</u>
15	<u>Violent Crime Victims Assistance Fund.....</u>	<u>7,526</u>
16	<u>Weights and Measures Fund.....</u>	<u>4,449</u>
17	<u>The Working Capital Revolving Fund</u>	<u>289,624</u>

18 ~~Within 30 days after the effective date of this amendatory~~
19 ~~Act of the 98th General Assembly, the State Comptroller shall~~
20 ~~order transferred and the State Treasurer shall transfer from~~
21 ~~the following funds moneys in the specified amounts for deposit~~
22 ~~into the Audit Expense Fund:~~

23	Agricultural Premium Fund.....	127,127
24	Brownfields Redevelopment Fund	504
25	Capital Development Board Revolving Fund	1,759
26	Care Provider Fund for Persons with	

1	Developmental Disability	13,886
2	CDLIS/AAMVA Net Trust Fund	532
3	Child Support Administrative Fund.....	5,256
4	Clean Air Act (CAA) Permit Fund.....	1,480
5	Coal Mining Regulatory Fund.....	609
6	Common School Fund	137,473
7	The Communications Revolving Fund.....	102,681
8	Community Mental Health Medicaid Trust Fund.....	25,891
9	Corporate Franchise Tax Refund Fund.....	795
10	Department of Business Services Special	
11	Operations Fund.....	3,980
12	The Downstate Public Transportation Fund	6,535
13	Drug Rebate Fund	17,775
14	Drug Treatment Fund.....	1,005
15	The Education Assistance Fund.....	1,780,814
16	Electronic Health Record Incentive Fund.....	2,136
17	Environmental Protection Permit and	
18	Inspection Fund.....	736
19	Estate Tax Collection Distributive Fund.....	810
20	Facilities Management Revolving Fund	152,269
21	Fair and Exposition Fund	5,367
22	Federal High Speed Rail Trust Fund	4,292
23	Feed Control Fund.....	8,381
24	Fertilizer Control Fund.....	2,870
25	The Fire Prevention Fund	2,666
26	General Professions Dedicated Fund	3,161

1	The General Revenue Fund	17,491,225
2	Grade Crossing Protection Fund	1,273
3	Hazardous Waste Fund	874
4	Health and Human Services	
5	 — Medicaid Trust Fund.....	10,660
6	Healthcare Provider Relief Fund.....	38,819
7	Hospital Provider Fund	44,660
8	Illinois Affordable Housing Trust Fund	620
9	Illinois Clean Water Fund.....	1,438
10	Illinois Department of Agriculture Laboratory Services	
11	 — Revolving Fund	5,536
12	Illinois Power Agency Operations Fund.....	8,996
13	Illinois Standardbred Breeders Fund.....	7,806
14	Illinois State Fair Fund	29,614
15	Illinois Tax Increment Fund.....	570
16	Illinois Thoroughbred Breeders Fund.....	12,274
17	Illinois Veterans Rehabilitation Fund.....	1,435
18	Illinois Workers' Compensation Commission	
19	 — Operations Fund.....	105,103
20	IMSA Income Fund	5,478
21	Income Tax Refund Fund	58,552
22	Live and Learn Fund.....	16,348
23	Lobbyist Registration Administration Fund.....	749
24	The Local Government Distributive Fund	33,802
25	Long Term Care Provider Fund	19,337
26	Low Level Radioactive Waste Facility	

1	Development and Operation Fund	3,023
2	Mandatory Arbitration Fund	3,272
3	Medical Interagency Program Fund	928
4	Mental Health Fund	8,872
5	Monitoring Device Driving Permit	
6	Administration Fee Fund.....	1,255
7	The Motor Fuel Tax Fund.....	25,396
8	Motor Vehicle License Plate Fund	7,672
9	Motor Vehicle Theft Prevention Trust Fund.....	68,152
10	Natural Areas Acquisition Fund	1,110
11	Nuclear Safety Emergency Preparedness Fund	112,087
12	Open Space Lands Acquisition and	
13	Development Fund	2,772
14	Park and Conservation Fund	2,736
15	Partners for Conservation Fund	29,715
16	The Personal Property Tax Replacement Fund	35,064
17	Pesticide Control Fund	24,615
18	Professional Services Fund	6,874
19	The Public Transportation Fund	17,891
20	Radiation Protection Fund.....	40,062
21	The Road Fund.....	125,524
22	Regional Transportation Authority Occupation and	
23	Use Tax Replacement Fund	711
24	Secretary of State DUI Administration Fund	1,238
25	Secretary of State Identification	
26	Security and Theft Prevention Fund	2,000

1	Secretary of State Special License Plate Fund.....	2,786
2	Secretary of State Special Services Fund	17,972
3	Securities Audit and Enforcement Fund.....	8,041
4	September 11th Fund.....	594
5	Solid Waste Management Fund.....	1,044
6	Special Education Medicaid Matching Fund	5,653
7	State and Local Sales Tax Reform Fund.....	1,411
8	State Boating Act Fund	1,974
9	State Charter School Commission Fund	7,500
10	State Construction Account Fund.....	25,552
11	The State Garage Revolving Fund.....	39,802
12	The State Lottery Fund	435,421
13	State Parks Fund	1,783
14	State Pensions Fund.....	500,000
15	State Surplus Property Revolving Fund.....	2,948
16	The Statistical Services Revolving Fund.....	121,071
17	Supreme Court Historic Preservation Fund	35,613
18	Tobacco Settlement Recovery Fund	6,642
19	Underground Storage Tank Fund.....	4,543
20	University of Illinois Hospital Services Fund.....	6,344
21	The Vehicle Inspection Fund.....	4,474
22	Weights and Measures Fund.....	26,165
23	Wildlife and Fish Fund	10,784
24	The Working Capital Revolving Fund	14,944

25 Notwithstanding any provision of the law to the contrary,
 26 the General Assembly hereby authorizes the use of such funds

1 for the purposes set forth in this Section.

2 These provisions do not apply to funds classified by the
3 Comptroller as federal trust funds or State trust funds. The
4 Audit Expense Fund may receive transfers from those trust funds
5 only as directed herein, except where prohibited by the terms
6 of the trust fund agreement. The Auditor General shall notify
7 the trustees of those funds of the estimated cost of the audit
8 to be incurred under the Illinois State Auditing Act for the
9 fund. The trustees of those funds shall direct the State
10 Comptroller and Treasurer to transfer the estimated amount to
11 the Audit Expense Fund.

12 The Auditor General may bill entities that are not subject
13 to the above transfer provisions, including private entities,
14 related organizations and entities whose funds are
15 locally-held, for the cost of audits, studies, and
16 investigations incurred on their behalf. Any revenues received
17 under this provision shall be deposited into the Audit Expense
18 Fund.

19 In the event that moneys on deposit in any fund are
20 unavailable, by reason of deficiency or any other reason
21 preventing their lawful transfer, the State Comptroller shall
22 order transferred and the State Treasurer shall transfer the
23 amount deficient or otherwise unavailable from the General
24 Revenue Fund for deposit into the Audit Expense Fund.

25 On or before December 1, 1992, and each December 1
26 thereafter, the Auditor General shall notify the Governor's

1 Office of Management and Budget (formerly Bureau of the Budget)
2 of the amount estimated to be necessary to pay for audits,
3 studies, and investigations in accordance with the Illinois
4 State Auditing Act during the next succeeding fiscal year for
5 each State fund for which a transfer or reimbursement is
6 anticipated.

7 Beginning with fiscal year 1994 and during each fiscal year
8 thereafter, the Auditor General may direct the State
9 Comptroller and Treasurer to transfer moneys from funds
10 authorized by the General Assembly for that fund. In the event
11 funds, including federal and State trust funds but excluding
12 the General Revenue Fund, are transferred, during fiscal year
13 1994 and during each fiscal year thereafter, in excess of the
14 amount to pay actual costs attributable to audits, studies, and
15 investigations as permitted or required by the Illinois State
16 Auditing Act or specific action of the General Assembly, the
17 Auditor General shall, on September 30, or as soon thereafter
18 as is practicable, direct the State Comptroller and Treasurer
19 to transfer the excess amount back to the fund from which it
20 was originally transferred.

21 (Source: P.A. 97-66, eff. 6-30-11; 97-732, eff. 6-30-12;
22 97-813, eff. 7-13-12; 98-270, eff. 8-9-13.)

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.