



Rep. Barbara Flynn Currie

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1 AMENDMENT TO SENATE BILL 1227

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1227, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The State Budget Law of the Civil  
6 Administrative Code of Illinois is amended by changing Section  
7 50-5 as follows:

8 (15 ILCS 20/50-5)

9 Sec. 50-5. Governor to submit State budget.

10 (a) The Governor shall, as soon as possible and not later  
11 than the second Wednesday in March in 2010 (March 10, 2010),  
12 the third Wednesday in February in 2011, the fourth Wednesday  
13 in February in 2012 (February 22, 2012), the first Wednesday in  
14 March in 2013 (March 6, 2013), the fourth Wednesday in March in  
15 2014 (March 26, 2014), and the third Wednesday in February of  
16 each year thereafter, except as otherwise provided in this

1 Section, submit a State budget, embracing therein the amounts  
2 recommended by the Governor to be appropriated to the  
3 respective departments, offices, and institutions, and for all  
4 other public purposes, the estimated revenues from taxation,  
5 and the estimated revenues from sources other than taxation.  
6 Except with respect to the capital development provisions of  
7 the State budget, beginning with the revenue estimates prepared  
8 for fiscal year 2012, revenue estimates shall be based solely  
9 on: (i) revenue sources (including non-income resources),  
10 rates, and levels that exist as of the date of the submission  
11 of the State budget for the fiscal year and (ii) revenue  
12 sources (including non-income resources), rates, and levels  
13 that have been passed by the General Assembly as of the date of  
14 the submission of the State budget for the fiscal year and that  
15 are authorized to take effect in that fiscal year. Except with  
16 respect to the capital development provisions of the State  
17 budget, the Governor shall determine available revenue, deduct  
18 the cost of essential government services, including, but not  
19 limited to, pension payments and debt service, and assign a  
20 percentage of the remaining revenue to each statewide  
21 prioritized goal, as established in Section 50-25 of this Law,  
22 taking into consideration the proposed goals set forth in the  
23 report of the Commission established under that Section. The  
24 Governor shall also demonstrate how spending priorities for the  
25 fiscal year fulfill those statewide goals. The amounts  
26 recommended by the Governor for appropriation to the respective

1 departments, offices and institutions shall be formulated  
2 according to each department's, office's, and institution's  
3 ability to effectively deliver services that meet the  
4 established statewide goals. The amounts relating to  
5 particular functions and activities shall be further  
6 formulated in accordance with the object classification  
7 specified in Section 13 of the State Finance Act. In addition,  
8 the amounts recommended by the Governor for appropriation shall  
9 take into account each State agency's effectiveness in  
10 achieving its prioritized goals for the previous fiscal year,  
11 as set forth in Section 50-25 of this Law, giving priority to  
12 agencies and programs that have demonstrated a focus on the  
13 prevention of waste and the maximum yield from resources.

14 Beginning in fiscal year 2011, the Governor shall  
15 distribute written quarterly financial reports on operating  
16 funds, which may include general, State, or federal funds and  
17 may include funds related to agencies that have significant  
18 impacts on State operations, and budget statements on all  
19 appropriated funds to the General Assembly and the State  
20 Comptroller. The reports shall be submitted no later than 45  
21 days after the last day of each quarter of the fiscal year and  
22 shall be posted on the Governor's Office of Management and  
23 Budget's website on the same day. The reports shall be prepared  
24 and presented for each State agency and on a statewide level in  
25 an executive summary format that may include, for the fiscal  
26 year to date, individual itemizations for each significant

1 revenue type as well as itemizations of expenditures and  
2 obligations, by agency, with an appropriate level of detail.  
3 The reports shall include a calculation of the actual total  
4 budget surplus or deficit for the fiscal year to date. The  
5 Governor shall also present periodic budget addresses  
6 throughout the fiscal year at the invitation of the General  
7 Assembly.

8 The Governor shall not propose expenditures and the General  
9 Assembly shall not enact appropriations that exceed the  
10 resources estimated to be available, as provided in this  
11 Section. Appropriations may be adjusted during the fiscal year  
12 by means of one or more supplemental appropriation bills if any  
13 State agency either fails to meet or exceeds the goals set  
14 forth in Section 50-25 of this Law.

15 For the purposes of Article VIII, Section 2 of the 1970  
16 Illinois Constitution, the State budget for the following funds  
17 shall be prepared on the basis of revenue and expenditure  
18 measurement concepts that are in concert with generally  
19 accepted accounting principles for governments:

- 20 (1) General Revenue Fund.
- 21 (2) Common School Fund.
- 22 (3) Educational Assistance Fund.
- 23 (4) Road Fund.
- 24 (5) Motor Fuel Tax Fund.
- 25 (6) Agricultural Premium Fund.

26 These funds shall be known as the "budgeted funds". The

1 revenue estimates used in the State budget for the budgeted  
2 funds shall include the estimated beginning fund balance, plus  
3 revenues estimated to be received during the budgeted year,  
4 plus the estimated receipts due the State as of June 30 of the  
5 budgeted year that are expected to be collected during the  
6 lapse period following the budgeted year, minus the receipts  
7 collected during the first 2 months of the budgeted year that  
8 became due to the State in the year before the budgeted year.  
9 Revenues shall also include estimated federal reimbursements  
10 associated with the recognition of Section 25 of the State  
11 Finance Act liabilities. For any budgeted fund for which  
12 current year revenues are anticipated to exceed expenditures,  
13 the surplus shall be considered to be a resource available for  
14 expenditure in the budgeted fiscal year.

15 Expenditure estimates for the budgeted funds included in  
16 the State budget shall include the costs to be incurred by the  
17 State for the budgeted year, to be paid in the next fiscal  
18 year, excluding costs paid in the budgeted year which were  
19 carried over from the prior year, where the payment is  
20 authorized by Section 25 of the State Finance Act. For any  
21 budgeted fund for which expenditures are expected to exceed  
22 revenues in the current fiscal year, the deficit shall be  
23 considered as a use of funds in the budgeted fiscal year.

24 Revenues and expenditures shall also include transfers  
25 between funds that are based on revenues received or costs  
26 incurred during the budget year.

1 Appropriations for expenditures shall also include all  
2 anticipated statutory continuing appropriation obligations  
3 that are expected to be incurred during the budgeted fiscal  
4 year.

5 By March 15 of each year, the Commission on Government  
6 Forecasting and Accountability shall prepare revenue and fund  
7 transfer estimates in accordance with the requirements of this  
8 Section and report those estimates to the General Assembly and  
9 the Governor.

10 For all funds other than the budgeted funds, the proposed  
11 expenditures shall not exceed funds estimated to be available  
12 for the fiscal year as shown in the budget. Appropriation for a  
13 fiscal year shall not exceed funds estimated by the General  
14 Assembly to be available during that year.

15 (b) By February 24, 2010, the Governor must file a written  
16 report with the Secretary of the Senate and the Clerk of the  
17 House of Representatives containing the following:

18 (1) for fiscal year 2010, the revenues for all budgeted  
19 funds, both actual to date and estimated for the full  
20 fiscal year;

21 (2) for fiscal year 2010, the expenditures for all  
22 budgeted funds, both actual to date and estimated for the  
23 full fiscal year;

24 (3) for fiscal year 2011, the estimated revenues for  
25 all budgeted funds, including without limitation the  
26 affordable General Revenue Fund appropriations, for the

1 full fiscal year; and

2 (4) for fiscal year 2011, an estimate of the  
3 anticipated liabilities for all budgeted funds, including  
4 without limitation the affordable General Revenue Fund  
5 appropriations, debt service on bonds issued, and the  
6 State's contributions to the pension systems, for the full  
7 fiscal year.

8 Between July 1 and August 31 of each fiscal year, the  
9 members of the General Assembly and members of the public may  
10 make written budget recommendations to the Governor.

11 Beginning with budgets prepared for fiscal year 2013, the  
12 budgets submitted by the Governor and appropriations made by  
13 the General Assembly for all executive branch State agencies  
14 must adhere to a method of budgeting where each priority must  
15 be justified each year according to merit rather than according  
16 to the amount appropriated for the preceding year.

17 (Source: P.A. 97-669, eff. 1-13-12; 97-813, eff. 7-13-12; 98-2,  
18 eff. 2-19-13.)

19 Section 99. Effective date. This Act takes effect upon  
20 becoming law.".