



Sen. Dan Kotowski

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LRB099 03020 SXM 34625 a

1 AMENDMENT TO SENATE BILL 274

2 AMENDMENT NO. _____. Amend Senate Bill 274 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Fiscal Year 2015 Emergency Act.

6 Section 5. Legislative intent. The General Assembly hereby
7 finds and declares that the State is confronted with an
8 unprecedented fiscal crisis. This Act is to be liberally
9 construed and interpreted in a manner that allows the State,
10 together with other actions taken, to address the fiscal crisis
11 for the fiscal year ending June 30, 2015.

12 Section 10. Fund transfers.

13 (a) Notwithstanding any other provision of law, but subject
14 to the provisions of this Act, at the direction of and upon
15 notification from the Governor, the Comptroller shall direct

1 and the Treasurer shall transfer an amount specified by the
2 Governor for the State's fiscal year 2015 from the following
3 funds to any general fund held by the Treasurer:

4 Supplemental Low-Income Energy Assistance Fund

5 Food and Drug Safety Fund

6 Teacher Certificate Fee Revolving Fund

7 Grade Crossing Protection Fund

8 Financial Institution Fund

9 General Professions Dedicated Fund

10 Lobbyist Registration Administration Fund

11 Agricultural Premium Fund

12 Fire Prevention Fund

13 Illinois State Pharmacy Disciplinary Fund

14 Radiation Protection Fund

15 Hospital Licensure Fund

16 Underground Storage Tank Fund

17 Solid Waste Management Fund

18 Subtitle D Management Fund

19 Illinois State Medical Disciplinary Fund

20 Facility Licensing Fund

21 Registered Certified Public Accountants' Administration and

22 Disciplinary Fund

23 Motor Vehicle Theft Prevention Trust Fund

24 Weights and Measures Fund

25 State and Local Sales Tax Reform Fund

26 County and Mass Transit District Fund

- 1 Local Government Tax Fund
- 2 Illinois Fisheries Management Fund
- 3 Capital Development Board Revolving Fund
- 4 Intercity Passenger Rail Fund
- 5 Illinois Health Facilities Planning Fund
- 6 Emergency Public Health Fund
- 7 TOMA Consumer Protection Fund
- 8 Fair and Exposition Fund
- 9 State Police Vehicle Fund
- 10 Nursing Dedicated and Professional Fund
- 11 Underground Resources Conservation Enforcement Fund
- 12 State Rail Freight Loan Repayment Fund
- 13 Illinois Affordable Housing Trust Fund
- 14 Home Care Services Agency Licensure Fund
- 15 Fertilizer Control Fund
- 16 Securities Investors Education Fund
- 17 Used Tire Management Fund
- 18 Natural Areas Acquisition Fund
- 19 I-FLY Fund
- 20 Illinois Prescription Drug Discount Program Fund
- 21 ICJIA Violence Prevention Special Projects Fund
- 22 Tattoo and Body Piercing Establishment Registration Fund
- 23 Public Health Laboratory Services Revolving Fund
- 24 Provider Inquiry Trust Fund
- 25 Securities Audit and Enforcement Fund
- 26 Drug Treatment Fund

1 Feed Control Fund
2 Plumbing Licensure and Program Fund
3 Appraisal Administration Fund
4 Trauma Center Fund
5 Alternate Fuels Fund
6 Federal High Speed Rail Trust Fund
7 Illinois State Fair Fund
8 Agricultural Master Fund
9 Human Services Priority Capital Program Fund
10 State Asset Forfeiture Fund
11 Health Facility Plan Review Fund
12 Illinois Workers' Compensation Commission Operations Fund
13 Workforce, Technology, and Economic Development Fund
14 Downstate Transit Improvement Fund
15 Renewable Energy Resources Trust Fund
16 Energy Efficiency Trust Fund
17 Pesticide Control Fund
18 Partners for Conservation Fund
19 Wireless Service Emergency Fund
20 Death Certificate Surcharge Fund
21 Illinois Adoption Registry and Medical
22 Information Exchange Fund
23 Fund for the Advancement of Education
24 Commitment to Human Services Fund
25 Illinois Standardbred Breeders Fund
26 Illinois Thoroughbred Breeders Fund

1 Spinal Cord Injury Paralysis Cure Research Trust Fund
2 Medicaid Buy-In Program Revolving Fund
3 Home Inspector Administration Fund
4 Real Estate Audit Fund
5 Illinois AgriFIRST Program Fund
6 Performance-enhancing Substance Testing Fund
7 Bank and Trust Company Fund
8 Natural Resources Restoration Trust Fund
9 Illinois Power Agency Renewable Energy Resources Fund
10 Real Estate Research and Education Fund
11 Real Estate License Administration Fund
12 Abandoned Residential Property Municipality Relief Fund
13 State Police Services Fund
14 Metabolic Screening and Treatment Fund
15 Insurance Producer Administration Fund
16 Coal Technology Development Assistance Fund
17 Low-Level Radioactive Waste Facility Development and
18 Operation Fund
19 Low-Level Radioactive Waste Facility Closure, Post-Closure
20 Care and Compensation Fund
21 Illinois State Podiatric Disciplinary Fund
22 Park and Conservation Fund
23 Vehicle Inspection Fund
24 Local Tourism Fund
25 Illinois Capital Revolving Loan Fund
26 Illinois Equity Fund

1 Public Infrastructure Construction Loan Revolving Fund

2 Insurance Financial Regulation Fund

3 Dram Shop Fund

4 Illinois State Dental Disciplinary Fund

5 ISBE Teacher Certificate Institute Fund

6 Mental Health Fund

7 Tobacco Settlement Recovery Fund

8 Public Health Special State Projects Fund

9 (b) The sum of transfers made pursuant to this Section may
10 not exceed \$26,000,000.

11 (c) No transfer pursuant to this Section may be made from
12 (i) any federal trust fund; (ii) any amount set aside for
13 payment of debt service; (iii) any amount set aside for the
14 State retirement systems governed by Article 2, 14, 15, 16, or
15 18 of the Illinois Pension Code; (iv) any fund designated for
16 use exclusively by the legislative branch or the judicial
17 branch, or any official or agency of the foregoing branches, or
18 by the State Board of Elections or the State Board of
19 Education; (v) any State fund designated for use exclusively by
20 the Attorney General, the Secretary of State, the Comptroller,
21 or the Treasurer without the written authorization from such
22 official; or (vi) the Road Fund, Motor Fuel Tax Fund, and State
23 Construction Account Fund.

24 (d) No transfer made pursuant to this Section may reduce
25 the cumulative balance of all of the funds held by the
26 Treasurer to an amount less than the total debt service payable

1 during the 12 months immediately following the date of the
2 transfer on any bonded indebtedness of the State and any
3 certificates issued under the Short Term Borrowing Act. When
4 any of the funds from which moneys have been transferred under
5 this Section have insufficient cash from which the State
6 Comptroller may make expenditures properly supported by
7 appropriations from the fund, then, at the direction of the
8 Director of the Governor's Office of Management and Budget, the
9 State Treasurer and State Comptroller shall transfer from the
10 General Revenue Fund to the fund only such amount as is
11 immediately necessary to satisfy outstanding expenditure
12 obligations on a timely basis, subject to the provisions of the
13 State Prompt Payment Act. All or a portion of the amounts
14 transferred from the General Revenue Fund to a fund pursuant to
15 the preceding sentence from time to time may be re-transferred
16 by the State Comptroller and the State Treasurer from the
17 receiving fund into the General Revenue Fund as soon as and to
18 the extent that deposits are made into or received by the
19 receiving fund. If the Director of the Governor's Office of
20 Management and Budget determines that any transfer to the
21 general funds from any of the funds from which moneys have been
22 transferred under this Section either (i) jeopardizes federal
23 funding based on a written communication from a federal
24 official or (ii) violates an order of a court of competent
25 jurisdiction, then the Director may order the State Treasurer
26 and State Comptroller, in writing, to transfer from the General

1 Revenue Fund to that fund all or part of the amounts
2 transferred from that fund under this Section.

3 Section 15. Report. Within 5 business days of each transfer
4 made pursuant to Section 10, the Director of the Governor's
5 Office of Management and Budget shall deliver a report to the
6 President of the Senate, the Speaker of the House of
7 Representatives, the Minority Leader of the Senate, and the
8 Minority Leader of the House of Representatives that sets forth
9 the following information:

10 (a) The date each transfer was made.

11 (b) The amount of each transfer.

12 (c) In the case of a transfer from the General Revenue Fund
13 to a fund of origin, the amount of such transfer and the date
14 such transfer was made.

15 (d) The end-of-day balance of both the fund of origin and
16 the General Revenue Fund on the date the transfer was made.

17 A copy of each report shall be posted on the website of the
18 Governor's Office of Management and Budget within 2 business
19 days after the report is delivered the legislative leaders.

20 Section 20. Repealer. This Act is repealed July 1, 2015.

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.".