

1 AN ACT to create the Kids Share Endowment Act.

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

4 Section 1. Short title. This Act may be cited as the
5 Kids Share Endowment Act.

6 Section 5. Purpose. The General Assembly finds that
7 there is a great need for local community initiatives that
8 are developed by community collaborations and improve and
9 promote positive outcomes for children, youth, and their
10 families. It is the purpose of this Act to establish the
11 Kids Share Endowment Program to support, fund, and evaluate
12 these initiatives.

13 Section 10. Definitions. In this Act:

14 "Authority" means the Kids Share Endowment Authority.

15 "Board" means the Board of Directors of the Kids Share
16 Endowment Authority.

17 "Community collaboration" means a broad group of
18 community members, representing a wide range of perspectives,
19 that work together to develop and achieve a common vision or
20 goal.

21 "Program" means the Kids Share Endowment Program.

22 Section 15. Kids Share Endowment Authority and Program;
23 Board of Directors.

24 (a) The Kids Share Endowment Authority is created to
25 administer the Program under this Act.

26 (b) The Kids Share Endowment Program is created within
27 the Authority.

28 (c) The governing powers of the Authority are vested in
29 a Board of Directors of the Kids Share Endowment Authority.

1 The chairperson of the Board is the Governor. There are 14
2 additional voting members:

3 (1) as ex officio members, the Director or
4 Secretary of each of the following agencies or his or her
5 designee: the Illinois State Board of Education, the
6 Department of Human Services, the Illinois Department of
7 Public Health, and the Department of Children and Family
8 Services; and

9 (2) 10 members appointed by the Governor, including
10 one each representing social services, a statewide
11 organization representing education, a civic
12 organization, business, a statewide organization
13 representing the interests of children, parents,
14 research, a statewide organization representing
15 municipalities, a statewide organization representing law
16 enforcement, and a statewide organization representing
17 park districts.

18 The appointed members shall be appointed for 3-year
19 terms. Of the members initially appointed by the Governor
20 under this Act, 3 shall serve until July 1, 2003, 3 shall
21 serve until July 1, 2004, and 4 shall serve until July 1,
22 2005.

23 Eight members constitute a quorum. The members shall not
24 receive any compensation but shall be reimbursed for all
25 reasonable and necessary expenses incurred in the performance
26 of their duties.

27 Section 20. Powers and duties.

28 (a) The duties of the Authority under this Act include
29 the following:

- 30 (1) Administering the Kids Share Endowment Program.
31 (2) Seeking, with the assistance of the Board, and
32 receiving funds that may be available from private and
33 public sources for the use of the Program.

1 (3) Distributing grants, subject to the approval of
2 the Board and to appropriations and other funding, to
3 community collaborations that address the healthy
4 development of children, youth, and families. The
5 Program may make financial commitments to grant
6 recipients for periods up to 3 years, subject to annual
7 review and approval. Approval of an initial grant or
8 annual grant renewal is contingent upon submission of a
9 local strategic plan that includes outcome-based
10 programs.

11 (4) Allocating a designated amount of the Endowment
12 to provide technical assistance, training, and evaluation
13 to help build the capacities of community collaborations.
14 This technical assistance should include assistance to
15 help collaborations identify needs, create a strategic
16 plan, maximize resources, and design collaborative
17 approaches, based on best practices, to achieve
18 identified outcomes. The Program is to ensure that
19 technical assistance, training, and evaluation continue
20 to be available to communities to ensure that they
21 achieve positive results for Illinois' children. The
22 Board and the Office of the Governor may contract with
23 not-for-profit or other outside agencies to provide the
24 technical assistance required under this paragraph.

25 (5) Allocating reasonable amounts of appropriations
26 and funding for costs necessary for the administration of
27 this Act and the Program.

28 (b) The Authority has those powers that are necessary to
29 carry out the purposes of this Act, including, without
30 limitation, the power to:

31 (1) appoint an Executive Director of the
32 Authority, who shall, subject to the provisions of this
33 Act, execute the powers and discharge the duties vested
34 by law in the Authority and administer the Kids Share

1 Endowment Program;

2 (2) employ agents and employees necessary to carry
3 out the purposes of this Act and fix their compensation,
4 benefits, terms, and conditions of employment;

5 (3) contract with not-for-profit and other outside
6 agencies for purposes of administering this Act, and
7 enforce the terms of any contract entered into, whether
8 in law or equity, or by other legal means; and

9 (4) adopt any rules necessary to implement this
10 Act.

11 Section 25. Applications for grants.

12 (a) The Kids Share Endowment Program shall provide money
13 to support local community collaborations through funding,
14 evaluation, and technical assistance.

15 (b) To be eligible to receive funding from the Kids
16 Share Endowment Program, a community collaboration must:

17 (1) Develop a strategic plan that addresses local
18 needs, maximizes resources, and builds on existing
19 strengths. The strategic plan must include:

20 (A) a description of goals and objectives
21 proposed to be obtained;

22 (B) a description of the programs, services,
23 and projects to be provided;

24 (C) a description of how measurable outcomes
25 of the programs, services, and projects will be
26 determined using appropriate, reliable indicators;
27 and

28 (D) a description of how the programs,
29 services, and projects will be integrated into a
30 consumer-oriented and easily accessible system.

31 (2) Demonstrate effective use of current federal,
32 State, and local dollars and why sufficient funding for
33 the proposal is not available through current traditional
34 funding streams.

1 (c) A successful community designed proposal for funding
2 may focus on these or other areas:

3 (1) enhancing the quality of existing services for
4 children, youth, and families;

5 (2) filling service gaps that current funding
6 streams do not address;

7 (3) promoting healthy social-emotional development
8 of children and youth;

9 (4) improving and developing facilities to service
10 children, youth, and their families;

11 (5) short term, one-time expenses; and

12 (6) pilot projects.

13 Section 30. Kids Share Endowment Program Fund. The Kids
14 Share Endowment Program Fund is created as a special fund in
15 the State Treasury. Moneys shall be transferred into the
16 Kids Share Endowment Program Fund from the Tobacco Settlement
17 Recovery Fund in accordance with Section 6z-43 of the State
18 Finance Act. All interest or other earnings that accrue from
19 investment of the Kids Share Endowment Program Fund moneys
20 shall be credited to the Kids Share Endowment Program Fund.
21 Moneys in the Fund may be expended, pursuant to
22 appropriation, for purposes consistent with the authority and
23 purposes specified by this Act. The Program may also receive
24 funding from private and other State or federal sources.

25 Section 90. The State Finance Act is amended by changing
26 Section 6z-43 and adding Section 5.545 as follows:

27 (30 ILCS 105/5.545 new)

28 Sec. 5.545. The Kids Share Endowment Program Fund.

29 (30 ILCS 105/6z-43)

30 Sec. 6z-43. Tobacco Settlement Recovery Fund.

1 (a) There is created in the State Treasury a special
2 fund to be known as the Tobacco Settlement Recovery Fund,
3 into which shall be deposited all monies paid to the State
4 pursuant to (1) the Master Settlement Agreement entered in
5 the case of People of the State of Illinois v. Philip Morris,
6 et al. (Circuit Court of Cook County, No. 96-L13146) and (2)
7 any settlement with or judgment against any tobacco product
8 manufacturer other than one participating in the Master
9 Settlement Agreement in satisfaction of any released claim as
10 defined in the Master Settlement Agreement, as well as any
11 other monies as provided by law. All earnings on Fund
12 investments shall be deposited into the Fund. Upon the
13 creation of the Fund, the State Comptroller shall order the
14 State Treasurer to transfer into the Fund any monies paid to
15 the State as described in item (1) or (2) of this Section
16 before the creation of the Fund plus any interest earned on
17 the investment of those monies. The Treasurer may invest the
18 moneys in the Fund in the same manner, in the same types of
19 investments, and subject to the same limitations provided in
20 the Illinois Pension Code for the investment of pension funds
21 other than those established under Article 3 or 4 of the
22 Code.

23 (b) As soon as may be practical after June 30, 2001, the
24 State Comptroller shall direct and the State Treasurer shall
25 transfer the unencumbered balance in the Tobacco Settlement
26 Recovery Fund as of June 30, 2001 into the Budget
27 Stabilization Fund. The Treasurer may invest the moneys in
28 the Budget Stabilization Fund in the same manner, in the same
29 types of investments, and subject to the same limitations
30 provided in the Illinois Pension Code for the investment of
31 pension funds other than those established under Article 3 or
32 4 of the Code.

33 (c) As soon as practical after June 30, 2002, the State
34 Comptroller shall order transferred and the State Treasurer

1 shall transfer from the Tobacco Settlement Recovery Fund into
2 the Kids Share Endowment Program Fund an amount equal to 1/3
3 of all deposits made into the Tobacco Settlement Recovery
4 Fund during fiscal year 2002. In addition, as soon as
5 practical after June 30, 2003, the State Comptroller shall
6 order transferred and the State Treasurer shall transfer from
7 the Tobacco Settlement Recovery Fund into the Kids Share
8 Endowment Program Fund an amount equal to 1/3 of all deposits
9 made into the Tobacco Settlement Recovery Fund during fiscal
10 year 2003.

11 (Source: P.A. 91-646, eff. 11-19-99; 91-704, eff. 7-1-00;
12 91-797, eff. 6-9-00; revised 6-28-00.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.