



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB5153

Introduced 1/29/2010, by Rep. Eddie Washington

#### SYNOPSIS AS INTRODUCED:

15 ILCS 520/16.3

Amends the Deposit of State Moneys Act. In provisions authorizing the State Treasurer to consider a financial institution's commitment to its community in deciding whether to deposit State funds in that institution, provides that the State Treasurer shall not deposit funds in the institution (i) if the current rating under the federal Community Reinvestment Act of 1977 is less than "outstanding" and (ii) unless the financial institution certifies that it does not make refund anticipation loans and does not make operating loans to payday lenders.

LRB096 19302 RCE 34693 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning State investments.

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

4 Section 5. The Deposit of State Moneys Act is amended by  
5 changing Section 16.3 as follows:

6 (15 ILCS 520/16.3)

7 Sec. 16.3. Consideration of financial institution's  
8 commitment to its community.

9 (a) In addition to any other requirements of this Act, the  
10 State Treasurer is authorized to consider the financial  
11 institution's record and current level of financial commitment  
12 to its local community when deciding whether to deposit State  
13 funds in that financial institution. The State Treasurer may  
14 consider factors including, but not necessarily limited to:

15 (1) for financial institutions subject to the federal  
16 Community Reinvestment Act of 1977, the current and  
17 historical ratings that the financial institution has  
18 received, to the extent that those ratings are publicly  
19 available, under the federal Community Reinvestment Act of  
20 1977;

21 (2) any changes in ownership, management, policies, or  
22 practices of the financial institution that may affect the  
23 level of the financial institution's commitment to its

1 community;

2 (3) the financial impact that the withdrawal or denial  
3 of deposits of State funds might have on the financial  
4 institution; and

5 (4) the financial impact to the State as a result of  
6 withdrawing State funds or refusing to deposit additional  
7 State funds in the financial institution.

8 (a-5) The State Treasurer shall not deposit funds in a  
9 financial institution pursuant to this Section (i) if item (1)  
10 of subsection (a) applies and the current rating under the  
11 federal Community Reinvestment Act of 1977 is less than  
12 "outstanding" and (ii) unless the financial institution  
13 certifies that it does not make refund anticipation loans and  
14 does not make operating loans to payday lenders.

15 (b) Nothing in this Section shall be construed as  
16 authorizing the State Treasurer to conduct an examination or  
17 investigation of a financial institution or to receive  
18 information that is not publicly available and the disclosure  
19 of which is otherwise prohibited by law.

20 (Source: P.A. 93-251, eff. 7-1-04.)