

HB3122



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3122

by Rep. Frank J. Mautino

SYNOPSIS AS INTRODUCED:

30 ILCS 105/6z-27

Amends the State Finance Act. Provides that the State Comptroller shall order transferred and the State Treasurer shall transfer from certain funds moneys in certain amounts for deposit into the Audit Expense Fund. Effective immediately.

LRB098 02668 KMW 32673 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 2012, the State Comptroller
13 shall order transferred and the State Treasurer shall transfer
14 from the following funds moneys in the specified amounts for
15 deposit into the Audit Expense Fund:

16 ~~Adeline Jay Geo Karis Illinois~~

17	Beach Marina Fund.....	4,825
18	Aggregate Operations Regulatory Fund	507
19	Agricultural Premium Fund.....	<u>127,127</u> 17,505
20	Alternate Fuels Fund	641
21	Appraisal Administration Fund.....	2,555
22	Asbestos Abatement Fund.....	3,563
23	Attorney General Court Ordered and Voluntary	

1	Compliance Payment Projects Fund	9,010
2	Attorney General Whistleblower Reward and	
3	Protection Fund.....	7,878
4	Bank and Trust Company Fund.....	114,670
5	Brownfields Redevelopment Fund	<u>504</u> 2,874
6	Build Illinois Capital Revolving Loan Fund	966
7	Capital Development Board Revolving Fund	<u>1,759</u> 3,163
8	Care Provider Fund for Persons with	
9	Developmental Disability	<u>13,886</u> 3,939
10	<u>CDLIS/AAMVA Net Trust Fund</u>	<u>532</u>
11	<u>Child Support Administrative Fund.....</u>	<u>5,256</u>
12	Clean Air Act (CAA) Permit Fund.....	<u>1,480</u> 9,789
13	Coal Mining Regulatory Fund.....	<u>609</u> 8,334
14	Coal Technology Development Assistance Fund.....	10,321
15	Common School Fund	<u>137,473</u> 250,850
16	The Communications Revolving Fund.....	<u>102,681</u> 33,809
17	Community Mental Health Medicaid Trust Fund.....	<u>25,891</u> 7,539
18	Corporate Franchise Tax Refund Fund.....	<u>795</u> 532
19	Corporate Headquarters Relocation Assistance Fund.....	2,093
20	Credit Union Fund.....	17,110
21	Cycle Rider Safety Training Fund	546
22	DCFS Children's Services Fund.....	186,660
23	Department of Business Services Special	
24	Operations Fund.....	<u>3,980</u> 1,983
25	Department of Corrections Reimbursement and	
26	Education Fund	29,617

1	Design Professionals Administration and		
2	Investigation Fund	6,341	
3	Digital Divide Elimination Fund.....	3,314	
4	The Downstate Public Transportation Fund	<u>6,535</u>	19,258
5	Drivers Education Fund	1,491	
6	<u>Drug Rebate Fund</u>	<u>17,775</u>	
7	<u>Drug Treatment Fund.....</u>	<u>1,005</u>	
8	The Education Assistance Fund.....	<u>1,780,814</u>	40,564
9	<u>Electronic Health Record Incentive Fund.....</u>	<u>2,136</u>	
10	Energy Efficiency Trust Fund	1,946	
11	Environmental Protection Permit and		
12	Inspection Fund.....	<u>736</u>	4,620
13	<u>Estate Tax Collection Distributive Fund.....</u>	<u>810</u>	
14	Facilities Management Revolving Fund	<u>152,269</u>	59,124
15	Fair and Exposition Fund	<u>5,367</u>	789
16	<u>Federal High Speed Rail Trust Fund</u>	<u>4,292</u>	
17	Federal Workforce Training Fund.....	141,336	
18	Feed Control Fund.....	<u>8,381</u>	1,133
19	<u>Fertilizer Control Fund.....</u>	<u>2,870</u>	
20	The Fire Prevention Fund	<u>2,666</u>	216,465
21	General Professions Dedicated Fund	<u>3,161</u>	28,411
22	The General Revenue Fund	<u>17,491,225</u>	16,043,536
23	Grade Crossing Protection Fund	<u>1,273</u>	4,345
24	Hazardous Waste Fund	<u>874</u>	5,183
25	Health and Human Services		
26	Medicaid Trust Fund.....	<u>10,660</u>	5,758

1	Healthcare Provider Relief Fund.....	<u>38,819</u>	26,311
2	<u>Hospital Provider Fund</u>	<u>44,660</u>	
3	Home Inspector Administration Fund		876
4	Illinois Affordable Housing Trust Fund	<u>620</u>	763
5	Illinois Charity Bureau Fund		2,011
6	Illinois Clean Water Fund.....	<u>1,438</u>	8,592
7	Illinois Department of Agriculture Laboratory Services		
8	Revolving Fund	<u>5,536</u>	665
9	Illinois Fire Fighters' Memorial Fund		1,814
10	Illinois Forestry Development Fund		2,642
11	Illinois Gaming Law Enforcement Fund		1,674
12	Illinois Habitat Fund		4,192
13	Illinois Power Agency Operations Fund.....	<u>8,996</u>	110,651
14	Illinois Standardbred Breeders Fund.....	<u>7,806</u>	1,132
15	Illinois State Dental Disciplinary Fund		6,888
16	Illinois State Fair Fund	<u>29,614</u>	4,673
17	Illinois State Medical Disciplinary Fund		27,524
18	Illinois State Pharmacy Disciplinary Fund		8,373
19	Illinois Tax Increment Fund.....	<u>570</u>	1,390
20	Illinois Thoroughbred Breeders Fund.....	<u>12,274</u>	1,808
21	<u>Illinois Veterans Rehabilitation Fund</u>	<u>1,435</u>	
22	Illinois Wildlife Preservation Fund		1,282
23	Illinois Workers' Compensation Commission		
24	Operations Fund.....	<u>105,103</u>	2,212
25	IMSA Income Fund	<u>5,478</u>	5,326
26	Income Tax Refund Fund	<u>58,552</u>	109,482

1	Insurance Financial Regulation Fund	96,074
2	Insurance Premium Tax Refund Fund	7,589
3	Insurance Producer Administration Fund	75,222
4	International Tourism Fund	2,814
5	Live and Learn Fund.....	<u>16,348</u> 9,516
6	<u>Lobbyist Registration Administration Fund</u>	<u>749</u>
7	The Local Government Distributive Fund	<u>33,802</u> 81,356
8	Local Tourism Fund	7,095
9	<u>Long Term Care Provider Fund</u>	<u>19,337</u>
10	<u>Low Level Radioactive Waste Facility</u>	
11	<u>Development and Operation Fund</u>	<u>3,023</u>
12	<u>Mandatory Arbitration Fund</u>	<u>3,272</u>
13	<u>Medical Interagency Program Fund</u>	<u>928</u>
14	Mental Health Fund	<u>8,872</u> 2,806
15	<u>Monitoring Device Driving Permit</u>	
16	<u>Administration Fee Fund</u>	<u>1,255</u>
17	The Motor Fuel Tax Fund.....	<u>25,396</u> 80,083
18	Motor Vehicle License Plate Fund	<u>7,672</u> 4,763
19	<u>Motor Vehicle Theft Prevention Trust Fund</u>	<u>68,152</u>
20	Natural Areas Acquisition Fund	<u>1,110</u> 16,001
21	<u>Nuclear Safety Emergency Preparedness Fund</u>	<u>112,087</u>
22	Nursing Dedicated and Professional Fund	10,167
23	Off-Highway Vehicle Trails Fund	794
24	Open Space Lands Acquisition and	
25	Development Fund	<u>2,772</u> 58,827
26	Optometric Licensing and Disciplinary Board Fund	1,408

1	Park and Conservation Fund	<u>2,736</u>	47,464
2	Partners for Conservation Fund	<u>29,715</u>	11,901
3	Pawnbroker Regulation Fund	757
4	The Personal Property Tax Replacement Fund	<u>35,064</u>	142,488
5	Pesticide Control Fund	<u>24,615</u>	3,903
6	Prisoner Review Board Vehicle and Equipment Fund	2,621
7	Professional Services Fund	<u>6,874</u>	2,029
8	Professions Indirect Cost Fund	191,548
9	Public Pension Regulation Fund	7,519
10	The Public Transportation Fund	<u>17,891</u>	52,905
11	<u>Radiation Protection Fund.....</u>		<u>40,062</u>
12	Real Estate License Administration Fund.....	26,119
13	Registered Certified Public Accountants' Administration		
14	and Disciplinary Fund.....	1,547
15	Renewable Energy Resources Trust Fund.....	1,601
16	Rental Housing Support Program Fund.....	865
17	The Road Fund.....	<u>125,524</u>	289,575
18	Regional Transportation Authority Occupation and		
19	Use Tax Replacement Fund	<u>711</u>	1,833
20	Savings and Residential Finance Regulatory Fund.....	30,756
21	Secretary of State DUI Administration Fund	<u>1,238</u>	765
22	Secretary of State Identification		
23	Security and Theft Prevention Fund	<u>2,000</u>	1,757
24	Secretary of State Special License Plate Fund....	<u>2,786</u>	2,304
25	Secretary of State Special Services Fund	<u>17,972</u>	10,045
26	Securities Audit and Enforcement Fund.....	<u>8,041</u>	3,211

1	<u>September 11th Fund</u>	<u>594</u>
2	Solid Waste Management Fund.....	<u>1,044</u> 9,494
3	<u>Special Education Medicaid Matching Fund</u>	<u>5,653</u>
4	State and Local Sales Tax Reform Fund.....	<u>1,411</u> 3,638
5	State Boating Act Fund	<u>1,974</u> 38,425
6	<u>State Charter School Commission Fund</u>	<u>7,500</u>
7	State Construction Account Fund.....	<u>25,552</u> 79,336
8	The State Garage Revolving Fund.....	<u>39,802</u> 11,541
9	The State Lottery Fund	<u>435,421</u> 68,197
10	State Migratory Waterfowl Stamp Fund	4,757
11	State Parks Fund	<u>1,783</u> 29,249
12	State Pensions Fund.....	<u>500,000</u> 1,000,000
13	State Pheasant Fund	723
14	State Surplus Property Revolving Fund.....	<u>2,948</u> 1,078
15	The Statistical Services Revolving Fund.....	<u>121,071</u> 40,944
16	Subtitle D Management Fund	989
17	Supplemental Low Income Energy Assistance Fund	48,768
18	<u>Supreme Court Historic Preservation Fund</u>	<u>35,613</u>
19	Tobacco Settlement Recovery Fund	<u>6,642</u> 2,501
20	Tourism Promotion Fund	14,362
21	Underground Resources Conservation Enforcement Fund	1,722
22	Underground Storage Tank Fund.....	<u>4,543</u> 69,453
23	<u>University of Illinois Hospital Services Fund</u>	<u>6,344</u>
24	The Vehicle Inspection Fund.....	<u>4,474</u> 14,322
25	Violent Crime Victims Assistance Fund	10,629
26	Weights and Measures Fund.....	<u>26,165</u> 3,408

1 Wildlife and Fish Fund 10,784 ~~164,990~~

2 The Working Capital Revolving Fund 14,944 ~~281,376~~

3 Notwithstanding any provision of the law to the contrary,
4 the General Assembly hereby authorizes the use of such funds
5 for the purposes set forth in this Section.

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

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

23 In the event that moneys on deposit in any fund are
24 unavailable, by reason of deficiency or any other reason
25 preventing their lawful transfer, the State Comptroller shall
26 order transferred and the State Treasurer shall transfer the

1 amount deficient or otherwise unavailable from the General
2 Revenue Fund for deposit into the Audit Expense Fund.

3 On or before December 1, 1992, and each December 1
4 thereafter, the Auditor General shall notify the Governor's
5 Office of Management and Budget (formerly Bureau of the Budget)
6 of the amount estimated to be necessary to pay for audits,
7 studies, and investigations in accordance with the Illinois
8 State Auditing Act during the next succeeding fiscal year for
9 each State fund for which a transfer or reimbursement is
10 anticipated.

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

25 (Source: P.A. 96-476, eff. 8-14-09; 96-976, eff. 7-2-10; 97-66,
26 eff. 6-30-11; 97-732, eff. 6-30-12; 97-813, eff. 7-13-12.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.