

1 AN ACT concerning State government.

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 Sections 16.1 and 16.3 as follows:

6 (15 ILCS 520/16.1) (from Ch. 130, par. 35.1)

7 Sec. 16.1. Depository reports. The State Treasurer may  
8 request, at his discretion, a financial institution, as a  
9 condition to serving as a State depository of public funds, to  
10 submit to the State Treasurer a copy of the consolidated  
11 report of condition and income required to be submitted on a  
12 periodic basis to a State ~~state~~ or federal regulator of the  
13 financial institution, ~~and~~ a copy of the financial  
14 institution's Illinois Community Reinvestment Act statement  
15 and examination, if available, and a copy of the financial  
16 institution's federal Community Reinvestment Act of 1977  
17 statement and examination, if available. Nothing in this  
18 Section, however, shall require a financial institution to  
19 submit any document or part thereof deemed to be confidential  
20 by a State or federal regulator of the financial institution.  
21 (Source: P.A. 87-510.)

22 (15 ILCS 520/16.3)

1           Sec. 16.3. Consideration of financial institution's  
2 commitment to its community.

3           (a) In addition to any other requirements of this Act, the  
4 State Treasurer shall consider the financial institution's  
5 record and current level of financial commitment to its local  
6 community when deciding whether to deposit State funds in that  
7 financial institution. The State Treasurer may consider  
8 factors, including, but not necessarily limited to:

9           (1) for financial institutions subject to the federal  
10 Community Reinvestment Act of 1977, the current and  
11 historical ratings that the financial institution has  
12 received, to the extent that those ratings are publicly  
13 available, under the federal Community Reinvestment Act of  
14 1977;

15           (1.5) for financial institutions subject to the  
16 Illinois Community Reinvestment Act, the current and  
17 historical ratings that the financial institution has  
18 received under the Illinois Community Reinvestment Act, to  
19 the extent that those ratings are publicly available;

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

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

1           (4) the financial impact to the State as a result of  
2       withdrawing State funds or refusing to deposit additional  
3       State funds in the financial institution.

4           (a-5) Effective January 1, 2022, no State funds may be  
5       deposited in a financial institution subject to the federal  
6       Community Reinvestment Act of 1977 unless the institution has  
7       a current rating of satisfactory or outstanding under the  
8       Community Reinvestment Act of 1977.

9           (a-6) Effective January 1, 2026, no State funds may be  
10       deposited in a financial institution subject to the Illinois  
11       Community Reinvestment Act unless either (i) the institution  
12       has a current rating of satisfactory or outstanding under the  
13       Illinois Community Reinvestment Act at the time of deposit or  
14       (ii) the Department of Financial and Professional Regulation  
15       has not yet completed its initial examination of the  
16       institution pursuant to the Illinois Community Reinvestment  
17       Act. State funds that have been deposited may not be withdrawn  
18       from a financial institution prior to the date of maturity  
19       solely on the basis of a less than satisfactory rating under  
20       the Illinois Community Reinvestment Act.

21           (a-10) When investing or depositing State funds, the State  
22       Treasurer may give preference to financial institutions that  
23       have a current rating of outstanding under the federal  
24       Community Reinvestment Act of 1977 and the Illinois Community  
25       Reinvestment Act.

26           (b) Nothing in this Section shall be construed as

1 authorizing the State Treasurer to conduct an examination or  
2 investigation of a financial institution or to receive  
3 information that is not publicly available and the disclosure  
4 of which is otherwise prohibited by law.

5 (Source: P.A. 101-657, eff. 3-23-21.)

6 Section 10. The Public Funds Investment Act is amended by  
7 changing Section 8 as follows:

8 (30 ILCS 235/8)

9 Sec. 8. Consideration of financial institution's  
10 commitment to its community.

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

17 (1) for financial institutions subject to the federal  
18 Community Reinvestment Act of 1977, the current and  
19 historical ratings that the financial institution has  
20 received, to the extent that those ratings are publicly  
21 available, under the federal Community Reinvestment Act of  
22 1977;

23 (1.5) for financial institutions subject to the  
24 Illinois Community Reinvestment Act, the current and

1 historical ratings that the financial institution has  
2 received under the Illinois Community Reinvestment Act, to  
3 the extent that those ratings are publicly available;

4 (2) any changes in ownership, management, policies, or  
5 practices of the financial institution that may affect the  
6 level of the financial institution's commitment to its  
7 community;

8 (3) the financial impact that the withdrawal or denial  
9 of deposits of public funds might have on the financial  
10 institution;

11 (4) the financial impact to the public agency as a  
12 result of withdrawing public funds or refusing to deposit  
13 additional public funds in the financial institution; and

14 (5) any additional burden on the resources of the  
15 public agency that might result from ceasing to maintain  
16 deposits of public funds at the financial institution  
17 under consideration.

18 (a-5) Effective January 1, 2022, no public funds may be  
19 deposited in a financial institution subject to the federal  
20 Community Reinvestment Act of 1977 unless the institution has  
21 a current rating of satisfactory or outstanding under the  
22 Community Reinvestment Act of 1977.

23 (a-6) Effective January 1, 2026, no public funds may be  
24 deposited in a financial institution subject to the Illinois  
25 Community Reinvestment Act unless either (i) the institution  
26 has a current rating of satisfactory or outstanding under the

1 Illinois Community Reinvestment Act at the time of deposit or  
2 (ii) the Department of Financial and Professional Regulation  
3 has not yet completed its initial examination of the  
4 institution pursuant to the Illinois Community Reinvestment  
5 Act. Public funds that have been deposited may not be  
6 withdrawn from a financial institution prior to the date of  
7 maturity solely on the basis of a less than satisfactory  
8 rating under the Illinois Community Reinvestment Act.

9 (a-10) When investing or depositing public funds, the  
10 public agency may give preference to financial institutions  
11 that have a current rating of outstanding under the federal  
12 Community Reinvestment Act of 1977 and the Illinois Community  
13 Reinvestment Act.

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

19 (Source: P.A. 101-657, eff. 3-23-21.)

20 Section 99. Effective date. This Act takes effect January  
21 1, 2026.