



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HOUSE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

HC0027

Introduced , by Rep. Jaime M. Andrade, Jr.

SYNOPSIS AS INTRODUCED:

ILCON Art. VIII, Sec. 2

Proposes to amend the Finance Article of the Illinois Constitution. Provides that expenditures shall not exceed proposed revenue (rather than funds) estimated to be available for a fiscal year. Provides that except for deficiency or emergency appropriations, all appropriations are expendable only during the fiscal year for which they were appropriated. Provides that no public money shall be expended except as provided by appropriations made by law. Provides that expenditures for any fiscal year shall not exceed the State's revenues and reserves, including proceeds of any debt obligation, for that year. Provides that no debt obligation, except as shall be repaid within the fiscal year of issuance, shall be authorized for the current operation of any State service or program, nor shall the proceeds of any debt obligation be expended for a purpose other than that for which it was authorized. Provides that any law requiring the expenditure of State funds shall be null and void unless, during the session in which the act receives final passage, an appropriation is made for the estimated first-year's funding. Defines "revenue". Effective upon being declared adopted.

LRB101 10249 RJF 55353 e

1 HOUSE JOINT RESOLUTION
2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE
4 HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE
5 SENATE CONCURRING HEREIN, that there shall be submitted to the
6 electors of the State for adoption or rejection at the general
7 election next occurring at least 6 months after the adoption of
8 this resolution a proposition to amend Section 2 of Article
9 VIII of the Illinois Constitution as follows:

10 ARTICLE VIII
11 FINANCE

12 (ILCON Art. VIII, Sec. 2)

13 SECTION 2. STATE FINANCE

14 (a) The Governor shall prepare and submit to the General
15 Assembly, at a time prescribed by law, a State budget for the
16 ensuing fiscal year. The budget shall set forth the estimated
17 balance of revenue funds available for appropriation at the
18 beginning of the fiscal year, the estimated receipts, and a
19 plan for expenditures and obligations during the fiscal year of
20 every department, authority, public corporation and
21 quasi-public corporation of the State, every State college and
22 university, and every other public agency created by the State,
23 but not of units of local government or school districts. The

1 budget shall also set forth the indebtedness and contingent
2 liabilities of the State and such other information as may be
3 required by law. Proposed expenditures shall not exceed revenue
4 ~~funds~~ estimated to be available for the fiscal year as shown in
5 the budget. For the purposes of this Section, "revenue" means
6 the receipts from taxes and fees, and does not include debt
7 incurred, existing debt refinanced, or additional funds
8 resulting from fund sweeps.

9 (b) The General Assembly by law shall make appropriations
10 for all expenditures of public funds by the State.
11 Appropriations for a fiscal year shall not exceed revenue funds
12 estimated by the General Assembly to be available during that
13 year. Except for deficiency or emergency appropriations, all
14 appropriations are expendable only during the fiscal year for
15 which they were appropriated.

16 (c) No public money shall be expended except as provided by
17 appropriations made by law. Expenditures for any fiscal year
18 shall not exceed the State's revenues and reserves, including
19 proceeds of any debt obligation, for that year. No debt
20 obligation, except as shall be repaid within the fiscal year of
21 issuance, shall be authorized for the current operation of any
22 State service or program, nor shall the proceeds of any debt
23 obligation be expended for a purpose other than that for which
24 it was authorized.

25 (d) Any law requiring the expenditure of State funds shall
26 be null and void unless, during the session in which the act

1 receives final passage, an appropriation is made for the
2 estimated first-year's funding.

3 (Source: Illinois Constitution.)

4 SCHEDULE

5 This Constitutional Amendment takes effect upon being
6 declared adopted in accordance with Section 7 of the Illinois
7 Constitutional Amendment Act.