



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB1902

Introduced 2/15/2019, by Sen. Chuck Weaver

SYNOPSIS AS INTRODUCED:

30 ILCS 105/9.02

from Ch. 127, par. 145c

Amends the State Finance Act. Modifies a Section concerning vouchers, signatures, delegation, and electronic submission. Allows for the signature of specified documents by designees of specified officers of a State agency. Provides that any new contract or contract renewal shall bear the signature of the officer responsible for approving the contract, unless the authority is delegated and the designee is signing on behalf of one of the signatories. Provides that if the authority has been properly delegated, the required signature shall contain both the responsible officer as well as the designee's name. Provides that when an officer delegates authority to approve contracts, he or she shall send a copy of such authorization containing the signature of the person to whom delegation is made to the State Comptroller. Provides that when any delegation of authority is revoked, a copy of the revocation of authority shall be sent to the Comptroller. Provides that the Comptroller may require State agencies to maintain signature documents and records of delegations of contract signature authority and revocations of those delegations, instead of transmitting those documents to the Comptroller. Provides that the Comptroller may inspect such documents and records at any time. Defines terms. Effective immediately.

LRB101 10050 RJF 55152 b

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 9.02 as follows:

6 (30 ILCS 105/9.02) (from Ch. 127, par. 145c)

7 Sec. 9.02. Vouchers; signature; delegation; electronic
8 submission.

9 (a)(1) Any new contract or contract renewal in the amount
10 of \$250,000 or more in a fiscal year, or any order against a
11 master contract in the amount of \$250,000 or more in a fiscal
12 year, or any contract amendment or change to an existing
13 contract that increases the value of the contract to or by
14 \$250,000 or more in a fiscal year, shall be signed or approved
15 in writing by the chief executive officer of the agency or his
16 or her designee, and shall also be signed or approved in
17 writing by the agency's chief legal counsel or his or her
18 designee and chief fiscal officer or his or her designee. If
19 the agency does not have a chief legal counsel or a chief
20 fiscal officer, the chief executive officer of the agency shall
21 designate in writing a senior executive as the individual
22 responsible for signature or approval.

23 (1.1) Any new contract or contract renewal shall bear the

1 signature of the officer responsible for approving the contract
2 under this Act, unless the authority is delegated and the
3 designee is signing on behalf of one of the signatories. If the
4 authority has been properly delegated, the required signature
5 shall contain both the responsible officer as well as the
6 designee's name.

7 (1.2) When an officer delegates authority to approve
8 contracts, he or she shall send a copy of such authorization
9 containing the signature of the person to whom delegation is
10 made to the State Comptroller.

11 (1.3) When any delegation of authority is hereunder
12 revoked, a copy of the revocation of authority shall be sent to
13 the Comptroller.

14 (1.4) The Comptroller may require State agencies to
15 maintain signature documents and records of delegations of
16 contract signature authority and revocations of those
17 delegations, instead of transmitting those documents to the
18 Comptroller. The Comptroller may inspect such documents and
19 records at any time.

20 (2) No document identified in paragraph (1) may be filed
21 with the Comptroller, nor may any authorization for payment
22 pursuant to such documents be filed with the Comptroller, if
23 the required signatures or approvals are lacking.

24 (3) Any person who, with knowledge the signatures or
25 approvals required in paragraph (1) are lacking, either files
26 or directs another to file documents or payment authorizations

1 in violation of paragraph (2) shall be subject to discipline up
2 to and including discharge.

3 (4) Procurements shall not be artificially divided so as to
4 avoid the necessity of complying with paragraph (1).

5 (5) Each State agency shall develop and implement
6 procedures to ensure the necessary signatures or approvals are
7 obtained. Each State agency may establish, maintain and follow
8 procedures that are more restrictive than those required
9 herein.

10 (6) This subsection (a) applies to all State agencies as
11 defined in Section 1-7 of the Illinois State Auditing Act,
12 which includes without limitation the General Assembly and its
13 agencies. For purposes of this subsection (a), in the case of
14 the General Assembly, the "chief executive officer of the
15 agency" means (i) the Senate Operations Commission for Senate
16 general operations as provided in Section 4 of the General
17 Assembly Operations Act, (ii) the Speaker of the House of
18 Representatives for House general operations as provided in
19 Section 5 of the General Assembly Operations Act, (iii) the
20 Speaker of the House for majority leadership staff and
21 operations, (iv) the Minority Leader of the House for minority
22 leadership staff and operations, (v) the President of the
23 Senate for majority leadership staff and operations, (vi) the
24 Minority Leader of the Senate for minority staff and
25 operations, and (vii) the Joint Committee on Legislative
26 Support Services for the legislative support services agencies

1 as provided in the Legislative Commission Reorganization Act of
2 1984. For purposes of this subsection (a), in the case of
3 agencies, the "chief executive officer of the agency" means the
4 head of the agency.

5 (b) (1) Every voucher, as submitted by the agency or office
6 in which it originates, shall bear (i) the signature of the
7 officer responsible for approving and certifying vouchers
8 under this Act and (ii) if authority to sign the responsible
9 officer's name has been properly delegated, also the signature
10 of the person actually signing the voucher.

11 (2) When an officer delegates authority to approve and
12 certify vouchers, he shall send a copy of such authorization
13 containing the signature of the person to whom delegation is
14 made to each office that checks or approves such vouchers and
15 to the State Comptroller. Such delegation may be general or
16 limited. If the delegation is limited, the authorization shall
17 designate the particular types of vouchers that the person is
18 authorized to approve and certify.

19 (3) When any delegation of authority hereunder is revoked,
20 a copy of the revocation of authority shall be sent to the
21 Comptroller and to each office to which a copy of the
22 authorization was sent.

23 The Comptroller may require State agencies to maintain
24 signature documents and records of delegations of voucher
25 signature authority and revocations of those delegations,
26 instead of transmitting those documents to the Comptroller. The

1 Comptroller may inspect such documents and records at any time.

2 (c) The Comptroller may authorize the submission of
3 vouchers through electronic transmissions, on magnetic tape,
4 or otherwise.

5 (Source: P.A. 89-360, eff. 8-17-95; 90-452, eff. 8-16-97.)

6 Section 99. Effective date. This Act takes effect upon
7 becoming law.