

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 Governor's Office of Management and Budget  
5 Act is amended by adding Section 2.14 as follows:

6 (20 ILCS 3005/2.14 new)

7 Sec. 2.14. Annual Comprehensive Financial Report Internal  
8 Control Unit. As used in this Section:

9 "ACFR" means the State Annual Comprehensive Financial  
10 Report.

11 There is created within the Governor's Office of  
12 Management and Budget an ACFR Internal Control Unit, which  
13 shall advise and assist the Director in coordinating the audit  
14 of the State Annual Comprehensive Financial Report on behalf  
15 of the Governor. The ACFR Internal Control Unit may develop  
16 policies, plans, and programs to be used by the Office for the  
17 coordination of the financial audit and may advise and assist  
18 State agencies, as defined in the Illinois State Auditing Act  
19 and under the jurisdiction of the Governor, in improving  
20 internal controls related to the State's financial statements  
21 and reporting. The ACFR Internal Control Unit is authorized to  
22 direct State agencies under the jurisdiction of the Governor  
23 in the adoption of internal control procedures and

1 documentation necessary to address internal control  
2 deficiencies or resolve ACFR audit findings, and to direct  
3 implementation of such corrective actions. Each State agency  
4 under the jurisdiction of the Governor shall furnish to the  
5 Office such information as the Office may from time to time  
6 require, and the Director or any duly authorized employee of  
7 the Office shall for the purpose of securing such information,  
8 have access to, and the right to examine and receive a copy of  
9 all documents, papers, reports, or records of any State agency  
10 under the jurisdiction of the Governor to assist in carrying  
11 out the Office's responsibilities under this Section.

12 Section 10. The Motor Fuel Tax Law is amended by changing  
13 Section 8b as follows:

14 (35 ILCS 505/8b)

15 Sec. 8b. Transportation Renewal Fund; creation;  
16 distribution of proceeds.

17 (a) The Transportation Renewal Fund is hereby created as a  
18 special fund in the State treasury. Moneys in the Fund shall be  
19 used as provided in this Section:

20 (1) 80% of the moneys in the Fund shall be used for  
21 highway maintenance, highway construction, bridge repair,  
22 congestion relief, and construction of aviation  
23 facilities; of that 80%:

24 (A) the State Comptroller shall order transferred

1           and the State Treasurer shall transfer 60% to the  
2           State Construction Account Fund; those moneys shall be  
3           used solely for construction, reconstruction,  
4           improvement, repair, maintenance, operation, and  
5           administration of highways and are limited to payments  
6           made pursuant to design and construction contracts  
7           awarded by the Department of Transportation;

8           (B) 40% shall be distributed by the Department of  
9           Transportation to municipalities, counties, and road  
10          districts of the State using the percentages set forth  
11          in subdivisions (A), (B), (C), and (D) of paragraph  
12          (2) of subsection (e) of Section 8; distributions to  
13          particular municipalities, counties, and road  
14          districts under this subdivision (B) shall be made  
15          according to the allocation procedures described for  
16          municipalities, counties, and road districts in  
17          subsection (e) of Section 8 and shall be subject to the  
18          same requirements and limitations described in that  
19          subsection; and

20          (2) 20% of the moneys in the Fund shall be used for  
21          projects related to rail facilities and mass transit  
22          facilities, as defined in Section 2705-305 of the  
23          Department of Transportation Law of the Civil  
24          Administrative Code of Illinois, including rapid transit,  
25          rail, high-speed rail, bus and other equipment in  
26          connection with the State or a unit of local government,

1 special district, municipal corporation, or other public  
2 agency authorized to provide and promote public  
3 transportation within the State; of that 20%:

4 (A) 90% shall be deposited into the Regional  
5 Transportation Authority Capital Improvement Fund, a  
6 special fund created in the State Treasury; moneys in  
7 the Regional Transportation Authority Capital  
8 Improvement Fund shall be used by the Regional  
9 Transportation Authority for construction,  
10 improvements, and deferred maintenance on mass transit  
11 facilities and acquisition of buses and other  
12 equipment; and

13 (B) 10% shall be deposited into the Downstate Mass  
14 Transportation Capital Improvement Fund, a special  
15 fund created in the State Treasury; moneys in the  
16 Downstate Mass Transportation Capital Improvement Fund  
17 shall be used by local mass transit districts other  
18 than the Regional Transportation Authority for  
19 construction, improvements, and deferred maintenance  
20 on mass transit facilities and acquisition of buses  
21 and other equipment.

22 (b) (Blank). ~~Beginning on July 1, 2020, the Auditor~~  
23 ~~General shall conduct an annual financial audit of the~~  
24 ~~obligations, expenditures, receipt, and use of the funds~~  
25 ~~deposited into the Transportation Renewal Fund and provide~~  
26 ~~specific recommendations to help ensure compliance with State~~

1 ~~and federal statutes, rules, and regulations.~~

2 (Source: P.A. 101-32, eff. 6-28-19; 101-604, eff. 12-13-19.)

3 (305 ILCS 5/15-6 rep.)

4 Section 15. The Illinois Public Aid Code is amended by  
5 repealing Section 15-6.

6 Section 20. The Mental Health and Developmental  
7 Disabilities Code is amended by changing Sections 5-107 and  
8 5-107.1 as follows:

9 (405 ILCS 5/5-107) (from Ch. 91 1/2, par. 5-107)

10 Sec. 5-107. Remittances from intermediary agencies under  
11 Title XVIII of the Federal Social Security Act for services to  
12 persons in State facilities shall be deposited with the State  
13 Treasurer and placed in the Mental Health Fund. Payments  
14 received from the Department of Healthcare and Family Services  
15 under Title XIX of the Federal Social Security Act for  
16 services to persons in State facilities shall be deposited  
17 with the State Treasurer and shall be placed in the General  
18 Revenue Fund.

19 ~~The Auditor General shall audit or cause to be audited all~~  
20 ~~amounts collected by the Department.~~

21 (Source: P.A. 95-331, eff. 8-21-07.)

22 (405 ILCS 5/5-107.1) (from Ch. 91 1/2, par. 5-107.1)

1           Sec. 5-107.1. Remittances from or on behalf of licensed  
2 long-term care facilities through Department of Healthcare and  
3 Family Services reimbursement and monies from other funds for  
4 Day Training Programs for clients with a developmental  
5 disability shall be deposited with the State Treasurer and  
6 placed in the Mental Health Fund.

7           ~~The Auditor General shall audit or cause to be audited all~~  
8 ~~amounts collected by the Department.~~

9           (Source: P.A. 95-331, eff. 8-21-07.)

10           Section 25. The Workers' Compensation Act is amended by  
11 changing Section 4a-7 as follows:

12           (820 ILCS 305/4a-7) (from Ch. 48, par. 138.4a-7)

13           Sec. 4a-7. (a) The Commission may upon direction of the  
14 Board from time to time assess each of the private  
15 self-insurers a pro rata share of the funding reasonably  
16 necessary to carry out its activities under Sections 4a-1  
17 through 4a-9. The prorations shall be made on the basis of each  
18 self-insured's most recent payment into the rate adjustment  
19 fund under Section 7(f) of this Act. In no event shall a  
20 private self-insurer be assessed at one time in excess of .6%  
21 of the compensation paid by that private self-insurer during  
22 the previous calendar year for claims incurred as a  
23 self-insurer. Total assessments against it in any calendar  
24 year shall not exceed 1.2% of the compensation it has paid

1 during the previous calendar year as a self-insurer for claims  
2 incurred. Funds obtained by such assessments shall be used  
3 only for the purposes set forth in Sections 4a-1 through 4a-9,  
4 and shall be deposited upon receipt by the Commission into the  
5 Self-Insurers Security Fund. If payment of any assessment made  
6 under this subsection is not made within 30 days of the sending  
7 of the notice to the private self-insurer, the Commission at  
8 the direction of the Board shall proceed in circuit court for  
9 judgment against that private self-insurer which judgment  
10 shall include the amount of the assessment, the costs of suit,  
11 interest and reasonable attorneys' fees.

12 (b) A private self-insurer which ceases to be a  
13 self-insurer shall be liable for any and all assessments made  
14 pursuant to this Section during the period following the date  
15 its certificate of authority to self-insure is withdrawn,  
16 revoked or surrendered until such time as it has discharged  
17 all obligations to pay compensation which arose during the  
18 period of time said former self-insurer was self-insured.  
19 Assessments of such a former private self-insurer shall be  
20 based on the compensation paid by the former private  
21 self-insurer during the preceding calendar year on claims that  
22 arose during the period of time said former private  
23 self-insurer was self-insured.

24 (c) ~~An~~ ~~The Board on behalf of the Commission shall~~  
25 ~~annually contract for an independent certified audit of the~~  
26 ~~financial activities of the Fund, and an annual report as of~~

1 June 30 shall be submitted promptly by the Board to the  
2 Chairman of the Illinois Workers' Compensation Commission and  
3 to each Trustee. Written reports of all activities shall be  
4 submitted to the Commission by the Board on a monthly basis.

5 (d) If there are monies remaining in the Fund after all  
6 outstanding obligations of all insolvent self-insurers have  
7 been satisfied and the costs of administration and defense  
8 have been paid, such amounts shall be returned by the  
9 Commission from the Fund as directed by the Board to the then  
10 private self-insurers in that proportion which each said  
11 private self-insurer has contributed to the Fund one year  
12 thereafter, provided no outstanding liabilities remain against  
13 the Fund.

14 (e) Each private self-insurer shall be subject to the  
15 direction of the Commission as provided in Sections 4a-1  
16 through 4a-9 as a condition of obtaining and maintaining its  
17 certificate of authority to self-insure.

18 (Source: P.A. 102-910, eff. 5-27-22.)

19 Section 99. Effective date. This Act takes effect upon  
20 becoming law.