



Rep. Jehan Gordon-Booth

**Filed: 5/25/2024**

10300SB2665ham002

LRB103 35673 JDS 74169 a

1 AMENDMENT TO SENATE BILL 2665

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2665, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Article 1.

6 Section 1-1. Short Title. This Act may be cited as the  
7 Fiscal Year 2025 Budget Implementation Act.

8 Section 1-5. Purpose. It is the purpose of this Act to make  
9 changes in State programs that are necessary to implement the  
10 State budget for Fiscal Year 2025.

11 Article 3.

12 Section 3-2. The Illinois Administrative Procedure Act is  
13 amended by adding Section 5-45.57 as follows:

1 (5 ILCS 100/5-45.57 new)

2 Sec. 5-45.57. Emergency rulemaking; rate increase for  
3 direct support personnel and all frontline personnel. To  
4 provide for the expeditious and timely implementation of the  
5 changes made to Section 74 of the Mental Health and  
6 Developmental Disabilities Administrative Act by this  
7 amendatory Act of the 103rd General Assembly, emergency rules  
8 implementing the changes made to Section 74 of the Mental  
9 Health and Developmental Disabilities Administrative Act by  
10 this amendatory Act of the 103rd General Assembly may be  
11 adopted in accordance with Section 5-45 by the Department of  
12 Human Services. The adoption of emergency rules authorized by  
13 Section 5-45 and this Section is deemed to be necessary for the  
14 public interest, safety, and welfare.

15 This Section is repealed one year after the effective date  
16 of this Section.

17 Section 3-3. The State Employees Group Insurance Act of  
18 1971 is amended by changing Section 6.5 as follows:

19 (5 ILCS 375/6.5)

20 Sec. 6.5. Health benefits for TRS benefit recipients and  
21 TRS dependent beneficiaries.

22 (a) Purpose. It is the purpose of this amendatory Act of  
23 1995 to transfer the administration of the program of health

1 benefits established for benefit recipients and their  
2 dependent beneficiaries under Article 16 of the Illinois  
3 Pension Code to the Department of Central Management Services.

4 (b) Transition provisions. The Board of Trustees of the  
5 Teachers' Retirement System shall continue to administer the  
6 health benefit program established under Article 16 of the  
7 Illinois Pension Code through December 31, 1995. Beginning  
8 January 1, 1996, the Department of Central Management Services  
9 shall be responsible for administering a program of health  
10 benefits for TRS benefit recipients and TRS dependent  
11 beneficiaries under this Section. The Department of Central  
12 Management Services and the Teachers' Retirement System shall  
13 cooperate in this endeavor and shall coordinate their  
14 activities so as to ensure a smooth transition and  
15 uninterrupted health benefit coverage.

16 (c) Eligibility. All persons who were enrolled in the  
17 Article 16 program at the time of the transfer shall be  
18 eligible to participate in the program established under this  
19 Section without any interruption or delay in coverage or  
20 limitation as to pre-existing medical conditions. Eligibility  
21 to participate shall be determined by the Teachers' Retirement  
22 System. Eligibility information shall be communicated to the  
23 Department of Central Management Services in a format  
24 acceptable to the Department.

25 Eligible TRS benefit recipients may enroll or re-enroll in  
26 the program of health benefits established under this Section

1 during any applicable annual open enrollment period and as  
2 otherwise permitted by the Department of Central Management  
3 Services. A TRS benefit recipient shall not be deemed  
4 ineligible to participate solely by reason of the TRS benefit  
5 recipient having made a previous election to disenroll or  
6 otherwise not participate in the program of health benefits.

7 A TRS dependent beneficiary who is a child age 19 or over  
8 and mentally or physically disabled does not become ineligible  
9 to participate by reason of (i) becoming ineligible to be  
10 claimed as a dependent for Illinois or federal income tax  
11 purposes or (ii) receiving earned income, so long as those  
12 earnings are insufficient for the child to be fully  
13 self-sufficient.

14 (d) Coverage. The level of health benefits provided under  
15 this Section shall be similar to the level of benefits  
16 provided by the program previously established under Article  
17 16 of the Illinois Pension Code. For plan years that begin on  
18 or after January 1, 2025, the health benefit program  
19 established under this Section shall include health, dental,  
20 and vision benefits.

21 Group life insurance benefits are not included in the  
22 benefits to be provided to TRS benefit recipients and TRS  
23 dependent beneficiaries under this Act.

24 The program of health benefits under this Section may  
25 include any or all of the benefit limitations, including but  
26 not limited to a reduction in benefits based on eligibility

1 for federal Medicare benefits, that are provided under  
2 subsection (a) of Section 6 of this Act for other health  
3 benefit programs under this Act.

4 (e) Insurance rates and premiums. The Director shall  
5 determine the insurance rates and premiums for TRS benefit  
6 recipients and TRS dependent beneficiaries, and shall present  
7 to the Teachers' Retirement System of the State of Illinois,  
8 by April 15 of each calendar year, the rate-setting  
9 methodology (including but not limited to utilization levels  
10 and costs) used to determine the amount of the health care  
11 premiums.

12 For Fiscal Year 1996, the premium shall be equal to  
13 the premium actually charged in Fiscal Year 1995; in  
14 subsequent years, the premium shall never be lower than  
15 the premium charged in Fiscal Year 1995.

16 For Fiscal Year 2003, the premium shall not exceed  
17 110% of the premium actually charged in Fiscal Year 2002.

18 For Fiscal Year 2004, the premium shall not exceed  
19 112% of the premium actually charged in Fiscal Year 2003.

20 For Fiscal Year 2005, the premium shall not exceed a  
21 weighted average of 106.6% of the premium actually charged  
22 in Fiscal Year 2004.

23 For Fiscal Year 2006, the premium shall not exceed a  
24 weighted average of 109.1% of the premium actually charged  
25 in Fiscal Year 2005.

26 For Fiscal Year 2007, the premium shall not exceed a

1 weighted average of 103.9% of the premium actually charged  
2 in Fiscal Year 2006.

3 For Fiscal Year 2008 and thereafter, the premium in  
4 each fiscal year shall not exceed 105% of the premium  
5 actually charged in the previous fiscal year.

6 In addition to the premium amount charged for the program  
7 of health benefits, in the initial plan year in which the  
8 dental and vision benefits are provided, an additional premium  
9 of not more than \$7.11 per month for each TRS benefit recipient  
10 and \$28.43 per month for each TRS dependent beneficiary shall  
11 be charged. The additional premium shall be used for the  
12 purpose of financing the dental and vision benefits for TRS  
13 benefit recipients and TRS dependent beneficiaries on and  
14 after the effective date of this amendatory Act of the 103rd  
15 General Assembly.

16 Rates and premiums may be based in part on age and  
17 eligibility for federal medicare coverage. However, the cost  
18 of participation for a TRS dependent beneficiary who is an  
19 unmarried child age 19 or over and mentally or physically  
20 disabled shall not exceed the cost for a TRS dependent  
21 beneficiary who is an unmarried child under age 19 and  
22 participates in the same major medical or managed care  
23 program.

24 The cost of health benefits under the program shall be  
25 paid as follows:

26 (1) For a TRS benefit recipient selecting a managed

1 care program, up to 75% of the total insurance rate shall  
2 be paid from the Teacher Health Insurance Security Fund.  
3 Effective with Fiscal Year 2007 and thereafter, for a TRS  
4 benefit recipient selecting a managed care program, 75% of  
5 the total insurance rate shall be paid from the Teacher  
6 Health Insurance Security Fund.

7 (2) For a TRS benefit recipient selecting the major  
8 medical coverage program, up to 50% of the total insurance  
9 rate shall be paid from the Teacher Health Insurance  
10 Security Fund if a managed care program is accessible, as  
11 determined by the Teachers' Retirement System. Effective  
12 with Fiscal Year 2007 and thereafter, for a TRS benefit  
13 recipient selecting the major medical coverage program,  
14 50% of the total insurance rate shall be paid from the  
15 Teacher Health Insurance Security Fund if a managed care  
16 program is accessible, as determined by the Department of  
17 Central Management Services.

18 (3) For a TRS benefit recipient selecting the major  
19 medical coverage program, up to 75% of the total insurance  
20 rate shall be paid from the Teacher Health Insurance  
21 Security Fund if a managed care program is not accessible,  
22 as determined by the Teachers' Retirement System.  
23 Effective with Fiscal Year 2007 and thereafter, for a TRS  
24 benefit recipient selecting the major medical coverage  
25 program, 75% of the total insurance rate shall be paid  
26 from the Teacher Health Insurance Security Fund if a

1 managed care program is not accessible, as determined by  
2 the Department of Central Management Services.

3 (3.1) For a TRS dependent beneficiary who is Medicare  
4 primary and enrolled in a managed care plan, or the major  
5 medical coverage program if a managed care plan is not  
6 available, 25% of the total insurance rate shall be paid  
7 from the Teacher Health Security Fund as determined by the  
8 Department of Central Management Services. For the purpose  
9 of this item (3.1), the term "TRS dependent beneficiary  
10 who is Medicare primary" means a TRS dependent beneficiary  
11 who is participating in Medicare Parts A and B.

12 (4) Except as otherwise provided in item (3.1), the  
13 balance of the rate of insurance, including the entire  
14 premium of any coverage for TRS dependent beneficiaries  
15 that has been elected, shall be paid by deductions  
16 authorized by the TRS benefit recipient to be withheld  
17 from his or her monthly annuity or benefit payment from  
18 the Teachers' Retirement System; except that (i) if the  
19 balance of the cost of coverage exceeds the amount of the  
20 monthly annuity or benefit payment, the difference shall  
21 be paid directly to the Teachers' Retirement System by the  
22 TRS benefit recipient, and (ii) all or part of the balance  
23 of the cost of coverage may, at the school board's option,  
24 be paid to the Teachers' Retirement System by the school  
25 board of the school district from which the TRS benefit  
26 recipient retired, in accordance with Section 10-22.3b of



1 the School Code. The Teachers' Retirement System shall  
2 promptly deposit all moneys withheld by or paid to it  
3 under this subdivision (e)(4) into the Teacher Health  
4 Insurance Security Fund. These moneys shall not be  
5 considered assets of the Retirement System.

6 (5) If, for any month beginning on or after January 1,  
7 2013, a TRS benefit recipient or TRS dependent beneficiary  
8 was enrolled in Medicare Parts A and B and such Medicare  
9 coverage was primary to coverage under this Section but  
10 payment for coverage under this Section was made at a rate  
11 greater than the Medicare primary rate published by the  
12 Department of Central Management Services, the TRS benefit  
13 recipient or TRS dependent beneficiary shall be eligible  
14 for a refund equal to the difference between the amount  
15 paid by the TRS benefit recipient or TRS dependent  
16 beneficiary and the published Medicare primary rate. To  
17 receive a refund pursuant to this subsection, the TRS  
18 benefit recipient or TRS dependent beneficiary must  
19 provide documentation to the Department of Central  
20 Management Services evidencing the TRS benefit recipient's  
21 or TRS dependent beneficiary's Medicare coverage and the  
22 amount paid by the TRS benefit recipient or TRS dependent  
23 beneficiary during the applicable time period.

24 (f) Financing. Beginning July 1, 1995, all revenues  
25 arising from the administration of the health benefit programs  
26 established under Article 16 of the Illinois Pension Code or

1 this Section shall be deposited into the Teacher Health  
2 Insurance Security Fund, which is hereby created as a  
3 nonappropriated trust fund to be held outside the State  
4 Treasury, with the State Treasurer as custodian. Any interest  
5 earned on moneys in the Teacher Health Insurance Security Fund  
6 shall be deposited into the Fund.

7 Moneys in the Teacher Health Insurance Security Fund shall  
8 be used only to pay the costs of the health benefit program  
9 established under this Section, including associated  
10 administrative costs, and the costs associated with the health  
11 benefit program established under Article 16 of the Illinois  
12 Pension Code, as authorized in this Section. Beginning July 1,  
13 1995, the Department of Central Management Services may make  
14 expenditures from the Teacher Health Insurance Security Fund  
15 for those costs.

16 After other funds authorized for the payment of the costs  
17 of the health benefit program established under Article 16 of  
18 the Illinois Pension Code are exhausted and until January 1,  
19 1996 (or such later date as may be agreed upon by the Director  
20 of Central Management Services and the Secretary of the  
21 Teachers' Retirement System), the Secretary of the Teachers'  
22 Retirement System may make expenditures from the Teacher  
23 Health Insurance Security Fund as necessary to pay up to 75% of  
24 the cost of providing health coverage to eligible benefit  
25 recipients (as defined in Sections 16-153.1 and 16-153.3 of  
26 the Illinois Pension Code) who are enrolled in the Article 16

1 health benefit program and to facilitate the transfer of  
2 administration of the health benefit program to the Department  
3 of Central Management Services.

4 The Department of Central Management Services, or any  
5 successor agency designated to procure healthcare contracts  
6 pursuant to this Act, is authorized to establish funds,  
7 separate accounts provided by any bank or banks as defined by  
8 the Illinois Banking Act, or separate accounts provided by any  
9 savings and loan association or associations as defined by the  
10 Illinois Savings and Loan Act of 1985 to be held by the  
11 Director, outside the State treasury, for the purpose of  
12 receiving the transfer of moneys from the Teacher Health  
13 Insurance Security Fund. The Department may promulgate rules  
14 further defining the methodology for the transfers. Any  
15 interest earned by moneys in the funds or accounts shall inure  
16 to the Teacher Health Insurance Security Fund. The transferred  
17 moneys, and interest accrued thereon, shall be used  
18 exclusively for transfers to administrative service  
19 organizations or their financial institutions for payments of  
20 claims to claimants and providers under the self-insurance  
21 health plan. The transferred moneys, and interest accrued  
22 thereon, shall not be used for any other purpose including,  
23 but not limited to, reimbursement of administration fees due  
24 the administrative service organization pursuant to its  
25 contract or contracts with the Department.

26 (g) Contract for benefits. The Director shall by contract,

1 self-insurance, or otherwise make available the program of  
2 health benefits for TRS benefit recipients and their TRS  
3 dependent beneficiaries that is provided for in this Section.  
4 The contract or other arrangement for the provision of these  
5 health benefits shall be on terms deemed by the Director to be  
6 in the best interest of the State of Illinois and the TRS  
7 benefit recipients based on, but not limited to, such criteria  
8 as administrative cost, service capabilities of the carrier or  
9 other contractor, and the costs of the benefits.

10 (g-5) Committee. A Teacher Retirement Insurance Program  
11 Committee shall be established, to consist of 10 persons  
12 appointed by the Governor.

13 The Committee shall convene at least 4 times each year,  
14 and shall consider and make recommendations on issues  
15 affecting the program of health benefits provided under this  
16 Section. Recommendations of the Committee shall be based on a  
17 consensus of the members of the Committee.

18 If the Teacher Health Insurance Security Fund experiences  
19 a deficit balance based upon the contribution and subsidy  
20 rates established in this Section and Section 6.6 for Fiscal  
21 Year 2008 or thereafter, the Committee shall make  
22 recommendations for adjustments to the funding sources  
23 established under these Sections.

24 In addition, the Committee shall identify proposed  
25 solutions to the funding shortfalls that are affecting the  
26 Teacher Health Insurance Security Fund, and it shall report

1 those solutions to the Governor and the General Assembly  
2 within 6 months after August 15, 2011 (the effective date of  
3 Public Act 97-386).

4 (h) Continuation of program. It is the intention of the  
5 General Assembly that the program of health benefits provided  
6 under this Section be maintained on an ongoing, affordable  
7 basis.

8 The program of health benefits provided under this Section  
9 may be amended by the State and is not intended to be a pension  
10 or retirement benefit subject to protection under Article  
11 XIII, Section 5 of the Illinois Constitution.

12 (i) Repeal. (Blank).

13 (Source: P.A. 101-483, eff. 1-1-20; 102-210, eff. 7-30-21.)

14 Section 3-4. The Attorney General Act is amended by  
15 changing Section 4a as follows:

16 (15 ILCS 205/4a) (from Ch. 14, par. 4a)

17 Sec. 4a. Attorneys and investigators appointed by the  
18 attorney general, and on his payroll, when authorized by the  
19 attorney general or his designee, may expend such sums as the  
20 attorney general or his designee deems necessary for any one  
21 or more of the following: the purchase of items for evidence; τ  
22 the advancement of fees in cases before United States courts  
23 or other State courts; τ, ~~and in~~ the payment of expert witness  
24 expenses and witness fees, including expert witness fees; or

1 subpoena fees.

2 Funds for making expenditures authorized in this Section  
3 shall be advanced from funds appropriated or made available by  
4 law for the support or use of the office of attorney general or  
5 vouchers therefor signed by the attorney general or his  
6 designee. Sums so advanced may be paid to the attorney or  
7 investigator authorized to receive the advancement, or may be  
8 made payable to the ultimate recipient. Any expenditures under  
9 this Section shall be audited by the auditor general as part of  
10 any mandated audit conducted in compliance with Section 3-2 of  
11 the Illinois State Auditing Act.

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

13 Section 3-6. The Substance Use Disorder Act is amended by  
14 adding Section 5-30 as follows:

15 (20 ILCS 301/5-30 new)

16 Sec. 5-30. Substance Use Disorder Treatment Locator.  
17 Subject to appropriation, the Department of Human Services  
18 shall issue a request for proposal to establish a supplemental  
19 substance use disorder treatment locator that can compare and  
20 assess addiction treatment facilities to identify high-quality  
21 providers and provide a publicly available search function for  
22 patients, health care providers, and first responders to find  
23 substance use disorder providers. The supplemental treatment  
24 locator shall integrate with the Illinois Helpline and provide

1 annual surveys on both providers and patient experiences that  
2 aid in identifying high-quality providers to better aid  
3 decision making for patients, health care providers, and first  
4 responders to find substance use disorder treatment.

5 Section 3-7. The Children and Family Services Act is  
6 amended by changing Sections 4a and 17a-4 as follows:

7 (20 ILCS 505/4a) (from Ch. 23, par. 5004a)

8 Sec. 4a. (a) To administer child abuse prevention shelters  
9 and service programs for abused and neglected children, or  
10 provide for their administration by not-for-profit  
11 corporations, community-based organizations or units of local  
12 government.

13 The Department is hereby designated the single State  
14 agency for planning and coordination of child abuse and  
15 neglect prevention programs and services. On or before the  
16 first Friday in October of each year, the Department shall  
17 submit to the Governor and the General Assembly a State  
18 comprehensive child abuse and neglect prevention plan. The  
19 plan shall: identify priorities, goals and objectives;  
20 identify the resources necessary to implement the plan,  
21 including estimates of resources needed to investigate or  
22 otherwise process reports of suspected child abuse or neglect  
23 and to provide necessary follow-up services for child  
24 protection, family preservation and family reunification in

1 "indicated" cases as determined under the Abused and Neglected  
2 Child Reporting Act; make proposals for the most effective use  
3 of existing resources to implement the plan, including  
4 recommendations for the optimum use of private, local public,  
5 State and federal resources; and propose strategies for the  
6 development of additional resources to meet the goal of  
7 reducing the incidence of child abuse and neglect and reducing  
8 the number of reports of suspected child abuse and neglect  
9 made to the Department.

10 (b) The administration of child abuse prevention, shelters  
11 and service programs under subsection (a) shall be funded in  
12 part by appropriations made from the Child Abuse Prevention  
13 Fund, which is hereby created in the State Treasury, and in  
14 part by appropriations from the General Revenue Fund. All  
15 interest earned on monies in the Child Abuse Prevention Fund  
16 shall remain in such fund. The Department and the State  
17 Treasurer may accept funds as provided by Sections 507 and 508  
18 of the Illinois Income Tax Act and unsolicited private  
19 donations for deposit into the Child Abuse Prevention Fund.  
20 Annual requests for appropriations for the purpose of  
21 providing child abuse and neglect prevention programs and  
22 services under this Section shall be made in separate and  
23 distinct line-items. In setting priorities for the direction  
24 and scope of such programs, the Director shall be advised by  
25 the State-wide Citizen's Committee on Child Abuse and Neglect.

26 (c) (Blank). ~~Where the Department contracts with outside~~



1 ~~agencies to operate the shelters or programs, such outside~~  
2 ~~agencies may receive funding from the Department, except that~~  
3 ~~the shelters must certify a 20% financial match for operating~~  
4 ~~expenses of their programs. In selecting the outside agencies~~  
5 ~~to administer child shelters and service programs, and in~~  
6 ~~allocating funds for such agencies, the Department shall give~~  
7 ~~priority to new and existing shelters or programs offering the~~  
8 ~~broadest range of services to the community served.~~

9 (d) The Department shall have the power to make grants of  
10 monies to fund comprehensive community-based services to  
11 reduce the incidence of family dysfunction typified by child  
12 abuse and neglect; to diminish those factors found to increase  
13 family dysfunction; and to measure the effectiveness and costs  
14 of such services.

15 (e) For implementing such intergovernmental cooperation  
16 and involvement, units of local government and public and  
17 private agencies may apply for and receive federal or State  
18 funds from the Department under this Act or seek and receive  
19 gifts from local philanthropic or other private local sources  
20 in order to augment any State funds appropriated for the  
21 purposes of this Act.

22 (e-5) The Department may establish and maintain locally  
23 held funds to be individually known as the Youth in Care  
24 Support Fund. Moneys in these funds shall be used for  
25 purchases for the immediate needs of youth in care or for the  
26 immediate support needs of youth, families, and caregivers

1 served by the Department. Moneys paid into funds shall be from  
2 appropriations made to the DCFS Children's Services Fund.  
3 Funds remaining in any Youth in Care Support Fund must be  
4 returned to the DCFS Children's Services Fund upon  
5 dissolution. Any warrant for payment to a vendor for the same  
6 product or service for a youth in care shall be payable to the  
7 Department to reimburse the immediate payment from the Youth  
8 in Care Support Fund.

9 (f) For the purposes of this Section:

10 (1) The terms "abused child" and "neglected child"  
11 have meanings ascribed to them in Section 3 of the Abused  
12 and Neglected Child Reporting Act.

13 (2) "Shelter" has the meaning ascribed to it in  
14 Section 1-3 of the Juvenile Court Act of 1987.

15 (Source: P.A. 103-259, eff. 1-1-24.)

16 (20 ILCS 505/17a-4) (from Ch. 23, par. 5017a-4)

17 Sec. 17a-4. Grants for community-based youth services;  
18 Department of Human Services.

19 (a) The Department of Human Services shall make grants for  
20 the purpose of planning, establishing, operating, coordinating  
21 and evaluating programs aimed at reducing or eliminating the  
22 involvement of youth in the child welfare or juvenile justice  
23 systems. The programs shall include those providing for more  
24 comprehensive and integrated community-based youth services  
25 including Unified Delinquency Intervention Services programs

1 and for community services programs. The Department may  
2 authorize advance disbursement of funds for such youth  
3 services programs. When the appropriation for "comprehensive  
4 community-based service to youth" is equal to or exceeds  
5 \$5,000,000, the Department shall allocate the total amount of  
6 such appropriated funds in the following manner:

7 (1) no more than 20% of the grant funds appropriated  
8 shall be awarded by the Department for new program  
9 development and innovation;

10 (2) not less than 80% of grant funds appropriated  
11 shall be allocated to community-based youth services  
12 programs based upon population of youth under 18 years of  
13 age and other demographic variables defined by the  
14 Department of Human Services by rule, which may include  
15 weighting for service priorities relating to special needs  
16 identified in the annual plans of the regional youth  
17 planning committees established under this Act; and

18 (3) if any amount so allocated under paragraph (2) of  
19 this subsection (a) remains unobligated such funds shall  
20 be reallocated in a manner equitable and consistent with  
21 the purpose of paragraph (2) of this subsection (a). ~~and~~

22 ~~(4) the local boards or local service systems shall~~  
23 ~~certify prior to receipt of grant funds from the~~  
24 ~~Department of Human Services that a 10% local public or~~  
25 ~~private financial or in kind commitment is allocated to~~  
26 ~~supplement the State grant.~~

1           (b) Notwithstanding any provision in this Act or rules  
2 promulgated under this Act to the contrary, unless expressly  
3 prohibited by federal law or regulation, all individuals,  
4 corporations, or other entities that provide medical or mental  
5 health services, whether organized as for-profit or  
6 not-for-profit entities, shall be eligible for consideration  
7 by the Department of Human Services to participate in any  
8 program funded or administered by the Department. This  
9 subsection shall not apply to the receipt of federal funds  
10 administered and transferred by the Department for services  
11 when the federal government has specifically provided that  
12 those funds may be received only by those entities organized  
13 as not-for-profit entities.

14           (Source: P.A. 89-392, eff. 8-20-95; 89-507, eff. 7-1-97;  
15 90-655, eff. 7-30-98.)

16           Section 3-8. The Department of Commerce and Economic  
17 Opportunity Law of the Civil Administrative Code of Illinois  
18 is amended by changing Section 605-705 as follows:

19           (20 ILCS 605/605-705) (was 20 ILCS 605/46.6a)

20           Sec. 605-705. Grants to local tourism and convention  
21 bureaus.

22           (a) To establish a grant program for local tourism and  
23 convention bureaus. The Department will develop and implement  
24 a program for the use of funds, as authorized under this Act,

1 by local tourism and convention bureaus. For the purposes of  
2 this Act, bureaus eligible to receive funds are those local  
3 tourism and convention bureaus that are (i) either units of  
4 local government or incorporated as not-for-profit  
5 organizations; (ii) in legal existence for a minimum of 2  
6 years before July 1, 2001; (iii) operating with a paid,  
7 full-time staff whose sole purpose is to promote tourism in  
8 the designated service area; and (iv) affiliated with one or  
9 more municipalities or counties that support the bureau with  
10 local hotel-motel taxes. After July 1, 2001, bureaus  
11 requesting certification in order to receive funds for the  
12 first time must be local tourism and convention bureaus that  
13 are (i) either units of local government or incorporated as  
14 not-for-profit organizations; (ii) in legal existence for a  
15 minimum of 2 years before the request for certification; (iii)  
16 operating with a paid, full-time staff whose sole purpose is  
17 to promote tourism in the designated service area; and (iv)  
18 affiliated with multiple municipalities or counties that  
19 support the bureau with local hotel-motel taxes. Each bureau  
20 receiving funds under this Act will be certified by the  
21 Department as the designated recipient to serve an area of the  
22 State. Notwithstanding the criteria set forth in this  
23 subsection (a), or any rule adopted under this subsection (a),  
24 the Director of the Department may provide for the award of  
25 grant funds to one or more entities if in the Department's  
26 judgment that action is necessary in order to prevent a loss of

1 funding critical to promoting tourism in a designated  
2 geographic area of the State.

3 (b) To distribute grants to local tourism and convention  
4 bureaus from appropriations made from the Local Tourism Fund  
5 for that purpose. Of the amounts appropriated annually to the  
6 Department for expenditure under this Section prior to July 1,  
7 2011, one-third of those monies shall be used for grants to  
8 convention and tourism bureaus in cities with a population  
9 greater than 500,000. The remaining two-thirds of the annual  
10 appropriation prior to July 1, 2011 shall be used for grants to  
11 convention and tourism bureaus in the remainder of the State,  
12 in accordance with a formula based upon the population served.  
13 Of the amounts appropriated annually to the Department for  
14 expenditure under this Section beginning July 1, 2011, 18% of  
15 such moneys shall be used for grants to convention and tourism  
16 bureaus in cities with a population greater than 500,000. Of  
17 the amounts appropriated annually to the Department for  
18 expenditure under this Section beginning July 1, 2011, 82% of  
19 such moneys shall be used for grants to convention bureaus in  
20 the remainder of the State, in accordance with a formula based  
21 upon the population served. The Department may reserve up to  
22 3% of total local tourism funds available for costs of  
23 administering the program to conduct audits of grants, to  
24 provide incentive funds to those bureaus that will conduct  
25 promotional activities designed to further the Department's  
26 statewide advertising campaign, to fund special statewide

1 promotional activities, and to fund promotional activities  
2 that support an increased use of the State's parks or historic  
3 sites. The Department shall require that any convention and  
4 tourism bureau receiving a grant under this Section that  
5 requires matching funds shall provide matching funds equal to  
6 no less than 50% of the grant amount, except that: (1) in  
7 Fiscal Years 2021 through 2024 only, the Department shall  
8 require that any convention and tourism bureau receiving a  
9 grant under this Section that requires matching funds shall  
10 provide matching funds equal to no less than 25% of the grant  
11 amount; (2) in Fiscal Year 2025, the Department shall require  
12 that any convention and tourism bureau receiving a grant under  
13 this Section that requires matching funds shall provide  
14 matching funds equal to no less than 30% of the grant amount;  
15 and (3) in Fiscal Year 2026, the Department shall require that  
16 any convention and tourism bureau receiving a grant under this  
17 Section that requires matching funds shall provide matching  
18 funds equal to no less than 40% of the grant amount. During  
19 fiscal year 2013, the Department shall reserve \$2,000,000 of  
20 the available local tourism funds for appropriation to the  
21 Historic Preservation Agency for the operation of the Abraham  
22 Lincoln Presidential Library and Museum and State historic  
23 sites.

24 To provide for the expeditious and timely implementation  
25 of the changes made by Public Act 101-636, emergency rules to  
26 implement the changes made by Public Act 101-636 may be

1 adopted by the Department subject to the provisions of Section  
2 5-45 of the Illinois Administrative Procedure Act.

3 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
4 103-8, eff. 6-7-23.)

5 Section 3-9. The Mental Health and Developmental  
6 Disabilities Administrative Act is amended by changing Section  
7 74 as follows:

8 (20 ILCS 1705/74)

9 Sec. 74. Rates and reimbursements.

10 (a) Within 30 days after July 6, 2017 (the effective date  
11 of Public Act 100-23), the Department shall increase rates and  
12 reimbursements to fund a minimum of a \$0.75 per hour wage  
13 increase for front-line personnel, including, but not limited  
14 to, direct support professionals, aides, front-line  
15 supervisors, qualified intellectual disabilities  
16 professionals, nurses, and non-administrative support staff  
17 working in community-based provider organizations serving  
18 individuals with developmental disabilities. The Department  
19 shall adopt rules, including emergency rules under subsection  
20 (y) of Section 5-45 of the Illinois Administrative Procedure  
21 Act, to implement the provisions of this Section.

22 (b) Rates and reimbursements. Within 30 days after June 4,  
23 2018 (the effective date of Public Act 100-587), the  
24 Department shall increase rates and reimbursements to fund a



1 minimum of a \$0.50 per hour wage increase for front-line  
2 personnel, including, but not limited to, direct support  
3 professionals, aides, front-line supervisors, qualified  
4 intellectual disabilities professionals, nurses, and  
5 non-administrative support staff working in community-based  
6 provider organizations serving individuals with developmental  
7 disabilities. The Department shall adopt rules, including  
8 emergency rules under subsection (bb) of Section 5-45 of the  
9 Illinois Administrative Procedure Act, to implement the  
10 provisions of this Section.

11 (c) Rates and reimbursements. Within 30 days after June 5,  
12 2019 (the effective date of Public Act 101-10), subject to  
13 federal approval, the Department shall increase rates and  
14 reimbursements in effect on June 30, 2019 for community-based  
15 providers for persons with Developmental Disabilities by 3.5%  
16 The Department shall adopt rules, including emergency rules  
17 under subsection (jj) of Section 5-45 of the Illinois  
18 Administrative Procedure Act, to implement the provisions of  
19 this Section, including wage increases for direct care staff.

20 (d) For community-based providers serving persons with  
21 intellectual/developmental disabilities, subject to federal  
22 approval of any relevant Waiver Amendment, the rates taking  
23 effect for services delivered on or after January 1, 2022,  
24 shall include an increase in the rate methodology sufficient  
25 to provide a \$1.50 per hour wage increase for direct support  
26 professionals in residential settings and sufficient to

1 provide wages for all residential non-executive direct care  
2 staff, excluding direct support professionals, at the federal  
3 Department of Labor, Bureau of Labor Statistics' average wage  
4 as defined in rule by the Department.

5 The establishment of and any changes to the rate  
6 methodologies for community-based services provided to persons  
7 with intellectual/developmental disabilities are subject to  
8 federal approval of any relevant Waiver Amendment and shall be  
9 defined in rule by the Department. The Department shall adopt  
10 rules, including emergency rules as authorized by Section 5-45  
11 of the Illinois Administrative Procedure Act, to implement the  
12 provisions of this subsection (d).

13 (e) For community-based providers serving persons with  
14 intellectual/developmental disabilities, subject to federal  
15 approval of any relevant Waiver Amendment, the rates taking  
16 effect for services delivered on or after January 1, 2023,  
17 shall include an increase in the rate methodology sufficient  
18 to provide a \$1.00 per hour wage increase for all direct  
19 support professionals and all other frontline personnel who  
20 are not subject to the Bureau of Labor Statistics' average  
21 wage increases, who work in residential and community day  
22 services settings, with at least \$0.50 of those funds to be  
23 provided as a direct increase to base wages, with the  
24 remaining \$0.50 to be used flexibly for base wage increases.  
25 In addition, the rates taking effect for services delivered on  
26 or after January 1, 2023 shall include an increase sufficient

1 to provide wages for all residential non-executive direct care  
2 staff, excluding direct support professionals, at the federal  
3 Department of Labor, Bureau of Labor Statistics' average wage  
4 as defined in rule by the Department.

5 The establishment of and any changes to the rate  
6 methodologies for community-based services provided to persons  
7 with intellectual/developmental disabilities are subject to  
8 federal approval of any relevant Waiver Amendment and shall be  
9 defined in rule by the Department. The Department shall adopt  
10 rules, including emergency rules as authorized by Section 5-45  
11 of the Illinois Administrative Procedure Act, to implement the  
12 provisions of this subsection.

13 (f) For community-based providers serving persons with  
14 intellectual/developmental disabilities, subject to federal  
15 approval of any relevant Waiver Amendment, the rates taking  
16 effect for services delivered on or after January 1, 2024  
17 shall include an increase in the rate methodology sufficient  
18 to provide a \$2.50 per hour wage increase for all direct  
19 support professionals and all other frontline personnel who  
20 are not subject to the Bureau of Labor Statistics' average  
21 wage increases and who work in residential and community day  
22 services settings. At least \$1.25 of the per hour wage  
23 increase shall be provided as a direct increase to base wages,  
24 and the remaining \$1.25 of the per hour wage increase shall be  
25 used flexibly for base wage increases. In addition, the rates  
26 taking effect for services delivered on or after January 1,

1 2024 shall include an increase sufficient to provide wages for  
2 all residential non-executive direct care staff, excluding  
3 direct support professionals, at the federal Department of  
4 Labor, Bureau of Labor Statistics' average wage as defined in  
5 rule by the Department.

6 The establishment of and any changes to the rate  
7 methodologies for community-based services provided to persons  
8 with intellectual/developmental disabilities are subject to  
9 federal approval of any relevant Waiver Amendment and shall be  
10 defined in rule by the Department. The Department shall adopt  
11 rules, including emergency rules as authorized by Section 5-45  
12 of the Illinois Administrative Procedure Act, to implement the  
13 provisions of this subsection.

14 (g) For community-based providers serving persons with  
15 intellectual or developmental disabilities, subject to federal  
16 approval of any relevant Waiver Amendment, the rates taking  
17 effect for services delivered on or after January 1, 2025  
18 shall include an increase in the rate methodology sufficient  
19 to provide a \$1 per hour wage rate increase for all direct  
20 support personnel and all other frontline personnel who are  
21 not subject to the Bureau of Labor Statistics' average wage  
22 increases and who work in residential and community day  
23 services settings, with at least \$0.50 of those funds to be  
24 provided as a direct increase to base wages and the remaining  
25 \$0.50 to be used flexibly for base wage increases. These  
26 increases shall not be used by community-based providers for

1 operational or administrative expenses. In addition, the rates  
2 taking effect for services delivered on or after January 1,  
3 2025 shall include an increase sufficient to provide wages for  
4 all residential non-executive direct care staff, excluding  
5 direct support personnel, at the federal Department of Labor,  
6 Bureau of Labor Statistics' average wage as defined by rule by  
7 the Department. For services delivered on or after January 1,  
8 2025, the rates shall include adjustments to  
9 employment-related expenses as defined by rule by the  
10 Department.

11 The establishment of and any changes to the rate  
12 methodologies for community-based services provided to persons  
13 with intellectual or developmental disabilities are subject to  
14 federal approval of any relevant Waiver Amendment and shall be  
15 defined in rule by the Department. The Department shall adopt  
16 rules, including emergency rules as authorized by Section 5-45  
17 of the Illinois Administrative Procedure Act, to implement the  
18 provisions of this subsection.

19 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
20 102-830, eff. 1-1-23; 103-8, eff. 6-7-23; 103-154, eff.  
21 6-30-23.)

22 Section 3-10. The Governor's Office of Management and  
23 Budget Act is amended by adding Section 7.4 as follows:

24 (20 ILCS 3005/7.4 new)

1       Sec. 7.4. Monthly revenues reporting. No later than the  
2 15th day following the end of each month, the Office shall  
3 prepare and publish a written report including, at a minimum,  
4 the following information:

5           (1) year-to-date general funds revenues as compared to  
6 anticipated revenues;

7           (2) year-to-date general funds expenditures as  
8 compared to the then current fiscal year budget as  
9 enacted; and

10          (3) any transfers between budget lines pursuant to  
11 Section 13.2 of the State Finance Act exceeding 2%.

12       Section 3-11. The Illinois Emergency Management Agency Act  
13 is amended by changing Section 5 as follows:

14       (20 ILCS 3305/5) (from Ch. 127, par. 1055)

15       Sec. 5. Illinois Emergency Management Agency.

16       (a) There is created within the executive branch of the  
17 State Government an Illinois Emergency Management Agency and a  
18 Director of the Illinois Emergency Management Agency, herein  
19 called the "Director" who shall be the head thereof. The  
20 Director shall be appointed by the Governor, with the advice  
21 and consent of the Senate, and shall serve for a term of 2  
22 years beginning on the third Monday in January of the  
23 odd-numbered year, and until a successor is appointed and has  
24 qualified; except that the term of the first Director

1 appointed under this Act shall expire on the third Monday in  
2 January, 1989. The Director shall not hold any other  
3 remunerative public office. For terms beginning after January  
4 18, 2019 (the effective date of Public Act 100-1179) and  
5 before January 16, 2023, the annual salary of the Director  
6 shall be as provided in Section 5-300 of the Civil  
7 Administrative Code of Illinois. Notwithstanding any other  
8 provision of law, for terms beginning on or after January 16,  
9 2023, the Director shall receive an annual salary of \$180,000  
10 or as set by the Governor, whichever is higher. On July 1,  
11 2023, and on each July 1 thereafter, the Director shall  
12 receive an increase in salary based on a cost of living  
13 adjustment as authorized by Senate Joint Resolution 192 of the  
14 86th General Assembly.

15 For terms beginning on or after January 16, 2023, the  
16 Assistant Director of the Illinois Emergency Management Agency  
17 shall receive an annual salary of \$156,600 or as set by the  
18 Governor, whichever is higher. On July 1, 2023, and on each  
19 July 1 thereafter, the Assistant Director shall receive an  
20 increase in salary based on a cost of living adjustment as  
21 authorized by Senate Joint Resolution 192 of the 86th General  
22 Assembly.

23 (b) The Illinois Emergency Management Agency shall obtain,  
24 under the provisions of the Personnel Code, technical,  
25 clerical, stenographic and other administrative personnel, and  
26 may make expenditures within the appropriation therefor as may

1 be necessary to carry out the purpose of this Act. The agency  
2 created by this Act is intended to be a successor to the agency  
3 created under the Illinois Emergency Services and Disaster  
4 Agency Act of 1975 and the personnel, equipment, records, and  
5 appropriations of that agency are transferred to the successor  
6 agency as of June 30, 1988 (the effective date of this Act).

7 (c) The Director, subject to the direction and control of  
8 the Governor, shall be the executive head of the Illinois  
9 Emergency Management Agency and the State Emergency Response  
10 Commission and shall be responsible under the direction of the  
11 Governor, for carrying out the program for emergency  
12 management of this State. The Director shall also maintain  
13 liaison and cooperate with the emergency management  
14 organizations of this State and other states and of the  
15 federal government.

16 (d) The Illinois Emergency Management Agency shall take an  
17 integral part in the development and revision of political  
18 subdivision emergency operations plans prepared under  
19 paragraph (f) of Section 10. To this end it shall employ or  
20 otherwise secure the services of professional and technical  
21 personnel capable of providing expert assistance to the  
22 emergency services and disaster agencies. These personnel  
23 shall consult with emergency services and disaster agencies on  
24 a regular basis and shall make field examinations of the  
25 areas, circumstances, and conditions that particular political  
26 subdivision emergency operations plans are intended to apply.



1           (e) The Illinois Emergency Management Agency and political  
2 subdivisions shall be encouraged to form an emergency  
3 management advisory committee composed of private and public  
4 personnel representing the emergency management phases of  
5 mitigation, preparedness, response, and recovery. The Local  
6 Emergency Planning Committee, as created under the Illinois  
7 Emergency Planning and Community Right to Know Act, shall  
8 serve as an advisory committee to the emergency services and  
9 disaster agency or agencies serving within the boundaries of  
10 that Local Emergency Planning Committee planning district for:

11           (1) the development of emergency operations plan  
12 provisions for hazardous chemical emergencies; and

13           (2) the assessment of emergency response capabilities  
14 related to hazardous chemical emergencies.

15           (f) The Illinois Emergency Management Agency shall:

16           (1) Coordinate the overall emergency management  
17 program of the State.

18           (2) Cooperate with local governments, the federal  
19 government, and any public or private agency or entity in  
20 achieving any purpose of this Act and in implementing  
21 emergency management programs for mitigation,  
22 preparedness, response, and recovery.

23           (2.5) Develop a comprehensive emergency preparedness  
24 and response plan for any nuclear accident in accordance  
25 with Section 65 of the Nuclear Safety Law of 2004 and in  
26 development of the Illinois Nuclear Safety Preparedness

1 program in accordance with Section 8 of the Illinois  
2 Nuclear Safety Preparedness Act.

3 (2.6) Coordinate with the Department of Public Health  
4 with respect to planning for and responding to public  
5 health emergencies.

6 (3) Prepare, for issuance by the Governor, executive  
7 orders, proclamations, and regulations as necessary or  
8 appropriate in coping with disasters.

9 (4) Promulgate rules and requirements for political  
10 subdivision emergency operations plans that are not  
11 inconsistent with and are at least as stringent as  
12 applicable federal laws and regulations.

13 (5) Review and approve, in accordance with Illinois  
14 Emergency Management Agency rules, emergency operations  
15 plans for those political subdivisions required to have an  
16 emergency services and disaster agency pursuant to this  
17 Act.

18 (5.5) Promulgate rules and requirements for the  
19 political subdivision emergency management exercises,  
20 including, but not limited to, exercises of the emergency  
21 operations plans.

22 (5.10) Review, evaluate, and approve, in accordance  
23 with Illinois Emergency Management Agency rules, political  
24 subdivision emergency management exercises for those  
25 political subdivisions required to have an emergency  
26 services and disaster agency pursuant to this Act.

1           (6) Determine requirements of the State and its  
2 political subdivisions for food, clothing, and other  
3 necessities in event of a disaster.

4           (7) Establish a register of persons with types of  
5 emergency management training and skills in mitigation,  
6 preparedness, response, and recovery.

7           (8) Establish a register of government and private  
8 response resources available for use in a disaster.

9           (9) Expand the Earthquake Awareness Program and its  
10 efforts to distribute earthquake preparedness materials to  
11 schools, political subdivisions, community groups, civic  
12 organizations, and the media. Emphasis will be placed on  
13 those areas of the State most at risk from an earthquake.  
14 Maintain the list of all school districts, hospitals,  
15 airports, power plants, including nuclear power plants,  
16 lakes, dams, emergency response facilities of all types,  
17 and all other major public or private structures which are  
18 at the greatest risk of damage from earthquakes under  
19 circumstances where the damage would cause subsequent harm  
20 to the surrounding communities and residents.

21           (10) Disseminate all information, completely and  
22 without delay, on water levels for rivers and streams and  
23 any other data pertaining to potential flooding supplied  
24 by the Division of Water Resources within the Department  
25 of Natural Resources to all political subdivisions to the  
26 maximum extent possible.

1           (11) Develop agreements, if feasible, with medical  
2 supply and equipment firms to supply resources as are  
3 necessary to respond to an earthquake or any other  
4 disaster as defined in this Act. These resources will be  
5 made available upon notifying the vendor of the disaster.  
6 Payment for the resources will be in accordance with  
7 Section 7 of this Act. The Illinois Department of Public  
8 Health shall determine which resources will be required  
9 and requested.

10           (11.5) In coordination with the Illinois State Police,  
11 develop and implement a community outreach program to  
12 promote awareness among the State's parents and children  
13 of child abduction prevention and response.

14           (12) Out of funds appropriated for these purposes,  
15 award capital and non-capital grants to Illinois hospitals  
16 or health care facilities located outside of a city with a  
17 population in excess of 1,000,000 to be used for purposes  
18 that include, but are not limited to, preparing to respond  
19 to mass casualties and disasters, maintaining and  
20 improving patient safety and quality of care, and  
21 protecting the confidentiality of patient information. No  
22 single grant for a capital expenditure shall exceed  
23 \$300,000. No single grant for a non-capital expenditure  
24 shall exceed \$100,000. In awarding such grants, preference  
25 shall be given to hospitals that serve a significant  
26 number of Medicaid recipients, but do not qualify for

1 disproportionate share hospital adjustment payments under  
2 the Illinois Public Aid Code. To receive such a grant, a  
3 hospital or health care facility must provide funding of  
4 at least 50% of the cost of the project for which the grant  
5 is being requested. In awarding such grants the Illinois  
6 Emergency Management Agency shall consider the  
7 recommendations of the Illinois Hospital Association.

8 (13) Do all other things necessary, incidental or  
9 appropriate for the implementation of this Act.

10 (g) The Illinois Emergency Management Agency is authorized  
11 to make grants to various higher education institutions,  
12 public K-12 school districts, area vocational centers as  
13 designated by the State Board of Education, inter-district  
14 special education cooperatives, regional safe schools, and  
15 nonpublic K-12 schools for safety and security improvements.  
16 For the purpose of this subsection (g), "higher education  
17 institution" means a public university, a public community  
18 college, or an independent, not-for-profit or for-profit  
19 higher education institution located in this State. Grants  
20 made under this subsection (g) shall be paid out of moneys  
21 appropriated for that purpose from the Build Illinois Bond  
22 Fund. The Illinois Emergency Management Agency shall adopt  
23 rules to implement this subsection (g). These rules may  
24 specify: (i) the manner of applying for grants; (ii) project  
25 eligibility requirements; (iii) restrictions on the use of  
26 grant moneys; (iv) the manner in which the various higher

1 education institutions must account for the use of grant  
2 moneys; and (v) any other provision that the Illinois  
3 Emergency Management Agency determines to be necessary or  
4 useful for the administration of this subsection (g).

5 (g-5) The Illinois Emergency Management Agency is  
6 authorized to make grants to not-for-profit organizations  
7 which are exempt from federal income taxation under section  
8 501(c)(3) of the Federal Internal Revenue Code for eligible  
9 security improvements that assist the organization in  
10 preventing, preparing for, or responding to threats, attacks,  
11 or acts of terrorism. To be eligible for a grant under the  
12 program, the Agency must determine that the organization is at  
13 a high risk of being subject to threats, attacks, or acts of  
14 terrorism based on the organization's profile, ideology,  
15 mission, or beliefs. Eligible security improvements shall  
16 include all eligible preparedness activities under the federal  
17 Nonprofit Security Grant Program, including, but not limited  
18 to, physical security upgrades, security training exercises,  
19 preparedness training exercises, contracting with security  
20 personnel, and any other security upgrades deemed eligible by  
21 the Director. Eligible security improvements shall not  
22 duplicate, in part or in whole, a project included under any  
23 awarded federal grant or in a pending federal application. The  
24 Director shall establish procedures and forms by which  
25 applicants may apply for a grant and procedures for  
26 distributing grants to recipients. Any security improvements

1 awarded shall remain at the physical property listed in the  
2 grant application, unless authorized by Agency rule or  
3 approved by the Agency in writing. The procedures shall  
4 require each applicant to do the following:

5 (1) identify and substantiate prior or current  
6 threats, attacks, or acts of terrorism against the  
7 not-for-profit organization;

8 (2) indicate the symbolic or strategic value of one or  
9 more sites that renders the site a possible target of a  
10 threat, attack, or act of terrorism;

11 (3) discuss potential consequences to the organization  
12 if the site is damaged, destroyed, or disrupted by a  
13 threat, attack, or act of terrorism;

14 (4) describe how the grant will be used to integrate  
15 organizational preparedness with broader State and local  
16 preparedness efforts, as described by the Agency in each  
17 Notice of Opportunity for Funding;

18 (5) submit (i) a vulnerability assessment conducted by  
19 experienced security, law enforcement, or military  
20 personnel, or conducted using an Agency-approved or  
21 federal Nonprofit Security Grant Program self-assessment  
22 tool, and (ii) a description of how the grant award will be  
23 used to address the vulnerabilities identified in the  
24 assessment; and

25 (6) submit any other relevant information as may be  
26 required by the Director.

1           The Agency is authorized to use funds appropriated for the  
2 grant program described in this subsection (g-5) to administer  
3 the program. Any Agency Notice of Opportunity for Funding,  
4 proposed or final rulemaking, guidance, training opportunity,  
5 or other resource related to the grant program must be  
6 published on the Agency's publicly available website, and any  
7 announcements related to funding shall be shared with all  
8 State legislative offices, the Governor's office, emergency  
9 services and disaster agencies mandated or required pursuant  
10 to subsections (b) through (d) of Section 10, and any other  
11 State agencies as determined by the Agency. Subject to  
12 appropriation, the grant application period shall be open for  
13 no less than 45 calendar days during the first application  
14 cycle each fiscal year, unless the Agency determines that a  
15 shorter period is necessary to avoid conflicts with the annual  
16 federal Nonprofit Security Grant Program funding cycle.  
17 Additional application cycles may be conducted during the same  
18 fiscal year, subject to availability of funds. Upon request,  
19 Agency staff shall provide reasonable assistance to any  
20 applicant in completing a grant application or meeting a  
21 post-award requirement.

22           The Agency shall adopt rules or procedures by which  
23 grantees under this subsection (g-5) may receive a working  
24 capital advance of initial start-up costs and up to 2 months of  
25 program expenses, not to exceed 25% of the total award amount,  
26 if, during the application process, the grantee demonstrates a



1 need for funds to commence a project. The remaining funds must  
2 be paid through reimbursement after the grantee presents  
3 sufficient supporting documentation of expenditures for  
4 eligible activities.

5 (h) Except as provided in Section 17.5 of this Act, any  
6 moneys received by the Agency from donations or sponsorships  
7 unrelated to a disaster shall be deposited in the Emergency  
8 Planning and Training Fund and used by the Agency, subject to  
9 appropriation, to effectuate planning and training activities.  
10 Any moneys received by the Agency from donations during a  
11 disaster and intended for disaster response or recovery shall  
12 be deposited into the Disaster Response and Recovery Fund and  
13 used for disaster response and recovery pursuant to the  
14 Disaster Relief Act.

15 (i) The Illinois Emergency Management Agency may by rule  
16 assess and collect reasonable fees for attendance at  
17 Agency-sponsored conferences to enable the Agency to carry out  
18 the requirements of this Act. Any moneys received under this  
19 subsection shall be deposited in the Emergency Planning and  
20 Training Fund and used by the Agency, subject to  
21 appropriation, for planning and training activities.

22 (j) The Illinois Emergency Management Agency is authorized  
23 to make grants to other State agencies, public universities,  
24 units of local government, and statewide mutual aid  
25 organizations to enhance statewide emergency preparedness and  
26 response.

1 (Source: P.A. 102-16, eff. 6-17-21; 102-538, eff. 8-20-21;  
2 102-813, eff. 5-13-22; 102-1115, eff. 1-9-23; 103-418, eff.  
3 1-1-24.)

4 Section 3-15. The State Finance Act is amended by changing  
5 Section 6z-129 as follows:

6 (30 ILCS 105/6z-129)

7 Sec. 6z-129. Horse Racing Purse Equity Fund. The Horse  
8 Racing Purse Equity Fund is a nonappropriated trust fund held  
9 outside of the State treasury. Within 30 calendar days after  
10 funds are deposited in the Horse Racing Purse Equity Fund and  
11 the applicable grant agreement is executed, whichever is  
12 later, the Department of Agriculture shall transfer the entire  
13 balance in the Fund to the organization licensees that hold  
14 purse moneys that support each of the legally recognized  
15 horsemen's associations that have contracted with an  
16 organization licensee over the immediately preceding 3  
17 calendar years under subsection (d) of Section 29 of the  
18 Illinois Horse Racing Act of 1975. The 2024 ~~2023~~ division of  
19 such fund balance among the qualifying purse accounts shall be  
20 pursuant to the 2021 agreement of the involved horsemen  
21 associations with 45% being allocated to the thoroughbred  
22 purse account at a racetrack located in Stickney Township in  
23 Cook County, 30% being allocated to the harness purse account  
24 at a racetrack located in Stickney Township in Cook County,

1 and 25% being allocated to the thoroughbred purse account at a  
2 racetrack located in Madison County. Transfers may be made to  
3 an organization licensee that has one or more executed grant  
4 agreements while the other organization licensee awaits  
5 finalization and execution of its grant agreement or  
6 agreements. All funds transferred to purse accounts pursuant  
7 to this Section shall be for the sole purpose of augmenting  
8 future purses during State fiscal year 2025 ~~2024~~. For purposes  
9 of this Section, a legally recognized horsemen association is  
10 that horsemen association representing the largest number of  
11 owners, trainers, jockeys or Standardbred drivers who race  
12 horses at an Illinois organization licensee and that enter  
13 into agreements with Illinois organization licenses to govern  
14 the racing meet and that also provide required consents  
15 pursuant to the Illinois Horse Racing Act of 1975.

16 (Source: P.A. 102-16, eff. 6-17-21; 103-8, eff. 7-1-23.)

17 Section 3-20. The Illinois Estate and Generation-Skipping  
18 Transfer Tax Act is amended by changing Section 16 as follows:

19 (35 ILCS 405/16) (from Ch. 120, par. 405A-16)

20 Sec. 16. Duty of Attorney General; failure to pay tax;  
21 proceedings.

22 (a) Duty of the Attorney General. It is the duty of the  
23 Attorney General to exercise general supervision over the  
24 assessment and collection of the tax provided in this Act, and

1 in the discharge of that duty, the Attorney General may  
2 prescribe rules and regulations as are deemed necessary and  
3 may institute and prosecute suits and proceedings as may be  
4 necessary and proper, appearing therein for that purpose; and  
5 it shall be the duty of the several State's Attorneys to render  
6 assistance when requested by the Attorney General to do so.  
7 The Attorney General shall determine and assess the tax as  
8 provided for in this Act.

9 (b) Disclosure of federal return information. When receipt  
10 of estate tax information from the Internal Revenue Service  
11 under the Agreement on Coordination of Tax Administration  
12 between the Internal Revenue Service and the Attorney General  
13 discloses possible Illinois estate tax liability, any person  
14 possessing federal estate tax information shall be required to  
15 submit such information to the Attorney General upon request  
16 to enable the Attorney General to audit the return or Internal  
17 Revenue Service audit adjustments and to determine whether any  
18 tax, penalty, or interest is due the State of Illinois where  
19 such return information has not been filed with the Attorney  
20 General. A claim of confidentiality under Section 48.1 of the  
21 Illinois Banking Act shall not prohibit or preclude the  
22 dissemination of tax information required under this Section  
23 and shall not constitute grounds for failing or refusing to  
24 surrender such tax information to the Attorney General in the  
25 administration and enforcement of this Act. Any tax  
26 information submitted in compliance with this Section shall be

1 treated and afforded with the same confidentiality as a return  
2 filed under the Act.

3 (c) The Attorney General shall submit estate tax data to  
4 the Commission on Government Forecasting and Accountability on  
5 a quarterly basis starting July 1, 2024. The Commission shall  
6 compile this data and publish a semi-annual report of estate  
7 tax collections for the period beginning July 1, 2024 and  
8 ending June 30, 2027, with the first report published in  
9 January of 2025 and subsequent reports being published every 6  
10 months thereafter. Data that is required to be submitted by  
11 the Attorney General to the Commission and for use in the  
12 published reports shall be determined by the Commission.

13 (Source: P.A. 91-150, eff. 7-16-99.)

14 Section 3-22. The Illinois Pension Code is amended by  
15 changing Sections 16-150.1 and 17-149, as follows:

16 (40 ILCS 5/16-150.1)

17 Sec. 16-150.1. Return to teaching in subject shortage  
18 area.

19 (a) As used in this Section, "eligible employment" means  
20 employment beginning on or after July 1, 2003 and ending no  
21 later than June 30, 2027 ~~2024~~, in a subject shortage area at a  
22 qualified school, in a position requiring certification under  
23 the law governing the certification of teachers.

24 As used in this Section, "qualified school" means a public

1 elementary or secondary school that meets all of the following  
2 requirements:

3 (1) At the time of hiring a retired teacher under this  
4 Section, the school is experiencing a shortage of teachers  
5 in the subject shortage area for which the teacher is  
6 hired.

7 (2) The school district to which the school belongs  
8 has complied with the requirements of subsection (e), and  
9 the regional superintendent has certified that compliance  
10 to the System.

11 (3) If the school district to which the school belongs  
12 provides group health benefits for its teachers generally,  
13 substantially similar health benefits are made available  
14 for teachers participating in the program under this  
15 Section, without any limitations based on pre-existing  
16 conditions.

17 (b) An annuitant receiving a retirement annuity under this  
18 Article (other than a disability retirement annuity) may  
19 engage in eligible employment at a qualified school without  
20 impairing his or her retirement status or retirement annuity,  
21 subject to the following conditions:

22 (1) the eligible employment does not begin within the  
23 school year during which service was terminated;

24 (2) the annuitant has not received any early  
25 retirement incentive under Section 16-133.3, 16-133.4, or  
26 16-133.5;

1           (3) if the annuitant retired before age 60 and with  
2           less than 34 years of service, the eligible employment  
3           does not begin within the year following the effective  
4           date of the retirement annuity;

5           (4) if the annuitant retired at age 60 or above or with  
6           34 or more years of service, the eligible employment does  
7           not begin within the 90 days following the effective date  
8           of the retirement annuity; and

9           (5) before the eligible employment begins, the  
10          employer notifies the System in writing of the annuitant's  
11          desire to participate in the program established under  
12          this Section.

13          (c) An annuitant engaged in eligible employment in  
14          accordance with subsection (b) shall be deemed a participant  
15          in the program established under this Section for so long as he  
16          or she remains employed in eligible employment.

17          (d) A participant in the program established under this  
18          Section continues to be a retirement annuitant, rather than an  
19          active teacher, for all of the purposes of this Code, but shall  
20          be deemed an active teacher for other purposes, such as  
21          inclusion in a collective bargaining unit, eligibility for  
22          group health benefits, and compliance with the laws governing  
23          the employment, regulation, certification, treatment, and  
24          conduct of teachers.

25          With respect to an annuitant's eligible employment under  
26          this Section, neither employee nor employer contributions

1 shall be made to the System and no additional service credit  
2 shall be earned. Eligible employment does not affect the  
3 annuitant's final average salary or the amount of the  
4 retirement annuity.

5 (e) Before hiring a teacher under this Section, the school  
6 district to which the school belongs must do the following:

7 (1) If the school district to which the school belongs  
8 has honorably dismissed, within the calendar year  
9 preceding the beginning of the school term for which it  
10 seeks to employ a retired teacher under the program  
11 established in this Section, any teachers who are legally  
12 qualified to hold positions in the subject shortage area  
13 and have not yet begun to receive their retirement  
14 annuities under this Article, the vacant positions must  
15 first be tendered to those teachers.

16 (2) For a period of at least 90 days during the 6  
17 months preceding the beginning of either the fall or  
18 spring term for which it seeks to employ a retired teacher  
19 under the program established in this Section, the school  
20 district must, on an ongoing basis, (i) advertise its  
21 vacancies in the subject shortage area in employment  
22 bulletins published by college and university placement  
23 offices located near the school; (ii) search for teachers  
24 legally qualified to fill those vacancies through the  
25 Illinois Education Job Bank; and (iii) post all vacancies  
26 on the school district's website and list the vacancy in



1 an online job portal or database.

2 A school district replacing a teacher who is unable to  
3 continue employment with the school district because of  
4 documented illness, injury, or disability that occurred after  
5 being hired by a school district under this Section shall be  
6 exempt from the provisions of paragraph (2) for 90 school  
7 days. However, the school district must on an ongoing basis  
8 comply with items (i), (ii), and (iii) of paragraph (2).

9 The school district must submit documentation of its  
10 compliance with this subsection to the regional  
11 superintendent. Upon receiving satisfactory documentation from  
12 the school district, the regional superintendent shall certify  
13 the district's compliance with this subsection to the System.

14 (f) This Section applies without regard to whether the  
15 annuitant was in service on or after the effective date of this  
16 amendatory Act of the 93rd General Assembly.

17 (Source: P.A. 101-49, eff. 7-12-19; 102-440, eff. 8-20-21.)

18 (40 ILCS 5/17-149) (from Ch. 108 1/2, par. 17-149)

19 Sec. 17-149. Cancellation of pensions.

20 (a) If any person receiving a disability retirement  
21 pension from the Fund is re-employed as a teacher by an  
22 Employer, the pension shall be cancelled on the date the  
23 re-employment begins, or on the first day of a payroll period  
24 for which service credit was validated, whichever is earlier.

25 (b) If any person receiving a service retirement pension

1 from the Fund is re-employed as a teacher on a permanent or  
2 annual basis by an Employer, the pension shall be cancelled on  
3 the date the re-employment begins, or on the first day of a  
4 payroll period for which service credit was validated,  
5 whichever is earlier. However, subject to the limitations and  
6 requirements of subsection (c-5), (c-6), (c-7), or (c-10), the  
7 pension shall not be cancelled in the case of a service  
8 retirement pensioner who is re-employed on a temporary and  
9 non-annual basis or on an hourly basis.

10 (c) If the date of re-employment on a permanent or annual  
11 basis occurs within 5 school months after the date of previous  
12 retirement, exclusive of any vacation period, the member shall  
13 be deemed to have been out of service only temporarily and not  
14 permanently retired. Such person shall be entitled to pension  
15 payments for the time he could have been employed as a teacher  
16 and received salary, but shall not be entitled to pension for  
17 or during the summer vacation prior to his return to service.

18 When the member again retires on pension, the time of  
19 service and the money contributed by him during re-employment  
20 shall be added to the time and money previously credited. Such  
21 person must acquire 3 consecutive years of additional  
22 contributing service before he may retire again on a pension  
23 at a rate and under conditions other than those in force or  
24 attained at the time of his previous retirement.

25 (c-5) For school years beginning on or after July 1, 2019  
26 and before July 1, 2022, the service retirement pension shall

1 not be cancelled in the case of a service retirement pensioner  
2 who is re-employed as a teacher on a temporary and non-annual  
3 basis or on an hourly basis, so long as the person (1) does not  
4 work as a teacher for compensation on more than 120 days in a  
5 school year or (2) does not accept gross compensation for the  
6 re-employment in a school year in excess of (i) \$30,000 or (ii)  
7 in the case of a person who retires with at least 5 years of  
8 service as a principal, an amount that is equal to the daily  
9 rate normally paid to retired principals multiplied by 100.  
10 These limitations apply only to school years that begin on or  
11 after July 1, 2019 and before July 1, 2022. Such re-employment  
12 does not require contributions, result in service credit, or  
13 constitute active membership in the Fund.

14 The service retirement pension shall not be cancelled in  
15 the case of a service retirement pensioner who is re-employed  
16 as a teacher on a temporary and non-annual basis or on an  
17 hourly basis, so long as the person (1) does not work as a  
18 teacher for compensation on more than 100 days in a school year  
19 or (2) does not accept gross compensation for the  
20 re-employment in a school year in excess of (i) \$30,000 or (ii)  
21 in the case of a person who retires with at least 5 years of  
22 service as a principal, an amount that is equal to the daily  
23 rate normally paid to retired principals multiplied by 100.  
24 These limitations apply only to school years that begin on or  
25 after August 8, 2012 (the effective date of Public Act 97-912)  
26 and before July 1, 2019. Such re-employment does not require

1 contributions, result in service credit, or constitute active  
2 membership in the Fund.

3 Notwithstanding the 120-day limit set forth in item (1) of  
4 this subsection (c-5), the service retirement pension shall  
5 not be cancelled in the case of a service retirement pensioner  
6 who teaches only driver education courses after regular school  
7 hours and does not teach any other subject area, so long as the  
8 person does not work as a teacher for compensation for more  
9 than 900 hours in a school year. The \$30,000 limit set forth in  
10 subitem (i) of item (2) of this subsection (c-5) shall apply to  
11 a service retirement pensioner who teaches only driver  
12 education courses after regular school hours and does not  
13 teach any other subject area.

14 To be eligible for such re-employment without cancellation  
15 of pension, the pensioner must notify the Fund and the Board of  
16 Education of his or her intention to accept re-employment  
17 under this subsection (c-5) before beginning that  
18 re-employment (or if the re-employment began before August 8,  
19 2012 (the effective date of Public Act 97-912), then within 30  
20 days after that effective date).

21 An Employer must certify to the Fund the temporary and  
22 non-annual or hourly status and the compensation of each  
23 pensioner re-employed under this subsection at least  
24 quarterly, and when the pensioner is approaching the earnings  
25 limitation under this subsection.

26 If the pensioner works more than 100 days or accepts

1 excess gross compensation for such re-employment in any school  
2 year that begins on or after August 8, 2012 (the effective date  
3 of Public Act 97-912), the service retirement pension shall  
4 thereupon be cancelled.

5 If the pensioner who only teaches drivers education  
6 courses after regular school hours works more than 900 hours  
7 or accepts excess gross compensation for such re-employment in  
8 any school year that begins on or after August 12, 2016 (the  
9 effective date of Public Act 99-786), the service retirement  
10 pension shall thereupon be cancelled.

11 If the pensioner works more than 120 days or accepts  
12 excess gross compensation for such re-employment in any school  
13 year that begins on or after July 1, 2019, the service  
14 retirement pension shall thereupon be cancelled.

15 The Board of the Fund shall adopt rules for the  
16 implementation and administration of this subsection.

17 (c-6) For school years beginning on or after July 1, 2022  
18 and before July 1, 2027 ~~2024~~, the service retirement pension  
19 shall not be cancelled in the case of a service retirement  
20 pensioner who is re-employed as a teacher or an administrator  
21 on a temporary and non-annual basis or on an hourly basis, so  
22 long as the person does not work as a teacher or an  
23 administrator for compensation on more than 140 days in a  
24 school year. Such re-employment does not require  
25 contributions, result in service credit, or constitute active  
26 membership in the Fund.

1 (c-7) For school years beginning on or after July 1, 2027  
2 ~~2024~~, the service retirement pension shall not be cancelled in  
3 the case of a service retirement pensioner who is re-employed  
4 as a teacher or an administrator on a temporary and non-annual  
5 basis or on an hourly basis, so long as the person does not  
6 work as a teacher or an administrator for compensation on more  
7 than 120 days in a school year. Such re-employment does not  
8 require contributions, result in service credit, or constitute  
9 active membership in the Fund.

10 (c-10) Until June 30, 2027 ~~2024~~, the service retirement  
11 pension of a service retirement pensioner shall not be  
12 cancelled if the service retirement pensioner is employed in a  
13 subject shortage area and the Employer that is employing the  
14 service retirement pensioner meets the following requirements:

15 (1) If the Employer has honorably dismissed, within  
16 the calendar year preceding the beginning of the school  
17 term for which it seeks to employ a service retirement  
18 pensioner under this subsection, any teachers who are  
19 legally qualified to hold positions in the subject  
20 shortage area and have not yet begun to receive their  
21 service retirement pensions under this Article, the vacant  
22 positions must first be tendered to those teachers.

23 (2) For a period of at least 90 days during the 6  
24 months preceding the beginning of either the fall or  
25 spring term for which it seeks to employ a service  
26 retirement pensioner under this subsection, the Employer

1 must, on an ongoing basis, (i) advertise its vacancies in  
2 the subject shortage area in employment bulletins  
3 published by college and university placement offices  
4 located near the school; (ii) search for teachers legally  
5 qualified to fill those vacancies through the Illinois  
6 Education Job Bank; and (iii) post all vacancies on the  
7 Employer's website and list the vacancy in an online job  
8 portal or database.

9 An Employer of a teacher who is unable to continue  
10 employment with the Employer because of documented illness,  
11 injury, or disability that occurred after being hired by the  
12 Employer under this subsection is exempt from the provisions  
13 of paragraph (2) for 90 school days. However, the Employer  
14 must on an ongoing basis comply with items (i), (ii), and (iii)  
15 of paragraph (2).

16 The Employer must submit documentation of its compliance  
17 with this subsection to the regional superintendent. Upon  
18 receiving satisfactory documentation from the Employer, the  
19 regional superintendent shall certify the Employer's  
20 compliance with this subsection to the Fund.

21 (d) Notwithstanding Sections 1-103.1 and 17-157, the  
22 changes to this Section made by Public Act 90-32 apply without  
23 regard to whether termination of service occurred before the  
24 effective date of that Act and apply retroactively to August  
25 23, 1989.

26 Notwithstanding Sections 1-103.1 and 17-157, the changes

1 to this Section and Section 17-106 made by Public Act 92-599  
2 apply without regard to whether termination of service  
3 occurred before June 28, 2002 (the effective date of Public  
4 Act 92-599).

5 Notwithstanding Sections 1-103.1 and 17-157, the changes  
6 to this Section made by Public Act 97-912 apply without regard  
7 to whether termination of service occurred before August 8,  
8 2012 (the effective date of Public Act 97-912).

9 (Source: P.A. 102-1013, eff. 5-27-22; 102-1090, eff. 6-10-22;  
10 103-154, eff. 6-30-23.)

11 Section 3-25. The Law Enforcement Camera Grant Act is  
12 amended by changing Section 10 as follows:

13 (50 ILCS 707/10)

14 Sec. 10. Law Enforcement Camera Grant Fund; creation,  
15 rules.

16 (a) The Law Enforcement Camera Grant Fund is created as a  
17 special fund in the State treasury. From appropriations to the  
18 Board from the Fund, the Board must make grants to units of  
19 local government in Illinois and Illinois public universities  
20 for the purpose of (1) purchasing or leasing in-car video  
21 cameras for use in law enforcement vehicles, (2) purchasing or  
22 leasing officer-worn body cameras and associated technology  
23 for law enforcement officers, and (3) training for law  
24 enforcement officers in the operation of the cameras. Grants



1 under this Section may be used to offset data storage and  
2 related licensing costs for officer-worn body cameras. For the  
3 purposes of this Section, "purchasing or leasing" includes  
4 providing funding to units of local government in advance that  
5 can be used to obtain this equipment rather than only for  
6 reimbursement of purchased equipment.

7 Moneys received for the purposes of this Section,  
8 including, without limitation, fee receipts and gifts, grants,  
9 and awards from any public or private entity, must be  
10 deposited into the Fund. Any interest earned on moneys in the  
11 Fund must be deposited into the Fund.

12 (b) The Board may set requirements for the distribution of  
13 grant moneys and determine which law enforcement agencies are  
14 eligible.

15 (b-5) The Board shall consider compliance with the Uniform  
16 Crime Reporting Act as a factor in awarding grant moneys.

17 (c) (Blank).

18 (d) (Blank).

19 (e) (Blank).

20 (f) (Blank).

21 (g) (Blank).

22 (h) (Blank).

23 (Source: P.A. 102-16, eff. 6-17-21; 102-1104, eff. 12-6-22.)

24 Section 3-27. The Illinois Library System Act is amended  
25 by changing Section 8 as follows:

1 (75 ILCS 10/8) (from Ch. 81, par. 118)

2 Sec. 8. State grants.

3 (a) There shall be a program of State grants within the  
4 limitations of funds appropriated by the Illinois General  
5 Assembly together with other funds made available by the  
6 federal government or other sources for this purpose. This  
7 program of State grants shall be administered by the State  
8 Librarian in accordance with rules and regulations as provided  
9 in Section 3 of this Act and shall include the following: (i)  
10 annual equalization grants; (ii) Library System grants; (iii)  
11 per capita grants to public libraries; and (iv) planning and  
12 construction grants to public libraries and library systems.  
13 Libraries, in order to be eligible for grants under this  
14 Section, must be members of a library system.

15 (b) An annual equalization grant shall be made to all  
16 public libraries for which the corporate authorities levy a  
17 tax for library purposes at a rate not less than .13% of the  
18 value of all the taxable property as equalized and assessed by  
19 the Department of Revenue if the amount of tax revenue  
20 obtained from a rate of .13% produces less than \$17.50 per  
21 capita in property tax revenue from property taxes for Fiscal  
22 Year 2025 ~~(i) \$4.25 per capita in property tax revenue from~~  
23 ~~property taxes for the 2006 taxable year payable in 2007 and~~  
24 ~~(ii) \$7.50 per capita in property tax revenue from property~~  
25 ~~taxes for the 2007 taxable year and thereafter. In that case,~~

1 the State Librarian is authorized to make an equalization  
2 grant equivalent to the difference between the amount obtained  
3 from a rate of .13% and an annual income of \$17.50 per capita  
4 for grants made in Fiscal Year 2025 ~~\$4.25 per capita for grants~~  
5 ~~made through Fiscal Year 2008, and an annual income of \$7.50~~  
6 ~~per capita for grants made in Fiscal Year 2009~~ and thereafter.  
7 If moneys appropriated for grants under this Section are not  
8 sufficient, then the State Librarian shall reduce the per  
9 capita amount of the grants so that the qualifying public  
10 libraries receive the same amount per capita, but in no event  
11 shall the grant be less than equivalent to the difference  
12 between the amount of the tax revenue obtained from the  
13 current levy and an annual income of \$4.25 per capita. If a  
14 library receiving an equalization grant reduces its tax levy  
15 below the amount levied at the time the original application  
16 is approved, it shall be ineligible to receive further  
17 equalization grants.

18 If a library is subject to the Property Tax Extension  
19 Limitation Law in the Property Tax Code and its tax levy for  
20 library purposes has been lowered to a rate of less than .13%,  
21 the library will qualify for this grant if the library levied a  
22 tax for library purposes that met the requirements for this  
23 grant in the previous year and if the tax levied for library  
24 purposes in the current year produces tax revenue for the  
25 library that is an increase over the previous year's extension  
26 of 5% or the percentage increase in the Consumer Price Index,

1 whichever is less, and the tax revenue produced by this levy is  
2 less than \$17.50 per capita in property tax revenue from  
3 property taxes for the Fiscal Year 2025 ~~(i) \$4.25 per capita in~~  
4 ~~property tax revenue from property taxes for the 2006 taxable~~  
5 ~~year payable in 2007 and (ii) \$7.50 per capita in property tax~~  
6 ~~revenue from property taxes for the 2007 taxable year and~~  
7 thereafter. In this case, the State Librarian is authorized to  
8 make an equalization grant equivalent to the difference  
9 between the amount of tax revenue obtained from the current  
10 levy and an annual income of \$17.50 per capita for grants made  
11 in Fiscal Year 2025 ~~\$4.25 per capita for grants made through~~  
12 ~~Fiscal Year 2008, and an annual income of \$7.50 per capita for~~  
13 ~~grants made in Fiscal Year 2009~~ and thereafter. If moneys  
14 appropriated for grants under this Section are not sufficient,  
15 then the State Librarian shall reduce the per capita amount of  
16 the grants so that the qualifying public libraries receive the  
17 same amount per capita, but in no event shall the grant be less  
18 than equivalent to the difference between the amount of the  
19 tax revenue obtained from the current levy and an annual  
20 income of \$4.25 per capita. If a library receiving an  
21 equalization grant reduces its tax levy below the amount  
22 levied at the time the original application is approved, it  
23 shall be ineligible to receive further equalization grants.

24 (c) Annual Library System grants shall be made, upon  
25 application, to each library system approved by the State  
26 Librarian on the following basis:

1           (1) For library systems, the sum of \$1.46 per capita  
2           of the population of the area served plus the sum of \$50.75  
3           per square mile or fraction thereof of the area served  
4           except as provided in paragraph (4) of this subsection.

5           (2) If the amounts appropriated for grants are  
6           different from the amount provided for in paragraph (1) of  
7           this subsection, the area and per capita funding shall be  
8           proportionately reduced or increased accordingly.

9           (3) For library systems, additional funds may be  
10          appropriated. The appropriation shall be distributed on  
11          the same proportional per capita and per square mile basis  
12          as provided in paragraphs (1) and (4) of this subsection.

13          (4) Per capita and area funding for a multitype  
14          library system as defined in subparagraph (3) of the  
15          definition of "library system" in Section 2 and a public  
16          library system in cities with a population of 500,000 or  
17          more as defined in subparagraph (2) of the definition of  
18          "library system" in Section 2 shall be apportioned with  
19          25% of the funding granted to the multitype library system  
20          and 75% of the funding granted to the public library  
21          system.

22          (d) The "area served" for the purposes of making and  
23          expending annual Library System grants means the area that  
24          lies within the geographic boundaries of the library system as  
25          approved by the State Librarian, except that grant funding  
26          awarded to a library system may also be expended for the

1 provision of services to members of other library systems if  
2 such an expenditure is included in a library system's plan of  
3 service and is approved by the State Librarian. In determining  
4 the population of the area served by the library system, the  
5 Illinois State Library shall use the latest federal census for  
6 the political subdivisions in the area served.

7 (e) In order to be eligible for a grant under this Section,  
8 the corporate authorities, instead of a tax levy at a  
9 particular rate, may provide an amount equivalent to the  
10 amount produced by that levy.

11 (Source: P.A. 99-186, eff. 7-29-15.)

12 Section 3-30. The School Code is amended by changing  
13 Section 29-5 as follows:

14 (105 ILCS 5/29-5) (from Ch. 122, par. 29-5)

15 Sec. 29-5. Reimbursement by State for transportation. Any  
16 school district or State-authorized charter school,  
17 maintaining a school, transporting resident pupils to another  
18 school district's vocational program, offered through a joint  
19 agreement approved by the State Board of Education, as  
20 provided in Section 10-22.22 or transporting its resident  
21 pupils to a school which meets the standards for recognition  
22 as established by the State Board of Education which provides  
23 transportation meeting the standards of safety, comfort,  
24 convenience, efficiency and operation prescribed by the State

1 Board of Education for resident pupils in kindergarten or any  
2 of grades 1 through 12 who: (a) reside at least 1 1/2 miles as  
3 measured by the customary route of travel, from the school  
4 attended; or (b) reside in areas where conditions are such  
5 that walking constitutes a hazard to the safety of the child  
6 when determined under Section 29-3; and (c) are transported to  
7 the school attended from pick-up points at the beginning of  
8 the school day and back again at the close of the school day or  
9 transported to and from their assigned attendance centers  
10 during the school day, shall be reimbursed by the State as  
11 hereinafter provided in this Section.

12 The State will pay the prorated allowable cost of  
13 transporting eligible pupils less the real equalized assessed  
14 valuation as computed under paragraph (3) of subsection (d) of  
15 Section 18-8.15 in a dual school district maintaining  
16 secondary grades 9 to 12 inclusive times a qualifying rate of  
17 .05%; in elementary school districts maintaining grades K to 8  
18 times a qualifying rate of .06%; and in unit districts  
19 maintaining grades K to 12, including partial elementary unit  
20 districts formed pursuant to Article 11E, times a qualifying  
21 rate of .07%. For a State-authorized charter school, the State  
22 shall pay the prorated allowable cost of transporting eligible  
23 pupils less a real equalized assessed valuation calculated  
24 pursuant to this Section times a qualifying rate. For purposes  
25 of calculating the real equalized assessed valuation for a  
26 State-authorized charter school whose resident district is not

1 a school district organized under Article 34 of this Code, the  
2 State Board of Education shall calculate the average of the  
3 number of students in grades kindergarten through 12 reported  
4 as enrolled in the charter school in the State Board's Student  
5 Information System on October 1 and March 1 of the immediately  
6 preceding school year. That value shall be divided by the  
7 average of the number of students in grades kindergarten  
8 through 12 reported as enrolled in the charter school's  
9 resident district on October 1 and March 1 of the immediately  
10 preceding school year. That proportion shall be multiplied by  
11 the real equalized assessed valuation as computed under  
12 paragraph (3) of subsection (d) of Section 18-8.15 for each  
13 State-authorized charter school's applicable resident  
14 district. A State-authorized charter school whose resident  
15 district is organized under Article 34 of this Code shall have  
16 a real equalized assessed valuation equal to the real  
17 equalized assessed valuation of its resident district as  
18 computed under paragraph (3) of subsection (d) of Section  
19 18-8.15. A State-authorized charter school's qualifying rate  
20 shall be the same as the rate that applies to the charter  
21 school's resident district.

22 To be eligible to receive reimbursement in excess of 4/5  
23 of the cost to transport eligible pupils, a school district or  
24 partial elementary unit district formed pursuant to Article  
25 11E shall have a Transportation Fund tax rate of at least .12%.  
26 The Transportation Fund tax rate for a partial elementary unit



1 district formed pursuant Article 11E shall be the combined  
2 elementary and high school rates pursuant to paragraph (4) of  
3 subsection (a) of Section 18-8.15.

4 If a school district or partial elementary unit district  
5 formed pursuant to Article 11E does not have a .12%  
6 Transportation Fund tax rate, the amount of its claim in  
7 excess of  $\frac{4}{5}$  of the cost of transporting pupils shall be  
8 reduced by the sum arrived at by subtracting the  
9 Transportation Fund tax rate from .12% and multiplying that  
10 amount by the district's real equalized assessed valuation as  
11 computed under paragraph (3) of subsection (d) of Section  
12 18-8.15, provided that in no case shall said reduction result  
13 in reimbursement of less than  $\frac{4}{5}$  of the cost to transport  
14 eligible pupils. No such adjustment may be applied to a claim  
15 filed by a State-authorized charter school.

16 Subject to the calculation of equalized assessed  
17 valuation, an adjustment for an insufficient tax rate, and the  
18 use of a qualifying rate as provided in this Section, a  
19 State-authorized charter school may make a claim for  
20 reimbursement by the State that is calculated in the same  
21 manner as a school district.

22 The minimum amount to be received by a district is \$16  
23 times the number of eligible pupils transported.

24 When calculating the reimbursement for transportation  
25 costs, the State Board of Education may not deduct the number  
26 of pupils enrolled in early education programs from the number

1 of pupils eligible for reimbursement if the pupils enrolled in  
2 the early education programs are transported at the same time  
3 as other eligible pupils.

4 Any such district transporting resident pupils during the  
5 school day to an area vocational school or another school  
6 district's vocational program more than 1 1/2 miles from the  
7 school attended, as provided in Sections 10-22.20a and  
8 10-22.22, shall be reimbursed by the State for 4/5 of the cost  
9 of transporting eligible pupils.

10 School day means that period of time during which the  
11 pupil is required to be in attendance for instructional  
12 purposes.

13 If a pupil is at a location within the school district  
14 other than his residence for child care purposes at the time  
15 for transportation to school, that location may be considered  
16 for purposes of determining the 1 1/2 miles from the school  
17 attended.

18 Claims for reimbursement that include children who attend  
19 any school other than a public school shall show the number of  
20 such children transported.

21 Claims for reimbursement under this Section shall not be  
22 paid for the transportation of pupils for whom transportation  
23 costs are claimed for payment under other Sections of this  
24 Act.

25 The allowable direct cost of transporting pupils for  
26 regular, vocational, and special education pupil

1 transportation shall be limited to the sum of the cost of  
2 physical examinations required for employment as a school bus  
3 driver; the salaries of full-time or part-time drivers and  
4 school bus maintenance personnel; employee benefits excluding  
5 Illinois municipal retirement payments, social security  
6 payments, unemployment insurance payments and workers'  
7 compensation insurance premiums; expenditures to independent  
8 carriers who operate school buses; payments to other school  
9 districts for pupil transportation services; pre-approved  
10 contractual expenditures for computerized bus scheduling;  
11 expenditures for housing assistance and homeless prevention  
12 under Sections 1-17 and 1-18 of the Education for Homeless  
13 Children Act that are not in excess of the school district's  
14 actual costs for providing transportation services and are not  
15 otherwise claimed in another State or federal grant that  
16 permits those costs to a parent, a legal guardian, any other  
17 person who enrolled a pupil, or a homeless assistance agency  
18 that is part of the federal McKinney-Vento Homeless Assistance  
19 Act's continuum of care for the area in which the district is  
20 located; the cost of gasoline, oil, tires, and other supplies  
21 necessary for the operation of school buses; the cost of  
22 converting buses' gasoline engines to more fuel efficient  
23 engines or to engines which use alternative energy sources;  
24 the cost of travel to meetings and workshops conducted by the  
25 regional superintendent or the State Superintendent of  
26 Education pursuant to the standards established by the

1 Secretary of State under Section 6-106 of the Illinois Vehicle  
2 Code to improve the driving skills of school bus drivers; the  
3 cost of maintenance of school buses including parts and  
4 materials used; expenditures for leasing transportation  
5 vehicles, except interest and service charges; the cost of  
6 insurance and licenses for transportation vehicles;  
7 expenditures for the rental of transportation equipment; plus  
8 a depreciation allowance of 20% for 5 years for school buses  
9 and vehicles approved for transporting pupils to and from  
10 school and a depreciation allowance of 10% for 10 years for  
11 other transportation equipment so used. Each school year, if a  
12 school district has made expenditures to the Regional  
13 Transportation Authority or any of its service boards, a mass  
14 transit district, or an urban transportation district under an  
15 intergovernmental agreement with the district to provide for  
16 the transportation of pupils and if the public transit carrier  
17 received direct payment for services or passes from a school  
18 district within its service area during the 2000-2001 school  
19 year, then the allowable direct cost of transporting pupils  
20 for regular, vocational, and special education pupil  
21 transportation shall also include the expenditures that the  
22 district has made to the public transit carrier. In addition  
23 to the above allowable costs, school districts shall also  
24 claim all transportation supervisory salary costs, including  
25 Illinois municipal retirement payments, and all transportation  
26 related building and building maintenance costs without

1 limitation.

2 Special education allowable costs shall also include  
3 expenditures for the salaries of attendants or aides for that  
4 portion of the time they assist special education pupils while  
5 in transit and expenditures for parents and public carriers  
6 for transporting special education pupils when pre-approved by  
7 the State Superintendent of Education.

8 Indirect costs shall be included in the reimbursement  
9 claim for districts which own and operate their own school  
10 buses. Such indirect costs shall include administrative costs,  
11 or any costs attributable to transporting pupils from their  
12 attendance centers to another school building for  
13 instructional purposes. No school district which owns and  
14 operates its own school buses may claim reimbursement for  
15 indirect costs which exceed 5% of the total allowable direct  
16 costs for pupil transportation.

17 The State Board of Education shall prescribe uniform  
18 regulations for determining the above standards and shall  
19 prescribe forms of cost accounting and standards of  
20 determining reasonable depreciation. Such depreciation shall  
21 include the cost of equipping school buses with the safety  
22 features required by law or by the rules, regulations and  
23 standards promulgated by the State Board of Education, and the  
24 Department of Transportation for the safety and construction  
25 of school buses provided, however, any equipment cost  
26 reimbursed by the Department of Transportation for equipping

1 school buses with such safety equipment shall be deducted from  
2 the allowable cost in the computation of reimbursement under  
3 this Section in the same percentage as the cost of the  
4 equipment is depreciated.

5 On or before August 15, annually, the chief school  
6 administrator for the district shall certify to the State  
7 Superintendent of Education the district's claim for  
8 reimbursement for the school year ending on June 30 next  
9 preceding. The State Superintendent of Education shall check  
10 and approve the claims and prepare the vouchers showing the  
11 amounts due for district reimbursement claims. Each fiscal  
12 year, the State Superintendent of Education shall prepare and  
13 transmit the first 3 vouchers to the Comptroller on the 30th  
14 day of September, December and March, respectively, and the  
15 final voucher, no later than June 20.

16 If the amount appropriated for transportation  
17 reimbursement is insufficient to fund total claims for any  
18 fiscal year, the State Board of Education shall reduce each  
19 school district's allowable costs and flat grant amount  
20 proportionately to make total adjusted claims equal the total  
21 amount appropriated.

22 For purposes of calculating claims for reimbursement under  
23 this Section for any school year beginning July 1, 2016, the  
24 equalized assessed valuation for a school district or partial  
25 elementary unit district formed pursuant to Article 11E used  
26 to compute reimbursement shall be the real equalized assessed

1 valuation as computed under paragraph (3) of subsection (d) of  
2 Section 18-8.15.

3 All reimbursements received from the State shall be  
4 deposited into the district's transportation fund or into the  
5 fund from which the allowable expenditures were made.

6 Notwithstanding any other provision of law, any school  
7 district receiving a payment under this Section or under  
8 Section 14-7.02, 14-7.02b, or 14-13.01 of this Code may  
9 classify all or a portion of the funds that it receives in a  
10 particular fiscal year or from State aid pursuant to Section  
11 18-8.15 of this Code as funds received in connection with any  
12 funding program for which it is entitled to receive funds from  
13 the State in that fiscal year (including, without limitation,  
14 any funding program referenced in this Section), regardless of  
15 the source or timing of the receipt. The district may not  
16 classify more funds as funds received in connection with the  
17 funding program than the district is entitled to receive in  
18 that fiscal year for that program. Any classification by a  
19 district must be made by a resolution of its board of  
20 education. The resolution must identify the amount of any  
21 payments or general State aid to be classified under this  
22 paragraph and must specify the funding program to which the  
23 funds are to be treated as received in connection therewith.  
24 This resolution is controlling as to the classification of  
25 funds referenced therein. A certified copy of the resolution  
26 must be sent to the State Superintendent of Education. The

1 resolution shall still take effect even though a copy of the  
2 resolution has not been sent to the State Superintendent of  
3 Education in a timely manner. No classification under this  
4 paragraph by a district shall affect the total amount or  
5 timing of money the district is entitled to receive under this  
6 Code. No classification under this paragraph by a district  
7 shall in any way relieve the district from or affect any  
8 requirements that otherwise would apply with respect to that  
9 funding program, including any accounting of funds by source,  
10 reporting expenditures by original source and purpose,  
11 reporting requirements, or requirements of providing services.

12 Any school district with a population of not more than  
13 500,000 must deposit all funds received under this Article  
14 into the transportation fund and use those funds for the  
15 provision of transportation services.

16 (Source: P.A. 102-539, eff. 8-20-21; 102-813, eff. 5-13-22.)

17 Section 3-35. The Early Childhood Access Consortium for  
18 Equity Act is amended by changing Sections 15, 20, 25, and 30  
19 as follows:

20 (110 ILCS 28/15)

21 Sec. 15. Creation of Consortium; purpose; administrative  
22 support.

23 (a) The Board of Higher Education and the Illinois  
24 Community College Board shall create and establish the Early



1 Childhood Access Consortium for Equity.

2 (b) The purpose of the Consortium is to serve the needs of  
3 the incumbent early childhood workforce and the employers of  
4 early childhood educators and to advance racial equity while  
5 meeting the needs of employers by streamlining, coordinating,  
6 and improving the accessibility of degree completion pathways  
7 for upskilling and the sustained expansion of educational  
8 pipelines at Illinois institutions of higher education.

9 (c) The Board of Higher Education and the Illinois  
10 Community College Board shall convene the member institutions  
11 by July 1, 2021 or within 60 days after the effective date of  
12 this amendatory Act of the 102nd General Assembly. The Board  
13 of Higher Education and the Illinois Community College Board  
14 shall provide administrative support for the start up and  
15 operation of the Consortium until a permanent governance  
16 structure is developed and implemented. ~~The Board of Higher  
17 Education and the Illinois Community College Board shall work  
18 with member institutions to establish geographic regional  
19 hubs, including public universities and the proximate  
20 community colleges responsible for serving each regional hub.~~  
21 (Source: P.A. 102-174, eff. 7-28-21.)

22 (110 ILCS 28/20)

23 Sec. 20. Membership; functions.

24 (a) Membership in the Consortium shall include all public  
25 universities and community colleges in this State that offer

1 early childhood programs. Membership by private,  
2 not-for-profit universities is optional and conditional on the  
3 acceptance of the terms adopted by the public members, the  
4 related administrative rules, and the provisions of this Act.  
5 For-profit institutions of higher education are not eligible  
6 for membership in the Consortium. Participating institutions  
7 must be accredited by the Higher Learning Commission and  
8 entitled to offer Gateways Credentials.

9 (b) The members of the Consortium shall operate jointly  
10 and in cooperation ~~through regional hubs~~ to provide  
11 streamlined paths for students to attain associate degrees,  
12 bachelor's degrees, master's degrees, certificates, and  
13 Gateways Credentials and other licensure endorsements in early  
14 childhood education. The priority shall be to focus on the  
15 incumbent workforce, which includes working adults who require  
16 programs of study that offer flexibility in the times courses  
17 are offered, location, and format. The Consortium shall  
18 cooperate in all of the following:

19 (1) Providing course offerings ~~within each regional~~  
20 ~~hub~~ in online, hybrid, and in-person formats that are  
21 available to any student enrolled in a member institution  
22 ~~in that hub~~ for occasions in which a particular course is  
23 not available at the student's home institution. In this  
24 paragraph (1), "not available" may mean the course is not  
25 offered during a term, at a time, or in a format that works  
26 best for the student. Courses taken at any member

1 institution shall be accepted toward the student's degree  
2 at any other member institution. Course offerings across  
3 institutions ~~regional hubs~~ may also be provided by an  
4 agreement between Consortium members. All course  
5 registration shall take place in consultation with a  
6 student's academic advisor.

7 (2) Shared responsibilities through the Consortium ~~and~~  
8 ~~within~~ and across the State ~~regional hubs~~ to expand access  
9 for students.

10 (3) Transfers in accordance with Section 130-10 of the  
11 Transitions in Education Act.

12 (4) The development of standardized methods for  
13 awarding credit for prior learning.

14 (5) The support necessary for student access,  
15 persistence, and completion shall be provided by the home  
16 institution, unless otherwise provided by agreement  
17 between Consortium members.

18 (6) Admissions, financial arrangements, registration,  
19 and advising services shall be functions of the home  
20 institution but shall be honored across the Consortium.

21 (7) Member institutions working with their regional  
22 pre-kindergarten through 12th grade and early childhood  
23 employer partners to determine demand throughout the  
24 region.

25 (8) Data-sharing agreements.

26 (9) An agreement that students enrolled in associate

1 degree programs are encouraged to complete the associate  
2 degree program prior to transferring to a bachelor's  
3 degree program.

4 (10) Development of other shared agreements and terms  
5 necessary to implement the Consortium and its  
6 responsibilities.

7 By January 31, 2022, the Consortium shall decide how to  
8 assign college credit for the incumbent workers who have a  
9 Child Development Associate (CDA) credential and for future  
10 workers obtaining a CDA.

11 (c) The Consortium may facilitate or implement the  
12 following if deemed beneficial and feasible:

13 (1) the creation of an open education resource  
14 library;

15 (2) support and training for program coaches and  
16 cross-institutional navigators; and

17 (3) support for the development, implementation, and  
18 participation in a statewide registry system through the  
19 Illinois Network of Child Care Resource and Referral  
20 Agencies (INCCRRA) to provide tracking and data  
21 capabilities for students across the system as they attain  
22 competency through coursework.

23 (Source: P.A. 102-174, eff. 7-28-21.)

24 (110 ILCS 28/25)

25 Sec. 25. Advisory committee; membership.

1           (a) The Board of Higher Education, the Illinois Community  
2 College Board, the State Board of Education, the Department of  
3 Human Services, and the Governor's Office of Early Childhood  
4 Development shall jointly convene a Consortium advisory  
5 committee to provide guidance on the operation of the  
6 Consortium.

7           (b) Membership on the advisory committee shall be  
8 comprised of employers and experts appointed by the Board of  
9 Higher Education, the Illinois Community College Board, the  
10 Governor's Office of Early Childhood Development, and the  
11 State Board of Education. Membership shall also include all of  
12 the following members:

13           (1) An employer from a community-based child care  
14 provider, appointed by the Governor's Office of Early  
15 Childhood Development.

16           (2) An employer from a for-profit child care provider,  
17 appointed by the Governor's Office of Early Childhood  
18 Development.

19           (3) An employer from a nonprofit child care provider,  
20 appointed by the Governor's Office of Early Childhood  
21 Development.

22           (4) A provider of family child care, appointed by the  
23 Governor's Office of Early Childhood Development.

24           (5) An employer located in southern Illinois,  
25 appointed by the Governor's Office of Early Childhood  
26 Development.

1           (6) An employer located in central Illinois, appointed  
2 by the Governor's Office of Early Childhood Development.

3           (7) At least one member who represents an urban school  
4 district, appointed by the State Board of Education.

5           (8) At least one member who represents a suburban  
6 school district, appointed by the State Board of  
7 Education.

8           (9) At least one member who represents a rural school  
9 district, appointed by the State Board of Education.

10          (10) At least one member who represents a school  
11 district in a city with a population of 500,000 or more,  
12 appointed by the State Board of Education.

13          (11) Two early childhood advocates with statewide  
14 expertise in early childhood workforce issues, appointed  
15 by the Governor's Office of Early Childhood Development.

16          (12) The Chairperson or Vice-Chairperson and the  
17 Minority Spokesperson or a designee of the Senate  
18 Committee on Higher Education.

19          (13) The Chairperson or Vice-Chairperson and the  
20 Minority Spokesperson or a designee of the House Committee  
21 on Higher Education.

22          (14) One member representing the Illinois Community  
23 College Board, who shall serve as co-chairperson,  
24 appointed by the Illinois Community College Board.

25          (15) One member representing the Board of Higher  
26 Education, who shall serve as co-chairperson, appointed by

1 the Board of Higher Education.

2 (16) One member representing the Illinois Student  
3 Assistance Commission, appointed by the Illinois Student  
4 Assistance Commission ~~Board of Higher Education~~.

5 (17) One member representing the State Board of  
6 Education, who shall serve as co-chairperson, appointed by  
7 the State Board of Education.

8 (18) One member representing the Governor's Office of  
9 Early Childhood Development, who shall serve as  
10 co-chairperson, appointed by the Governor's Office of  
11 Early Childhood Development.

12 (19) One member representing the Department of Human  
13 Services, who shall serve as co-chairperson, appointed by  
14 the Governor's Office of Early Childhood Development.

15 (20) One member representing INCCRRA, appointed by the  
16 Governor's Office of Early Childhood Development.

17 (21) One member representing the Department of  
18 Children and Family Services, appointed by the Governor's  
19 Office of Early Childhood Development.

20 (22) One member representing an organization that  
21 advocates on behalf of community college trustees,  
22 appointed by the Illinois Community College Board.

23 (23) One member of a union representing child care and  
24 early childhood providers, appointed by the Governor's  
25 Office of Early Childhood Development.

26 (24) Two members of unions representing higher

1 education faculty, appointed by the Board of Higher  
2 Education.

3 (25) A representative from the College of Education of  
4 an urban public university, appointed by the Board of  
5 Higher Education.

6 (26) A representative from the College of Education of  
7 a suburban public university, appointed by the Board of  
8 Higher Education.

9 (27) A representative from the College of Education of  
10 a rural public university, appointed by the Board of  
11 Higher Education.

12 (28) A representative from the College of Education of  
13 a private university, appointed by the Board of Higher  
14 Education.

15 (29) A representative of an urban community college,  
16 appointed by the Illinois Community College Board.

17 (30) A representative of a suburban community college,  
18 appointed by the Illinois Community College Board.

19 (31) A representative of rural community college,  
20 appointed by the Illinois Community College Board.

21 (c) The advisory committee shall meet at least twice a  
22 year ~~quarterly~~. The committee meetings shall be open to the  
23 public in accordance with the provisions of the Open Meetings  
24 Act.

25 (d) Except for the co-chairpersons of the advisory  
26 committee, the initial terms for advisory committee members



1 after the effective date of this amendatory Act of the 103rd  
2 General Assembly shall be set by lottery at the first meeting  
3 after the effective date of this amendatory Act of the 103rd  
4 General Assembly as follows:

5 (1) One-third of members shall serve a 1-year term.

6 (2) One-third of members shall serve a 2-year term.

7 (3) One-third of members shall serve a 3-year term.

8 (e) The initial term of co-chairpersons of the advisory  
9 committee shall be for 3 years.

10 (f) After the initial term, each subsequent term for the  
11 members of the advisory committee shall be for 3 years or until  
12 a successor is appointed.

13 (g) The members of the advisory committee shall serve  
14 without compensation, but shall be entitled to reimbursement  
15 for all necessary expenses incurred in the performance of  
16 their official duties as members of the advisory committee  
17 from funds appropriated for that purpose.

18 (Source: P.A. 102-174, eff. 7-28-21.)

19 (110 ILCS 28/30)

20 Sec. 30. Reporting. The Consortium shall report to the  
21 General Assembly, to the Senate and House Committees with  
22 oversight over higher education, to the Governor, and to the  
23 advisory committee on the progress made by the Consortium. A  
24 report must include, but is not limited to, all of the  
25 following information:

1           (1) Student enrollment numbers by academic year ~~for~~  
2 ~~the fall and spring terms or semesters~~, retention rates,  
3 persistence, and completion in relevant associate,  
4 baccalaureate, and credential programs, including  
5 demographic data that is disaggregated by race, ethnicity,  
6 geography, higher education sector, and federal Pell Grant  
7 status, reported annually ~~twice per year~~. ~~Completion~~  
8 ~~numbers and rates, employer type, and years worked shall~~  
9 ~~be reported annually~~.

10           (2) For students enrolled in early childhood programs,  
11 average assessed tuition, average ~~Tuition rates charged~~  
12 ~~and net price, number of students receiving student loans,~~  
13 and average loan amount ~~prices paid, reported both as~~  
14 ~~including and excluding student loans, by enrolled members~~  
15 ~~of the incumbent workforce~~, reported annually.

16           (3) Outreach plans to recruit and enroll incumbent  
17 workforce members, reported annually ~~twice per year~~.

18           (4) Participation of the incumbent workforce in  
19 outreach programs, which may include participation in an  
20 informational session, social media engagement, or other  
21 activities, reported annually ~~twice per year~~.

22           (5) Student academic and holistic support plans to  
23 help the enrolled incumbent workforce persist in their  
24 education, reported annually.

25           (6) Evidence of engagement and responsiveness to the  
26 needs of employer partners, reported annually.

1 (7) The Consortium budget including the use of federal  
2 funds, reported annually.

3 (8) Member contributions, including financial,  
4 physical, or in-kind contributions, provided to the  
5 Consortium, reported annually.

6 (9) Information on Early Childhood Access Consortium  
7 for Equity Scholarships awarded under the Higher Education  
8 Student Assistance Act, including demographic data that is  
9 disaggregated by race and ethnicity, federal Pell Grant  
10 eligibility status, geography, age, gender, and higher  
11 education sector, reported annually. Employer type and  
12 years worked, as provided by students via the scholarship  
13 application, reported annually. To the extent possible  
14 given available data and resources, information on  
15 scholarship recipients' subsequent employment in the early  
16 childhood care and education field in this State.

17 (Source: P.A. 102-174, eff. 7-28-21.)

18 Section 3-37. The Higher Education Student Assistance Act  
19 is amended by adding Section 65.125 as follows:

20 (110 ILCS 947/65.125 new)

21 Sec. 65.125. Early Childhood Access Consortium for Equity  
22 Scholarship Program.

23 (a) As used in this Section, "incumbent workforce" has the  
24 meaning ascribed to that term in the Early Childhood Access

1 Consortium for Equity Act.

2 (b) Subject to appropriation, the Commission shall  
3 implement and administer an early childhood educator  
4 scholarship program, to be known as the Early Childhood Access  
5 Consortium for Equity Scholarship Program. Under the Program,  
6 the Commission shall annually award scholarships to early  
7 childhood education students enrolled in institutions of  
8 higher education participating in the Early Childhood Access  
9 Consortium for Equity under the Early Childhood Access  
10 Consortium for Equity Act with preference given to members of  
11 the incumbent workforce.

12 (c) To ensure alignment with Consortium goals and changing  
13 workforce needs, the Commission shall work in partnership with  
14 the Board of Higher Education and the Illinois Community  
15 College Board in program design, and the Board of Higher  
16 Education and the Illinois Community College Board shall  
17 solicit feedback from the Consortium advisory committee  
18 established under Section 25 of the Early Childhood Access  
19 Consortium for Equity Act.

20 (d) In awarding a scholarship under this Section, the  
21 Commission may give preference to applicants who received a  
22 scholarship under this Section during the prior academic year,  
23 to applicants with financial need, or both.

24 (e) Prior to receiving scholarship assistance for any  
25 academic year, each recipient of a scholarship awarded under  
26 this Section shall be required by the Commission to sign an

1 agreement under which the recipient pledges to continue or  
2 return to teaching or direct services in the early childhood  
3 care and education field in this State after they complete  
4 their program of study.

5 (f) The Commission may adopt any rules necessary to  
6 implement and administer the Program.

7 Section 3-45. The Illinois Horse Racing Act of 1975 is  
8 amended by changing Section 28.1 as follows:

9 (230 ILCS 5/28.1)

10 Sec. 28.1. Payments.

11 (a) Beginning on January 1, 2000, moneys collected by the  
12 Department of Revenue and the Racing Board pursuant to Section  
13 26 or Section 27 of this Act shall be deposited into the Horse  
14 Racing Fund, which is hereby created as a special fund in the  
15 State Treasury.

16 (b) Appropriations, as approved by the General Assembly,  
17 may be made from the Horse Racing Fund to the Board to pay the  
18 salaries of the Board members, secretary, stewards, directors  
19 of mutuels, veterinarians, representatives, accountants,  
20 clerks, stenographers, inspectors and other employees of the  
21 Board, and all expenses of the Board incident to the  
22 administration of this Act, including, but not limited to, all  
23 expenses and salaries incident to the taking of saliva and  
24 urine samples in accordance with the rules and regulations of

1 the Board.

2 (c) (Blank).

3 (d) Beginning January 1, 2000, payments to all programs in  
4 existence on the effective date of this amendatory Act of 1999  
5 that are identified in Sections 26(c), 26(f), 26(h)(11)(C),  
6 and 28, subsections (a), (b), (c), (d), (e), (f), (g), and (h)  
7 of Section 30, and subsections (a), (b), (c), (d), (e), (f),  
8 (g), and (h) of Section 31 shall be made from the General  
9 Revenue Fund at the funding levels determined by amounts paid  
10 under this Act in calendar year 1998. Beginning on the  
11 effective date of this amendatory Act of the 93rd General  
12 Assembly, payments to the Peoria Park District shall be made  
13 from the General Revenue Fund at the funding level determined  
14 by amounts paid to that park district for museum purposes  
15 under this Act in calendar year 1994.

16 If an inter-track wagering location licensee's facility  
17 changes its location, then the payments associated with that  
18 facility under this subsection (d) for museum purposes shall  
19 be paid to the park district in the area where the facility  
20 relocates, and the payments shall be used for museum purposes.  
21 If the facility does not relocate to a park district, then the  
22 payments shall be paid to the taxing district that is  
23 responsible for park or museum expenditures.

24 (e) Beginning July 1, 2006, the payment authorized under  
25 subsection (d) to museums and aquariums located in park  
26 districts of over 500,000 population shall be paid to museums,

1 aquariums, and zoos in amounts determined by Museums in the  
2 Park, an association of museums, aquariums, and zoos located  
3 on Chicago Park District property.

4 (f) Beginning July 1, 2007, the Children's Discovery  
5 Museum in Normal, Illinois shall receive payments from the  
6 General Revenue Fund at the funding level determined by the  
7 amounts paid to the Miller Park Zoo in Bloomington, Illinois  
8 under this Section in calendar year 2006.

9 (g) On July 3, 2024 ~~2023~~, the Comptroller shall order  
10 transferred and the Treasurer shall transfer \$3,200,000  
11 ~~\$5,100,000~~ from the Horse Racing Fund to the Horse Racing  
12 Purse Equity Fund.

13 (Source: P.A. 102-16, eff. 6-17-21; 103-8, eff. 7-1-23.)

14 Section 3-50. The Illinois Public Aid Code is amended by  
15 changing Section 5-5.4 as follows:

16 (305 ILCS 5/5-5.4) (from Ch. 23, par. 5-5.4)

17 Sec. 5-5.4. Standards of payment; Department Payment  
18 ~~Department~~ of Healthcare and Family Services. The Department  
19 of Healthcare and Family Services shall develop standards of  
20 payment of nursing facility and ICF/DD services in facilities  
21 providing such services under this Article which:

22 (1) Provide for the determination of a facility's payment  
23 for nursing facility or ICF/DD services on a prospective  
24 basis. The amount of the payment rate for all nursing

1 facilities certified by the Department of Public Health under  
2 the ID/DD Community Care Act or the Nursing Home Care Act as  
3 Intermediate Care for the Developmentally Disabled facilities,  
4 Long Term Care for Under Age 22 facilities, Skilled Nursing  
5 facilities, or Intermediate Care facilities under the medical  
6 assistance program shall be prospectively established annually  
7 on the basis of historical, financial, and statistical data  
8 reflecting actual costs from prior years, which shall be  
9 applied to the current rate year and updated for inflation,  
10 except that the capital cost element for newly constructed  
11 facilities shall be based upon projected budgets. The annually  
12 established payment rate shall take effect on July 1 in 1984  
13 and subsequent years. No rate increase and no update for  
14 inflation shall be provided on or after July 1, 1994, unless  
15 specifically provided for in this Section. The changes made by  
16 Public Act 93-841 extending the duration of the prohibition  
17 against a rate increase or update for inflation are effective  
18 retroactive to July 1, 2004.

19 For facilities licensed by the Department of Public Health  
20 under the Nursing Home Care Act as Intermediate Care for the  
21 Developmentally Disabled facilities or Long Term Care for  
22 Under Age 22 facilities, the rates taking effect on July 1,  
23 1998 shall include an increase of 3%. For facilities licensed  
24 by the Department of Public Health under the Nursing Home Care  
25 Act as Skilled Nursing facilities or Intermediate Care  
26 facilities, the rates taking effect on July 1, 1998 shall



1 include an increase of 3% plus \$1.10 per resident-day, as  
2 defined by the Department. For facilities licensed by the  
3 Department of Public Health under the Nursing Home Care Act as  
4 Intermediate Care Facilities for the Developmentally Disabled  
5 or Long Term Care for Under Age 22 facilities, the rates taking  
6 effect on January 1, 2006 shall include an increase of 3%. For  
7 facilities licensed by the Department of Public Health under  
8 the Nursing Home Care Act as Intermediate Care Facilities for  
9 the Developmentally Disabled or Long Term Care for Under Age  
10 22 facilities, the rates taking effect on January 1, 2009  
11 shall include an increase sufficient to provide a \$0.50 per  
12 hour wage increase for non-executive staff. For facilities  
13 licensed by the Department of Public Health under the ID/DD  
14 Community Care Act as ID/DD Facilities the rates taking effect  
15 within 30 days after July 6, 2017 (the effective date of Public  
16 Act 100-23) shall include an increase sufficient to provide a  
17 \$0.75 per hour wage increase for non-executive staff. The  
18 Department shall adopt rules, including emergency rules under  
19 subsection (y) of Section 5-45 of the Illinois Administrative  
20 Procedure Act, to implement the provisions of this paragraph.  
21 For facilities licensed by the Department of Public Health  
22 under the ID/DD Community Care Act as ID/DD Facilities and  
23 under the MC/DD Act as MC/DD Facilities, the rates taking  
24 effect within 30 days after June 5, 2019 (the effective date of  
25 Public Act 101-10) shall include an increase sufficient to  
26 provide a \$0.50 per hour wage increase for non-executive

1 front-line personnel, including, but not limited to, direct  
2 support persons, aides, front-line supervisors, qualified  
3 intellectual disabilities professionals, nurses, and  
4 non-administrative support staff. The Department shall adopt  
5 rules, including emergency rules under subsection (bb) of  
6 Section 5-45 of the Illinois Administrative Procedure Act, to  
7 implement the provisions of this paragraph.

8 For facilities licensed by the Department of Public Health  
9 under the Nursing Home Care Act as Intermediate Care for the  
10 Developmentally Disabled facilities or Long Term Care for  
11 Under Age 22 facilities, the rates taking effect on July 1,  
12 1999 shall include an increase of 1.6% plus \$3.00 per  
13 resident-day, as defined by the Department. For facilities  
14 licensed by the Department of Public Health under the Nursing  
15 Home Care Act as Skilled Nursing facilities or Intermediate  
16 Care facilities, the rates taking effect on July 1, 1999 shall  
17 include an increase of 1.6% and, for services provided on or  
18 after October 1, 1999, shall be increased by \$4.00 per  
19 resident-day, as defined by the Department.

20 For facilities licensed by the Department of Public Health  
21 under the Nursing Home Care Act as Intermediate Care for the  
22 Developmentally Disabled facilities or Long Term Care for  
23 Under Age 22 facilities, the rates taking effect on July 1,  
24 2000 shall include an increase of 2.5% per resident-day, as  
25 defined by the Department. For facilities licensed by the  
26 Department of Public Health under the Nursing Home Care Act as

1 Skilled Nursing facilities or Intermediate Care facilities,  
2 the rates taking effect on July 1, 2000 shall include an  
3 increase of 2.5% per resident-day, as defined by the  
4 Department.

5 For facilities licensed by the Department of Public Health  
6 under the Nursing Home Care Act as skilled nursing facilities  
7 or intermediate care facilities, a new payment methodology  
8 must be implemented for the nursing component of the rate  
9 effective July 1, 2003. The Department of Public Aid (now  
10 Healthcare and Family Services) shall develop the new payment  
11 methodology using the Minimum Data Set (MDS) as the instrument  
12 to collect information concerning nursing home resident  
13 condition necessary to compute the rate. The Department shall  
14 develop the new payment methodology to meet the unique needs  
15 of Illinois nursing home residents while remaining subject to  
16 the appropriations provided by the General Assembly. A  
17 transition period from the payment methodology in effect on  
18 June 30, 2003 to the payment methodology in effect on July 1,  
19 2003 shall be provided for a period not exceeding 3 years and  
20 184 days after implementation of the new payment methodology  
21 as follows:

22 (A) For a facility that would receive a lower nursing  
23 component rate per patient day under the new system than  
24 the facility received effective on the date immediately  
25 preceding the date that the Department implements the new  
26 payment methodology, the nursing component rate per

1 patient day for the facility shall be held at the level in  
2 effect on the date immediately preceding the date that the  
3 Department implements the new payment methodology until a  
4 higher nursing component rate of reimbursement is achieved  
5 by that facility.

6 (B) For a facility that would receive a higher nursing  
7 component rate per patient day under the payment  
8 methodology in effect on July 1, 2003 than the facility  
9 received effective on the date immediately preceding the  
10 date that the Department implements the new payment  
11 methodology, the nursing component rate per patient day  
12 for the facility shall be adjusted.

13 (C) Notwithstanding paragraphs (A) and (B), the  
14 nursing component rate per patient day for the facility  
15 shall be adjusted subject to appropriations provided by  
16 the General Assembly.

17 For facilities licensed by the Department of Public Health  
18 under the Nursing Home Care Act as Intermediate Care for the  
19 Developmentally Disabled facilities or Long Term Care for  
20 Under Age 22 facilities, the rates taking effect on March 1,  
21 2001 shall include a statewide increase of 7.85%, as defined  
22 by the Department.

23 Notwithstanding any other provision of this Section, for  
24 facilities licensed by the Department of Public Health under  
25 the Nursing Home Care Act as skilled nursing facilities or  
26 intermediate care facilities, except facilities participating

1 in the Department's demonstration program pursuant to the  
2 provisions of Title 77, Part 300, Subpart T of the Illinois  
3 Administrative Code, the numerator of the ratio used by the  
4 Department of Healthcare and Family Services to compute the  
5 rate payable under this Section using the Minimum Data Set  
6 (MDS) methodology shall incorporate the following annual  
7 amounts as the additional funds appropriated to the Department  
8 specifically to pay for rates based on the MDS nursing  
9 component methodology in excess of the funding in effect on  
10 December 31, 2006:

11 (i) For rates taking effect January 1, 2007,  
12 \$60,000,000.

13 (ii) For rates taking effect January 1, 2008,  
14 \$110,000,000.

15 (iii) For rates taking effect January 1, 2009,  
16 \$194,000,000.

17 (iv) For rates taking effect April 1, 2011, or the  
18 first day of the month that begins at least 45 days after  
19 February 16, 2011 (the effective date of Public Act  
20 96-1530), \$416,500,000 or an amount as may be necessary to  
21 complete the transition to the MDS methodology for the  
22 nursing component of the rate. Increased payments under  
23 this item (iv) are not due and payable, however, until (i)  
24 the methodologies described in this paragraph are approved  
25 by the federal government in an appropriate State Plan  
26 amendment and (ii) the assessment imposed by Section 5B-2

1 of this Code is determined to be a permissible tax under  
2 Title XIX of the Social Security Act.

3 Notwithstanding any other provision of this Section, for  
4 facilities licensed by the Department of Public Health under  
5 the Nursing Home Care Act as skilled nursing facilities or  
6 intermediate care facilities, the support component of the  
7 rates taking effect on January 1, 2008 shall be computed using  
8 the most recent cost reports on file with the Department of  
9 Healthcare and Family Services no later than April 1, 2005,  
10 updated for inflation to January 1, 2006.

11 For facilities licensed by the Department of Public Health  
12 under the Nursing Home Care Act as Intermediate Care for the  
13 Developmentally Disabled facilities or Long Term Care for  
14 Under Age 22 facilities, the rates taking effect on April 1,  
15 2002 shall include a statewide increase of 2.0%, as defined by  
16 the Department. This increase terminates on July 1, 2002;  
17 beginning July 1, 2002 these rates are reduced to the level of  
18 the rates in effect on March 31, 2002, as defined by the  
19 Department.

20 For facilities licensed by the Department of Public Health  
21 under the Nursing Home Care Act as skilled nursing facilities  
22 or intermediate care facilities, the rates taking effect on  
23 July 1, 2001 shall be computed using the most recent cost  
24 reports on file with the Department of Public Aid no later than  
25 April 1, 2000, updated for inflation to January 1, 2001. For  
26 rates effective July 1, 2001 only, rates shall be the greater

1 of the rate computed for July 1, 2001 or the rate effective on  
2 June 30, 2001.

3 Notwithstanding any other provision of this Section, for  
4 facilities licensed by the Department of Public Health under  
5 the Nursing Home Care Act as skilled nursing facilities or  
6 intermediate care facilities, the Illinois Department shall  
7 determine by rule the rates taking effect on July 1, 2002,  
8 which shall be 5.9% less than the rates in effect on June 30,  
9 2002.

10 Notwithstanding any other provision of this Section, for  
11 facilities licensed by the Department of Public Health under  
12 the Nursing Home Care Act as skilled nursing facilities or  
13 intermediate care facilities, if the payment methodologies  
14 required under Section 5A-12 and the waiver granted under 42  
15 CFR 433.68 are approved by the United States Centers for  
16 Medicare and Medicaid Services, the rates taking effect on  
17 July 1, 2004 shall be 3.0% greater than the rates in effect on  
18 June 30, 2004. These rates shall take effect only upon  
19 approval and implementation of the payment methodologies  
20 required under Section 5A-12.

21 Notwithstanding any other provisions of this Section, for  
22 facilities licensed by the Department of Public Health under  
23 the Nursing Home Care Act as skilled nursing facilities or  
24 intermediate care facilities, the rates taking effect on  
25 January 1, 2005 shall be 3% more than the rates in effect on  
26 December 31, 2004.

1           Notwithstanding any other provision of this Section, for  
2 facilities licensed by the Department of Public Health under  
3 the Nursing Home Care Act as skilled nursing facilities or  
4 intermediate care facilities, effective January 1, 2009, the  
5 per diem support component of the rates effective on January  
6 1, 2008, computed using the most recent cost reports on file  
7 with the Department of Healthcare and Family Services no later  
8 than April 1, 2005, updated for inflation to January 1, 2006,  
9 shall be increased to the amount that would have been derived  
10 using standard Department of Healthcare and Family Services  
11 methods, procedures, and inflators.

12           Notwithstanding any other provisions of this Section, for  
13 facilities licensed by the Department of Public Health under  
14 the Nursing Home Care Act as intermediate care facilities that  
15 are federally defined as Institutions for Mental Disease, or  
16 facilities licensed by the Department of Public Health under  
17 the Specialized Mental Health Rehabilitation Act of 2013, a  
18 socio-development component rate equal to 6.6% of the  
19 facility's nursing component rate as of January 1, 2006 shall  
20 be established and paid effective July 1, 2006. The  
21 socio-development component of the rate shall be increased by  
22 a factor of 2.53 on the first day of the month that begins at  
23 least 45 days after January 11, 2008 (the effective date of  
24 Public Act 95-707). As of August 1, 2008, the  
25 socio-development component rate shall be equal to 6.6% of the  
26 facility's nursing component rate as of January 1, 2006,



1 multiplied by a factor of 3.53. For services provided on or  
2 after April 1, 2011, or the first day of the month that begins  
3 at least 45 days after February 16, 2011 (the effective date of  
4 Public Act 96-1530), whichever is later, the Illinois  
5 Department may by rule adjust these socio-development  
6 component rates, and may use different adjustment  
7 methodologies for those facilities participating, and those  
8 not participating, in the Illinois Department's demonstration  
9 program pursuant to the provisions of Title 77, Part 300,  
10 Subpart T of the Illinois Administrative Code, but in no case  
11 may such rates be diminished below those in effect on August 1,  
12 2008.

13 For facilities licensed by the Department of Public Health  
14 under the Nursing Home Care Act as Intermediate Care for the  
15 Developmentally Disabled facilities or as long-term care  
16 facilities for residents under 22 years of age, the rates  
17 taking effect on July 1, 2003 shall include a statewide  
18 increase of 4%, as defined by the Department.

19 For facilities licensed by the Department of Public Health  
20 under the Nursing Home Care Act as Intermediate Care for the  
21 Developmentally Disabled facilities or Long Term Care for  
22 Under Age 22 facilities, the rates taking effect on the first  
23 day of the month that begins at least 45 days after January 11,  
24 2008 (the effective date of Public Act 95-707) shall include a  
25 statewide increase of 2.5%, as defined by the Department.

26 Notwithstanding any other provision of this Section, for

1 facilities licensed by the Department of Public Health under  
2 the Nursing Home Care Act as skilled nursing facilities or  
3 intermediate care facilities, effective January 1, 2005,  
4 facility rates shall be increased by the difference between  
5 (i) a facility's per diem property, liability, and malpractice  
6 insurance costs as reported in the cost report filed with the  
7 Department of Public Aid and used to establish rates effective  
8 July 1, 2001 and (ii) those same costs as reported in the  
9 facility's 2002 cost report. These costs shall be passed  
10 through to the facility without caps or limitations, except  
11 for adjustments required under normal auditing procedures.

12 Rates established effective each July 1 shall govern  
13 payment for services rendered throughout that fiscal year,  
14 except that rates established on July 1, 1996 shall be  
15 increased by 6.8% for services provided on or after January 1,  
16 1997. Such rates will be based upon the rates calculated for  
17 the year beginning July 1, 1990, and for subsequent years  
18 thereafter until June 30, 2001 shall be based on the facility  
19 cost reports for the facility fiscal year ending at any point  
20 in time during the previous calendar year, updated to the  
21 midpoint of the rate year. The cost report shall be on file  
22 with the Department no later than April 1 of the current rate  
23 year. Should the cost report not be on file by April 1, the  
24 Department shall base the rate on the latest cost report filed  
25 by each skilled care facility and intermediate care facility,  
26 updated to the midpoint of the current rate year. In

1 determining rates for services rendered on and after July 1,  
2 1985, fixed time shall not be computed at less than zero. The  
3 Department shall not make any alterations of regulations which  
4 would reduce any component of the Medicaid rate to a level  
5 below what that component would have been utilizing in the  
6 rate effective on July 1, 1984.

7 (2) Shall take into account the actual costs incurred by  
8 facilities in providing services for recipients of skilled  
9 nursing and intermediate care services under the medical  
10 assistance program.

11 (3) Shall take into account the medical and psycho-social  
12 characteristics and needs of the patients.

13 (4) Shall take into account the actual costs incurred by  
14 facilities in meeting licensing and certification standards  
15 imposed and prescribed by the State of Illinois, any of its  
16 political subdivisions or municipalities and by the U.S.  
17 Department of Health and Human Services pursuant to Title XIX  
18 of the Social Security Act.

19 The Department of Healthcare and Family Services shall  
20 develop precise standards for payments to reimburse nursing  
21 facilities for any utilization of appropriate rehabilitative  
22 personnel for the provision of rehabilitative services which  
23 is authorized by federal regulations, including reimbursement  
24 for services provided by qualified therapists or qualified  
25 assistants, and which is in accordance with accepted  
26 professional practices. Reimbursement also may be made for

1 utilization of other supportive personnel under appropriate  
2 supervision.

3 The Department shall develop enhanced payments to offset  
4 the additional costs incurred by a facility serving  
5 exceptional need residents and shall allocate at least  
6 \$4,000,000 of the funds collected from the assessment  
7 established by Section 5B-2 of this Code for such payments.  
8 For the purpose of this Section, "exceptional needs" means,  
9 but need not be limited to, ventilator care and traumatic  
10 brain injury care. The enhanced payments for exceptional need  
11 residents under this paragraph are not due and payable,  
12 however, until (i) the methodologies described in this  
13 paragraph are approved by the federal government in an  
14 appropriate State Plan amendment and (ii) the assessment  
15 imposed by Section 5B-2 of this Code is determined to be a  
16 permissible tax under Title XIX of the Social Security Act.

17 Beginning January 1, 2014 the methodologies for  
18 reimbursement of nursing facility services as provided under  
19 this Section 5-5.4 shall no longer be applicable for services  
20 provided on or after January 1, 2014.

21 No payment increase under this Section for the MDS  
22 methodology, exceptional care residents, or the  
23 socio-development component rate established by Public Act  
24 96-1530 of the 96th General Assembly and funded by the  
25 assessment imposed under Section 5B-2 of this Code shall be  
26 due and payable until after the Department notifies the

1 long-term care providers, in writing, that the payment  
2 methodologies to long-term care providers required under this  
3 Section have been approved by the Centers for Medicare and  
4 Medicaid Services of the U.S. Department of Health and Human  
5 Services and the waivers under 42 CFR 433.68 for the  
6 assessment imposed by this Section, if necessary, have been  
7 granted by the Centers for Medicare and Medicaid Services of  
8 the U.S. Department of Health and Human Services. Upon  
9 notification to the Department of approval of the payment  
10 methodologies required under this Section and the waivers  
11 granted under 42 CFR 433.68, all increased payments otherwise  
12 due under this Section prior to the date of notification shall  
13 be due and payable within 90 days of the date federal approval  
14 is received.

15 On and after July 1, 2012, the Department shall reduce any  
16 rate of reimbursement for services or other payments or alter  
17 any methodologies authorized by this Code to reduce any rate  
18 of reimbursement for services or other payments in accordance  
19 with Section 5-5e.

20 For facilities licensed by the Department of Public Health  
21 under the ID/DD Community Care Act as ID/DD Facilities and  
22 under the MC/DD Act as MC/DD Facilities, subject to federal  
23 approval, the rates taking effect for services delivered on or  
24 after August 1, 2019 shall be increased by 3.5% over the rates  
25 in effect on June 30, 2019. The Department shall adopt rules,  
26 including emergency rules under subsection (ii) of Section

1 5-45 of the Illinois Administrative Procedure Act, to  
2 implement the provisions of this Section, including wage  
3 increases for direct care staff.

4 For facilities licensed by the Department of Public Health  
5 under the ID/DD Community Care Act as ID/DD Facilities and  
6 under the MC/DD Act as MC/DD Facilities, subject to federal  
7 approval, the rates taking effect on the latter of the  
8 approval date of the State Plan Amendment for these facilities  
9 or the Waiver Amendment for the home and community-based  
10 services settings shall include an increase sufficient to  
11 provide a \$0.26 per hour wage increase to the base wage for  
12 non-executive staff. The Department shall adopt rules,  
13 including emergency rules as authorized by Section 5-45 of the  
14 Illinois Administrative Procedure Act, to implement the  
15 provisions of this Section, including wage increases for  
16 direct care staff.

17 For facilities licensed by the Department of Public Health  
18 under the ID/DD Community Care Act as ID/DD Facilities and  
19 under the MC/DD Act as MC/DD Facilities, subject to federal  
20 approval of the State Plan Amendment and the Waiver Amendment  
21 for the home and community-based services settings, the rates  
22 taking effect for the services delivered on or after July 1,  
23 2020 shall include an increase sufficient to provide a \$1.00  
24 per hour wage increase for non-executive staff. For services  
25 delivered on or after January 1, 2021, subject to federal  
26 approval of the State Plan Amendment and the Waiver Amendment

1 for the home and community-based services settings, shall  
2 include an increase sufficient to provide a \$0.50 per hour  
3 increase for non-executive staff. The Department shall adopt  
4 rules, including emergency rules as authorized by Section 5-45  
5 of the Illinois Administrative Procedure Act, to implement the  
6 provisions of this Section, including wage increases for  
7 direct care staff.

8 For facilities licensed by the Department of Public Health  
9 under the ID/DD Community Care Act as ID/DD Facilities and  
10 under the MC/DD Act as MC/DD Facilities, subject to federal  
11 approval of the State Plan Amendment, the rates taking effect  
12 for the residential services delivered on or after July 1,  
13 2021, shall include an increase sufficient to provide a \$0.50  
14 per hour increase for aides in the rate methodology. For  
15 facilities licensed by the Department of Public Health under  
16 the ID/DD Community Care Act as ID/DD Facilities and under the  
17 MC/DD Act as MC/DD Facilities, subject to federal approval of  
18 the State Plan Amendment, the rates taking effect for the  
19 residential services delivered on or after January 1, 2022  
20 shall include an increase sufficient to provide a \$1.00 per  
21 hour increase for aides in the rate methodology. In addition,  
22 for residential services delivered on or after January 1, 2022  
23 such rates shall include an increase sufficient to provide  
24 wages for all residential non-executive direct care staff,  
25 excluding aides, at the federal Department of Labor, Bureau of  
26 Labor Statistics' average wage as defined in rule by the

1 Department. The Department shall adopt rules, including  
2 emergency rules as authorized by Section 5-45 of the Illinois  
3 Administrative Procedure Act, to implement the provisions of  
4 this Section.

5 For facilities licensed by the Department of Public Health  
6 under the ID/DD Community Care Act as ID/DD facilities and  
7 under the MC/DD Act as MC/DD facilities, subject to federal  
8 approval of the State Plan Amendment, the rates taking effect  
9 for services delivered on or after January 1, 2023, shall  
10 include a \$1.00 per hour wage increase for all direct support  
11 personnel and all other frontline personnel who are not  
12 subject to the Bureau of Labor Statistics' average wage  
13 increases, who work in residential and community day services  
14 settings, with at least \$0.50 of those funds to be provided as  
15 a direct increase to all aide base wages, with the remaining  
16 \$0.50 to be used flexibly for base wage increases to the rate  
17 methodology for aides. In addition, for residential services  
18 delivered on or after January 1, 2023 the rates shall include  
19 an increase sufficient to provide wages for all residential  
20 non-executive direct care staff, excluding aides, at the  
21 federal Department of Labor, Bureau of Labor Statistics'  
22 average wage as determined by the Department. Also, for  
23 services delivered on or after January 1, 2023, the rates will  
24 include adjustments to employment-related expenses as defined  
25 in rule by the Department. The Department shall adopt rules,  
26 including emergency rules as authorized by Section 5-45 of the



1 Illinois Administrative Procedure Act, to implement the  
2 provisions of this Section.

3 For facilities licensed by the Department of Public Health  
4 under the ID/DD Community Care Act as ID/DD facilities and  
5 under the MC/DD Act as MC/DD facilities, subject to federal  
6 approval of the State Plan Amendment, the rates taking effect  
7 for services delivered on or after January 1, 2024 shall  
8 include a \$2.50 per hour wage increase for all direct support  
9 personnel and all other frontline personnel who are not  
10 subject to the Bureau of Labor Statistics' average wage  
11 increases and who work in residential and community day  
12 services settings. At least \$1.25 of the per hour wage  
13 increase shall be provided as a direct increase to all aide  
14 base wages, and the remaining \$1.25 of the per hour wage  
15 increase shall be used flexibly for base wage increases to the  
16 rate methodology for aides. In addition, for residential  
17 services delivered on or after January 1, 2024, the rates  
18 shall include an increase sufficient to provide wages for all  
19 residential non-executive direct care staff, excluding aides,  
20 at the federal Department of Labor, Bureau of Labor  
21 Statistics' average wage as determined by the Department.  
22 Also, for services delivered on or after January 1, 2024, the  
23 rates will include adjustments to employment-related expenses  
24 as defined in rule by the Department. The Department shall  
25 adopt rules, including emergency rules as authorized by  
26 Section 5-45 of the Illinois Administrative Procedure Act, to

1 implement the provisions of this Section.

2 For facilities licensed by the Department of Public Health  
3 under the ID/DD Community Care Act as ID/DD facilities and  
4 under the MC/DD Act as MC/DD facilities, subject to federal  
5 approval of a State Plan Amendment, the rates taking effect  
6 for services delivered on or after January 1, 2025 shall  
7 include a \$1.00 per hour wage increase for all direct support  
8 personnel and all other frontline personnel who are not  
9 subject to the Bureau of Labor Statistics' average wage  
10 increases and who work in residential and community day  
11 services settings, with at least \$0.50 of those funds to be  
12 provided as a direct increase to all aide base wages and the  
13 remaining \$0.50 to be used flexibly for base wage increases to  
14 the rate methodology for aides. These increases shall not be  
15 used by facilities for operational and administrative  
16 expenses. In addition, for residential services delivered on  
17 or after January 1, 2025, the rates shall include an increase  
18 sufficient to provide wages for all residential non-executive  
19 direct care staff, excluding aides, at the federal Department  
20 of Labor, Bureau of Labor Statistics' average wage as  
21 determined by the Department. Also, for services delivered on  
22 or after January 1, 2025, the rates will include adjustments  
23 to employment-related expenses as defined in rule by the  
24 Department. The Department shall adopt rules, including  
25 emergency rules as authorized by Section 5-45 of the Illinois  
26 Administrative Procedure Act, to implement the provisions of

1 this Section.

2 Notwithstanding any other provision of this Section to the  
3 contrary, any regional wage adjuster for facilities located  
4 outside of the counties of Cook, DuPage, Kane, Lake, McHenry,  
5 and Will shall be no lower than 1.00, and any regional wage  
6 adjuster for facilities located within the counties of Cook,  
7 DuPage, Kane, Lake, McHenry, and Will shall be no lower than  
8 1.15.

9 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
10 103-8, eff. 6-7-23.)

11 Section 3-55. The Homelessness Prevention Act is amended  
12 by changing Section 12.5 as follows:

13 (310 ILCS 70/12.5)

14 Sec. 12.5. Administrative costs and case management  
15 expenses. On an annual basis, a grantee's administrative costs  
16 and case management expenses shall not exceed 20% ~~15%~~ of the  
17 grant amount it receives under the Act.

18 (Source: P.A. 101-280, eff. 1-1-20.)

19 Section 3-57. The Environmental Protection Act is amended  
20 by adding Section 9.20 as follows:

21 (415 ILCS 5/9.20 new)

22 Sec. 9.20. Fleet Electrification Incentive Program.

1       (a) In this Section:

2       "Eligible electric vehicle" means an electric truck or  
3 electric school bus categorized by the United States  
4 Environmental Protection Agency Emissions Classifications,  
5 using gross vehicle weight ratings, as a Class 2b, 3, 4, 5, 6,  
6 7, or 8 vehicle, with or without a properly ventilated,  
7 conventionally powered heater.

8       "Eligible purchaser" means a person who the Agency  
9 determines:

10       (1) is the purchaser of an eligible electric vehicle  
11 that is registered in this State or recognized under the  
12 International Registration Plan;

13       (2) is domiciled in this State;

14       (3) in the case of a purchaser who is the lessee of an  
15 eligible electric vehicle, is the lessee of the vehicle  
16 for a term of at least 60 months; and

17       (4) has demonstrated, to the satisfaction of the  
18 Agency, that the eligible electric vehicle will operate  
19 within the State for at least 80% of its operational hours  
20 once purchased and delivered.

21       "Equity investment eligible community" has the meaning  
22 given in the Energy Transition Act.

23       "Program" means the Fleet Electrification Incentive  
24 Program established under this Section.

25       "Purchaser" means a fleet owner, operator, or provider  
26 that will operate or manage the vehicle for a minimum of 5

1 years after receipt of the vehicle, whether through lease or  
2 direct purchase.

3 (b) To promote the use of eligible electric vehicles, the  
4 Agency shall establish, by rule, a Fleet Electrification  
5 Incentive Program through which it provides eligible  
6 purchasers a grant of up to the following base amounts for the  
7 purchase of an eligible electric vehicle:

8 (1) \$7,500 for a Class 2b vehicle;

9 (2) \$45,000 for a Class 3 vehicle;

10 (3) \$60,000 for a Class 4 or Class 5 vehicle;

11 (4) \$85,000 for a Class 6 or Class 7 vehicle; and

12 (5) \$120,000 for a Class 8 vehicle.

13 In addition, the Agency shall offer increased grant  
14 incentives of an additional 65% of the base amount for the  
15 purchase of a school bus that will serve a public school  
16 district.

17 (c) The Agency shall award grants under the Program to  
18 eligible purchasers on a competitive basis according to the  
19 availability of funding. The Agency shall use a points-based  
20 quantitative evaluation to be determined by the Agency by  
21 rule.

22 The Agency shall award additional points to an application  
23 from an eligible purchaser whose eligible electric vehicles  
24 are to be domiciled in an equity investment eligible  
25 community.

26 The Agency shall also award additional points to an

1 eligible purchaser who has negotiated and entered into a  
2 collective bargaining agreement at the time of application for  
3 the grant.

4 (d) A grant provided under the Program is limited to a  
5 maximum award of 80% of the purchase price per eligible  
6 electric vehicle. Multiple eligible electric vehicles may be  
7 included in each grant under the Program. An eligible  
8 purchaser may be awarded multiple grants under the Program;  
9 however, the Agency shall have the authority to implement, by  
10 rule, a limit on the number of grants awarded to each  
11 purchaser.

12 (e) An eligible purchaser shall enter into a grant  
13 agreement with the Agency upon notification from the Agency  
14 that the eligible purchaser's application has been approved.  
15 Grants under this Section shall be provided by the Agency with  
16 the submittal of a paid invoice for reimbursement. An eligible  
17 purchaser participating in the Program shall retain ownership  
18 of the eligible electric vehicle and meet all applicable  
19 project requirements for a minimum 5-year period after the  
20 date the eligible purchaser receives the vehicle. Resale of an  
21 eligible electric vehicle may be allowed within the 5-year  
22 period if necessitated by unforeseen or unavoidable  
23 circumstances with approval from the Agency. The Agency shall  
24 ensure the resale of an eligible electric vehicle serving a  
25 public school or located within an equity investment eligible  
26 community shall result in the vehicle servicing a similarly

1 situated community.

2 (f) The deployment of the eligible electric vehicle in the  
3 purchaser's fleet is required within 24 months after receipt  
4 of notice of approval of the purchaser's Program application.  
5 Total completion of the project for which the eligible  
6 electric vehicle is purchased or leased must occur within 36  
7 months after receipt of grant funds under the Program.

8 (g) A grant under this Section may be combined with other  
9 public incentives to support fleet purchasing decisions.  
10 Receipt of any other public incentive for an eligible electric  
11 vehicle shall not preclude a purchaser from being awarded a  
12 grant under this Section. However, the combined total of  
13 governmental incentives, including, but not limited to, tax  
14 credits, grants, or vouchers, shall not exceed 80% of the  
15 purchase price of the vehicle.

16 (h) The Agency shall set aside 20% of the appropriated  
17 funds under the Program for grants to the eligible purchaser  
18 of an electric school bus.

19 (i) All awards granted under this Section are subject to  
20 appropriation by the General Assembly.

21 Section 3-60. The Open Space Lands Acquisition and  
22 Development Act is amended by adding Section 11.1 as follows:

23 (525 ILCS 35/11.1 new)

24 Sec. 11.1. Distressed Local Government Report. No later

1 than March 31, 2025, the Department shall prepare and submit a  
2 report to the General Assembly evaluating distressed local  
3 governments that received grants under this Act in Fiscal  
4 Years 2023, 2024, and 2025. The report shall include the  
5 following, at a minimum:

6 (1) a list of the local governments that applied for  
7 grants in each fiscal year;

8 (2) a list of the local governments awarded grants and  
9 the amount awarded;

10 (3) each grant recipient's total budget;

11 (4) each grant recipient's population;

12 (5) a description of whether the grant recipient  
13 previously received a grant under this Act and, if so, the  
14 number of times and whether the local government provided  
15 a 50/50 or 90/10 match;

16 (6) a description of whether the project was in a  
17 location designated as a disadvantaged community on the  
18 Climate and Economic Justice Screening Tool created by the  
19 Chair of the Council on Environmental Quality under  
20 subsection (a) of Section 222 of Presidential Executive  
21 Order 14008 "Tackling the Climate Crisis at Home and  
22 Abroad"; and

23 (7) a description of the Department's criteria for  
24 waiving the matching criteria for distressed local  
25 government grant recipients in fiscal year 2025 that  
26 demonstrated their inability to provide any local match.



1 Article 5.

2 Section 5-5. The Illinois Act on the Aging is amended by  
3 adding Section 4.01b as follows:

4 (20 ILCS 105/4.01b new)

5 Sec. 4.01b. Indirect cost funds. The Department has the  
6 authority to apply for, accept, receive, expend, and  
7 administer on behalf of the State any indirect cost  
8 reimbursements, funds, or anything else of value made  
9 available to the Department from any source for assistance  
10 with programmatic activities or administrative costs related  
11 to the Department's programs. Any federal indirect cost  
12 reimbursements received by the Department pursuant to this  
13 Section shall be deposited into the Department on Aging  
14 Federal Indirect Cost Fund, and such moneys shall be expended,  
15 subject to appropriation, only for authorized purposes.

16 Section 5-10. The Department of Commerce and Economic  
17 Opportunity Law of the Civil Administrative Code of Illinois  
18 is amended by changing Sections 605-55, 605-420, and 605-515  
19 and by adding Section 605-60 as follows:

20 (20 ILCS 605/605-55) (was 20 ILCS 605/46.21)

21 Sec. 605-55. Contracts and other acts to accomplish

1 Department's duties. To make and enter into contracts,  
2 including but not limited to making grants and loans to units  
3 of local government, private agencies as defined in the  
4 Illinois State Auditing Act, non-profit corporations,  
5 educational institutions, and for-profit businesses as  
6 authorized pursuant to appropriations by the General Assembly  
7 from the Build Illinois Bond Fund, the Rebuild Illinois  
8 Projects Fund, the Fund for Illinois' Future, the Capital  
9 Development Fund, and the General Revenue Fund, ~~and, for~~  
10 ~~Fiscal Year 2023 only, the Chicago Travel Industry Promotion~~  
11 ~~Fund~~, and generally to do all things that, in its judgment, may  
12 be necessary, proper, and expedient in accomplishing its  
13 duties.

14 (Source: P.A. 102-699, eff. 4-19-22.)

15 (20 ILCS 605/605-60 new)

16 Sec. 605-60. DCEO Projects Fund. The DCEO Projects Fund is  
17 created as a trust fund in the State treasury. The Department  
18 is authorized to accept and deposit into the Fund moneys  
19 received from any gifts, grants, transfers, or other sources,  
20 public or private, unless deposit into a different fund is  
21 otherwise mandated. Subject to appropriation, the Department  
22 shall use moneys in the Fund to make grants or loans to and  
23 enter into contracts with units of local government, local and  
24 regional economic development corporations, and not-for-profit  
25 organizations for municipal development projects, for the

1 specific purposes established by the terms and conditions of  
2 the gift, grant, or award, and for related administrative  
3 expenses. As used in this Section, the term "municipal  
4 development projects" includes, but is not limited to, grants  
5 for reducing food insecurity in urban and rural areas.

6 (20 ILCS 605/605-420) (was 20 ILCS 605/46.75)

7 Sec. 605-420. Workforce, Technology, and Economic  
8 Development Fund.

9 (a) The Department may accept gifts, grants, awards,  
10 matching contributions, interest income, appropriations, and  
11 cost sharings from individuals, businesses, governments, and  
12 other third-party sources, on terms that the Director deems  
13 advisable, for any or all of the following purposes:

14 (1) (Blank);

15 (2) to assist economically disadvantaged and other  
16 youth to make a successful transition from school to work;

17 (3) to assist other individuals targeted for services  
18 through education, training, and workforce development  
19 programs to obtain employment-related skills and obtain  
20 employment;

21 (4) to identify, develop, commercialize, or promote  
22 technology within the State; and

23 (5) to promote economic development within the State.

24 (b) The Workforce, Technology, and Economic Development  
25 Fund is created as a special fund in the State Treasury. All ~~on~~

1 ~~September 1, 2000, or as soon thereafter as may be reasonably~~  
2 ~~practicable, the State Comptroller shall transfer from the~~  
3 ~~Fund into the Title III Social Security and Employment Fund~~  
4 ~~all moneys that were received for the purposes of Section~~  
5 ~~403(a)(5) of the federal Social Security Act and remain~~  
6 ~~unobligated on that date. Beginning on the effective date of~~  
7 ~~this amendatory Act of the 92nd General Assembly, all moneys~~  
8 ~~received under this Section for the purposes of Section~~  
9 ~~403(a)(5) of the federal Social Security Act, except moneys~~  
10 ~~that may be necessary to pay liabilities outstanding as of~~  
11 ~~June 30, 2000, shall be deposited into the Title III Social~~  
12 ~~Security and Employment Fund, and all other moneys received~~  
13 under this Section shall be deposited into the Workforce,  
14 Technology, and Economic Development Fund.

15 Moneys received under this Section are subject to  
16 appropriation by the General Assembly ~~may be expended~~ for  
17 purposes consistent with the conditions under which those  
18 moneys were ~~are~~ received, including, but not limited to, the  
19 making of grants and any other purpose authorized by law  
20 ~~subject to appropriations made by the General Assembly for~~  
21 ~~those purposes.~~

22 (Source: P.A. 91-34, eff. 7-1-99; 91-704, eff. 7-1-00; 92-298,  
23 eff. 8-9-01.)

24 (20 ILCS 605/605-515) (was 20 ILCS 605/46.13a)

25 Sec. 605-515. Environmental Regulatory Assistance Program.

1           (a) In this Section, except where the context clearly  
2 requires otherwise, "small business stationary source" means a  
3 business that is owned or operated by a person that employs 100  
4 or fewer individuals; is a small business; is not a major  
5 stationary source as defined in Titles I and III of the federal  
6 1990 Clean Air Act Amendments; does not emit 50 tons or more  
7 per year of any regulated pollutant (as defined under the  
8 federal Clean Air Act); and emits less than 75 tons per year of  
9 all regulated pollutants.

10           (b) The Department may:

11           (1) Provide access to technical and compliance  
12 information for Illinois firms, including small and middle  
13 market companies, to facilitate local business compliance  
14 with the federal, State, and local environmental  
15 regulations.

16           (2) Coordinate and enter into cooperative agreements  
17 with a State ombudsman office, which shall be established  
18 in accordance with the federal 1990 Clean Air Act  
19 Amendments to provide direct oversight to the program  
20 established under that Act.

21           (3) Enter into contracts, cooperative agreements, and  
22 financing agreements and establish and collect charges and  
23 fees necessary or incidental to the performance of duties  
24 and the execution of powers under this Section.

25           (4) Accept and expend, subject to appropriation,  
26 gifts, grants, awards, funds, contributions, charges,

1 fees, and other financial or nonfinancial aid from  
2 federal, State, and local governmental agencies,  
3 businesses, educational agencies, not-for-profit  
4 organizations, and other entities, for the purposes of  
5 this Section.

6 (5) Establish, staff, and administer programs and  
7 services and adopt such rules and regulations necessary to  
8 carry out the intent of this Section and Section 507,  
9 "Small Business Stationary Source Technical and  
10 Environmental Compliance Assistance Program", of the  
11 federal 1990 Clean Air Act Amendments.

12 (c) The Department's environmental compliance programs and  
13 services for businesses may include, but need not be limited  
14 to, the following:

15 (1) Communication and outreach services to or on  
16 behalf of individual companies, including collection and  
17 compilation of appropriate information on regulatory  
18 compliance issues and control technologies, and  
19 dissemination of that information through publications,  
20 direct mailings, electronic communications, conferences,  
21 workshops, one-on-one counseling, and other means of  
22 technical assistance.

23 (2) Provision of referrals and access to technical  
24 assistance, pollution prevention and facility audits, and  
25 otherwise serving as an information clearinghouse on  
26 pollution prevention through the coordination of the

1 Illinois Sustainable Technology Center of the University  
2 of Illinois. In addition, environmental and regulatory  
3 compliance issues and techniques, which may include  
4 business rights and responsibilities, applicable  
5 permitting and compliance requirements, compliance methods  
6 and acceptable control technologies, release detection,  
7 and other applicable information may be provided.

8 (3) Coordination with and provision of administrative  
9 and logistical support to the State Compliance Advisory  
10 Panel.

11 (d) There is hereby created a special fund in the State  
12 Treasury to be known as the Small Business Environmental  
13 Assistance Fund. Monies received under subdivision (b)(4) of  
14 this Section shall be deposited into the Fund.

15 Monies in the Small Business Environmental Assistance Fund  
16 may be used, subject to appropriation, only for the purposes  
17 authorized by this Section.

18 (e) Subject to appropriation, the Department may use  
19 moneys from the Clean Air Act Permit Fund for the purposes  
20 authorized by this Section.

21 (Source: P.A. 98-346, eff. 8-14-13.)

22 Section 5-15. The Renewable Energy, Energy Efficiency, and  
23 Coal Resources Development Law of 1997 is amended by changing  
24 Section 6-6 as follows:

1 (20 ILCS 687/6-6)

2 (Section scheduled to be repealed on December 31, 2025)

3 Sec. 6-6. Energy efficiency program.

4 (a) For the year beginning January 1, 1998, and thereafter  
5 as provided in this Section, each electric utility as defined  
6 in Section 3-105 of the Public Utilities Act and each  
7 alternative retail electric supplier as defined in Section  
8 16-102 of the Public Utilities Act supplying electric power  
9 and energy to retail customers located in the State of  
10 Illinois shall contribute annually a pro rata share of a total  
11 amount of \$3,000,000 based upon the number of kilowatt-hours  
12 sold by each such entity in the 12 months preceding the year of  
13 contribution. On or before May 1 of each year, the Illinois  
14 Commerce Commission shall determine and notify the Agency of  
15 the pro rata share owed by each electric utility and each  
16 alternative retail electric supplier based upon information  
17 supplied annually to the Illinois Commerce Commission. On or  
18 before June 1 of each year, the Agency shall send written  
19 notification to each electric utility and each alternative  
20 retail electric supplier of the amount of pro rata share they  
21 owe. These contributions shall be remitted to the Illinois  
22 Environmental Protection Agency on or before June 30 of each  
23 year the contribution is due on a return prescribed and  
24 furnished by the Illinois Environmental Protection Agency  
25 showing such information as the Illinois Environmental  
26 Protection Agency may reasonably require. The funds received



1 pursuant to this Section shall be subject to the appropriation  
2 of funds by the General Assembly. The Illinois Environmental  
3 Protection Agency shall place the funds remitted under this  
4 Section in a trust fund, that is hereby created in the State  
5 Treasury, called the Energy Efficiency Trust Fund. If an  
6 electric utility or alternative retail electric supplier does  
7 not remit its pro rata share to the Illinois Environmental  
8 Protection Agency, the Illinois Environmental Protection  
9 Agency must inform the Illinois Commerce Commission of such  
10 failure. The Illinois Commerce Commission may then revoke the  
11 certification of that electric utility or alternative retail  
12 electric supplier. The Illinois Commerce Commission may not  
13 renew the certification of any electric utility or alternative  
14 retail electric supplier that is delinquent in paying its pro  
15 rata share. These changes made to this subsection (a) by  
16 Public Act 103-363 ~~this amendatory Act of the 103rd General~~  
17 ~~Assembly~~ apply beginning July 1, 2023.

18 (b) The Agency shall disburse the moneys in the Energy  
19 Efficiency Trust Fund to benefit residential electric  
20 customers through projects which the Agency has determined  
21 will promote energy efficiency in the State of Illinois and to  
22 pay the associated operational expenses of the Agency in  
23 administering the grant program. The Agency ~~Department of~~  
24 ~~Commerce and Economic Opportunity~~ shall establish a list of  
25 projects eligible for grants from the Energy Efficiency Trust  
26 Fund including, but not limited to, supporting energy

1 efficiency efforts for low-income households, replacing energy  
2 inefficient windows with more efficient windows, replacing  
3 energy inefficient appliances with more efficient appliances,  
4 replacing energy inefficient lighting with more efficient  
5 lighting, insulating dwellings and buildings, using market  
6 incentives to encourage energy efficiency, and such other  
7 projects which will increase energy efficiency in homes and  
8 rental properties.

9 (c) The Agency may, by administrative rule, establish  
10 criteria and an application process for this grant program.

11 (d) (Blank).

12 (e) (Blank).

13 (Source: P.A. 102-444, eff. 8-20-21; 103-363, eff. 7-28-23.)

14 Section 5-17. The Department of Natural Resources  
15 (Conservation) Law of the Civil Administrative Code of  
16 Illinois is amended by changing Section 805-305 as follows:

17 (20 ILCS 805/805-305) (was 20 ILCS 805/63a23)

18 Sec. 805-305. Campsites and housing facilities.

19 (a) The Department has the power to provide facilities for  
20 overnight tent and trailer campsites and to provide suitable  
21 housing facilities for student and juvenile overnight camping  
22 groups. The Department of Natural Resources may regulate, by  
23 administrative order, the fees to be charged for tent and  
24 trailer camping units at individual park areas based upon the

1 facilities available.

2 (b) However, for campsites with access to showers or  
3 electricity, any Illinois resident who is age 62 or older or  
4 has a Class 2 disability as defined in Section 4A of the  
5 Illinois Identification Card Act shall be charged only  
6 one-half of the camping fee charged to the general public  
7 during the period Monday through Thursday of any week and  
8 shall be charged the same camping fee as the general public on  
9 all other days. For campsites without access to showers or  
10 electricity, no camping fee authorized by this Section shall  
11 be charged to any resident of Illinois who has a Class 2  
12 disability as defined in Section 4A of the Illinois  
13 Identification Card Act. For campsites without access to  
14 showers or electricity, no camping fee authorized by this  
15 Section shall be charged to any resident of Illinois who is age  
16 62 or older for the use of a campsite unit during the period  
17 Monday through Thursday of any week. No camping fee authorized  
18 by this Section shall be charged to any resident of Illinois  
19 who is a veteran with a disability or a former prisoner of war,  
20 as defined in Section 5 of the Department of Veterans' Affairs  
21 Act. No camping fee authorized by this Section shall be  
22 charged to any resident of Illinois after returning from  
23 service abroad or mobilization by the President of the United  
24 States as an active duty member of the United States Armed  
25 Forces, the Illinois National Guard, or the Reserves of the  
26 United States Armed Forces for the amount of time that the

1 active duty member spent in service abroad or mobilized if the  
2 person applies for a pass with the Department within 2 years  
3 after returning and provides acceptable verification of  
4 service or mobilization to the Department. Any portion of a  
5 year that the active duty member spent in service abroad or  
6 mobilized shall count as a full year. The procedure by which a  
7 person may provide to the Department verification of service  
8 abroad or mobilization by the President of the United States  
9 shall be set by administrative rule. Nonresidents shall be  
10 charged the same fees as are authorized for the general public  
11 regardless of age. The Department shall provide by regulation  
12 for suitable proof of age, or either a valid driver's license  
13 or a "Golden Age Passport" issued by the federal government  
14 shall be acceptable as proof of age. The Department shall  
15 further provide by regulation that notice of these reduced  
16 admission fees be posted in a conspicuous place and manner.

17 Reduced fees authorized in this Section shall not apply to  
18 any charge for utility service.

19 For the purposes of this Section, "acceptable verification  
20 of service or mobilization" means official documentation from  
21 the Department of Defense or the appropriate Major Command  
22 showing mobilization dates or service abroad dates, including:  
23 (i) a DD-214, (ii) a letter from the Illinois Department of  
24 Military Affairs for members of the Illinois National Guard,  
25 (iii) a letter from the Regional Reserve Command for members  
26 of the Armed Forces Reserve, (iv) a letter from the Major

1 Command covering Illinois for active duty members, (v)  
2 personnel records for mobilized State employees, and (vi) any  
3 other documentation that the Department, by administrative  
4 rule, deems acceptable to establish dates of mobilization or  
5 service abroad.

6 For the purposes of this Section, the term "service  
7 abroad" means active duty service outside of the 50 United  
8 States and the District of Columbia, and includes all active  
9 duty service in territories and possessions of the United  
10 States.

11 (c) To promote State campground use and Illinois State  
12 Fair attendance, the Department shall waive the camping fees  
13 for up to 2 nights of camping at Jim Edgar Panther Creek State  
14 Fish and Wildlife Area, Sangchris Lake State Park, or  
15 Lincoln's New Salem State Historic Site during the period from  
16 August 11, 2024 to August 15, 2024 for a camper who:

17 (1) is 18 years of age or older;

18 (2) provides proof of having purchased, between June  
19 26, 2024 and July 3, 2024, a season admission ticket  
20 booklet from the Department of Agriculture for entry into  
21 the 2024 Illinois State Fair in Springfield; and

22 (3) requests the camping fee waiver in person at the  
23 time of permit issuance at the State campground.

24 The waivers under this subsection (c) shall be granted on  
25 a first-come, first-served basis for a maximum of 40 sites at  
26 each of the 3 identified State campgrounds. Fees for utility

1 service are not subject to waiver. Waivers under this  
2 subsection (c) are limited to one per camper.

3 (Source: P.A. 102-780, eff. 5-13-22.)

4 Section 5-18. The Department of Innovation and Technology  
5 Act is amended by changing Section 1-5 as follows:

6 (20 ILCS 1370/1-5)

7 Sec. 1-5. Definitions. In this Act:

8 "Client agency" means each transferring agency, or its  
9 successor, and any other public agency to which the Department  
10 provides service to the extent specified in an interagency  
11 agreement with the public agency.

12 "Dedicated unit" means the dedicated bureau, division,  
13 office, or other unit within a transferring agency that is  
14 responsible for the information technology functions of the  
15 transferring agency.

16 "Department" means the Department of Innovation and  
17 Technology.

18 "Information technology" means technology,  
19 infrastructure, equipment, systems, software, networks, and  
20 processes used to create, send, receive, and store electronic  
21 or digital information, including, without limitation,  
22 computer systems and telecommunication services and systems.

23 "Information technology" shall be construed broadly to  
24 incorporate future technologies that change or supplant those

1 in effect as of the effective date of this Act.

2 "Information technology functions" means the development,  
3 procurement, installation, retention, maintenance, operation,  
4 possession, storage, and related functions of all information  
5 technology.

6 "Secretary" means the Secretary of Innovation and  
7 Technology.

8 "State agency" means each State agency, department, board,  
9 and commission under the jurisdiction of the Governor.

10 "Transferring agency" means the Department on Aging; the  
11 Departments of Agriculture, Central Management Services,  
12 Children and Family Services, Commerce and Economic  
13 Opportunity, Corrections, Employment Security, Financial and  
14 Professional Regulation, Healthcare and Family Services, Human  
15 Rights, Human Services, Insurance, Juvenile Justice, Labor,  
16 Lottery, Military Affairs, Natural Resources, Public Health,  
17 Revenue, Transportation, and Veterans' Affairs; the Illinois  
18 State Police; the Capital Development Board; the Deaf and Hard  
19 of Hearing Commission; the Environmental Protection Agency;  
20 the Governor's Office of Management and Budget; the  
21 Guardianship and Advocacy Commission; the Abraham Lincoln  
22 Presidential Library and Museum; the Illinois Arts Council;  
23 the Illinois Council on Developmental Disabilities; the  
24 Illinois Emergency Management Agency; the Illinois Gaming  
25 Board; the Illinois Liquor Control Commission; the Office of  
26 the State Fire Marshal; ~~and~~ the Prisoner Review Board; and the

1 Department of Early Childhood.

2 (Source: P.A. 102-376, eff. 1-1-22; 102-538, eff. 8-20-21;  
3 102-813, eff. 5-13-22; 102-870, eff. 1-1-23.)

4 Section 5-20. The Illinois Lottery Law is amended by  
5 changing Section 21.16 as follows:

6 (20 ILCS 1605/21.16)

7 Sec. 21.16. Illinois DREAM scratch-off.

8 (a) The Department shall offer a special Illinois DREAM  
9 instant scratch-off game for the benefit of the Illinois DREAM  
10 Fund Commission. The new revenue from the Illinois DREAM  
11 scratch-off game shall be deposited into the Illinois DREAM  
12 Fund, a special fund that is created in the State treasury.  
13 Subject to appropriation to the Illinois Student Assistance  
14 Commission, money in the Illinois DREAM Fund shall be used to  
15 assist in funding scholarships and other statutory  
16 responsibilities of the Illinois DREAM Fund Commission. The  
17 game shall commence on January 1, 2024 or as soon thereafter as  
18 is reasonably practical. The Department shall consult with the  
19 Illinois DREAM Fund Commission established under Section 67 of  
20 the Higher Education Student Assistance Act regarding the  
21 design and promotion of the game.

22 (b) The operation of any games under this Section shall be  
23 governed by this Act, and any rules shall be adopted by the  
24 Department.



1 (c) For purposes of this Section, "net revenue" means the  
2 total amount for which tickets have been sold less the sum of  
3 the amount paid out in prizes and the actual administrative  
4 expenses of the Department solely related to the Illinois  
5 DREAM scratch-off game.

6 (d) During the time that tickets are sold for the Illinois  
7 DREAM scratch-off game, the Department shall not unreasonably  
8 diminish the efforts devoted to marketing any other instant  
9 scratch-off lottery game.

10 (e) The Department may adopt any rules necessary to  
11 implement and administer this Section in consultation with the  
12 Illinois DREAM Fund Commission.

13 (Source: P.A. 103-381, eff. 7-28-23.)

14 Section 5-25. The Illinois Emergency Management Agency Act  
15 is amended by changing Section 17.8 as follows:

16 (20 ILCS 3305/17.8)

17 Sec. 17.8. IEMA State Projects Fund. The IEMA State  
18 Projects Fund is created as a trust fund in the State treasury.  
19 The Fund shall consist of any moneys appropriated to the  
20 Agency for purposes of the Illinois' Not-For-Profit Security  
21 Grant Program, a grant program authorized by subsection (g-5)  
22 of Section 5 of this Act, to provide funding support for target  
23 hardening activities and other physical security enhancements  
24 for qualifying not-for-profit organizations that are at high

1 risk of terrorist attack. The Agency is authorized to use  
2 moneys appropriated from the Fund to make grants to  
3 not-for-profit organizations for target hardening activities,  
4 security personnel, and physical security enhancements and for  
5 the payment of administrative expenses associated with the  
6 Not-For-Profit Security Grant Program, except that, beginning  
7 July 1, 2024, the Agency shall not award grants under this  
8 Section to those entities whose primary purpose is to provide  
9 medical or mental health services. As used in this Section,  
10 "target hardening activities" include, but are not limited to,  
11 the purchase and installation of security equipment on real  
12 property owned or leased by the not-for-profit organization.  
13 Grants, gifts, and moneys from any other source, public or  
14 private, may also be deposited into the Fund and used for the  
15 purposes authorized by this Act.

16 (Source: P.A. 103-8, eff. 6-7-23.)

17 Section 5-30. The State Finance Act is amended by changing  
18 Sections 5.1015, 6z-27, 6z-32, 6z-47, 6z-70, 6z-111, 8.3,  
19 8.12, 8g-1, 12-2, and 13.2 and by adding Sections 5e-2 and  
20 6z-140 as follows:

21 (30 ILCS 105/5.1015 new)

22 Sec. 5.1015. The Professions Licensure Fund.

23 (30 ILCS 105/5e-2 new)

1       Sec. 5e-2. Transfers from Road Fund. In addition to any  
 2 other transfers that may be provided for by law, on July 1,  
 3 2024, or as soon thereafter as practical, the State  
 4 Comptroller shall direct and the State Treasurer shall  
 5 transfer the sum of \$20,000,000 from the Road Fund to the  
 6 Federal/State/Local Airport Fund to be used for purposes  
 7 consistent with Section 11 of Article IX of the Illinois  
 8 Constitution. This Section is repealed on January 1, 2026.

9           (30 ILCS 105/6z-27)

10       Sec. 6z-27. All moneys in the Audit Expense Fund shall be  
 11 transferred, appropriated and used only for the purposes  
 12 authorized by, and subject to the limitations and conditions  
 13 prescribed by, the Illinois State Auditing Act.

14       Within 30 days after July 1, 2024 ~~2023~~, or as soon  
 15 thereafter as practical, the State Comptroller shall order  
 16 transferred and the State Treasurer shall transfer from the  
 17 following funds moneys in the specified amounts for deposit  
 18 into the Audit Expense Fund:

19 Attorney General Court Ordered and Voluntary

20 <u>Compliance Payment Projects Fund .....</u>	<u>\$22,470</u>
21 <u>Aggregate Operations Regulatory Fund .....</u>	<u>\$605</u>
22 <u>Agricultural Premium Fund.....</u>	<u>\$21,002</u>
23 <u>Attorney General's State Projects and</u>	
24 <u>Court Ordered Distribution Fund.....</u>	<u>\$36,873</u>
25 <u>Anna Veterans Home Fund .....</u>	<u>\$1,205</u>

1	<u>Appraisal Administration Fund</u> .....	<u>\$2,670</u>
2	<u>Attorney General Whistleblower Reward</u>	
3	<u>and Protection Fund</u> .....	<u>\$938</u>
4	<u>Bank and Trust Company Fund</u> .....	<u>\$82,945</u>
5	<u>Brownfields Redevelopment Fund</u> .....	<u>\$1,893</u>
6	<u>Cannabis Business Development Fund</u> .....	<u>\$15,750</u>
7	<u>Cannabis Expungement Fund</u> .....	<u>\$2,511</u>
8	<u>Capital Development Board Revolving Fund</u> .....	<u>\$4,668</u>
9	<u>Care Provider Fund for Persons with</u>	
10	<u>a Developmental Disability</u> .....	<u>\$6,794</u>
11	<u>CDLIS/AAMVAnet/NMVTIS Trust Fund</u> .....	<u>\$1,679</u>
12	<u>Cemetery Oversight Licensing and Disciplinary Fund</u> ....	<u>\$6,187</u>
13	<u>Chicago State University Education Improvement Fund</u> ..	<u>\$16,893</u>
14	<u>Chicago Travel Industry Promotion Fund</u> .....	<u>\$9,146</u>
15	<u>Child Support Administrative Fund</u> .....	<u>\$2,669</u>
16	<u>Clean Air Act Permit Fund</u> .....	<u>\$11,283</u>
17	<u>Coal Technology Development Assistance Fund</u> .....	<u>\$22,087</u>
18	<u>Community Association Manager</u>	
19	<u>Licensing and Disciplinary Fund</u> .....	<u>\$1,178</u>
20	<u>Commitment to Human Services Fund</u> .....	<u>\$259,050</u>
21	<u>Common School Fund</u> .....	<u>\$385,362</u>
22	<u>Community Mental Health Medicaid Trust Fund</u> .....	<u>\$6,972</u>
23	<u>Community Water Supply Laboratory Fund</u> .....	<u>\$835</u>
24	<u>Credit Union Fund</u> .....	<u>\$21,944</u>
25	<u>Cycle Rider Safety Training Fund</u> .....	<u>\$704</u>
26	<u>DCFS Children's Services Fund</u> .....	<u>\$164,036</u>

1	<u>Department of Business Services Special Operations Fund</u>	<u>\$4,564</u>
2	<u>Department of Corrections Reimbursement</u>	
3	<u>and Education Fund</u> .....	<u>\$23,892</u>
4	<u>Design Professionals Administration</u>	
5	<u>and Investigation Fund</u> .....	<u>\$3,892</u>
6	<u>Department of Human Services Community Services Fund</u> ..	<u>\$6,314</u>
7	<u>Downstate Public Transportation Fund</u> .....	<u>\$40,428</u>
8	<u>Drivers Education Fund</u> .....	<u>\$904</u>
9	<u>Drug Rebate Fund</u> .....	<u>\$40,707</u>
10	<u>Drug Treatment Fund</u> .....	<u>\$810</u>
11	<u>Drycleaner Environmental Response Trust Fund</u> .....	<u>\$1,555</u>
12	<u>Education Assistance Fund</u> .....	<u>\$2,347,928</u>
13	<u>Electric Vehicle Rebate Fund</u> .....	<u>\$24,101</u>
14	<u>Energy Efficiency Trust Fund</u> .....	<u>\$955</u>
15	<u>Energy Transition Assistance Fund</u> .....	<u>\$1,193</u>
16	<u>Environmental Protection Permit and Inspection Fund</u> ..	<u>\$17,475</u>
17	<u>Facilities Management Revolving Fund</u> .....	<u>\$21,298</u>
18	<u>Fair and Exposition Fund</u> .....	<u>\$782</u>
19	<u>Federal Asset Forfeiture Fund</u> .....	<u>\$1,195</u>
20	<u>Federal High Speed Rail Trust Fund</u> .....	<u>\$910</u>
21	<u>Federal Workforce Training Fund</u> .....	<u>\$113,609</u>
22	<u>Feed Control Fund</u> .....	<u>\$1,263</u>
23	<u>Fertilizer Control Fund</u> .....	<u>\$778</u>
24	<u>Fire Prevention Fund</u> .....	<u>\$4,470</u>
25	<u>Freedom Schools Fund</u> .....	<u>\$636</u>
26	<u>Fund for the Advancement of Education</u> .....	<u>\$61,767</u>

1	<u>General Professions Dedicated Fund</u>	<u>\$36,108</u>
2	<u>General Revenue Fund</u>	<u>\$17,653,153</u>
3	<u>Grade Crossing Protection Fund</u>	<u>\$7,759</u>
4	<u>Hazardous Waste Fund</u>	<u>\$9,036</u>
5	<u>Health and Human Services Medicaid Trust Fund</u>	<u>\$793</u>
6	<u>Healthcare Provider Relief Fund</u>	<u>\$209,863</u>
7	<u>Historic Property Administrative Fund</u>	<u>\$791</u>
8	<u>Horse Racing Fund</u>	<u>\$233,685</u>
9	<u>Hospital Provider Fund</u>	<u>\$66,984</u>
10	<u>Illinois Affordable Housing Trust Fund</u>	<u>\$30,424</u>
11	<u>Illinois Charity Bureau Fund</u>	<u>\$2,025</u>
12	<u>Illinois Clean Water Fund</u>	<u>\$18,928</u>
13	<u>Illinois Forestry Development Fund</u>	<u>\$13,054</u>
14	<u>Illinois Gaming Law Enforcement Fund</u>	<u>\$1,411</u>
15	<u>IMSA Income Fund</u>	<u>\$10,499</u>
16	<u>Illinois Military Family Relief Fund</u>	<u>\$2,963</u>
17	<u>Illinois National Guard Construction Fund</u>	<u>\$4,944</u>
18	<u>Illinois Power Agency Operations Fund</u>	<u>\$154,375</u>
19	<u>Illinois State Dental Disciplinary Fund</u>	<u>\$3,947</u>
20	<u>Illinois State Fair Fund</u>	<u>\$5,871</u>
21	<u>Illinois State Medical Disciplinary Fund</u>	<u>\$32,809</u>
22	<u>Illinois State Pharmacy Disciplinary Fund</u>	<u>\$10,993</u>
23	<u>Illinois Student Assistance Commission</u>	
24	<u>Contracts and Grants Fund</u>	<u>\$950</u>
25	<u>Illinois Veterans Assistance Fund</u>	<u>\$2,738</u>
26	<u>Illinois Veterans' Rehabilitation Fund</u>	<u>\$685</u>

1	<u>Illinois Wildlife Preservation Fund</u> .....	<u>\$2,646</u>
2	<u>Illinois Workers' Compensation Commission</u>	
3	<u>Operations Fund</u> .....	<u>\$94,942</u>
4	<u>Illinois Works Fund</u> .....	<u>\$5,577</u>
5	<u>Income Tax Refund Fund</u> .....	<u>\$232,364</u>
6	<u>Insurance Financial Regulation Fund</u> .....	<u>\$158,266</u>
7	<u>Insurance Premium Tax Refund Fund</u> .....	<u>\$10,972</u>
8	<u>Insurance Producer Administration Fund</u> .....	<u>\$208,185</u>
9	<u>International Tourism Fund</u> .....	<u>\$1,317</u>
10	<u>LaSalle Veterans Home Fund</u> .....	<u>\$2,656</u>
11	<u>Law Enforcement Recruitment and Retention Fund</u> .....	<u>\$10,249</u>
12	<u>Law Enforcement Training Fund</u> .....	<u>\$28,714</u>
13	<u>LEADS Maintenance Fund</u> .....	<u>\$573</u>
14	<u>Live and Learn Fund</u> .....	<u>\$8,419</u>
15	<u>Local Government Distributive Fund</u> .....	<u>\$120,745</u>
16	<u>Local Tourism Fund</u> .....	<u>\$16,582</u>
17	<u>Long Term Care Ombudsman Fund</u> .....	<u>\$635</u>
18	<u>Long-Term Care Provider Fund</u> .....	<u>\$10,352</u>
19	<u>Manteno Veterans Home Fund</u> .....	<u>\$3,941</u>
20	<u>Mental Health Fund</u> .....	<u>\$3,560</u>
21	<u>Mental Health Reporting Fund</u> .....	<u>\$878</u>
22	<u>Military Affairs Trust Fund</u> .....	<u>\$1,017</u>
23	<u>Monitoring Device Driving Permit</u>	
24	<u>Administration Fee Fund</u> .....	<u>\$657</u>
25	<u>Motor Carrier Safety Inspection Fund</u> .....	<u>\$1,892</u>
26	<u>Motor Fuel Tax Fund</u> .....	<u>\$124,570</u>

1	<u>Motor Vehicle License Plate Fund</u> .....	\$6,363
2	<u>Nursing Dedicated and Professional Fund</u> .....	\$14,671
3	<u>Off-Highway Vehicle Trails Fund</u> .....	\$1,431
4	<u>Open Space Lands Acquisition and Development Fund</u> ....	\$67,764
5	<u>Optometric Licensing and Disciplinary Board Fund</u> .....	\$922
6	<u>Parity Advancement Fund</u> .....	\$9,349
7	<u>Partners For Conservation Fund</u> .....	\$25,309
8	<u>Pawnbroker Regulation Fund</u> .....	\$659
9	<u>Pension Stabilization Fund</u> .....	\$3,009
10	<u>Personal Property Tax Replacement Fund</u> .....	\$251,569
11	<u>Pesticide Control Fund</u> .....	\$4,715
12	<u>Prisoner Review Board Vehicle and Equipment Fund</u> .....	\$3,035
13	<u>Professional Services Fund</u> .....	\$3,093
14	<u>Professions Indirect Cost Fund</u> .....	\$194,398
15	<u>Public Pension Regulation Fund</u> .....	\$3,519
16	<u>Public Transportation Fund</u> .....	\$108,264
17	<u>Quincy Veterans Home Fund</u> .....	\$25,455
18	<u>Real Estate License Administration Fund</u> .....	\$27,976
19	<u>Rebuild Illinois Projects Fund</u> .....	\$3,682
20	<u>Regional Transportation Authority Occupation and Use Tax</u>	
21	<u>Replacement Fund</u> .....	\$3,226
22	<u>Registered Certified Public Accountants' Administration</u>	
23	<u>and Disciplinary Fund</u> .....	\$3,213
24	<u>Renewable Energy Resources Trust Fund</u> .....	\$2,463
25	<u>Rental Housing Support Program Fund</u> .....	\$560
26	<u>Residential Finance Regulatory Fund</u> .....	\$21,672



1	<u>Road Fund</u> .....	\$524,729
2	<u>Salmon Fund</u> .....	\$837
3	<u>Savings Bank Regulatory Fund</u> .....	\$528
4	<u>School Infrastructure Fund</u> .....	\$10,122
5	<u>Secretary of State DUI Administration Fund</u> .....	\$1,021
6	<u>Secretary of State Identification Security and</u>	
7	<u>Theft Prevention Fund</u> .....	\$4,877
8	<u>Secretary of State Special License Plate Fund</u> .....	\$1,410
9	<u>Secretary of State Special Services Fund</u> .....	\$11,665
10	<u>Securities Audit and Enforcement Fund</u> .....	\$2,279
11	<u>Serve Illinois Commission Fund</u> .....	\$950
12	<u>Snowmobile Trail Establishment Fund</u> .....	\$653
13	<u>Solid Waste Management Fund</u> .....	\$17,540
14	<u>Special Education Medicaid Matching Fund</u> .....	\$2,916
15	<u>Sports Wagering Fund</u> .....	\$14,696
16	<u>State Police Law Enforcement Administration Fund</u> .....	\$3,635
17	<u>State and Local Sales Tax Reform Fund</u> .....	\$6,676
18	<u>State Asset Forfeiture Fund</u> .....	\$1,445
19	<u>State Aviation Program Fund</u> .....	\$2,125
20	<u>State Construction Account Fund</u> .....	\$151,079
21	<u>State Crime Laboratory Fund</u> .....	\$6,342
22	<u>State Gaming Fund</u> .....	\$216,475
23	<u>State Garage Revolving Fund</u> .....	\$4,892
24	<u>State Lottery Fund</u> .....	\$106,169
25	<u>State Pensions Fund</u> .....	\$500,000
26	<u>State Police Firearm Services Fund</u> .....	\$16,049

1	<u>State Police Services Fund</u> .....	\$20,688
2	<u>State Police Vehicle Fund</u> .....	\$7,562
3	<u>State Police Whistleblower Reward</u>	
4	<u>and Protection Fund</u> .....	\$3,858
5	<u>State Small Business Credit Initiative Fund</u> .....	\$20,739
6	<u>State's Attorneys Appellate</u>	
7	<u>Prosecutor's County Fund</u> .....	\$20,621
8	<u>Subtitle D Management Fund</u> .....	\$2,669
9	<u>Supplemental Low-Income Energy Assistance Fund</u> .....	\$158,173
10	<u>Tax Compliance and Administration Fund</u> .....	\$3,789
11	<u>Technology Management Revolving Fund</u> .....	\$620,435
12	<u>Tobacco Settlement Recovery Fund</u> .....	\$4,747
13	<u>Tourism Promotion Fund</u> .....	\$46,998
14	<u>Traffic and Criminal Conviction Surcharge Fund</u> .....	\$41,173
15	<u>Underground Storage Tank Fund</u> .....	\$31,314
16	<u>University of Illinois Hospital Services Fund</u> .....	\$3,257
17	<u>Vehicle Hijacking and Motor Vehicle Theft</u>	
18	<u>Prevention and Insurance Verification Trust Fund</u> ..	\$8,183
19	<u>Vehicle Inspection Fund</u> .....	\$19,811
20	<u>Weights and Measures Fund</u> .....	\$3,636
21	<del>African-American HIV/AIDS Response RESP Fund</del> .....	<del>\$1,421</del>
22	<del>Agricultural Premium Fund</del> .....	<del>\$122,719</del>
23	<del>Alzheimer's Awareness Fund</del> .....	<del>\$1,499</del>
24	<del>Alzheimer's Disease Research, Care, and Support Fund</del> .....	<del>\$662</del>
25	<del>Amusement Ride and Patron Safety Fund</del> .....	<del>\$6,315</del>
26	<del>Assisted Living and Shared Housing Regulatory</del>	

1	<del>House Regulation Fund .....</del>	<del>\$2,564</del>
2	<del>Capital Development Board Revolving Fund .....</del>	<del>\$15,118</del>
3	<del>Care Provider Fund for Persons with a Developmental</del>	
4	<del>Disability .....</del>	<del>\$15,392</del>
5	<del>Carolyn Adams Ticket For The Cure Grant Fund .....</del>	<del>\$927</del>
6	<del>CDLIS/AAMVANET/NMVTIS Trust Fund (Commercial</del>	
7	<del>Driver's License Information</del>	
8	<del>System/American Association of</del>	
9	<del>Motor Vehicle Administrators</del>	
10	<del>network/National Motor Vehicle</del>	
11	<del>Title Information Service Trust Fund) .....</del>	<del>\$5,236</del>
12	<del>Chicago Police Memorial Foundation Fund .....</del>	<del>\$708</del>
13	<del>Chicago State University Education Improvement Fund ..</del>	<del>\$13,666</del>
14	<del>Child Labor and Day and Temporary Labor</del>	
15	<del>Services Enforcement Fund .....</del>	<del>\$11,991</del>
16	<del>Child Support Administrative Fund .....</del>	<del>\$5,287</del>
17	<del>Clean Air Act Permit Fund .....</del>	<del>\$1,556</del>
18	<del>Coal Technology Development Assistance Fund .....</del>	<del>\$6,936</del>
19	<del>Common School Fund .....</del>	<del>\$343,892</del>
20	<del>Community Mental Health Medicaid Trust Fund .....</del>	<del>\$14,084</del>
21	<del>Corporate Franchise Tax Refund Fund .....</del>	<del>\$1,096</del>
22	<del>DCFS Children's Services Fund .....</del>	<del>\$8,766</del>
23	<del>Death Certificate Surcharge Fund .....</del>	<del>\$2,060</del>
24	<del>Death Penalty Abolition Fund .....</del>	<del>\$2,448</del>
25	<del>Department of Business Services Service Special</del>	
26	<del>Operations Fund .....</del>	<del>\$13,889</del>

1	<del>Department of Human Services DHS Community</del>	
2	<del>Services Fund.....</del>	<del>\$7,970</del>
3	<del>Downstate Public Transportation Fund .....</del>	<del>\$11,631</del>
4	<del>Dram Shop Fund .....</del>	<del>\$142,500</del>
5	<del>Driver Services Administration Fund.....</del>	<del>\$1,873</del>
6	<del>Drug Rebate Fund .....</del>	<del>\$42,473</del>
7	<del>Drug Treatment Fund.....</del>	<del>\$1,767</del>
8	<del>Education Assistance Fund.....</del>	<del>\$2,031,292</del>
9	<del>Emergency Public Health Fund .....</del>	<del>\$5,162</del>
10	<del>Environmental Protection Permit and Inspection Fund .....</del>	<del>\$1,447</del>
11	<del>Estate Tax Refund Fund .....</del>	<del>\$852</del>
12	<del>Facilities Management Revolving Fund .....</del>	<del>\$50,148</del>
13	<del>Facility Licensing Fund.....</del>	<del>\$5,522</del>
14	<del>Fair and &amp; Exposition Fund .....</del>	<del>\$4,248</del>
15	<del>Feed Control Fund.....</del>	<del>\$7,709</del>
16	<del>Fertilizer Control Fund.....</del>	<del>\$6,849</del>
17	<del>Fire Prevention Fund .....</del>	<del>\$3,859</del>
18	<del>Fund for the Advancement of Education .....</del>	<del>\$24,772</del>
19	<del>General Assembly Operations Revolving Rev Fund .....</del>	<del>\$1,146</del>
20	<del>General Professions Dedicated Fund .....</del>	<del>\$4,039</del>
21	<del>General Revenue Fund .....</del>	<del>\$17,653,153</del>
22	<del>Governor's Administrative Fund .....</del>	<del>\$2,832</del>
23	<del>Governor's Grant Fund.....</del>	<del>\$17,709</del>
24	<del>Grade Crossing Protection Fund .....</del>	<del>\$930</del>
25	<del>Grant Accountability and / Transparency Fund .....</del>	<del>\$805</del>
26	<del>Guardianship and &amp; Advocacy Fund .....</del>	<del>\$14,843</del>

1	<del>Hazardous Waste Fund .....</del>	<del>\$835</del>
2	<del>Health Facility Plan Review Fund .....</del>	<del>\$1,776</del>
3	<del>Health and Human Services Service Medicaid Trust Fund ..</del>	<del>\$6,554</del>
4	<del>Healthcare Provider Relief Fund .....</del>	<del>\$407,107</del>
5	<del>Healthy Smiles Fund .....</del>	<del>\$738</del>
6	<del>Home Care Services Agency Licensure Fund .....</del>	<del>\$3,101</del>
7	<del>Hospital Licensure Fund .....</del>	<del>\$1,688</del>
8	<del>Hospital Provider Fund .....</del>	<del>\$138,829</del>
9	<del>ICCB Federal Trust Fund .....</del>	<del>\$9,968</del>
10	<del>ICJIA Violence Prevention Fund .....</del>	<del>\$932</del>
11	<del>Illinois IL Affordable Housing Trust Fund .....</del>	<del>\$17,236</del>
12	<del>Illinois IL Clean Water Fund .....</del>	<del>\$2,152</del>
13	<del>IL Community College Board</del>	
14	<del>    Contracts and Grants .....</del>	<del>9,968</del>
15	<del>Illinois IL Health Facilities Planning Fund .....</del>	<del>\$3,094</del>
16	<del>IMSA Income Fund .....</del>	<del>\$12,417</del>
17	<del>Illinois IL Power Agency Operations Fund .....</del>	<del>\$62,583</del>
18	<del>Illinois IL School Asbestos Abatement Fund .....</del>	<del>\$784</del>
19	<del>Illinois IL State Fair Fund .....</del>	<del>\$29,752</del>
20	<del>Illinois IL State Police Memorial Park Fund .....</del>	<del>\$681</del>
21	<del>Illinois Telecommunications IL Telecom Access</del>	
22	<del>    Corporation Fund .....</del>	<del>\$1,668</del>
23	<del>Illinois IL Underground Utility Facilities</del>	
24	<del>    Facility Damage Prevention Fund .....</del>	<del>\$4,276</del>
25	<del>Illinois IL Veterans' Rehabilitation Fund .....</del>	<del>\$5,943</del>
26	<del>Illinois IL Workers' Compensation Commission</del>	

1	<del>Operations Fund.....</del>	<del>\$243,187</del>
2	<del>Income Tax Refund Fund .....</del>	<del>\$54,420</del>
3	<del>Lead Poisoning Screening, Prevention, and</del>	
4	<del>Abatement Fund .....</del>	<del>\$16,379</del>
5	<del>Live and Learn Fund .....</del>	<del>\$25,492</del>
6	<del>Lobbyist Registration Administration Fund.....</del>	<del>\$1,471</del>
7	<del>Local Government Distributive Fund .....</del>	<del>\$44,025</del>
8	<del>Long Term Care Monitor/Receiver Receive Fund .....</del>	<del>\$42,016</del>
9	<del>Long Term Long Term Care Provider Fund .....</del>	<del>\$13,537</del>
10	<del>Low Level Radioactive Low Level Rad Facility</del>	
11	<del>Development and Operation Dev &amp; Op Fund .....</del>	<del>\$618</del>
12	<del>Mandatory Arbitration Fund .....</del>	<del>\$2,104</del>
13	<del>Medical Special Purposes Purpose Trust Fund .....</del>	<del>\$786</del>
14	<del>Mental Health Fund .....</del>	<del>\$9,376</del>
15	<del>Mental Health Reporting Fund .....</del>	<del>\$1,443</del>
16	<del>Metabolic Screening and &amp; Treatment Fund .....</del>	<del>\$32,049</del>
17	<del>Monitoring Device Driving Permit Administration</del>	
18	<del>Fee Fund .....</del>	<del>\$1,616</del>
19	<del>Motor Fuel Tax Fund .....</del>	<del>\$36,238</del>
20	<del>Motor Vehicle License Plate Fund .....</del>	<del>\$17,694</del>
21	<del>Motor Vehicle Theft Prevention and Insurance</del>	
22	<del>Verification Trust .....</del>	<del>10,970</del>
23	<del>Multiple Sclerosis Research Fund .....</del>	<del>\$758</del>
24	<del>Nuclear Safety Emergency Preparedness Fund .....</del>	<del>\$26,117</del>
25	<del>Nursing Dedicated and Professional Fund .....</del>	<del>\$2,420</del>
26	<del>Open Space Lands Acquisition and &amp; Development Fund .....</del>	<del>\$658</del>

1	<del>Partners For Conservation Fund .....</del>	<del>\$89,847</del>
2	<del>Pension Stabilization Fund .....</del>	<del>\$1,031</del>
3	<del>Personal Property Tax Replacement Fund .....</del>	<del>\$290,755</del>
4	<del>Pesticide Control Fund .....</del>	<del>\$30,513</del>
5	<del>Plumbing Licensure and &amp; Program Fund .....</del>	<del>\$6,276</del>
6	<del>Police Memorial Committee Fund .....</del>	<del>\$813</del>
7	<del>Professional Services Fund .....</del>	<del>\$72,029</del>
8	<del>Public Health Laboratory Lab Services Revolving</del>	
9	<del>    Rev Fund .....</del>	<del>\$5,816</del>
10	<del>Public Transportation Fund .....</del>	<del>\$46,826</del>
11	<del>Public Utility Fund .....</del>	<del>\$198,423</del>
12	<del>Radiation Protection Fund .....</del>	<del>\$11,034</del>
13	<del>Renewable Energy Resources Trust Fund .....</del>	<del>\$7,834</del>
14	<del>Road Fund .....</del>	<del>\$226,150</del>
15	<del>Regional Transportation Authority RTA Occupation</del>	
16	<del>    and &amp; Use Tax Replacement Fund .....</del>	<del>\$1,167</del>
17	<del>School Infrastructure Fund .....</del>	<del>\$7,749</del>
18	<del>Secretary of State DUI Administration Fund .....</del>	<del>\$2,694</del>
19	<del>Secretary of State Identification &amp; Security</del>	
20	<del>    and Theft Prevention Fund .....</del>	<del>\$12,676</del>
21	<del>Secretary of State Police Services Fund .....</del>	<del>\$717</del>
22	<del>Secretary of State Special License Plate Fund .....</del>	<del>\$4,203</del>
23	<del>Secretary of State Special Services Fund .....</del>	<del>\$34,491</del>
24	<del>Securities Audit and Enforcement Fund .....</del>	<del>\$8,198</del>
25	<del>Solid Waste Management Fund .....</del>	<del>\$1,613</del>
26	<del>Special Olympics Illinois and Special</del>	

1	<del>Children's Charities Fund</del> .....	\$852
2	<del>Special Education Medicaid Matching Fund</del> .....	\$5,131
3	<del>Sports Wagering Fund</del> .....	\$4,450
4	<del>State and Local Sales Tax Reform Fund</del> .....	\$2,361
5	<del>State Construction Account Fund</del> .....	\$37,865
6	<del>State Gaming Fund</del> .....	\$94,435
7	<del>State Garage Revolving Fund</del> .....	\$8,977
8	<del>State Lottery Fund</del> .....	\$340,323
9	<del>State Pensions Fund</del> .....	\$500,000
10	<del>State Treasurer's Bank Services Trust Fund</del> .....	\$1,295
11	<del>Supreme Court Special Purposes Fund</del> .....	\$1,722
12	<del>Tattoo and &amp; Body Piercing Establishment</del>	
13	<del>Registration Fund</del> .....	\$950
14	<del>Tax Compliance and &amp; Administration Fund</del> .....	\$1,483
15	<del>Technology Management Revolving Fund</del> .....	\$186,193
16	<del>Tobacco Settlement Recovery Fund</del> .....	\$29,864
17	<del>Tourism Promotion Fund</del> .....	\$50,155
18	<del>Transportation Regulatory Fund</del> .....	\$78,256
19	<del>Trauma Center Fund</del> .....	\$1,960
20	<del>Underground Storage Tank Fund</del> .....	\$3,630
21	<del>University of Illinois IL Hospital Services Fund</del> .....	\$6,712
22	<del>Vehicle Hijacking and Motor Vehicle</del>	
23	<del>Theft Prevention and Insurance</del>	
24	<del>Verification Trust Fund</del> .....	\$10,970
25	<del>Vehicle Inspection Fund</del> .....	\$5,069
26	<del>Weights and Measures Fund</del> .....	\$22,129



1 ~~Youth Alcoholism and Substance Abuse Prevention Fund -- \$526~~

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

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

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

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

1 Revenue Fund for deposit into the Audit Expense Fund.

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

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

24 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
25 103-8, eff. 6-7-23; 103-129, eff. 6-30-23; revised 11-21-23.)

1 (30 ILCS 105/6z-32)

2 Sec. 6z-32. Partners for Planning and Conservation.

3 (a) The Partners for Conservation Fund (formerly known as  
4 the Conservation 2000 Fund) and the Partners for Conservation  
5 Projects Fund (formerly known as the Conservation 2000  
6 Projects Fund) are created as special funds in the State  
7 Treasury. These funds shall be used to establish a  
8 comprehensive program to protect Illinois' natural resources  
9 through cooperative partnerships between State government and  
10 public and private landowners. Moneys in these Funds may be  
11 used, subject to appropriation, by the Department of Natural  
12 Resources, Environmental Protection Agency, and the Department  
13 of Agriculture for purposes relating to natural resource  
14 protection, planning, recreation, tourism, climate resilience,  
15 and compatible agricultural and economic development  
16 activities. Without limiting these general purposes, moneys in  
17 these Funds may be used, subject to appropriation, for the  
18 following specific purposes:

19 (1) To foster sustainable agriculture practices and  
20 control soil erosion, sedimentation, and nutrient loss  
21 from farmland, including grants to Soil and Water  
22 Conservation Districts for conservation practice  
23 cost-share grants and for personnel, educational, and  
24 administrative expenses.

25 (2) To establish and protect a system of ecosystems in  
26 public and private ownership through conservation

1 easements, incentives to public and private landowners,  
2 natural resource restoration and preservation, water  
3 quality protection and improvement, land use and watershed  
4 planning, technical assistance and grants, and land  
5 acquisition provided these mechanisms are all voluntary on  
6 the part of the landowner and do not involve the use of  
7 eminent domain.

8 (3) To develop a systematic and long-term program to  
9 effectively measure and monitor natural resources and  
10 ecological conditions through investments in technology  
11 and involvement of scientific experts.

12 (4) To initiate strategies to enhance, use, and  
13 maintain Illinois' inland lakes through education,  
14 technical assistance, research, and financial incentives.

15 (5) To partner with private landowners and with units  
16 of State, federal, and local government and with  
17 not-for-profit organizations in order to integrate State  
18 and federal programs with Illinois' natural resource  
19 protection and restoration efforts and to meet  
20 requirements to obtain federal and other funds for  
21 conservation or protection of natural resources.

22 (6) To support the State's Nutrient Loss Reduction  
23 Strategy, including, but not limited to, funding the  
24 resources needed to support the Strategy's Policy Working  
25 Group, cover water quality monitoring in support of  
26 Strategy implementation, prepare a biennial report on the

1 progress made on the Strategy every 2 years, and provide  
2 cost share funding for nutrient capture projects.

3 (7) To provide capacity grants to support soil and  
4 water conservation districts, including, but not limited  
5 to, developing soil health plans, conducting soil health  
6 assessments, peer-to-peer training, convening  
7 producer-led dialogues, professional memberships, lab  
8 analysis, ~~and~~ and travel stipends for meetings and  
9 educational events.

10 (8) To develop guidelines and local soil health  
11 assessments for advancing soil health.

12 (b) The State Comptroller and State Treasurer shall  
13 automatically transfer on the last day of each month,  
14 beginning on September 30, 1995 and ending on June 30, 2025  
15 ~~2024~~, from the General Revenue Fund to the Partners for  
16 Conservation Fund, an amount equal to 1/10 of the amount set  
17 forth below in fiscal year 1996 and an amount equal to 1/12 of  
18 the amount set forth below in each of the other specified  
19 fiscal years:

20 Fiscal Year	Amount
21 1996	\$ 3,500,000
22 1997	\$ 9,000,000
23 1998	\$10,000,000
24 1999	\$11,000,000
25 2000	\$12,500,000
26 2001 through 2004	\$14,000,000

1	2005	\$7,000,000
2	2006	\$11,000,000
3	2007	\$0
4	2008 through 2011	\$14,000,000
5	2012	\$12,200,000
6	2013 through 2017	\$14,000,000
7	2018	\$1,500,000
8	2019	\$14,000,000
9	2020	\$7,500,000
10	2021 through 2023	\$14,000,000
11	2024	\$18,000,000
12	<u>2025</u>	<u>\$14,000,000</u>

13           (c) The State Comptroller and State Treasurer shall  
14 automatically transfer on the last day of each month beginning  
15 on July 31, 2021 and ending June 30, 2022, from the  
16 Environmental Protection Permit and Inspection Fund to the  
17 Partners for Conservation Fund, an amount equal to 1/12 of  
18 \$4,135,000.

19           (c-1) The State Comptroller and State Treasurer shall  
20 automatically transfer on the last day of each month beginning  
21 on July 31, 2022 and ending June 30, 2023, from the  
22 Environmental Protection Permit and Inspection Fund to the  
23 Partners for Conservation Fund, an amount equal to 1/12 of  
24 \$5,900,000.

25           (d) There shall be deposited into the Partners for  
26 Conservation Projects Fund such bond proceeds and other moneys

1 as may, from time to time, be provided by law.

2 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
3 103-8, eff. 6-7-23; 103-494, eff. 8-4-23; revised 9-7-23.)

4 (30 ILCS 105/6z-47)

5 Sec. 6z-47. Fund for Illinois' Future.

6 (a) The Fund for Illinois' Future is hereby created as a  
7 special fund in the State Treasury.

8 (b) On June 15, 1999 (~~Upon~~ the effective date of Public Act  
9 91-38) ~~this amendatory Act of the 91st General Assembly~~, or as  
10 soon as possible thereafter, the Comptroller shall order  
11 transferred and the Treasurer shall transfer \$260,000,000 from  
12 the General Revenue Fund to the Fund for Illinois' Future.

13 On July 15, 2000, or as soon as possible thereafter, the  
14 Comptroller shall order transferred and the Treasurer shall  
15 transfer \$260,000,000 from the General Revenue Fund to the  
16 Fund for Illinois' Future.

17 Revenues in the Fund for Illinois' Future shall include  
18 any other funds appropriated or transferred into the Fund.

19 (c) Moneys in the Fund for Illinois' Future may be  
20 appropriated for the making of grants and expenditures for  
21 planning, engineering, acquisition, construction,  
22 reconstruction, development, improvement, and extension of  
23 public infrastructure in the State of Illinois, including  
24 grants to local governments for public infrastructure, grants  
25 to public elementary and secondary school districts for public

1 infrastructure, grants to universities, colleges, community  
2 colleges, and non-profit corporations for public  
3 infrastructure, and expenditures for public infrastructure of  
4 the State and other related purposes, including but not  
5 limited to expenditures for equipment, vehicles, community  
6 programs, and recreational facilities.

7 (d) Moneys in the Fund for Illinois' Future may also be  
8 appropriated for the making of grants to local governments,  
9 public and private elementary and secondary schools,  
10 non-profit corporations, and community-based providers for  
11 costs associated with violence prevention, community  
12 development, educational programs, social services, community  
13 programs, and operational expenses.

14 (Source: P.A. 91-38, eff. 6-15-99.)

15 (30 ILCS 105/6z-70)

16 Sec. 6z-70. The Secretary of State Identification Security  
17 and Theft Prevention Fund.

18 (a) The Secretary of State Identification Security and  
19 Theft Prevention Fund is created as a special fund in the State  
20 treasury. The Fund shall consist of any fund transfers,  
21 grants, fees, or moneys from other sources received for the  
22 purpose of funding identification security and theft  
23 prevention measures.

24 (b) All moneys in the Secretary of State Identification  
25 Security and Theft Prevention Fund shall be used, subject to



1 appropriation, for any costs related to implementing  
2 identification security and theft prevention measures.

3 (c) (Blank).

4 (d) (Blank).

5 (e) (Blank).

6 (f) (Blank).

7 (g) (Blank).

8 (h) (Blank).

9 (i) (Blank).

10 (j) (Blank).

11 (k) (Blank).

12 (l) (Blank).

13 (m) (Blank).

14 (n) (Blank).

15 (o) (Blank). ~~Notwithstanding any other provision of State~~  
16 ~~law to the contrary, on or after July 1, 2022, and until June~~  
17 ~~30, 2023, in addition to any other transfers that may be~~  
18 ~~provided for by law, at the direction of and upon notification~~  
19 ~~of the Secretary of State, the State Comptroller shall direct~~  
20 ~~and the State Treasurer shall transfer amounts into the~~  
21 ~~Secretary of State Identification Security and Theft~~  
22 ~~Prevention Fund from the designated funds not exceeding the~~  
23 ~~following totals:~~

24 ~~Division of Corporations Registered Limited~~

25 ~~Liability Partnership Fund ..... \$400,000~~

26 ~~Department of Business Services Special~~

1	<del>Operations Fund.....</del>	<del>\$5,500,000</del>
2	<del>Securities Audit and Enforcement Fund.....</del>	<del>\$4,000,000</del>
3	<del>Corporate Franchise Tax Refund Fund.....</del>	<del>\$4,000,000</del>

4 (p) Notwithstanding any other provision of State law to  
5 the contrary, on or after July 1, 2023, and until June 30,  
6 2024, in addition to any other transfers that may be provided  
7 for by law, at the direction of and upon notification of the  
8 Secretary of State, the State Comptroller shall direct and the  
9 State Treasurer shall transfer amounts into the Secretary of  
10 State Identification Security and Theft Prevention Fund from  
11 the designated funds not exceeding the following totals:

12	Division of Corporations Registered Limited	
13	Liability Partnership Fund .....	\$400,000
14	Department of Business Services Special	
15	Operations Fund.....	\$5,500,000
16	Securities Audit and Enforcement Fund.....	\$4,000,000

17 (q) Notwithstanding any other provision of State law to  
18 the contrary, on or after July 1, 2024, and until June 30,  
19 2025, in addition to any other transfers that may be provided  
20 for by law, at the direction of and upon notification of the  
21 Secretary of State, the State Comptroller shall direct and the  
22 State Treasurer shall transfer amounts into the Secretary of  
23 State Identification Security and Theft Prevention Fund from  
24 the designated funds not exceeding the following totals:

25	<u>Division of Corporations Registered Limited</u>	
26	<u>Liability Partnership Fund .....</u>	<u>\$400,000</u>

1           Department of Business Services Special

2                   Operations Fund..... \$5,500,000

3                   Securities Audit and Enforcement Fund..... \$4,000,000

4                   Corporate Franchise Tax Refund Fund..... \$3,000,000

5           (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;

6           103-8, eff. 6-7-23.)

7                   (30 ILCS 105/6z-111)

8                   Sec. 6z-111. Rebuild Illinois Projects Fund.

9                   (a) The Rebuild Illinois Projects Fund is created as a

10                  special fund in the State treasury and shall receive moneys

11                  from the collection of license fees on initial licenses issued

12                  for newly licensed gaming facilities or wagering platforms in

13                  Fiscal Year 2019 or thereafter, and any other moneys

14                  appropriated or transferred to it as provided by law.

15                  (b) Money in the Rebuild Illinois Projects Fund shall be

16                  used, subject to appropriation, for grants that support

17                  ~~community development, including~~ capital projects and other

18                  purposes authorized by law.

19                  (Source: P.A. 101-30, eff. 6-28-19.)

20                   (30 ILCS 105/6z-140 new)

21                   Sec. 6z-140. Professions Licensure Fund. The Professions

22                   Licensure Fund is created as a special fund in the State

23                   treasury. The Fund may receive revenue from any authorized

24                   source, including, but not limited to, gifts, grants, awards,

1 transfers, and appropriations. Subject to appropriation, the  
2 Department of Financial and Professional Regulation may use  
3 moneys in the Fund for costs directly associated with the  
4 procurement of electronic data processing software, licenses,  
5 or any other information technology system products and for  
6 the ongoing costs of electronic data processing software,  
7 licenses, or other information technology system products  
8 related to the granting, renewal, or administration of all  
9 licenses under the Department's jurisdiction.

10 (30 ILCS 105/8.3)

11 Sec. 8.3. Money in the Road Fund shall, if and when the  
12 State of Illinois incurs any bonded indebtedness for the  
13 construction of permanent highways, be set aside and used for  
14 the purpose of paying and discharging annually the principal  
15 and interest on that bonded indebtedness then due and payable,  
16 and for no other purpose. The surplus, if any, in the Road Fund  
17 after the payment of principal and interest on that bonded  
18 indebtedness then annually due shall be used as follows:

19 first -- to pay the cost of administration of Chapters  
20 2 through 10 of the Illinois Vehicle Code, except the cost  
21 of administration of Articles I and II of Chapter 3 of that  
22 Code, and to pay the costs of the Executive Ethics  
23 Commission for oversight and administration of the Chief  
24 Procurement Officer appointed under paragraph (2) of  
25 subsection (a) of Section 10-20 of the Illinois

1 Procurement Code for transportation; and

2 secondly -- for expenses of the Department of  
3 Transportation for construction, reconstruction,  
4 improvement, repair, maintenance, operation, and  
5 administration of highways in accordance with the  
6 provisions of laws relating thereto, or for any purpose  
7 related or incident to and connected therewith, including  
8 the separation of grades of those highways with railroads  
9 and with highways and including the payment of awards made  
10 by the Illinois Workers' Compensation Commission under the  
11 terms of the Workers' Compensation Act or Workers'  
12 Occupational Diseases Act for injury or death of an  
13 employee of the Division of Highways in the Department of  
14 Transportation; or for the acquisition of land and the  
15 erection of buildings for highway purposes, including the  
16 acquisition of highway right-of-way or for investigations  
17 to determine the reasonably anticipated future highway  
18 needs; or for making of surveys, plans, specifications and  
19 estimates for and in the construction and maintenance of  
20 flight strips and of highways necessary to provide access  
21 to military and naval reservations, to defense industries  
22 and defense-industry sites, and to the sources of raw  
23 materials and for replacing existing highways and highway  
24 connections shut off from general public use at military  
25 and naval reservations and defense-industry sites, or for  
26 the purchase of right-of-way, except that the State shall

1 be reimbursed in full for any expense incurred in building  
2 the flight strips; or for the operating and maintaining of  
3 highway garages; or for patrolling and policing the public  
4 highways and conserving the peace; or for the operating  
5 expenses of the Department relating to the administration  
6 of public transportation programs; ~~or, during fiscal year~~  
7 ~~2023, for the purposes of a grant not to exceed \$8,394,800~~  
8 ~~to the Regional Transportation Authority on behalf of PACE~~  
9 ~~for the purpose of ADA/Para-transit expenses;~~ or, during  
10 fiscal year 2024, for the purposes of a grant not to exceed  
11 \$9,108,400 to the Regional Transportation Authority on  
12 behalf of PACE for the purpose of ADA/Para-transit  
13 expenses; or, during fiscal year 2025, for the purposes of  
14 a grant not to exceed \$10,020,000 to the Regional  
15 Transportation Authority on behalf of PACE for the purpose  
16 of ADA/Para-transit expenses; or for any of those purposes  
17 or any other purpose that may be provided by law.

18 Appropriations for any of those purposes are payable from  
19 the Road Fund. Appropriations may also be made from the Road  
20 Fund for the administrative expenses of any State agency that  
21 are related to motor vehicles or arise from the use of motor  
22 vehicles.

23 Beginning with fiscal year 1980 and thereafter, no Road  
24 Fund monies shall be appropriated to the following Departments  
25 or agencies of State government for administration, grants, or  
26 operations; but this limitation is not a restriction upon

1 appropriating for those purposes any Road Fund monies that are  
2 eligible for federal reimbursement:

3 1. Department of Public Health;

4 2. Department of Transportation, only with respect to  
5 subsidies for one-half fare Student Transportation and  
6 Reduced Fare for Elderly, ~~except fiscal year 2023 when no~~  
7 ~~more than \$17,570,000 may be expended and except fiscal~~  
8 year 2024 when no more than \$19,063,500 may be expended  
9 and except fiscal year 2025 when no more than \$20,969,900  
10 may be expended;

11 3. Department of Central Management Services, except  
12 for expenditures incurred for group insurance premiums of  
13 appropriate personnel;

14 4. Judicial Systems and Agencies.

15 Beginning with fiscal year 1981 and thereafter, no Road  
16 Fund monies shall be appropriated to the following Departments  
17 or agencies of State government for administration, grants, or  
18 operations; but this limitation is not a restriction upon  
19 appropriating for those purposes any Road Fund monies that are  
20 eligible for federal reimbursement:

21 1. Illinois State Police, except for expenditures with  
22 respect to the Division of Patrol and Division of Criminal  
23 Investigation;

24 2. Department of Transportation, only with respect to  
25 Intercity Rail Subsidies, ~~except fiscal year 2023 when no~~  
26 ~~more than \$55,000,000 may be expended and except fiscal~~

1 year 2024 when no more than \$60,000,000 may be expended  
2 and except fiscal year 2025 when no more than \$67,000,000  
3 may be expended, and Rail Freight Services.

4 Beginning with fiscal year 1982 and thereafter, no Road  
5 Fund monies shall be appropriated to the following Departments  
6 or agencies of State government for administration, grants, or  
7 operations; but this limitation is not a restriction upon  
8 appropriating for those purposes any Road Fund monies that are  
9 eligible for federal reimbursement: Department of Central  
10 Management Services, except for awards made by the Illinois  
11 Workers' Compensation Commission under the terms of the  
12 Workers' Compensation Act or Workers' Occupational Diseases  
13 Act for injury or death of an employee of the Division of  
14 Highways in the Department of Transportation.

15 Beginning with fiscal year 1984 and thereafter, no Road  
16 Fund monies shall be appropriated to the following Departments  
17 or agencies of State government for administration, grants, or  
18 operations; but this limitation is not a restriction upon  
19 appropriating for those purposes any Road Fund monies that are  
20 eligible for federal reimbursement:

21 1. Illinois State Police, except not more than 40% of  
22 the funds appropriated for the Division of Patrol and  
23 Division of Criminal Investigation;

24 2. State Officers.

25 Beginning with fiscal year 1984 and thereafter, no Road  
26 Fund monies shall be appropriated to any Department or agency



1 of State government for administration, grants, or operations  
2 except as provided hereafter; but this limitation is not a  
3 restriction upon appropriating for those purposes any Road  
4 Fund monies that are eligible for federal reimbursement. It  
5 shall not be lawful to circumvent the above appropriation  
6 limitations by governmental reorganization or other methods.  
7 Appropriations shall be made from the Road Fund only in  
8 accordance with the provisions of this Section.

9 Money in the Road Fund shall, if and when the State of  
10 Illinois incurs any bonded indebtedness for the construction  
11 of permanent highways, be set aside and used for the purpose of  
12 paying and discharging during each fiscal year the principal  
13 and interest on that bonded indebtedness as it becomes due and  
14 payable as provided in the Transportation Bond Act, and for no  
15 other purpose. The surplus, if any, in the Road Fund after the  
16 payment of principal and interest on that bonded indebtedness  
17 then annually due shall be used as follows:

18 first -- to pay the cost of administration of Chapters  
19 2 through 10 of the Illinois Vehicle Code; and

20 secondly -- no Road Fund monies derived from fees,  
21 excises, or license taxes relating to registration,  
22 operation and use of vehicles on public highways or to  
23 fuels used for the propulsion of those vehicles, shall be  
24 appropriated or expended other than for costs of  
25 administering the laws imposing those fees, excises, and  
26 license taxes, statutory refunds and adjustments allowed

1           thereunder, administrative costs of the Department of  
2           Transportation, including, but not limited to, the  
3           operating expenses of the Department relating to the  
4           administration of public transportation programs, payment  
5           of debts and liabilities incurred in construction and  
6           reconstruction of public highways and bridges, acquisition  
7           of rights-of-way for and the cost of construction,  
8           reconstruction, maintenance, repair, and operation of  
9           public highways and bridges under the direction and  
10          supervision of the State, political subdivision, or  
11          municipality collecting those monies, ~~or during fiscal~~  
12          ~~year 2023 for the purposes of a grant not to exceed~~  
13          ~~\$8,394,800 to the Regional Transportation Authority on~~  
14          ~~behalf of PACE for the purpose of ADA/Para transit~~  
15          ~~expenses,~~ or during fiscal year 2024 for the purposes of a  
16          grant not to exceed \$9,108,400 to the Regional  
17          Transportation Authority on behalf of PACE for the purpose  
18          of ADA/Para-transit expenses, or during fiscal year 2025  
19          for the purposes of a grant not to exceed \$10,020,000 to  
20          the Regional Transportation Authority on behalf of PACE  
21          for the purpose of ADA/Para-transit expenses, and the  
22          costs for patrolling and policing the public highways (by  
23          the State, political subdivision, or municipality  
24          collecting that money) for enforcement of traffic laws.  
25          The separation of grades of such highways with railroads  
26          and costs associated with protection of at-grade highway

1 and railroad crossing shall also be permissible.

2 Appropriations for any of such purposes are payable from  
3 the Road Fund or the Grade Crossing Protection Fund as  
4 provided in Section 8 of the Motor Fuel Tax Law.

5 Except as provided in this paragraph, beginning with  
6 fiscal year 1991 and thereafter, no Road Fund monies shall be  
7 appropriated to the Illinois State Police for the purposes of  
8 this Section in excess of its total fiscal year 1990 Road Fund  
9 appropriations for those purposes unless otherwise provided in  
10 Section 5g of this Act. For fiscal years 2003, 2004, 2005,  
11 2006, and 2007 only, no Road Fund monies shall be appropriated  
12 to the Department of State Police for the purposes of this  
13 Section in excess of \$97,310,000. For fiscal year 2008 only,  
14 no Road Fund monies shall be appropriated to the Department of  
15 State Police for the purposes of this Section in excess of  
16 \$106,100,000. For fiscal year 2009 only, no Road Fund monies  
17 shall be appropriated to the Department of State Police for  
18 the purposes of this Section in excess of \$114,700,000.  
19 Beginning in fiscal year 2010, no Road Fund ~~road fund~~ moneys  
20 shall be appropriated to the Illinois State Police. It shall  
21 not be lawful to circumvent this limitation on appropriations  
22 by governmental reorganization or other methods unless  
23 otherwise provided in Section 5g of this Act.

24 In fiscal year 1994, no Road Fund monies shall be  
25 appropriated to the Secretary of State for the purposes of  
26 this Section in excess of the total fiscal year 1991 Road Fund

1 appropriations to the Secretary of State for those purposes,  
2 plus \$9,800,000. It shall not be lawful to circumvent this  
3 limitation on appropriations by governmental reorganization or  
4 other method.

5 Beginning with fiscal year 1995 and thereafter, no Road  
6 Fund monies shall be appropriated to the Secretary of State  
7 for the purposes of this Section in excess of the total fiscal  
8 year 1994 Road Fund appropriations to the Secretary of State  
9 for those purposes. It shall not be lawful to circumvent this  
10 limitation on appropriations by governmental reorganization or  
11 other methods.

12 Beginning with fiscal year 2000, total Road Fund  
13 appropriations to the Secretary of State for the purposes of  
14 this Section shall not exceed the amounts specified for the  
15 following fiscal years:

16	Fiscal Year 2000	\$80,500,000;
17	Fiscal Year 2001	\$80,500,000;
18	Fiscal Year 2002	\$80,500,000;
19	Fiscal Year 2003	\$130,500,000;
20	Fiscal Year 2004	\$130,500,000;
21	Fiscal Year 2005	\$130,500,000;
22	Fiscal Year 2006	\$130,500,000;
23	Fiscal Year 2007	\$130,500,000;
24	Fiscal Year 2008	\$130,500,000;
25	Fiscal Year 2009	\$130,500,000.

26 For fiscal year 2010, no road fund moneys shall be

1 appropriated to the Secretary of State.

2 Beginning in fiscal year 2011, moneys in the Road Fund  
3 shall be appropriated to the Secretary of State for the  
4 exclusive purpose of paying refunds due to overpayment of fees  
5 related to Chapter 3 of the Illinois Vehicle Code unless  
6 otherwise provided for by law.

7 Beginning in fiscal year 2025, moneys in the Road Fund may  
8 be appropriated to the Environmental Protection Agency for the  
9 exclusive purpose of making deposits into the Electric Vehicle  
10 Rebate Fund, subject to appropriation, to be used for purposes  
11 consistent with Section 11 of Article IX of the Illinois  
12 Constitution.

13 It shall not be lawful to circumvent this limitation on  
14 appropriations by governmental reorganization or other  
15 methods.

16 No new program may be initiated in fiscal year 1991 and  
17 thereafter that is not consistent with the limitations imposed  
18 by this Section for fiscal year 1984 and thereafter, insofar  
19 as appropriation of Road Fund monies is concerned.

20 Nothing in this Section prohibits transfers from the Road  
21 Fund to the State Construction Account Fund under Section 5e  
22 of this Act; nor to the General Revenue Fund, as authorized by  
23 Public Act 93-25.

24 The additional amounts authorized for expenditure in this  
25 Section by Public Acts 92-0600, 93-0025, 93-0839, and 94-91  
26 shall be repaid to the Road Fund from the General Revenue Fund

1 in the next succeeding fiscal year that the General Revenue  
2 Fund has a positive budgetary balance, as determined by  
3 generally accepted accounting principles applicable to  
4 government.

5 The additional amounts authorized for expenditure by the  
6 Secretary of State and the Department of State Police in this  
7 Section by Public Act 94-91 shall be repaid to the Road Fund  
8 from the General Revenue Fund in the next succeeding fiscal  
9 year that the General Revenue Fund has a positive budgetary  
10 balance, as determined by generally accepted accounting  
11 principles applicable to government.

12 (Source: P.A. 102-16, eff. 6-17-21; 102-538, eff. 8-20-21;  
13 102-699, eff. 4-19-22; 102-813, eff. 5-13-22; 103-8, eff.  
14 6-7-23; 103-34, eff. 1-1-24; revised 12-12-23.)

15 (30 ILCS 105/8.12) (from Ch. 127, par. 144.12)

16 Sec. 8.12. State Pensions Fund.

17 (a) The moneys in the State Pensions Fund shall be used  
18 exclusively for the administration of the Revised Uniform  
19 Unclaimed Property Act and for the expenses incurred by the  
20 Auditor General for administering the provisions of Section  
21 2-8.1 of the Illinois State Auditing Act and for operational  
22 expenses of the Office of the State Treasurer and for the  
23 funding of the unfunded liabilities of the designated  
24 retirement systems. For the purposes of this Section,  
25 "operational expenses of the Office of the State Treasurer"

1 includes the acquisition of land and buildings in State fiscal  
2 years 2019 and 2020 for use by the Office of the State  
3 Treasurer, as well as construction, reconstruction,  
4 improvement, repair, and maintenance, in accordance with the  
5 provisions of laws relating thereto, of such lands and  
6 buildings beginning in State fiscal year 2019 and thereafter.  
7 Beginning in State fiscal year 2026 ~~2025~~, payments to the  
8 designated retirement systems under this Section shall be in  
9 addition to, and not in lieu of, any State contributions  
10 required under the Illinois Pension Code.

11 "Designated retirement systems" means:

12 (1) the State Employees' Retirement System of  
13 Illinois;

14 (2) the Teachers' Retirement System of the State of  
15 Illinois;

16 (3) the State Universities Retirement System;

17 (4) the Judges Retirement System of Illinois; and

18 (5) the General Assembly Retirement System.

19 (b) Each year the General Assembly may make appropriations  
20 from the State Pensions Fund for the administration of the  
21 Revised Uniform Unclaimed Property Act.

22 (c) (Blank).

23 (c-5) For fiscal years 2006 through 2025 ~~2024~~, the General  
24 Assembly shall appropriate from the State Pensions Fund to the  
25 State Universities Retirement System the amount estimated to  
26 be available during the fiscal year in the State Pensions

1 Fund; provided, however, that the amounts appropriated under  
2 this subsection (c-5) shall not reduce the amount in the State  
3 Pensions Fund below \$5,000,000.

4 (c-6) For fiscal year 2026 ~~2025~~ and each fiscal year  
5 thereafter, as soon as may be practical after any money is  
6 deposited into the State Pensions Fund from the Unclaimed  
7 Property Trust Fund, the State Treasurer shall apportion the  
8 deposited amount among the designated retirement systems as  
9 defined in subsection (a) to reduce their actuarial reserve  
10 deficiencies. The State Comptroller and State Treasurer shall  
11 pay the apportioned amounts to the designated retirement  
12 systems to fund the unfunded liabilities of the designated  
13 retirement systems. The amount apportioned to each designated  
14 retirement system shall constitute a portion of the amount  
15 estimated to be available for appropriation from the State  
16 Pensions Fund that is the same as that retirement system's  
17 portion of the total actual reserve deficiency of the systems,  
18 as determined annually by the Governor's Office of Management  
19 and Budget at the request of the State Treasurer. The amounts  
20 apportioned under this subsection shall not reduce the amount  
21 in the State Pensions Fund below \$5,000,000.

22 (d) The Governor's Office of Management and Budget shall  
23 determine the individual and total reserve deficiencies of the  
24 designated retirement systems. For this purpose, the  
25 Governor's Office of Management and Budget shall utilize the  
26 latest available audit and actuarial reports of each of the



1 retirement systems and the relevant reports and statistics of  
2 the Public Employee Pension Fund Division of the Department of  
3 Insurance.

4 (d-1) (Blank).

5 (e) The changes to this Section made by Public Act 88-593  
6 shall first apply to distributions from the Fund for State  
7 fiscal year 1996.

8 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
9 103-8, eff. 6-7-23.)

10 (30 ILCS 105/8g-1)

11 Sec. 8g-1. Fund transfers.

12 (a) (Blank).

13 (b) (Blank).

14 (c) (Blank).

15 (d) (Blank).

16 (e) (Blank).

17 (f) (Blank).

18 (g) (Blank).

19 (h) (Blank).

20 (i) (Blank).

21 (j) (Blank).

22 (k) (Blank).

23 (l) (Blank).

24 (m) (Blank).

25 (n) (Blank).

1 (o) (Blank).

2 (p) (Blank).

3 (q) (Blank).

4 (r) (Blank).

5 (s) (Blank).

6 (t) (Blank).

7 (u) (Blank). ~~In addition to any other transfers that may~~  
8 ~~be provided for by law, on July 1, 2021, or as soon thereafter~~  
9 ~~as practical, only as directed by the Director of the~~  
10 ~~Governor's Office of Management and Budget, the State~~  
11 ~~Comptroller shall direct and the State Treasurer shall~~  
12 ~~transfer the sum of \$5,000,000 from the General Revenue Fund~~  
13 ~~to the DoIT Special Projects Fund, and on June 1, 2022, or as~~  
14 ~~soon thereafter as practical, but no later than June 30, 2022,~~  
15 ~~the State Comptroller shall direct and the State Treasurer~~  
16 ~~shall transfer the sum so transferred from the DoIT Special~~  
17 ~~Projects Fund to the General Revenue Fund.~~

18 (v) (Blank). ~~In addition to any other transfers that may~~  
19 ~~be provided for by law, on July 1, 2021, or as soon thereafter~~  
20 ~~as practical, the State Comptroller shall direct and the State~~  
21 ~~Treasurer shall transfer the sum of \$500,000 from the General~~  
22 ~~Revenue Fund to the Governor's Administrative Fund.~~

23 (w) (Blank). ~~In addition to any other transfers that may~~  
24 ~~be provided for by law, on July 1, 2021, or as soon thereafter~~  
25 ~~as practical, the State Comptroller shall direct and the State~~  
26 ~~Treasurer shall transfer the sum of \$500,000 from the General~~

1 ~~Revenue Fund to the Grant Accountability and Transparency~~  
2 ~~Fund.~~

3 (x) (Blank). ~~In addition to any other transfers that may~~  
4 ~~be provided for by law, at a time or times during Fiscal Year~~  
5 ~~2022 as directed by the Governor, the State Comptroller shall~~  
6 ~~direct and the State Treasurer shall transfer up to a total of~~  
7 ~~\$20,000,000 from the General Revenue Fund to the Illinois~~  
8 ~~Sports Facilities Fund to be credited to the Advance Account~~  
9 ~~within the Fund.~~

10 (y) (Blank). ~~In addition to any other transfers that may~~  
11 ~~be provided for by law, on June 15, 2021, or as soon thereafter~~  
12 ~~as practical, but no later than June 30, 2021, the State~~  
13 ~~Comptroller shall direct and the State Treasurer shall~~  
14 ~~transfer the sum of \$100,000,000 from the General Revenue Fund~~  
15 ~~to the Technology Management Revolving Fund.~~

16 (z) (Blank). ~~In addition to any other transfers that may~~  
17 ~~be provided for by law, on April 19, 2022 (the effective date~~  
18 ~~of Public Act 102-699), or as soon thereafter as practical,~~  
19 ~~but no later than June 30, 2022, the State Comptroller shall~~  
20 ~~direct and the State Treasurer shall transfer the sum of~~  
21 ~~\$148,000,000 from the General Revenue Fund to the Build~~  
22 ~~Illinois Bond Fund.~~

23 (aa) (Blank). ~~In addition to any other transfers that may~~  
24 ~~be provided for by law, on April 19, 2022 (the effective date~~  
25 ~~of Public Act 102-699), or as soon thereafter as practical,~~  
26 ~~but no later than June 30, 2022, the State Comptroller shall~~

1 ~~direct and the State Treasurer shall transfer the sum of~~  
2 ~~\$180,000,000 from the General Revenue Fund to the Rebuild~~  
3 ~~Illinois Projects Fund.~~

4 (bb) (Blank). ~~In addition to any other transfers that may~~  
5 ~~be provided for by law, on July 1, 2022, or as soon thereafter~~  
6 ~~as practical, the State Comptroller shall direct and the State~~  
7 ~~Treasurer shall transfer the sum of \$500,000 from the General~~  
8 ~~Revenue Fund to the Governor's Administrative Fund.~~

9 (cc) (Blank). ~~In addition to any other transfers that may~~  
10 ~~be provided for by law, on July 1, 2022, or as soon thereafter~~  
11 ~~as practical, the State Comptroller shall direct and the State~~  
12 ~~Treasurer shall transfer the sum of \$500,000 from the General~~  
13 ~~Revenue Fund to the Grant Accountability and Transparency~~  
14 ~~Fund.~~

15 (dd) (Blank). ~~In addition to any other transfers that may~~  
16 ~~be provided by law, on April 19, 2022 (the effective date of~~  
17 ~~Public Act 102-700), or as soon thereafter as practical, but~~  
18 ~~no later than June 30, 2022, the State Comptroller shall~~  
19 ~~direct and the State Treasurer shall transfer the sum of~~  
20 ~~\$685,000,000 from the General Revenue Fund to the Income Tax~~  
21 ~~Refund Fund. Moneys from this transfer shall be used for the~~  
22 ~~purpose of making the one-time rebate payments provided under~~  
23 ~~Section 212.1 of the Illinois Income Tax Act.~~

24 (ee) (Blank). ~~In addition to any other transfers that may~~  
25 ~~be provided by law, beginning on April 19, 2022 (the effective~~  
26 ~~date of Public Act 102-700) and until December 31, 2023, at the~~

1 ~~direction of the Department of Revenue, the State Comptroller~~  
2 ~~shall direct and the State Treasurer shall transfer from the~~  
3 ~~General Revenue Fund to the Income Tax Refund Fund any amounts~~  
4 ~~needed beyond the amounts transferred in subsection (dd) to~~  
5 ~~make payments of the one time rebate payments provided under~~  
6 ~~Section 212.1 of the Illinois Income Tax Act.~~

7 (ff) (Blank). ~~In addition to any other transfers that may~~  
8 ~~be provided for by law, on April 19, 2022 (the effective date~~  
9 ~~of Public Act 102-700), or as soon thereafter as practical,~~  
10 ~~but no later than June 30, 2022, the State Comptroller shall~~  
11 ~~direct and the State Treasurer shall transfer the sum of~~  
12 ~~\$720,000,000 from the General Revenue Fund to the Budget~~  
13 ~~Stabilization Fund.~~

14 (gg) (Blank). ~~In addition to any other transfers that may~~  
15 ~~be provided for by law, on July 1, 2022, or as soon thereafter~~  
16 ~~as practical, the State Comptroller shall direct and the State~~  
17 ~~Treasurer shall transfer the sum of \$280,000,000 from the~~  
18 ~~General Revenue Fund to the Budget Stabilization Fund.~~

19 (hh) (Blank). ~~In addition to any other transfers that may~~  
20 ~~be provided for by law, on July 1, 2022, or as soon thereafter~~  
21 ~~as practical, the State Comptroller shall direct and the State~~  
22 ~~Treasurer shall transfer the sum of \$200,000,000 from the~~  
23 ~~General Revenue Fund to the Pension Stabilization Fund.~~

24 (ii) (Blank). ~~In addition to any other transfers that may~~  
25 ~~be provided for by law, on January 1, 2023, or as soon~~  
26 ~~thereafter as practical, the State Comptroller shall direct~~

1 ~~and the State Treasurer shall transfer the sum of \$850,000,000~~  
2 ~~from the General Revenue Fund to the Budget Stabilization~~  
3 ~~Fund.~~

4 (jj) (Blank). ~~In addition to any other transfers that may~~  
5 ~~be provided for by law, at a time or times during Fiscal Year~~  
6 ~~2023 as directed by the Governor, the State Comptroller shall~~  
7 ~~direct and the State Treasurer shall transfer up to a total of~~  
8 ~~\$400,000,000 from the General Revenue Fund to the Large~~  
9 ~~Business Attraction Fund.~~

10 (kk) (Blank). ~~In addition to any other transfers that may~~  
11 ~~be provided for by law, on January 1, 2023, or as soon~~  
12 ~~thereafter as practical, the State Comptroller shall direct~~  
13 ~~and the State Treasurer shall transfer the sum of \$72,000,000~~  
14 ~~from the General Revenue Fund to the Disaster Response and~~  
15 ~~Recovery Fund.~~

16 (ll) (Blank). ~~In addition to any other transfers that may~~  
17 ~~be provided for by law, on the effective date of the changes~~  
18 ~~made to this Section by this amendatory Act of the 103rd~~  
19 ~~General Assembly, or as soon thereafter as practical, but no~~  
20 ~~later than June 30, 2023, the State Comptroller shall direct~~  
21 ~~and the State Treasurer shall transfer the sum of \$200,000,000~~  
22 ~~from the General Revenue Fund to the Pension Stabilization~~  
23 ~~Fund.~~

24 (mm) In addition to any other transfers that may be  
25 provided for by law, beginning on the effective date of the  
26 changes made to this Section by this amendatory Act of the

1 103rd General Assembly and until June 30, 2024, as directed by  
2 the Governor, the State Comptroller shall direct and the State  
3 Treasurer shall transfer up to a total of \$1,500,000,000 from  
4 the General Revenue Fund to the State Coronavirus Urgent  
5 Remediation Emergency Fund.

6 (nn) In addition to any other transfers that may be  
7 provided for by law, beginning on the effective date of the  
8 changes made to this Section by this amendatory Act of the  
9 103rd General Assembly and until June 30, 2024, as directed by  
10 the Governor, the State Comptroller shall direct and the State  
11 Treasurer shall transfer up to a total of \$424,000,000 from  
12 the General Revenue Fund to the Build Illinois Bond Fund.

13 (oo) In addition to any other transfers that may be  
14 provided for by law, on July 1, 2023, or as soon thereafter as  
15 practical, the State Comptroller shall direct and the State  
16 Treasurer shall transfer the sum of \$500,000 from the General  
17 Revenue Fund to the Governor's Administrative Fund.

18 (pp) In addition to any other transfers that may be  
19 provided for by law, on July 1, 2023, or as soon thereafter as  
20 practical, the State Comptroller shall direct and the State  
21 Treasurer shall transfer the sum of \$500,000 from the General  
22 Revenue Fund to the Grant Accountability and Transparency  
23 Fund.

24 (qq) In addition to any other transfers that may be  
25 provided for by law, beginning on the effective date of the  
26 changes made to this Section by this amendatory Act of the

1 103rd General Assembly and until June 30, 2024, as directed by  
2 the Governor, the State Comptroller shall direct and the State  
3 Treasurer shall transfer up to a total of \$350,000,000 from  
4 the General Revenue Fund to the Fund for Illinois' Future.

5 (rr) In addition to any other transfers that may be  
6 provided for by law, on July 1, 2024, or as soon thereafter as  
7 practical, the State Comptroller shall direct and the State  
8 Treasurer shall transfer the sum of \$500,000 from the General  
9 Revenue Fund to the Governor's Administrative Fund.

10 (ss) In addition to any other transfers that may be  
11 provided for by law, on July 1, 2024, or as soon thereafter as  
12 practical, the State Comptroller shall direct and the State  
13 Treasurer shall transfer the sum of \$500,000 from the General  
14 Revenue Fund to the Grant Accountability and Transparency  
15 Fund.

16 (tt) In addition to any other transfers that may be  
17 provided for by law, on July 1, 2024, or as soon thereafter as  
18 practical, the State Comptroller shall direct and the State  
19 Treasurer shall transfer the sum of \$25,000,000 from the  
20 Violent Crime Witness Protection Program Fund to the General  
21 Revenue Fund.

22 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
23 102-700, Article 40, Section 40-5, eff. 4-19-22; 102-700,  
24 Article 80, Section 80-5, eff. 4-19-22; 102-1115, eff. 1-9-23;  
25 103-8, eff. 6-7-23.)



1 (30 ILCS 105/12-2) (from Ch. 127, par. 148-2)

2 Sec. 12-2. Travel Regulation Council; State travel  
3 reimbursement.

4 (a) The chairmen of the travel control boards established  
5 by Section 12-1, or their designees, shall together comprise  
6 the Travel Regulation Council. The Travel Regulation Council  
7 shall be chaired by the Director of Central Management  
8 Services, who shall be a nonvoting member of the Council,  
9 unless he is otherwise qualified to vote by virtue of being the  
10 designee of a voting member. No later than March 1, 1986, and  
11 at least biennially thereafter, the Council shall adopt State  
12 Travel Regulations and Reimbursement Rates which shall be  
13 applicable to all personnel subject to the jurisdiction of the  
14 travel control boards established by Section 12-1. An  
15 affirmative vote of a majority of the members of the Council  
16 shall be required to adopt regulations and reimbursement  
17 rates. If the Council fails to adopt regulations by March 1 of  
18 any odd-numbered year, the Director of Central Management  
19 Services shall adopt emergency regulations and reimbursement  
20 rates pursuant to the Illinois Administrative Procedure Act.  
21 As soon as practicable after January 23, 2023 (the effective  
22 date of Public Act 102-1119) ~~this amendatory Act of the 102nd~~  
23 ~~General Assembly~~, the Travel Regulation Council and the Higher  
24 Education Travel Control Board shall adopt amendments to their  
25 existing rules to ensure that reimbursement rates for public  
26 institutions of higher education, as defined in Section 1-13

1 of the Illinois Procurement Code, are set in accordance with  
2 the requirements of subsection (f) of this Section.

3 (b) (Blank).

4 (c) (Blank).

5 (d) Reimbursements to travelers shall be made pursuant to  
6 the rates and regulations applicable to the respective State  
7 agency as of January 1, 1986 (the effective date of Public Act  
8 84-345) ~~this amendatory Act~~, until the State Travel  
9 Regulations and Reimbursement Rates established by this  
10 Section are adopted and effective.

11 (e) (Blank).

12 (f) ~~(f)~~ Notwithstanding any rule or law to the contrary,  
13 State travel reimbursement rates for lodging and mileage for  
14 automobile travel, as well as allowances for meals, shall be  
15 set at the maximum rates established by the federal government  
16 for travel expenses, subsistence expenses, and mileage  
17 allowances under 5 U.S.C. 5701 through 5711 and any  
18 regulations promulgated thereunder. If the rates set under  
19 federal regulations increase or decrease during the course of  
20 the State's fiscal year, the effective date of the new rate  
21 shall be the effective date of the change in the federal rate.

22 (g) Notwithstanding any other provision of this Section,  
23 the Council may provide, by rule, for alternative methods of  
24 determining the appropriate reimbursement rate for a  
25 traveler's subsistence expenses based upon the length of  
26 travel, as well as the embarkation point and destination.

1 (Source: P.A. 102-1119, eff. 1-23-23; 103-8, eff. 1-1-24;  
2 revised 1-2-24.)

3 (30 ILCS 105/13.2) (from Ch. 127, par. 149.2)

4 Sec. 13.2. Transfers among line item appropriations.

5 (a) Transfers among line item appropriations from the same  
6 treasury fund for the objects specified in this Section may be  
7 made in the manner provided in this Section when the balance  
8 remaining in one or more such line item appropriations is  
9 insufficient for the purpose for which the appropriation was  
10 made.

11 (a-1) No transfers may be made from one agency to another  
12 agency, nor may transfers be made from one institution of  
13 higher education to another institution of higher education  
14 except as provided by subsection (a-4).

15 (a-2) Except as otherwise provided in this Section,  
16 transfers may be made only among the objects of expenditure  
17 enumerated in this Section, except that no funds may be  
18 transferred from any appropriation for personal services, from  
19 any appropriation for State contributions to the State  
20 Employees' Retirement System, from any separate appropriation  
21 for employee retirement contributions paid by the employer,  
22 nor from any appropriation for State contribution for employee  
23 group insurance.

24 (a-2.5) (Blank).

25 (a-3) Further, if an agency receives a separate

1 appropriation for employee retirement contributions paid by  
2 the employer, any transfer by that agency into an  
3 appropriation for personal services must be accompanied by a  
4 corresponding transfer into the appropriation for employee  
5 retirement contributions paid by the employer, in an amount  
6 sufficient to meet the employer share of the employee  
7 contributions required to be remitted to the retirement  
8 system.

9 (a-4) Long-Term Care Rebalancing. The Governor may  
10 designate amounts set aside for institutional services  
11 appropriated from the General Revenue Fund or any other State  
12 fund that receives monies for long-term care services to be  
13 transferred to all State agencies responsible for the  
14 administration of community-based long-term care programs,  
15 including, but not limited to, community-based long-term care  
16 programs administered by the Department of Healthcare and  
17 Family Services, the Department of Human Services, and the  
18 Department on Aging, provided that the Director of Healthcare  
19 and Family Services first certifies that the amounts being  
20 transferred are necessary for the purpose of assisting persons  
21 in or at risk of being in institutional care to transition to  
22 community-based settings, including the financial data needed  
23 to prove the need for the transfer of funds. The total amounts  
24 transferred shall not exceed 4% in total of the amounts  
25 appropriated from the General Revenue Fund or any other State  
26 fund that receives monies for long-term care services for each

1 fiscal year. A notice of the fund transfer must be made to the  
2 General Assembly and posted at a minimum on the Department of  
3 Healthcare and Family Services website, the Governor's Office  
4 of Management and Budget website, and any other website the  
5 Governor sees fit. These postings shall serve as notice to the  
6 General Assembly of the amounts to be transferred. Notice  
7 shall be given at least 30 days prior to transfer.

8 (b) In addition to the general transfer authority provided  
9 under subsection (c), the following agencies have the specific  
10 transfer authority granted in this subsection:

11 The Department of Healthcare and Family Services is  
12 authorized to make transfers representing savings attributable  
13 to not increasing grants due to the births of additional  
14 children from line items for payments of cash grants to line  
15 items for payments for employment and social services for the  
16 purposes outlined in subsection (f) of Section 4-2 of the  
17 Illinois Public Aid Code.

18 The Department of Children and Family Services is  
19 authorized to make transfers not exceeding 2% of the aggregate  
20 amount appropriated to it within the same treasury fund for  
21 the following line items among these same line items: Foster  
22 Home and Specialized Foster Care and Prevention, Institutions  
23 and Group Homes and Prevention, and Purchase of Adoption and  
24 Guardianship Services.

25 The Department on Aging is authorized to make transfers  
26 not exceeding 10% of the aggregate amount appropriated to it

1 within the same treasury fund for the following Community Care  
2 Program line items among these same line items: purchase of  
3 services covered by the Community Care Program and  
4 Comprehensive Case Coordination.

5 The State Board of Education is authorized to make  
6 transfers from line item appropriations within the same  
7 treasury fund for General State Aid, General State Aid - Hold  
8 Harmless, and Evidence-Based Funding, provided that no such  
9 transfer may be made unless the amount transferred is no  
10 longer required for the purpose for which that appropriation  
11 was made, to the line item appropriation for Transitional  
12 Assistance when the balance remaining in such line item  
13 appropriation is insufficient for the purpose for which the  
14 appropriation was made.

15 The State Board of Education is authorized to make  
16 transfers between the following line item appropriations  
17 within the same treasury fund: Disabled Student  
18 Services/Materials (Section 14-13.01 of the School Code),  
19 Disabled Student Transportation Reimbursement (Section  
20 14-13.01 of the School Code), Disabled Student Tuition -  
21 Private Tuition (Section 14-7.02 of the School Code),  
22 Extraordinary Special Education (Section 14-7.02b of the  
23 School Code), Reimbursement for Free Lunch/Breakfast Program,  
24 Summer School Payments (Section 18-4.3 of the School Code),  
25 and Transportation - Regular/Vocational Reimbursement (Section  
26 29-5 of the School Code). Such transfers shall be made only

1 when the balance remaining in one or more such line item  
2 appropriations is insufficient for the purpose for which the  
3 appropriation was made and provided that no such transfer may  
4 be made unless the amount transferred is no longer required  
5 for the purpose for which that appropriation was made.

6 The Department of Healthcare and Family Services is  
7 authorized to make transfers not exceeding 4% of the aggregate  
8 amount appropriated to it, within the same treasury fund,  
9 among the various line items appropriated for Medical  
10 Assistance.

11 The Department of Central Management Services is  
12 authorized to make transfers not exceeding 2% of the aggregate  
13 amount appropriated to it, within the same treasury fund, from  
14 the various line items appropriated to the Department, into  
15 the following line item appropriations: auto liability claims  
16 and related expenses and payment of claims under the State  
17 Employee Indemnification Act.

18 (c) The sum of such transfers for an agency in a fiscal  
19 year shall not exceed 2% of the aggregate amount appropriated  
20 to it within the same treasury fund for the following objects:  
21 Personal Services; Extra Help; Student and Inmate  
22 Compensation; State Contributions to Retirement Systems; State  
23 Contributions to Social Security; State Contribution for  
24 Employee Group Insurance; Contractual Services; Travel;  
25 Commodities; Printing; Equipment; Electronic Data Processing;  
26 Operation of Automotive Equipment; Telecommunications

1 Services; Travel and Allowance for Committed, Paroled and  
2 Discharged Prisoners; Library Books; Federal Matching Grants  
3 for Student Loans; Refunds; Workers' Compensation,  
4 Occupational Disease, and Tort Claims; Late Interest Penalties  
5 under the State Prompt Payment Act and Sections 368a and 370a  
6 of the Illinois Insurance Code; and, in appropriations to  
7 institutions of higher education, Awards and Grants.  
8 Notwithstanding the above, any amounts appropriated for  
9 payment of workers' compensation claims to an agency to which  
10 the authority to evaluate, administer and pay such claims has  
11 been delegated by the Department of Central Management  
12 Services may be transferred to any other expenditure object  
13 where such amounts exceed the amount necessary for the payment  
14 of such claims.

15 (c-1) (Blank).

16 (c-2) (Blank).

17 (c-3) (Blank).

18 (c-4) (Blank).

19 (c-5) (Blank).

20 (c-6) (Blank).

21 (c-7) (Blank).

22 (c-8) (Blank).

23 (c-9) (Blank). ~~Special provisions for State fiscal year~~  
24 ~~2023. Notwithstanding any other provision of this Section, for~~  
25 ~~State fiscal year 2023, transfers among line item~~  
26 ~~appropriations to a State agency from the same State treasury~~



1 ~~fund may be made for operational or lump sum expenses only,~~  
2 ~~provided that the sum of such transfers for a State agency in~~  
3 ~~State fiscal year 2023 shall not exceed 4% of the aggregate~~  
4 ~~amount appropriated to that State agency for operational or~~  
5 ~~lump sum expenses for State fiscal year 2023. For the purpose~~  
6 ~~of this subsection, "operational or lump sum expenses"~~  
7 ~~includes the following objects: personal services; extra help;~~  
8 ~~student and inmate compensation; State contributions to~~  
9 ~~retirement systems; State contributions to social security;~~  
10 ~~State contributions for employee group insurance; contractual~~  
11 ~~services; travel; commodities; printing; equipment; electronic~~  
12 ~~data processing; operation of automotive equipment;~~  
13 ~~telecommunications services; travel and allowance for~~  
14 ~~committed, paroled, and discharged prisoners; library books;~~  
15 ~~federal matching grants for student loans; refunds; workers'~~  
16 ~~compensation, occupational disease, and tort claims; late~~  
17 ~~interest penalties under the State Prompt Payment Act and~~  
18 ~~Sections 368a and 370a of the Illinois Insurance Code; lump~~  
19 ~~sum and other purposes; and lump sum operations. For the~~  
20 ~~purpose of this subsection, "State agency" does not include~~  
21 ~~the Attorney General, the Secretary of State, the Comptroller,~~  
22 ~~the Treasurer, or the judicial or legislative branches.~~

23 (c-10) Special provisions for State fiscal year 2024.  
24 Notwithstanding any other provision of this Section, for State  
25 fiscal year 2024, transfers among line item appropriations to  
26 a State agency from the same State treasury fund may be made

1 for operational or lump sum expenses only, provided that the  
2 sum of such transfers for a State agency in State fiscal year  
3 2024 shall not exceed 8% of the aggregate amount appropriated  
4 to that State agency for operational or lump sum expenses for  
5 State fiscal year 2024. For the purpose of this subsection,  
6 "operational or lump sum expenses" includes the following  
7 objects: personal services; extra help; student and inmate  
8 compensation; State contributions to retirement systems; State  
9 contributions to social security; State contributions for  
10 employee group insurance; contractual services; travel;  
11 commodities; printing; equipment; electronic data processing;  
12 operation of automotive equipment; telecommunications  
13 services; travel and allowance for committed, paroled, and  
14 discharged prisoners; library books; federal matching grants  
15 for student loans; refunds; workers' compensation,  
16 occupational disease, and tort claims; late interest penalties  
17 under the State Prompt Payment Act and Sections 368a and 370a  
18 of the Illinois Insurance Code; lump sum and other purposes;  
19 and lump sum operations. For the purpose of this subsection,  
20 "State agency" does not include the Attorney General, ~~the~~  
21 ~~Secretary of State,~~ the Comptroller, the Treasurer, or the  
22 judicial or legislative branches.

23 (c-11) Special provisions for State fiscal year 2025.  
24 Notwithstanding any other provision of this Section, for State  
25 fiscal year 2025, transfers among line item appropriations to  
26 a State agency from the same State treasury fund may be made

1 for operational or lump sum expenses only, provided that the  
2 sum of such transfers for a State agency in State fiscal year  
3 2025 shall not exceed 4% of the aggregate amount appropriated  
4 to that State agency for operational or lump sum expenses for  
5 State fiscal year 2025. For the purpose of this subsection,  
6 "operational or lump sum expenses" includes the following  
7 objects: personal services; extra help; student and inmate  
8 compensation; State contributions to retirement systems; State  
9 contributions to social security; State contributions for  
10 employee group insurance; contractual services; travel;  
11 commodities; printing; equipment; electronic data processing;  
12 operation of automotive equipment; telecommunications  
13 services; travel and allowance for committed, paroled, and  
14 discharged prisoners; library books; federal matching grants  
15 for student loans; refunds; workers' compensation,  
16 occupational disease, and tort claims; late interest penalties  
17 under the State Prompt Payment Act and Sections 368a and 370a  
18 of the Illinois Insurance Code; lump sum and other purposes;  
19 and lump sum operations. For the purpose of this subsection,  
20 "State agency" does not include the Attorney General, the  
21 Comptroller, the Treasurer, or the judicial or legislative  
22 branches.

23 (d) Transfers among appropriations made to agencies of the  
24 Legislative and Judicial departments and to the  
25 constitutionally elected officers in the Executive branch  
26 require the approval of the officer authorized in Section 10

1 of this Act to approve and certify vouchers. Transfers among  
2 appropriations made to the University of Illinois, Southern  
3 Illinois University, Chicago State University, Eastern  
4 Illinois University, Governors State University, Illinois  
5 State University, Northeastern Illinois University, Northern  
6 Illinois University, Western Illinois University, the Illinois  
7 Mathematics and Science Academy and the Board of Higher  
8 Education require the approval of the Board of Higher  
9 Education and the Governor. Transfers among appropriations to  
10 all other agencies require the approval of the Governor.

11 The officer responsible for approval shall certify that  
12 the transfer is necessary to carry out the programs and  
13 purposes for which the appropriations were made by the General  
14 Assembly and shall transmit to the State Comptroller a  
15 certified copy of the approval which shall set forth the  
16 specific amounts transferred so that the Comptroller may  
17 change his records accordingly. The Comptroller shall furnish  
18 the Governor with information copies of all transfers approved  
19 for agencies of the Legislative and Judicial departments and  
20 transfers approved by the constitutionally elected officials  
21 of the Executive branch other than the Governor, showing the  
22 amounts transferred and indicating the dates such changes were  
23 entered on the Comptroller's records.

24 (e) The State Board of Education, in consultation with the  
25 State Comptroller, may transfer line item appropriations for  
26 General State Aid or Evidence-Based Funding among the Common

1 School Fund and the Education Assistance Fund, and, for State  
2 fiscal year 2020 and each fiscal year thereafter, the Fund for  
3 the Advancement of Education. With the advice and consent of  
4 the Governor's Office of Management and Budget, the State  
5 Board of Education, in consultation with the State  
6 Comptroller, may transfer line item appropriations between the  
7 General Revenue Fund and the Education Assistance Fund for the  
8 following programs:

9 (1) Disabled Student Personnel Reimbursement (Section  
10 14-13.01 of the School Code);

11 (2) Disabled Student Transportation Reimbursement  
12 (subsection (b) of Section 14-13.01 of the School Code);

13 (3) Disabled Student Tuition - Private Tuition  
14 (Section 14-7.02 of the School Code);

15 (4) Extraordinary Special Education (Section 14-7.02b  
16 of the School Code);

17 (5) Reimbursement for Free Lunch/Breakfast Programs;

18 (6) Summer School Payments (Section 18-4.3 of the  
19 School Code);

20 (7) Transportation - Regular/Vocational Reimbursement  
21 (Section 29-5 of the School Code);

22 (8) Regular Education Reimbursement (Section 18-3 of  
23 the School Code); and

24 (9) Special Education Reimbursement (Section 14-7.03  
25 of the School Code).

26 (f) For State fiscal year 2020 and each fiscal year

1 thereafter, the Department on Aging, in consultation with the  
2 State Comptroller, with the advice and consent of the  
3 Governor's Office of Management and Budget, may transfer line  
4 item appropriations for purchase of services covered by the  
5 Community Care Program between the General Revenue Fund and  
6 the Commitment to Human Services Fund.

7 (g) For State fiscal year 2024 and each fiscal year  
8 thereafter, if requested by an agency chief executive officer  
9 and authorized and approved by the Comptroller, the  
10 Comptroller may direct and the Treasurer shall transfer funds  
11 from the General Revenue Fund to fund payroll expenses that  
12 meet the payroll transaction exception criteria as defined by  
13 the Comptroller in the Statewide Accounting Management System  
14 (SAMS) Manual. The agency shall then transfer these funds back  
15 to the General Revenue Fund within 7 days.

16 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
17 103-8, eff. 6-7-23.)

18 Section 5-35. The State Revenue Sharing Act is amended by  
19 changing Section 12 as follows:

20 (30 ILCS 115/12) (from Ch. 85, par. 616)

21 Sec. 12. Personal Property Tax Replacement Fund. There is  
22 hereby created the Personal Property Tax Replacement Fund, a  
23 special fund in the State Treasury into which shall be paid all  
24 revenue realized:

1 (a) all amounts realized from the additional personal  
2 property tax replacement income tax imposed by subsections  
3 (c) and (d) of Section 201 of the Illinois Income Tax Act,  
4 except for those amounts deposited into the Income Tax  
5 Refund Fund pursuant to subsection (c) of Section 901 of  
6 the Illinois Income Tax Act; and

7 (b) all amounts realized from the additional personal  
8 property replacement invested capital taxes imposed by  
9 Section 2a.1 of the Messages Tax Act, Section 2a.1 of the  
10 Gas Revenue Tax Act, Section 2a.1 of the Public Utilities  
11 Revenue Act, and Section 3 of the Water Company Invested  
12 Capital Tax Act, and amounts payable to the Department of  
13 Revenue under the Telecommunications Infrastructure  
14 Maintenance Fee Act.

15 As soon as may be after the end of each month, the  
16 Department of Revenue shall certify to the Treasurer and the  
17 Comptroller the amount of all refunds paid out of the General  
18 Revenue Fund through the preceding month on account of  
19 overpayment of liability on taxes paid into the Personal  
20 Property Tax Replacement Fund. Upon receipt of such  
21 certification, the Treasurer and the Comptroller shall  
22 transfer the amount so certified from the Personal Property  
23 Tax Replacement Fund into the General Revenue Fund.

24 The payments of revenue into the Personal Property Tax  
25 Replacement Fund shall be used exclusively for distribution to  
26 taxing districts, regional offices and officials, and local

1 officials as provided in this Section and in the School Code,  
2 payment of the ordinary and contingent expenses of the  
3 Property Tax Appeal Board, payment of the expenses of the  
4 Department of Revenue incurred in administering the collection  
5 and distribution of monies paid into the Personal Property Tax  
6 Replacement Fund and transfers due to refunds to taxpayers for  
7 overpayment of liability for taxes paid into the Personal  
8 Property Tax Replacement Fund.

9 In addition, moneys in the Personal Property Tax  
10 Replacement Fund may be used to pay any of the following: (i)  
11 salary, stipends, and additional compensation as provided by  
12 law for chief election clerks, county clerks, and county  
13 recorders; (ii) costs associated with regional offices of  
14 education and educational service centers; (iii)  
15 reimbursements payable by the State Board of Elections under  
16 Section 4-25, 5-35, 6-71, 13-10, 13-10a, or 13-11 of the  
17 Election Code; (iv) expenses of the Illinois Educational Labor  
18 Relations Board; and (v) salary, personal services, and  
19 additional compensation as provided by law for court reporters  
20 under the Court Reporters Act.

21 As soon as may be after June 26, 1980 (the effective date  
22 of Public Act 81-1255), the Department of Revenue shall  
23 certify to the Treasurer the amount of net replacement revenue  
24 paid into the General Revenue Fund prior to that effective  
25 date from the additional tax imposed by Section 2a.1 of the  
26 Messages Tax Act; Section 2a.1 of the Gas Revenue Tax Act;



1 Section 2a.1 of the Public Utilities Revenue Act; Section 3 of  
2 the Water Company Invested Capital Tax Act; amounts collected  
3 by the Department of Revenue under the Telecommunications  
4 Infrastructure Maintenance Fee Act; and the additional  
5 personal property tax replacement income tax imposed by the  
6 Illinois Income Tax Act, as amended by Public Act 81-1st  
7 Special Session-1. Net replacement revenue shall be defined as  
8 the total amount paid into and remaining in the General  
9 Revenue Fund as a result of those Acts minus the amount  
10 outstanding and obligated from the General Revenue Fund in  
11 state vouchers or warrants prior to June 26, 1980 (the  
12 effective date of Public Act 81-1255) as refunds to taxpayers  
13 for overpayment of liability under those Acts.

14 All interest earned by monies accumulated in the Personal  
15 Property Tax Replacement Fund shall be deposited in such Fund.  
16 All amounts allocated pursuant to this Section are  
17 appropriated on a continuing basis.

18 Prior to December 31, 1980, as soon as may be after the end  
19 of each quarter beginning with the quarter ending December 31,  
20 1979, and on and after December 31, 1980, as soon as may be  
21 after January 1, March 1, April 1, May 1, July 1, August 1,  
22 October 1 and December 1 of each year, the Department of  
23 Revenue shall allocate to each taxing district as defined in  
24 Section 1-150 of the Property Tax Code, in accordance with the  
25 provisions of paragraph (2) of this Section the portion of the  
26 funds held in the Personal Property Tax Replacement Fund which

1 is required to be distributed, as provided in paragraph (1),  
2 for each quarter. Provided, however, under no circumstances  
3 shall any taxing district during each of the first two years of  
4 distribution of the taxes imposed by Public Act 81-1st Special  
5 Session-1 be entitled to an annual allocation which is less  
6 than the funds such taxing district collected from the 1978  
7 personal property tax. Provided further that under no  
8 circumstances shall any taxing district during the third year  
9 of distribution of the taxes imposed by Public Act 81-1st  
10 Special Session-1 receive less than 60% of the funds such  
11 taxing district collected from the 1978 personal property tax.  
12 In the event that the total of the allocations made as above  
13 provided for all taxing districts, during either of such 3  
14 years, exceeds the amount available for distribution the  
15 allocation of each taxing district shall be proportionately  
16 reduced. Except as provided in Section 13 of this Act, the  
17 Department shall then certify, pursuant to appropriation, such  
18 allocations to the State Comptroller who shall pay over to the  
19 several taxing districts the respective amounts allocated to  
20 them.

21 Any township which receives an allocation based in whole  
22 or in part upon personal property taxes which it levied  
23 pursuant to Section 6-507 or 6-512 of the Illinois Highway  
24 Code and which was previously required to be paid over to a  
25 municipality shall immediately pay over to that municipality a  
26 proportionate share of the personal property replacement funds

1 which such township receives.

2 Any municipality or township, other than a municipality  
3 with a population in excess of 500,000, which receives an  
4 allocation based in whole or in part on personal property  
5 taxes which it levied pursuant to Sections 3-1, 3-4 and 3-6 of  
6 the Illinois Local Library Act and which was previously  
7 required to be paid over to a public library shall immediately  
8 pay over to that library a proportionate share of the personal  
9 property tax replacement funds which such municipality or  
10 township receives; provided that if such a public library has  
11 converted to a library organized under the Illinois Public  
12 Library District Act, regardless of whether such conversion  
13 has occurred on, after or before January 1, 1988, such  
14 proportionate share shall be immediately paid over to the  
15 library district which maintains and operates the library.  
16 However, any library that has converted prior to January 1,  
17 1988, and which hitherto has not received the personal  
18 property tax replacement funds, shall receive such funds  
19 commencing on January 1, 1988.

20 Any township which receives an allocation based in whole  
21 or in part on personal property taxes which it levied pursuant  
22 to Section 1c of the Public Graveyards Act and which taxes were  
23 previously required to be paid over to or used for such public  
24 cemetery or cemeteries shall immediately pay over to or use  
25 for such public cemetery or cemeteries a proportionate share  
26 of the personal property tax replacement funds which the

1 township receives.

2 Any taxing district which receives an allocation based in  
3 whole or in part upon personal property taxes which it levied  
4 for another governmental body or school district in Cook  
5 County in 1976 or for another governmental body or school  
6 district in the remainder of the State in 1977 shall  
7 immediately pay over to that governmental body or school  
8 district the amount of personal property replacement funds  
9 which such governmental body or school district would receive  
10 directly under the provisions of paragraph (2) of this  
11 Section, had it levied its own taxes.

12 (1) The portion of the Personal Property Tax  
13 Replacement Fund required to be distributed as of the time  
14 allocation is required to be made shall be the amount  
15 available in such Fund as of the time allocation is  
16 required to be made.

17 The amount available for distribution shall be the  
18 total amount in the fund at such time minus the necessary  
19 administrative and other authorized expenses as limited by  
20 the appropriation and the amount determined by: (a) \$2.8  
21 million for fiscal year 1981; (b) for fiscal year 1982,  
22 .54% of the funds distributed from the fund during the  
23 preceding fiscal year; (c) for fiscal year 1983 through  
24 fiscal year 1988, .54% of the funds distributed from the  
25 fund during the preceding fiscal year less .02% of such  
26 fund for fiscal year 1983 and less .02% of such funds for

1 each fiscal year thereafter; (d) for fiscal year 1989  
2 through fiscal year 2011 no more than 105% of the actual  
3 administrative expenses of the prior fiscal year; (e) for  
4 fiscal year 2012 and beyond, a sufficient amount to pay  
5 (i) stipends, additional compensation, salary  
6 reimbursements, and other amounts directed to be paid out  
7 of this Fund for local officials as authorized or required  
8 by statute and (ii) the ordinary and contingent expenses  
9 of the Property Tax Appeal Board and the expenses of the  
10 Department of Revenue incurred in administering the  
11 collection and distribution of moneys paid into the Fund;  
12 (f) for fiscal years 2012 and 2013 only, a sufficient  
13 amount to pay stipends, additional compensation, salary  
14 reimbursements, and other amounts directed to be paid out  
15 of this Fund for regional offices and officials as  
16 authorized or required by statute; or (g) for fiscal years  
17 2018 through 2025 ~~2024~~ only, a sufficient amount to pay  
18 amounts directed to be paid out of this Fund for public  
19 community college base operating grants and local health  
20 protection grants to certified local health departments as  
21 authorized or required by appropriation or statute. Such  
22 portion of the fund shall be determined after the transfer  
23 into the General Revenue Fund due to refunds, if any, paid  
24 from the General Revenue Fund during the preceding  
25 quarter. If at any time, for any reason, there is  
26 insufficient amount in the Personal Property Tax

1 Replacement Fund for payments for regional offices and  
2 officials or local officials or payment of costs of  
3 administration or for transfers due to refunds at the end  
4 of any particular month, the amount of such insufficiency  
5 shall be carried over for the purposes of payments for  
6 regional offices and officials, local officials, transfers  
7 into the General Revenue Fund, and costs of administration  
8 to the following month or months. Net replacement revenue  
9 held, and defined above, shall be transferred by the  
10 Treasurer and Comptroller to the Personal Property Tax  
11 Replacement Fund within 10 days of such certification.

12 (2) Each quarterly allocation shall first be  
13 apportioned in the following manner: 51.65% for taxing  
14 districts in Cook County and 48.35% for taxing districts  
15 in the remainder of the State.

16 The Personal Property Replacement Ratio of each taxing  
17 district outside Cook County shall be the ratio which the Tax  
18 Base of that taxing district bears to the Downstate Tax Base.  
19 The Tax Base of each taxing district outside of Cook County is  
20 the personal property tax collections for that taxing district  
21 for the 1977 tax year. The Downstate Tax Base is the personal  
22 property tax collections for all taxing districts in the State  
23 outside of Cook County for the 1977 tax year. The Department of  
24 Revenue shall have authority to review for accuracy and  
25 completeness the personal property tax collections for each  
26 taxing district outside Cook County for the 1977 tax year.

1           The Personal Property Replacement Ratio of each Cook  
2 County taxing district shall be the ratio which the Tax Base of  
3 that taxing district bears to the Cook County Tax Base. The Tax  
4 Base of each Cook County taxing district is the personal  
5 property tax collections for that taxing district for the 1976  
6 tax year. The Cook County Tax Base is the personal property tax  
7 collections for all taxing districts in Cook County for the  
8 1976 tax year. The Department of Revenue shall have authority  
9 to review for accuracy and completeness the personal property  
10 tax collections for each taxing district within Cook County  
11 for the 1976 tax year.

12           For all purposes of this Section 12, amounts paid to a  
13 taxing district for such tax years as may be applicable by a  
14 foreign corporation under the provisions of Section 7-202 of  
15 the Public Utilities Act, as amended, shall be deemed to be  
16 personal property taxes collected by such taxing district for  
17 such tax years as may be applicable. The Director shall  
18 determine from the Illinois Commerce Commission, for any tax  
19 year as may be applicable, the amounts so paid by any such  
20 foreign corporation to any and all taxing districts. The  
21 Illinois Commerce Commission shall furnish such information to  
22 the Director. For all purposes of this Section 12, the  
23 Director shall deem such amounts to be collected personal  
24 property taxes of each such taxing district for the applicable  
25 tax year or years.

26           Taxing districts located both in Cook County and in one or

1 more other counties shall receive both a Cook County  
2 allocation and a Downstate allocation determined in the same  
3 way as all other taxing districts.

4 If any taxing district in existence on July 1, 1979 ceases  
5 to exist, or discontinues its operations, its Tax Base shall  
6 thereafter be deemed to be zero. If the powers, duties and  
7 obligations of the discontinued taxing district are assumed by  
8 another taxing district, the Tax Base of the discontinued  
9 taxing district shall be added to the Tax Base of the taxing  
10 district assuming such powers, duties and obligations.

11 If two or more taxing districts in existence on July 1,  
12 1979, or a successor or successors thereto shall consolidate  
13 into one taxing district, the Tax Base of such consolidated  
14 taxing district shall be the sum of the Tax Bases of each of  
15 the taxing districts which have consolidated.

16 If a single taxing district in existence on July 1, 1979,  
17 or a successor or successors thereto shall be divided into two  
18 or more separate taxing districts, the tax base of the taxing  
19 district so divided shall be allocated to each of the  
20 resulting taxing districts in proportion to the then current  
21 equalized assessed value of each resulting taxing district.

22 If a portion of the territory of a taxing district is  
23 disconnected and annexed to another taxing district of the  
24 same type, the Tax Base of the taxing district from which  
25 disconnection was made shall be reduced in proportion to the  
26 then current equalized assessed value of the disconnected



1 territory as compared with the then current equalized assessed  
2 value within the entire territory of the taxing district prior  
3 to disconnection, and the amount of such reduction shall be  
4 added to the Tax Base of the taxing district to which  
5 annexation is made.

6 If a community college district is created after July 1,  
7 1979, beginning on January 1, 1996 (the effective date of  
8 Public Act 89-327), its Tax Base shall be 3.5% of the sum of  
9 the personal property tax collected for the 1977 tax year  
10 within the territorial jurisdiction of the district.

11 The amounts allocated and paid to taxing districts  
12 pursuant to the provisions of Public Act 81-1st Special  
13 Session-1 shall be deemed to be substitute revenues for the  
14 revenues derived from taxes imposed on personal property  
15 pursuant to the provisions of the "Revenue Act of 1939" or "An  
16 Act for the assessment and taxation of private car line  
17 companies", approved July 22, 1943, as amended, or Section 414  
18 of the Illinois Insurance Code, prior to the abolition of such  
19 taxes and shall be used for the same purposes as the revenues  
20 derived from ad valorem taxes on real estate.

21 Monies received by any taxing districts from the Personal  
22 Property Tax Replacement Fund shall be first applied toward  
23 payment of the proportionate amount of debt service which was  
24 previously levied and collected from extensions against  
25 personal property on bonds outstanding as of December 31, 1978  
26 and next applied toward payment of the proportionate share of

1 the pension or retirement obligations of the taxing district  
2 which were previously levied and collected from extensions  
3 against personal property. For each such outstanding bond  
4 issue, the County Clerk shall determine the percentage of the  
5 debt service which was collected from extensions against real  
6 estate in the taxing district for 1978 taxes payable in 1979,  
7 as related to the total amount of such levies and collections  
8 from extensions against both real and personal property. For  
9 1979 and subsequent years' taxes, the County Clerk shall levy  
10 and extend taxes against the real estate of each taxing  
11 district which will yield the said percentage or percentages  
12 of the debt service on such outstanding bonds. The balance of  
13 the amount necessary to fully pay such debt service shall  
14 constitute a first and prior lien upon the monies received by  
15 each such taxing district through the Personal Property Tax  
16 Replacement Fund and shall be first applied or set aside for  
17 such purpose. In counties having fewer than 3,000,000  
18 inhabitants, the amendments to this paragraph as made by  
19 Public Act 81-1255 shall be first applicable to 1980 taxes to  
20 be collected in 1981.

21 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
22 103-8, eff. 6-7-23.)

23 Section 5-40. The Illinois Procurement Code is amended by  
24 changing Section 10-20 as follows:

1 (30 ILCS 500/10-20)

2 Sec. 10-20. Independent chief procurement officers.

3 (a) Appointment. Within 60 calendar days after July 1,  
4 2010 (the effective date of Public Act 96-795) ~~this amendatory~~  
5 ~~Act of the 96th General Assembly,~~ the Executive Ethics  
6 Commission, with the advice and consent of the Senate shall  
7 appoint or approve 4 chief procurement officers, one for each  
8 of the following categories:

9 (1) for procurements for construction and  
10 construction-related services committed by law to the  
11 jurisdiction or responsibility of the Capital Development  
12 Board;

13 (2) for procurements for all construction,  
14 construction-related services, operation of any facility,  
15 and the provision of any service or activity committed by  
16 law to the jurisdiction or responsibility of the Illinois  
17 Department of Transportation, including the direct or  
18 reimbursable expenditure of all federal funds for which  
19 the Department of Transportation is responsible or  
20 accountable for the use thereof in accordance with federal  
21 law, regulation, or procedure, the chief procurement  
22 officer recommended for approval under this item appointed  
23 by the Secretary of Transportation after consent by the  
24 Executive Ethics Commission;

25 (3) for all procurements made by a public institution  
26 of higher education; and

1 (4) for all other procurement needs of State agencies.

2 For fiscal years ~~year~~ 2024 and 2025, the Executive Ethics  
3 Commission shall set aside from its appropriation those  
4 amounts necessary for the use of the 4 chief procurement  
5 officers for the ordinary and contingent expenses of their  
6 respective procurement offices. From the amounts set aside by  
7 the Commission, each chief procurement officer shall control  
8 the internal operations of his or her procurement office and  
9 shall procure the necessary equipment, materials, and services  
10 to perform the duties of that office, including hiring  
11 necessary procurement personnel, legal advisors, and other  
12 employees, and may establish, in the exercise of the chief  
13 procurement officer's discretion, the compensation of the  
14 office's employees, which includes the State purchasing  
15 officers and any legal advisors. The Executive Ethics  
16 Commission shall have no control over the employees of the  
17 chief procurement officers. The Executive Ethics Commission  
18 shall provide administrative support services, including  
19 payroll, for each procurement office.

20 (b) Terms and independence. Each chief procurement officer  
21 appointed under this Section shall serve for a term of 5 years  
22 beginning on the date of the officer's appointment. The chief  
23 procurement officer may be removed for cause after a hearing  
24 by the Executive Ethics Commission. The Governor or the  
25 director of a State agency directly responsible to the  
26 Governor may institute a complaint against the officer by

1 filing such complaint with the Commission. The Commission  
2 shall have a hearing based on the complaint. The officer and  
3 the complainant shall receive reasonable notice of the hearing  
4 and shall be permitted to present their respective arguments  
5 on the complaint. After the hearing, the Commission shall make  
6 a finding on the complaint and may take disciplinary action,  
7 including but not limited to removal of the officer.

8 The salary of a chief procurement officer shall be  
9 established by the Executive Ethics Commission and may not be  
10 diminished during the officer's term. The salary may not  
11 exceed the salary of the director of a State agency for which  
12 the officer serves as chief procurement officer.

13 (c) Qualifications. In addition to any other requirement  
14 or qualification required by State law, each chief procurement  
15 officer must within 12 months of employment be a Certified  
16 Professional Public Buyer or a Certified Public Purchasing  
17 Officer, pursuant to certification by the Universal Public  
18 Purchasing Certification Council, and must reside in Illinois.

19 (d) Fiduciary duty. Each chief procurement officer owes a  
20 fiduciary duty to the State.

21 (e) Vacancy. In case of a vacancy in one or more of the  
22 offices of a chief procurement officer under this Section  
23 during the recess of the Senate, the Executive Ethics  
24 Commission shall make a temporary appointment until the next  
25 meeting of the Senate, when the Executive Ethics Commission  
26 shall nominate some person to fill the office, and any person

1 so nominated who is confirmed by the Senate shall hold office  
2 during the remainder of the term and until his or her successor  
3 is appointed and qualified. If the Senate is not in session at  
4 the time Public Act 96-920 ~~this amendatory Act of the 96th~~  
5 ~~General Assembly~~ takes effect, the Executive Ethics Commission  
6 shall make a temporary appointment as in the case of a vacancy.

7 (f) (Blank).

8 (g) (Blank).

9 (Source: P.A. 103-8, eff. 6-7-23; revised 9-26-23.)

10 Section 5-43. The State Prompt Payment Act is amended by  
11 changing Section 3-6 and by adding Section 3-7 as follows:

12 (30 ILCS 540/3-6)

13 Sec. 3-6. Federal funds; lack of authority. If an agency  
14 incurs an interest liability under this Act that cannot be  
15 charged to the same expenditure authority account to which the  
16 related goods or services were charged due to federal  
17 prohibitions, the agency is authorized to pay the interest  
18 from its available appropriations from the General Revenue  
19 Fund, except that the Department of Transportation is  
20 authorized to pay the interest from its available  
21 appropriations from the Road Fund, as long as the original  
22 goods or services were for purposes consistent with Section 11  
23 of Article IX of the Illinois Constitution.

24 (Source: P.A. 100-587, eff. 6-4-18.)

1 (30 ILCS 540/3-7 new)

2 Sec. 3-7. Transportation bond funds. If the Department of  
3 Transportation incurs an interest liability under this Act  
4 that would be payable from a transportation bond fund, the  
5 Department of Transportation is authorized to pay the interest  
6 from its available appropriations from the Road Fund, as long  
7 as the original purpose to which the bond funds were applied  
8 was consistent with Section 11 of Article IX of the Illinois  
9 Constitution. As used in this Section, "transportation bond  
10 fund" means any of the following funds in the State treasury:  
11 the Transportation Bond, Series A Fund; the Transportation  
12 Bond, Series B Fund; the Transportation Bond Series D Fund;  
13 and the Multi-modal Transportation Bond Fund.

14 Section 5-45. The Illinois Works Jobs Program Act is  
15 amended by changing Section 20-15 as follows:

16 (30 ILCS 559/20-15)

17 Sec. 20-15. Illinois Works Preapprenticeship Program;  
18 Illinois Works Bid Credit Program.

19 (a) The Illinois Works Preapprenticeship Program is  
20 established and shall be administered by the Department. The  
21 goal of the Illinois Works Preapprenticeship Program is to  
22 create a network of community-based organizations throughout  
23 the State that will recruit, prescreen, and provide

1 preapprenticeship skills training, for which participants may  
2 attend free of charge and receive a stipend, to create a  
3 qualified, diverse pipeline of workers who are prepared for  
4 careers in the construction and building trades. Upon  
5 completion of the Illinois Works Preapprenticeship Program,  
6 the candidates will be skilled and work-ready.

7 (b) There is created the Illinois Works Fund, a special  
8 fund in the State treasury. The Illinois Works Fund shall be  
9 administered by the Department. The Illinois Works Fund shall  
10 be used to provide funding for community-based organizations  
11 throughout the State. In addition to any other transfers that  
12 may be provided for by law, on and after July 1, 2019 at the  
13 direction of the Director of the Governor's Office of  
14 Management and Budget, the State Comptroller shall direct and  
15 the State Treasurer shall transfer amounts not exceeding a  
16 total of \$50,000,000 from the Rebuild Illinois Projects Fund  
17 to the Illinois Works Fund.

18 (b-5) In addition to any other transfers that may be  
19 provided for by law, beginning July 1, 2024 and each July 1  
20 thereafter, or as soon thereafter as practical, the State  
21 Comptroller shall direct and the State Treasurer shall  
22 transfer \$20,000,000 from the Capital Projects Fund to the  
23 Illinois Works Fund.

24 (c) Each community-based organization that receives  
25 funding from the Illinois Works Fund shall provide an annual  
26 report to the Illinois Works Review Panel by April 1 of each



1 calendar year. The annual report shall include the following  
2 information:

3 (1) a description of the community-based  
4 organization's recruitment, screening, and training  
5 efforts;

6 (2) the number of individuals who apply to,  
7 participate in, and complete the community-based  
8 organization's program, broken down by race, gender, age,  
9 and veteran status; and

10 (3) the number of the individuals referenced in item (2)  
11 of this subsection who are initially accepted and placed  
12 into apprenticeship programs in the construction and  
13 building trades.

14 (d) The Department shall create and administer the  
15 Illinois Works Bid Credit Program that shall provide economic  
16 incentives, through bid credits, to encourage contractors and  
17 subcontractors to provide contracting and employment  
18 opportunities to historically underrepresented populations in  
19 the construction industry.

20 The Illinois Works Bid Credit Program shall allow  
21 contractors and subcontractors to earn bid credits for use  
22 toward future bids for public works projects contracted by the  
23 State or an agency of the State in order to increase the  
24 chances that the contractor and the subcontractors will be  
25 selected.

26 Contractors or subcontractors may be eligible to earn bid

1 credits for employing apprentices who have completed the  
2 Illinois Works Preapprenticeship Program. Contractors or  
3 subcontractors shall earn bid credits at a rate established by  
4 the Department and based on labor hours worked by apprentices  
5 who have completed the Illinois Works Preapprenticeship  
6 Program. In order to earn bid credits, contractors and  
7 subcontractors shall provide the Department with certified  
8 payroll documenting the hours performed by apprentices who  
9 have completed the Illinois Works Preapprenticeship Program.  
10 Contractors and subcontractors can use bid credits toward  
11 future bids for public works projects contracted or funded by  
12 the State or an agency of the State in order to increase the  
13 likelihood of being selected as the contractor for the public  
14 works project toward which they have applied the bid credit.  
15 The Department shall establish the rate by rule and shall  
16 publish it on the Department's website. The rule may include  
17 maximum bid credits allowed per contractor, per subcontractor,  
18 per apprentice, per bid, or per year.

19 The Illinois Works Credit Bank is hereby created and shall  
20 be administered by the Department. The Illinois Works Credit  
21 Bank shall track the bid credits.

22 A contractor or subcontractor who has been awarded bid  
23 credits under any other State program for employing  
24 apprentices who have completed the Illinois Works  
25 Preapprenticeship Program is not eligible to receive bid  
26 credits under the Illinois Works Bid Credit Program relating

1 to the same contract.

2 The Department shall report to the Illinois Works Review  
3 Panel the following: (i) the number of bid credits awarded by  
4 the Department; (ii) the number of bid credits submitted by  
5 the contractor or subcontractor to the agency administering  
6 the public works contract; and (iii) the number of bid credits  
7 accepted by the agency for such contract. Any agency that  
8 awards bid credits pursuant to the Illinois Works Credit Bank  
9 Program shall report to the Department the number of bid  
10 credits it accepted for the public works contract.

11 Upon a finding that a contractor or subcontractor has  
12 reported falsified records to the Department in order to  
13 fraudulently obtain bid credits, the Department may bar the  
14 contractor or subcontractor from participating in the Illinois  
15 Works Bid Credit Program and may suspend the contractor or  
16 subcontractor from bidding on or participating in any public  
17 works project. False or fraudulent claims for payment relating  
18 to false bid credits may be subject to damages and penalties  
19 under applicable law.

20 (e) The Department shall adopt any rules deemed necessary  
21 to implement this Section. In order to provide for the  
22 expeditious and timely implementation of this Act, the  
23 Department may adopt emergency rules. The adoption of  
24 emergency rules authorized by this subsection is deemed to be  
25 necessary for the public interest, safety, and welfare.

26 (Source: P.A. 103-8, eff. 6-7-23; 103-305, eff. 7-28-23;

1 revised 9-6-23.)

2 Section 5-47. The Downstate Public Transportation Act is  
3 amended by changing Section 2-3 as follows:

4 (30 ILCS 740/2-3) (from Ch. 111 2/3, par. 663)

5 Sec. 2-3. (a) As soon as possible after the first day of  
6 each month, beginning July 1, 1984, upon certification of the  
7 Department of Revenue, the Comptroller shall order  
8 transferred, and the Treasurer shall transfer, from the  
9 General Revenue Fund to a special fund in the State Treasury  
10 which is hereby created, to be known as the Downstate Public  
11 Transportation Fund, an amount equal to  $\frac{2}{32}$  (beginning July  
12 1, 2005,  $\frac{3}{32}$ ) of the net revenue realized from the Retailers'  
13 Occupation Tax Act, the Service Occupation Tax Act, the Use  
14 Tax Act, and the Service Use Tax Act from persons incurring  
15 municipal or county retailers' or service occupation tax  
16 liability for the benefit of any municipality or county  
17 located wholly within the boundaries of each participant,  
18 other than any Metro-East Transit District participant  
19 certified pursuant to subsection (c) of this Section during  
20 the preceding month, except that the Department shall pay into  
21 the Downstate Public Transportation Fund  $\frac{2}{32}$  (beginning July  
22 1, 2005,  $\frac{3}{32}$ ) of 80% of the net revenue realized under the  
23 State tax Acts named above within any municipality or county  
24 located wholly within the boundaries of each participant,

1 other than any Metro-East participant, for tax periods  
2 beginning on or after January 1, 1990. Net revenue realized  
3 for a month shall be the revenue collected by the State  
4 pursuant to such Acts during the previous month from persons  
5 incurring municipal or county retailers' or service occupation  
6 tax liability for the benefit of any municipality or county  
7 located wholly within the boundaries of a participant, less  
8 the amount paid out during that same month as refunds or credit  
9 memoranda to taxpayers for overpayment of liability under such  
10 Acts for the benefit of any municipality or county located  
11 wholly within the boundaries of a participant.

12 Notwithstanding any provision of law to the contrary,  
13 beginning on July 6, 2017 (the effective date of Public Act  
14 100-23), those amounts required under this subsection (a) to  
15 be transferred by the Treasurer into the Downstate Public  
16 Transportation Fund from the General Revenue Fund shall be  
17 directly deposited into the Downstate Public Transportation  
18 Fund as the revenues are realized from the taxes indicated.

19 (b) As soon as possible after the first day of each month,  
20 beginning July 1, 1989, upon certification of the Department  
21 of Revenue, the Comptroller shall order transferred, and the  
22 Treasurer shall transfer, from the General Revenue Fund to a  
23 special fund in the State Treasury which is hereby created, to  
24 be known as the Metro-East Public Transportation Fund, an  
25 amount equal to  $\frac{2}{32}$  of the net revenue realized, as above,  
26 from within the boundaries of Madison, Monroe, and St. Clair

1 Counties, except that the Department shall pay into the  
2 Metro-East Public Transportation Fund  $\frac{2}{32}$  of 80% of the net  
3 revenue realized under the State tax Acts specified in  
4 subsection (a) of this Section within the boundaries of  
5 Madison, Monroe and St. Clair Counties for tax periods  
6 beginning on or after January 1, 1990. A local match  
7 equivalent to an amount which could be raised by a tax levy at  
8 the rate of .05% on the assessed value of property within the  
9 boundaries of Madison County is required annually to cause a  
10 total of  $\frac{2}{32}$  of the net revenue to be deposited in the  
11 Metro-East Public Transportation Fund. Failure to raise the  
12 required local match annually shall result in only  $\frac{1}{32}$  being  
13 deposited into the Metro-East Public Transportation Fund after  
14 July 1, 1989, or  $\frac{1}{32}$  of 80% of the net revenue realized for  
15 tax periods beginning on or after January 1, 1990.

16 (b-5) As soon as possible after the first day of each  
17 month, beginning July 1, 2005, upon certification of the  
18 Department of Revenue, the Comptroller shall order  
19 transferred, and the Treasurer shall transfer, from the  
20 General Revenue Fund to the Downstate Public Transportation  
21 Fund, an amount equal to  $\frac{3}{32}$  of 80% of the net revenue  
22 realized from within the boundaries of Monroe and St. Clair  
23 Counties under the State Tax Acts specified in subsection (a)  
24 of this Section and provided further that, beginning July 1,  
25 2005, the provisions of subsection (b) shall no longer apply  
26 with respect to such tax receipts from Monroe and St. Clair

1 Counties.

2 Notwithstanding any provision of law to the contrary,  
3 beginning on July 6, 2017 (the effective date of Public Act  
4 100-23), those amounts required under this subsection (b-5) to  
5 be transferred by the Treasurer into the Downstate Public  
6 Transportation Fund from the General Revenue Fund shall be  
7 directly deposited into the Downstate Public Transportation  
8 Fund as the revenues are realized from the taxes indicated.

9 (b-6) As soon as possible after the first day of each  
10 month, beginning July 1, 2008, upon certification by the  
11 Department of Revenue, the Comptroller shall order transferred  
12 and the Treasurer shall transfer, from the General Revenue  
13 Fund to the Downstate Public Transportation Fund, an amount  
14 equal to  $\frac{3}{32}$  of 80% of the net revenue realized from within  
15 the boundaries of Madison County under the State Tax Acts  
16 specified in subsection (a) of this Section and provided  
17 further that, beginning July 1, 2008, the provisions of  
18 subsection (b) shall no longer apply with respect to such tax  
19 receipts from Madison County.

20 Notwithstanding any provision of law to the contrary,  
21 beginning on July 6, 2017 (the effective date of Public Act  
22 100-23), those amounts required under this subsection (b-6) to  
23 be transferred by the Treasurer into the Downstate Public  
24 Transportation Fund from the General Revenue Fund shall be  
25 directly deposited into the Downstate Public Transportation  
26 Fund as the revenues are realized from the taxes indicated.

1 (b-7) Beginning July 1, 2018, notwithstanding any ~~the~~  
2 other provisions of law to the contrary ~~this Section~~, instead  
3 of the Comptroller making monthly transfers from the General  
4 Revenue Fund to the Downstate Public Transportation Fund, the  
5 Department of Revenue shall deposit the designated fraction of  
6 the net revenue realized from collections under the Retailers'  
7 Occupation Tax Act, the Service Occupation Tax Act, the Use  
8 Tax Act, and the Service Use Tax Act directly into the  
9 Downstate Public Transportation Fund, except that, for the  
10 State fiscal year beginning July 1, 2024 and each State fiscal  
11 year thereafter, the first \$75,000,000 that would have  
12 otherwise been deposited as provided in this subsection shall  
13 instead be transferred from the Road Fund to the Downstate  
14 Public Transportation Fund by the Treasurer upon certification  
15 by the Department of Revenue and order of the Comptroller.

16 (c) The Department shall certify to the Department of  
17 Revenue the eligible participants under this Article and the  
18 territorial boundaries of such participants for the purposes  
19 of the Department of Revenue in subsections (a) and (b) of this  
20 Section.

21 (d) For the purposes of this Article, beginning in fiscal  
22 year 2009 the General Assembly shall appropriate an amount  
23 from the Downstate Public Transportation Fund equal to the sum  
24 total of funds projected to be paid to the participants  
25 pursuant to Section 2-7. If the General Assembly fails to make  
26 appropriations sufficient to cover the amounts projected to be



1 paid pursuant to Section 2-7, this Act shall constitute an  
2 irrevocable and continuing appropriation from the Downstate  
3 Public Transportation Fund of all amounts necessary for those  
4 purposes.

5 (e) (Blank).

6 (f) (Blank).

7 (g) (Blank).

8 (h) For State fiscal year 2020 only, notwithstanding any  
9 provision of law to the contrary, the total amount of revenue  
10 and deposits under this Section attributable to revenues  
11 realized during State fiscal year 2020 shall be reduced by 5%.

12 (i) For State fiscal year 2021 only, notwithstanding any  
13 provision of law to the contrary, the total amount of revenue  
14 and deposits under this Section attributable to revenues  
15 realized during State fiscal year 2021 shall be reduced by 5%.

16 (j) Commencing with State fiscal year 2022 programs, and  
17 for each fiscal year thereafter, all appropriations made under  
18 the provisions of this Act shall not constitute a grant  
19 program subject to the requirements of the Grant  
20 Accountability and Transparency Act. The Department shall  
21 approve programs of proposed expenditures and services  
22 submitted by participants under the requirements of Sections  
23 2-5 and 2-11.

24 (Source: P.A. 101-10, eff. 6-5-19; 101-636, eff. 6-10-20;  
25 102-626, eff. 8-27-21.)

1           Section 5-50. The Illinois Income Tax Act is amended by  
2 changing Section 901 as follows:

3           (35 ILCS 5/901)

4           Sec. 901. Collection authority.

5           (a) In general. The Department shall collect the taxes  
6 imposed by this Act. The Department shall collect certified  
7 past due child support amounts under Section 2505-650 of the  
8 Department of Revenue Law of the Civil Administrative Code of  
9 Illinois. Except as provided in subsections (b), (c), (e),  
10 (f), (g), and (h) of this Section, money collected pursuant to  
11 subsections (a) and (b) of Section 201 of this Act shall be  
12 paid into the General Revenue Fund in the State treasury;  
13 money collected pursuant to subsections (c) and (d) of Section  
14 201 of this Act shall be paid into the Personal Property Tax  
15 Replacement Fund, a special fund in the State Treasury; and  
16 money collected under Section 2505-650 of the Department of  
17 Revenue Law of the Civil Administrative Code of Illinois shall  
18 be paid into the Child Support Enforcement Trust Fund, a  
19 special fund outside the State Treasury, or to the State  
20 Disbursement Unit established under Section 10-26 of the  
21 Illinois Public Aid Code, as directed by the Department of  
22 Healthcare and Family Services.

23           (b) Local Government Distributive Fund. Beginning August  
24 1, 2017 and continuing through July 31, 2022, the Treasurer  
25 shall transfer each month from the General Revenue Fund to the

1 Local Government Distributive Fund an amount equal to the sum  
2 of: (i) 6.06% (10% of the ratio of the 3% individual income tax  
3 rate prior to 2011 to the 4.95% individual income tax rate  
4 after July 1, 2017) of the net revenue realized from the tax  
5 imposed by subsections (a) and (b) of Section 201 of this Act  
6 upon individuals, trusts, and estates during the preceding  
7 month; (ii) 6.85% (10% of the ratio of the 4.8% corporate  
8 income tax rate prior to 2011 to the 7% corporate income tax  
9 rate after July 1, 2017) of the net revenue realized from the  
10 tax imposed by subsections (a) and (b) of Section 201 of this  
11 Act upon corporations during the preceding month; and (iii)  
12 beginning February 1, 2022, 6.06% of the net revenue realized  
13 from the tax imposed by subsection (p) of Section 201 of this  
14 Act upon electing pass-through entities. Beginning August 1,  
15 2022 and continuing through July 31, 2023, the Treasurer shall  
16 transfer each month from the General Revenue Fund to the Local  
17 Government Distributive Fund an amount equal to the sum of:  
18 (i) 6.16% of the net revenue realized from the tax imposed by  
19 subsections (a) and (b) of Section 201 of this Act upon  
20 individuals, trusts, and estates during the preceding month;  
21 (ii) 6.85% of the net revenue realized from the tax imposed by  
22 subsections (a) and (b) of Section 201 of this Act upon  
23 corporations during the preceding month; and (iii) 6.16% of  
24 the net revenue realized from the tax imposed by subsection  
25 (p) of Section 201 of this Act upon electing pass-through  
26 entities. Beginning August 1, 2023, the Treasurer shall

1 transfer each month from the General Revenue Fund to the Local  
2 Government Distributive Fund an amount equal to the sum of:  
3 (i) 6.47% of the net revenue realized from the tax imposed by  
4 subsections (a) and (b) of Section 201 of this Act upon  
5 individuals, trusts, and estates during the preceding month;  
6 (ii) 6.85% of the net revenue realized from the tax imposed by  
7 subsections (a) and (b) of Section 201 of this Act upon  
8 corporations during the preceding month; and (iii) 6.47% of  
9 the net revenue realized from the tax imposed by subsection  
10 (p) of Section 201 of this Act upon electing pass-through  
11 entities. Net revenue realized for a month shall be defined as  
12 the revenue from the tax imposed by subsections (a) and (b) of  
13 Section 201 of this Act which is deposited into the General  
14 Revenue Fund, the Education Assistance Fund, the Income Tax  
15 Surcharge Local Government Distributive Fund, the Fund for the  
16 Advancement of Education, and the Commitment to Human Services  
17 Fund during the month minus the amount paid out of the General  
18 Revenue Fund in State warrants during that same month as  
19 refunds to taxpayers for overpayment of liability under the  
20 tax imposed by subsections (a) and (b) of Section 201 of this  
21 Act.

22 Notwithstanding any provision of law to the contrary,  
23 beginning on July 6, 2017 (the effective date of Public Act  
24 100-23), those amounts required under this subsection (b) to  
25 be transferred by the Treasurer into the Local Government  
26 Distributive Fund from the General Revenue Fund shall be

1 directly deposited into the Local Government Distributive Fund  
2 as the revenue is realized from the tax imposed by subsections  
3 (a) and (b) of Section 201 of this Act.

4 (c) Deposits Into Income Tax Refund Fund.

5 (1) Beginning on January 1, 1989 and thereafter, the  
6 Department shall deposit a percentage of the amounts  
7 collected pursuant to subsections (a) and (b)(1), (2), and  
8 (3) of Section 201 of this Act into a fund in the State  
9 treasury known as the Income Tax Refund Fund. Beginning  
10 with State fiscal year 1990 and for each fiscal year  
11 thereafter, the percentage deposited into the Income Tax  
12 Refund Fund during a fiscal year shall be the Annual  
13 Percentage. For fiscal year 2011, the Annual Percentage  
14 shall be 8.75%. For fiscal year 2012, the Annual  
15 Percentage shall be 8.75%. For fiscal year 2013, the  
16 Annual Percentage shall be 9.75%. For fiscal year 2014,  
17 the Annual Percentage shall be 9.5%. For fiscal year 2015,  
18 the Annual Percentage shall be 10%. For fiscal year 2018,  
19 the Annual Percentage shall be 9.8%. For fiscal year 2019,  
20 the Annual Percentage shall be 9.7%. For fiscal year 2020,  
21 the Annual Percentage shall be 9.5%. For fiscal year 2021,  
22 the Annual Percentage shall be 9%. For fiscal year 2022,  
23 the Annual Percentage shall be 9.25%. For fiscal year  
24 2023, the Annual Percentage shall be 9.25%. For fiscal  
25 year 2024, the Annual Percentage shall be 9.15%. For  
26 fiscal year 2025, the Annual Percentage shall be 9.15%.

1 For all other fiscal years, the Annual Percentage shall be  
2 calculated as a fraction, the numerator of which shall be  
3 the amount of refunds approved for payment by the  
4 Department during the preceding fiscal year as a result of  
5 overpayment of tax liability under subsections (a) and  
6 (b)(1), (2), and (3) of Section 201 of this Act plus the  
7 amount of such refunds remaining approved but unpaid at  
8 the end of the preceding fiscal year, minus the amounts  
9 transferred into the Income Tax Refund Fund from the  
10 Tobacco Settlement Recovery Fund, and the denominator of  
11 which shall be the amounts which will be collected  
12 pursuant to subsections (a) and (b)(1), (2), and (3) of  
13 Section 201 of this Act during the preceding fiscal year;  
14 except that in State fiscal year 2002, the Annual  
15 Percentage shall in no event exceed 7.6%. The Director of  
16 Revenue shall certify the Annual Percentage to the  
17 Comptroller on the last business day of the fiscal year  
18 immediately preceding the fiscal year for which it is to  
19 be effective.

20 (2) Beginning on January 1, 1989 and thereafter, the  
21 Department shall deposit a percentage of the amounts  
22 collected pursuant to subsections (a) and (b)(6), (7), and  
23 (8), (c) and (d) of Section 201 of this Act into a fund in  
24 the State treasury known as the Income Tax Refund Fund.  
25 Beginning with State fiscal year 1990 and for each fiscal  
26 year thereafter, the percentage deposited into the Income

1 Tax Refund Fund during a fiscal year shall be the Annual  
2 Percentage. For fiscal year 2011, the Annual Percentage  
3 shall be 17.5%. For fiscal year 2012, the Annual  
4 Percentage shall be 17.5%. For fiscal year 2013, the  
5 Annual Percentage shall be 14%. For fiscal year 2014, the  
6 Annual Percentage shall be 13.4%. For fiscal year 2015,  
7 the Annual Percentage shall be 14%. For fiscal year 2018,  
8 the Annual Percentage shall be 17.5%. For fiscal year  
9 2019, the Annual Percentage shall be 15.5%. For fiscal  
10 year 2020, the Annual Percentage shall be 14.25%. For  
11 fiscal year 2021, the Annual Percentage shall be 14%. For  
12 fiscal year 2022, the Annual Percentage shall be 15%. For  
13 fiscal year 2023, the Annual Percentage shall be 14.5%.  
14 For fiscal year 2024, the Annual Percentage shall be 14%.  
15 For fiscal year 2025, the Annual Percentage shall be 14%.

16 For all other fiscal years, the Annual Percentage shall be  
17 calculated as a fraction, the numerator of which shall be  
18 the amount of refunds approved for payment by the  
19 Department during the preceding fiscal year as a result of  
20 overpayment of tax liability under subsections (a) and  
21 (b) (6), (7), and (8), (c) and (d) of Section 201 of this  
22 Act plus the amount of such refunds remaining approved but  
23 unpaid at the end of the preceding fiscal year, and the  
24 denominator of which shall be the amounts which will be  
25 collected pursuant to subsections (a) and (b) (6), (7), and  
26 (8), (c) and (d) of Section 201 of this Act during the

1 preceding fiscal year; except that in State fiscal year  
2 2002, the Annual Percentage shall in no event exceed 23%.  
3 The Director of Revenue shall certify the Annual  
4 Percentage to the Comptroller on the last business day of  
5 the fiscal year immediately preceding the fiscal year for  
6 which it is to be effective.

7 (3) The Comptroller shall order transferred and the  
8 Treasurer shall transfer from the Tobacco Settlement  
9 Recovery Fund to the Income Tax Refund Fund (i)  
10 \$35,000,000 in January, 2001, (ii) \$35,000,000 in January,  
11 2002, and (iii) \$35,000,000 in January, 2003.

12 (d) Expenditures from Income Tax Refund Fund.

13 (1) Beginning January 1, 1989, money in the Income Tax  
14 Refund Fund shall be expended exclusively for the purpose  
15 of paying refunds resulting from overpayment of tax  
16 liability under Section 201 of this Act and for making  
17 transfers pursuant to this subsection (d), except that in  
18 State fiscal years 2022 and 2023, moneys in the Income Tax  
19 Refund Fund shall also be used to pay one-time rebate  
20 payments as provided under Sections 208.5 and 212.1.

21 (2) The Director shall order payment of refunds  
22 resulting from overpayment of tax liability under Section  
23 201 of this Act from the Income Tax Refund Fund only to the  
24 extent that amounts collected pursuant to Section 201 of  
25 this Act and transfers pursuant to this subsection (d) and  
26 item (3) of subsection (c) have been deposited and



1 retained in the Fund.

2 (3) As soon as possible after the end of each fiscal  
3 year, the Director shall order transferred and the State  
4 Treasurer and State Comptroller shall transfer from the  
5 Income Tax Refund Fund to the Personal Property Tax  
6 Replacement Fund an amount, certified by the Director to  
7 the Comptroller, equal to the excess of the amount  
8 collected pursuant to subsections (c) and (d) of Section  
9 201 of this Act deposited into the Income Tax Refund Fund  
10 during the fiscal year over the amount of refunds  
11 resulting from overpayment of tax liability under  
12 subsections (c) and (d) of Section 201 of this Act paid  
13 from the Income Tax Refund Fund during the fiscal year.

14 (4) As soon as possible after the end of each fiscal  
15 year, the Director shall order transferred and the State  
16 Treasurer and State Comptroller shall transfer from the  
17 Personal Property Tax Replacement Fund to the Income Tax  
18 Refund Fund an amount, certified by the Director to the  
19 Comptroller, equal to the excess of the amount of refunds  
20 resulting from overpayment of tax liability under  
21 subsections (c) and (d) of Section 201 of this Act paid  
22 from the Income Tax Refund Fund during the fiscal year  
23 over the amount collected pursuant to subsections (c) and  
24 (d) of Section 201 of this Act deposited into the Income  
25 Tax Refund Fund during the fiscal year.

26 (4.5) As soon as possible after the end of fiscal year

1 1999 and of each fiscal year thereafter, the Director  
2 shall order transferred and the State Treasurer and State  
3 Comptroller shall transfer from the Income Tax Refund Fund  
4 to the General Revenue Fund any surplus remaining in the  
5 Income Tax Refund Fund as of the end of such fiscal year;  
6 excluding for fiscal years 2000, 2001, and 2002 amounts  
7 attributable to transfers under item (3) of subsection (c)  
8 less refunds resulting from the earned income tax credit,  
9 and excluding for fiscal year 2022 amounts attributable to  
10 transfers from the General Revenue Fund authorized by  
11 Public Act 102-700.

12 (5) This Act shall constitute an irrevocable and  
13 continuing appropriation from the Income Tax Refund Fund  
14 for the purposes of (i) paying refunds upon the order of  
15 the Director in accordance with the provisions of this  
16 Section and (ii) paying one-time rebate payments under  
17 Sections 208.5 and 212.1.

18 (e) Deposits into the Education Assistance Fund and the  
19 Income Tax Surcharge Local Government Distributive Fund. On  
20 July 1, 1991, and thereafter, of the amounts collected  
21 pursuant to subsections (a) and (b) of Section 201 of this Act,  
22 minus deposits into the Income Tax Refund Fund, the Department  
23 shall deposit 7.3% into the Education Assistance Fund in the  
24 State Treasury. Beginning July 1, 1991, and continuing through  
25 January 31, 1993, of the amounts collected pursuant to  
26 subsections (a) and (b) of Section 201 of the Illinois Income

1 Tax Act, minus deposits into the Income Tax Refund Fund, the  
2 Department shall deposit 3.0% into the Income Tax Surcharge  
3 Local Government Distributive Fund in the State Treasury.  
4 Beginning February 1, 1993 and continuing through June 30,  
5 1993, of the amounts collected pursuant to subsections (a) and  
6 (b) of Section 201 of the Illinois Income Tax Act, minus  
7 deposits into the Income Tax Refund Fund, the Department shall  
8 deposit 4.4% into the Income Tax Surcharge Local Government  
9 Distributive Fund in the State Treasury. Beginning July 1,  
10 1993, and continuing through June 30, 1994, of the amounts  
11 collected under subsections (a) and (b) of Section 201 of this  
12 Act, minus deposits into the Income Tax Refund Fund, the  
13 Department shall deposit 1.475% into the Income Tax Surcharge  
14 Local Government Distributive Fund in the State Treasury.

15 (f) Deposits into the Fund for the Advancement of  
16 Education. Beginning February 1, 2015, the Department shall  
17 deposit the following portions of the revenue realized from  
18 the tax imposed upon individuals, trusts, and estates by  
19 subsections (a) and (b) of Section 201 of this Act, minus  
20 deposits into the Income Tax Refund Fund, into the Fund for the  
21 Advancement of Education:

22 (1) beginning February 1, 2015, and prior to February  
23 1, 2025, 1/30; and

24 (2) beginning February 1, 2025, 1/26.

25 If the rate of tax imposed by subsection (a) and (b) of  
26 Section 201 is reduced pursuant to Section 201.5 of this Act,

1 the Department shall not make the deposits required by this  
2 subsection (f) on or after the effective date of the  
3 reduction.

4 (g) Deposits into the Commitment to Human Services Fund.  
5 Beginning February 1, 2015, the Department shall deposit the  
6 following portions of the revenue realized from the tax  
7 imposed upon individuals, trusts, and estates by subsections  
8 (a) and (b) of Section 201 of this Act, minus deposits into the  
9 Income Tax Refund Fund, into the Commitment to Human Services  
10 Fund:

11 (1) beginning February 1, 2015, and prior to February  
12 1, 2025, 1/30; and

13 (2) beginning February 1, 2025, 1/26.

14 If the rate of tax imposed by subsection (a) and (b) of  
15 Section 201 is reduced pursuant to Section 201.5 of this Act,  
16 the Department shall not make the deposits required by this  
17 subsection (g) on or after the effective date of the  
18 reduction.

19 (h) Deposits into the Tax Compliance and Administration  
20 Fund. Beginning on the first day of the first calendar month to  
21 occur on or after August 26, 2014 (the effective date of Public  
22 Act 98-1098), each month the Department shall pay into the Tax  
23 Compliance and Administration Fund, to be used, subject to  
24 appropriation, to fund additional auditors and compliance  
25 personnel at the Department, an amount equal to 1/12 of 5% of  
26 the cash receipts collected during the preceding fiscal year

1 by the Audit Bureau of the Department from the tax imposed by  
2 subsections (a), (b), (c), and (d) of Section 201 of this Act,  
3 net of deposits into the Income Tax Refund Fund made from those  
4 cash receipts.

5 (Source: P.A. 102-16, eff. 6-17-21; 102-558, eff. 8-20-21;  
6 102-658, eff. 8-27-21; 102-699, eff. 4-19-22; 102-700, eff.  
7 4-19-22; 102-813, eff. 5-13-22; 103-8, eff. 6-7-23; 103-154,  
8 eff. 6-30-23.)

9 Section 5-60. The Regional Transportation Authority Act is  
10 amended by changing Section 4.09 as follows:

11 (70 ILCS 3615/4.09) (from Ch. 111 2/3, par. 704.09)

12 Sec. 4.09. Public Transportation Fund and the Regional  
13 Transportation Authority Occupation and Use Tax Replacement  
14 Fund.

15 (a) (1) Except as otherwise provided in paragraph (4), as  
16 soon as possible after the first day of each month, beginning  
17 July 1, 1984, upon certification of the Department of Revenue,  
18 the Comptroller shall order transferred and the Treasurer  
19 shall transfer from the General Revenue Fund to a special fund  
20 in the State Treasury to be known as the Public Transportation  
21 Fund an amount equal to 25% of the net revenue, before the  
22 deduction of the serviceman and retailer discounts pursuant to  
23 Section 9 of the Service Occupation Tax Act and Section 3 of  
24 the Retailers' Occupation Tax Act, realized from any tax

1 imposed by the Authority pursuant to Sections 4.03 and 4.03.1  
2 and 25% of the amounts deposited into the Regional  
3 Transportation Authority tax fund created by Section 4.03 of  
4 this Act, from the County and Mass Transit District Fund as  
5 provided in Section 6z-20 of the State Finance Act and 25% of  
6 the amounts deposited into the Regional Transportation  
7 Authority Occupation and Use Tax Replacement Fund from the  
8 State and Local Sales Tax Reform Fund as provided in Section  
9 6z-17 of the State Finance Act. On the first day of the month  
10 following the date that the Department receives revenues from  
11 increased taxes under Section 4.03(m) as authorized by Public  
12 Act 95-708, in lieu of the transfers authorized in the  
13 preceding sentence, upon certification of the Department of  
14 Revenue, the Comptroller shall order transferred and the  
15 Treasurer shall transfer from the General Revenue Fund to the  
16 Public Transportation Fund an amount equal to 25% of the net  
17 revenue, before the deduction of the serviceman and retailer  
18 discounts pursuant to Section 9 of the Service Occupation Tax  
19 Act and Section 3 of the Retailers' Occupation Tax Act,  
20 realized from (i) 80% of the proceeds of any tax imposed by the  
21 Authority at a rate of 1.25% in Cook County, (ii) 75% of the  
22 proceeds of any tax imposed by the Authority at the rate of 1%  
23 in Cook County, and (iii) one-third of the proceeds of any tax  
24 imposed by the Authority at the rate of 0.75% in the Counties  
25 of DuPage, Kane, Lake, McHenry, and Will, all pursuant to  
26 Section 4.03, and 25% of the net revenue realized from any tax

1 imposed by the Authority pursuant to Section 4.03.1, and 25%  
2 of the amounts deposited into the Regional Transportation  
3 Authority tax fund created by Section 4.03 of this Act from the  
4 County and Mass Transit District Fund as provided in Section  
5 6z-20 of the State Finance Act, and 25% of the amounts  
6 deposited into the Regional Transportation Authority  
7 Occupation and Use Tax Replacement Fund from the State and  
8 Local Sales Tax Reform Fund as provided in Section 6z-17 of the  
9 State Finance Act. As used in this Section, net revenue  
10 realized for a month shall be the revenue collected by the  
11 State pursuant to Sections 4.03 and 4.03.1 during the previous  
12 month from within the metropolitan region, less the amount  
13 paid out during that same month as refunds to taxpayers for  
14 overpayment of liability in the metropolitan region under  
15 Sections 4.03 and 4.03.1.

16 Notwithstanding any provision of law to the contrary,  
17 beginning on July 6, 2017 (the effective date of Public Act  
18 100-23), those amounts required under this paragraph (1) of  
19 subsection (a) to be transferred by the Treasurer into the  
20 Public Transportation Fund from the General Revenue Fund shall  
21 be directly deposited into the Public Transportation Fund as  
22 the revenues are realized from the taxes indicated.

23 (2) Except as otherwise provided in paragraph (4), on  
24 February 1, 2009 (the first day of the month following the  
25 effective date of Public Act 95-708) and each month  
26 thereafter, upon certification by the Department of Revenue,

1 the Comptroller shall order transferred and the Treasurer  
2 shall transfer from the General Revenue Fund to the Public  
3 Transportation Fund an amount equal to 5% of the net revenue,  
4 before the deduction of the serviceman and retailer discounts  
5 pursuant to Section 9 of the Service Occupation Tax Act and  
6 Section 3 of the Retailers' Occupation Tax Act, realized from  
7 any tax imposed by the Authority pursuant to Sections 4.03 and  
8 4.03.1 and certified by the Department of Revenue under  
9 Section 4.03(n) of this Act to be paid to the Authority and 5%  
10 of the amounts deposited into the Regional Transportation  
11 Authority tax fund created by Section 4.03 of this Act from the  
12 County and Mass Transit District Fund as provided in Section  
13 6z-20 of the State Finance Act, and 5% of the amounts deposited  
14 into the Regional Transportation Authority Occupation and Use  
15 Tax Replacement Fund from the State and Local Sales Tax Reform  
16 Fund as provided in Section 6z-17 of the State Finance Act, and  
17 5% of the revenue realized by the Chicago Transit Authority as  
18 financial assistance from the City of Chicago from the  
19 proceeds of any tax imposed by the City of Chicago under  
20 Section 8-3-19 of the Illinois Municipal Code.

21 Notwithstanding any provision of law to the contrary,  
22 beginning on July 6, 2017 (the effective date of Public Act  
23 100-23), those amounts required under this paragraph (2) of  
24 subsection (a) to be transferred by the Treasurer into the  
25 Public Transportation Fund from the General Revenue Fund shall  
26 be directly deposited into the Public Transportation Fund as



1 the revenues are realized from the taxes indicated.

2 (3) Except as otherwise provided in paragraph (4), as soon  
3 as possible after the first day of January, 2009 and each month  
4 thereafter, upon certification of the Department of Revenue  
5 with respect to the taxes collected under Section 4.03, the  
6 Comptroller shall order transferred and the Treasurer shall  
7 transfer from the General Revenue Fund to the Public  
8 Transportation Fund an amount equal to 25% of the net revenue,  
9 before the deduction of the serviceman and retailer discounts  
10 pursuant to Section 9 of the Service Occupation Tax Act and  
11 Section 3 of the Retailers' Occupation Tax Act, realized from  
12 (i) 20% of the proceeds of any tax imposed by the Authority at  
13 a rate of 1.25% in Cook County, (ii) 25% of the proceeds of any  
14 tax imposed by the Authority at the rate of 1% in Cook County,  
15 and (iii) one-third of the proceeds of any tax imposed by the  
16 Authority at the rate of 0.75% in the Counties of DuPage, Kane,  
17 Lake, McHenry, and Will, all pursuant to Section 4.03, and the  
18 Comptroller shall order transferred and the Treasurer shall  
19 transfer from the General Revenue Fund to the Public  
20 Transportation Fund (iv) an amount equal to 25% of the revenue  
21 realized by the Chicago Transit Authority as financial  
22 assistance from the City of Chicago from the proceeds of any  
23 tax imposed by the City of Chicago under Section 8-3-19 of the  
24 Illinois Municipal Code.

25 Notwithstanding any provision of law to the contrary,  
26 beginning on July 6, 2017 (the effective date of Public Act

1 100-23), those amounts required under this paragraph (3) of  
2 subsection (a) to be transferred by the Treasurer into the  
3 Public Transportation Fund from the General Revenue Fund shall  
4 be directly deposited into the Public Transportation Fund as  
5 the revenues are realized from the taxes indicated.

6 (4) Notwithstanding any provision of law to the contrary,  
7 for the State fiscal year beginning July 1, 2024 and each State  
8 fiscal year thereafter ~~of the transfers to be made under~~  
9 ~~paragraphs (1), (2), and (3) of this subsection (a) from the~~  
10 ~~General Revenue Fund to the Public Transportation Fund, the~~  
11 ~~first \$225,000,000 \$150,000,000 that would have otherwise been~~  
12 ~~transferred from the General Revenue Fund and deposited into~~  
13 ~~the Public Transportation Fund as provided in paragraphs (1),~~  
14 ~~(2), and (3) of this subsection (a) shall instead be~~  
15 ~~transferred from the Road Fund by the Treasurer upon~~  
16 ~~certification by the Department of Revenue and order of the~~  
17 ~~Comptroller. The next \$50,000,000 that would have otherwise~~  
18 ~~been transferred from the General Revenue Fund and deposited~~  
19 ~~into the Public Transportation Fund as provided in paragraphs~~  
20 ~~(1), (2), and (3) of this subsection (a) shall instead be~~  
21 ~~transferred from the Underground Storage Tank Fund by the~~  
22 ~~Treasurer upon certification by the Department of Revenue and~~  
23 ~~order of the Comptroller. The remaining balance of such~~  
24 ~~transfers shall be deposited each State fiscal year as~~  
25 ~~otherwise provided in paragraphs (1), (2), and (3) of this~~  
26 ~~subsection (a) made from the General Revenue Fund.~~

1 (5) (Blank).

2 (6) (Blank).

3 (7) For State fiscal year 2020 only, notwithstanding any  
4 provision of law to the contrary, the total amount of revenue  
5 and deposits under this Section attributable to revenues  
6 realized during State fiscal year 2020 shall be reduced by 5%.

7 (8) For State fiscal year 2021 only, notwithstanding any  
8 provision of law to the contrary, the total amount of revenue  
9 and deposits under this Section attributable to revenues  
10 realized during State fiscal year 2021 shall be reduced by 5%.

11 (b)(1) All moneys deposited in the Public Transportation  
12 Fund and the Regional Transportation Authority Occupation and  
13 Use Tax Replacement Fund, whether deposited pursuant to this  
14 Section or otherwise, are allocated to the Authority, except  
15 for amounts appropriated to the Office of the Executive  
16 Inspector General as authorized by subsection (h) of Section  
17 4.03.3 and amounts transferred to the Audit Expense Fund  
18 pursuant to Section 6z-27 of the State Finance Act. The  
19 Comptroller, as soon as possible after each monthly transfer  
20 provided in this Section and after each deposit into the  
21 Public Transportation Fund, shall order the Treasurer to pay  
22 to the Authority out of the Public Transportation Fund the  
23 amount so transferred or deposited. Any Additional State  
24 Assistance and Additional Financial Assistance paid to the  
25 Authority under this Section shall be expended by the  
26 Authority for its purposes as provided in this Act. The

1 balance of the amounts paid to the Authority from the Public  
2 Transportation Fund shall be expended by the Authority as  
3 provided in Section 4.03.3. The Comptroller, as soon as  
4 possible after each deposit into the Regional Transportation  
5 Authority Occupation and Use Tax Replacement Fund provided in  
6 this Section and Section 6z-17 of the State Finance Act, shall  
7 order the Treasurer to pay to the Authority out of the Regional  
8 Transportation Authority Occupation and Use Tax Replacement  
9 Fund the amount so deposited. Such amounts paid to the  
10 Authority may be expended by it for its purposes as provided in  
11 this Act. The provisions directing the distributions from the  
12 Public Transportation Fund and the Regional Transportation  
13 Authority Occupation and Use Tax Replacement Fund provided for  
14 in this Section shall constitute an irrevocable and continuing  
15 appropriation of all amounts as provided herein. The State  
16 Treasurer and State Comptroller are hereby authorized and  
17 directed to make distributions as provided in this Section.

18 (2) Provided, however, no moneys deposited under subsection  
19 (a) of this Section shall be paid from the Public  
20 Transportation Fund to the Authority or its assignee for any  
21 fiscal year until the Authority has certified to the Governor,  
22 the Comptroller, and the Mayor of the City of Chicago that it  
23 has adopted for that fiscal year an Annual Budget and Two-Year  
24 Financial Plan meeting the requirements in Section 4.01(b).

25 (c) In recognition of the efforts of the Authority to  
26 enhance the mass transportation facilities under its control,

1 the State shall provide financial assistance ("Additional  
2 State Assistance") in excess of the amounts transferred to the  
3 Authority from the General Revenue Fund under subsection (a)  
4 of this Section. Additional State Assistance shall be  
5 calculated as provided in subsection (d), but shall in no  
6 event exceed the following specified amounts with respect to  
7 the following State fiscal years:

8	1990	\$5,000,000;
9	1991	\$5,000,000;
10	1992	\$10,000,000;
11	1993	\$10,000,000;
12	1994	\$20,000,000;
13	1995	\$30,000,000;
14	1996	\$40,000,000;
15	1997	\$50,000,000;
16	1998	\$55,000,000; and
17	each year thereafter	\$55,000,000.

18 (c-5) The State shall provide financial assistance  
19 ("Additional Financial Assistance") in addition to the  
20 Additional State Assistance provided by subsection (c) and the  
21 amounts transferred to the Authority from the General Revenue  
22 Fund under subsection (a) of this Section. Additional  
23 Financial Assistance provided by this subsection shall be  
24 calculated as provided in subsection (d), but shall in no  
25 event exceed the following specified amounts with respect to  
26 the following State fiscal years:

1           2000                   \$0;  
2           2001                   \$16,000,000;  
3           2002                   \$35,000,000;  
4           2003                   \$54,000,000;  
5           2004                   \$73,000,000;  
6           2005                   \$93,000,000; and  
7           each year thereafter   \$100,000,000.

8           (d) Beginning with State fiscal year 1990 and continuing  
9           for each State fiscal year thereafter, the Authority shall  
10           annually certify to the State Comptroller and State Treasurer,  
11           separately with respect to each of subdivisions (g)(2) and  
12           (g)(3) of Section 4.04 of this Act, the following amounts:

13           (1) The amount necessary and required, during the  
14           State fiscal year with respect to which the certification  
15           is made, to pay its obligations for debt service on all  
16           outstanding bonds or notes issued by the Authority under  
17           subdivisions (g)(2) and (g)(3) of Section 4.04 of this  
18           Act.

19           (2) An estimate of the amount necessary and required  
20           to pay its obligations for debt service for any bonds or  
21           notes which the Authority anticipates it will issue under  
22           subdivisions (g)(2) and (g)(3) of Section 4.04 during that  
23           State fiscal year.

24           (3) Its debt service savings during the preceding  
25           State fiscal year from refunding or advance refunding of  
26           bonds or notes issued under subdivisions (g)(2) and (g)(3)

1 of Section 4.04.

2 (4) The amount of interest, if any, earned by the  
3 Authority during the previous State fiscal year on the  
4 proceeds of bonds or notes issued pursuant to subdivisions  
5 (g) (2) and (g) (3) of Section 4.04, other than refunding or  
6 advance refunding bonds or notes.

7 The certification shall include a specific schedule of  
8 debt service payments, including the date and amount of each  
9 payment for all outstanding bonds or notes and an estimated  
10 schedule of anticipated debt service for all bonds and notes  
11 it intends to issue, if any, during that State fiscal year,  
12 including the estimated date and estimated amount of each  
13 payment.

14 Immediately upon the issuance of bonds for which an  
15 estimated schedule of debt service payments was prepared, the  
16 Authority shall file an amended certification with respect to  
17 item (2) above, to specify the actual schedule of debt service  
18 payments, including the date and amount of each payment, for  
19 the remainder of the State fiscal year.

20 On the first day of each month of the State fiscal year in  
21 which there are bonds outstanding with respect to which the  
22 certification is made, the State Comptroller shall order  
23 transferred and the State Treasurer shall transfer from the  
24 Road Fund to the Public Transportation Fund the Additional  
25 State Assistance and Additional Financial Assistance in an  
26 amount equal to the aggregate of (i) one-twelfth of the sum of

1 the amounts certified under items (1) and (3) above less the  
2 amount certified under item (4) above, plus (ii) the amount  
3 required to pay debt service on bonds and notes issued during  
4 the fiscal year, if any, divided by the number of months  
5 remaining in the fiscal year after the date of issuance, or  
6 some smaller portion as may be necessary under subsection (c)  
7 or (c-5) of this Section for the relevant State fiscal year,  
8 plus (iii) any cumulative deficiencies in transfers for prior  
9 months, until an amount equal to the sum of the amounts  
10 certified under items (1) and (3) above, plus the actual debt  
11 service certified under item (2) above, less the amount  
12 certified under item (4) above, has been transferred; except  
13 that these transfers are subject to the following limits:

14 (A) In no event shall the total transfers in any State  
15 fiscal year relating to outstanding bonds and notes issued  
16 by the Authority under subdivision (g)(2) of Section 4.04  
17 exceed the lesser of the annual maximum amount specified  
18 in subsection (c) or the sum of the amounts certified  
19 under items (1) and (3) above, plus the actual debt  
20 service certified under item (2) above, less the amount  
21 certified under item (4) above, with respect to those  
22 bonds and notes.

23 (B) In no event shall the total transfers in any State  
24 fiscal year relating to outstanding bonds and notes issued  
25 by the Authority under subdivision (g)(3) of Section 4.04  
26 exceed the lesser of the annual maximum amount specified



1           in subsection (c-5) or the sum of the amounts certified  
2           under items (1) and (3) above, plus the actual debt  
3           service certified under item (2) above, less the amount  
4           certified under item (4) above, with respect to those  
5           bonds and notes.

6           The term "outstanding" does not include bonds or notes for  
7           which refunding or advance refunding bonds or notes have been  
8           issued.

9           (e) Neither Additional State Assistance nor Additional  
10          Financial Assistance may be pledged, either directly or  
11          indirectly as general revenues of the Authority, as security  
12          for any bonds issued by the Authority. The Authority may not  
13          assign its right to receive Additional State Assistance or  
14          Additional Financial Assistance, or direct payment of  
15          Additional State Assistance or Additional Financial  
16          Assistance, to a trustee or any other entity for the payment of  
17          debt service on its bonds.

18          (f) The certification required under subsection (d) with  
19          respect to outstanding bonds and notes of the Authority shall  
20          be filed as early as practicable before the beginning of the  
21          State fiscal year to which it relates. The certification shall  
22          be revised as may be necessary to accurately state the debt  
23          service requirements of the Authority.

24          (g) Within 6 months of the end of each fiscal year, the  
25          Authority shall determine:

26                 (i) whether the aggregate of all system generated

1 revenues for public transportation in the metropolitan  
2 region which is provided by, or under grant or purchase of  
3 service contracts with, the Service Boards equals 50% of  
4 the aggregate of all costs of providing such public  
5 transportation. "System generated revenues" include all  
6 the proceeds of fares and charges for services provided,  
7 contributions received in connection with public  
8 transportation from units of local government other than  
9 the Authority, except for contributions received by the  
10 Chicago Transit Authority from a real estate transfer tax  
11 imposed under subsection (i) of Section 8-3-19 of the  
12 Illinois Municipal Code, and from the State pursuant to  
13 subsection (i) of Section 2705-305 of the Department of  
14 Transportation Law, and all other revenues properly  
15 included consistent with generally accepted accounting  
16 principles but may not include: the proceeds from any  
17 borrowing, and, beginning with the 2007 fiscal year, all  
18 revenues and receipts, including but not limited to fares  
19 and grants received from the federal, State or any unit of  
20 local government or other entity, derived from providing  
21 ADA paratransit service pursuant to Section 2.30 of the  
22 Regional Transportation Authority Act. "Costs" include all  
23 items properly included as operating costs consistent with  
24 generally accepted accounting principles, including  
25 administrative costs, but do not include: depreciation;  
26 payment of principal and interest on bonds, notes or other

1 evidences of obligations for borrowed money of the  
2 Authority; payments with respect to public transportation  
3 facilities made pursuant to subsection (b) of Section  
4 2.20; any payments with respect to rate protection  
5 contracts, credit enhancements or liquidity agreements  
6 made under Section 4.14; any other cost as to which it is  
7 reasonably expected that a cash expenditure will not be  
8 made; costs for passenger security including grants,  
9 contracts, personnel, equipment and administrative  
10 expenses, except in the case of the Chicago Transit  
11 Authority, in which case the term does not include costs  
12 spent annually by that entity for protection against crime  
13 as required by Section 27a of the Metropolitan Transit  
14 Authority Act; the costs of Debt Service paid by the  
15 Chicago Transit Authority, as defined in Section 12c of  
16 the Metropolitan Transit Authority Act, or bonds or notes  
17 issued pursuant to that Section; the payment by the  
18 Commuter Rail Division of debt service on bonds issued  
19 pursuant to Section 3B.09; expenses incurred by the  
20 Suburban Bus Division for the cost of new public  
21 transportation services funded from grants pursuant to  
22 Section 2.01e of this Act for a period of 2 years from the  
23 date of initiation of each such service; costs as exempted  
24 by the Board for projects pursuant to Section 2.09 of this  
25 Act; or, beginning with the 2007 fiscal year, expenses  
26 related to providing ADA paratransit service pursuant to

1 Section 2.30 of the Regional Transportation Authority Act;  
2 or in fiscal years 2008 through 2012 inclusive, costs in  
3 the amount of \$200,000,000 in fiscal year 2008, reducing  
4 by \$40,000,000 in each fiscal year thereafter until this  
5 exemption is eliminated. If said system generated revenues  
6 are less than 50% of said costs, the Board shall remit an  
7 amount equal to the amount of the deficit to the State;  
8 however, due to the fiscal impacts from the COVID-19  
9 pandemic, for fiscal years 2021, 2022, 2023, 2024, and  
10 2025, no such payment shall be required. The Treasurer  
11 shall deposit any such payment in the Road Fund; and

12 (ii) whether, beginning with the 2007 fiscal year, the  
13 aggregate of all fares charged and received for ADA  
14 paratransit services equals the system generated ADA  
15 paratransit services revenue recovery ratio percentage of  
16 the aggregate of all costs of providing such ADA  
17 paratransit services.

18 (h) If the Authority makes any payment to the State under  
19 paragraph (g), the Authority shall reduce the amount provided  
20 to a Service Board from funds transferred under paragraph (a)  
21 in proportion to the amount by which that Service Board failed  
22 to meet its required system generated revenues recovery ratio.  
23 A Service Board which is affected by a reduction in funds under  
24 this paragraph shall submit to the Authority concurrently with  
25 its next due quarterly report a revised budget incorporating  
26 the reduction in funds. The revised budget must meet the

1 criteria specified in clauses (i) through (vi) of Section  
2 4.11(b)(2). The Board shall review and act on the revised  
3 budget as provided in Section 4.11(b)(3).

4 (Source: P.A. 102-678, eff. 12-10-21; 103-281, eff. 1-1-24.)

5 Section 5-65. The Mental Health Early Action on Campus Act  
6 is amended by changing Section 55 as follows:

7 (110 ILCS 58/55)

8 Sec. 55. Funding. This Act is subject to appropriation.  
9 The Commission on Government Forecasting and Accountability,  
10 in conjunction with the Illinois Community College Board and  
11 the Board of Higher Education, must make recommendations to  
12 the General Assembly on the amounts necessary to implement  
13 this Act. ~~The initial recommendation must be provided by the~~  
14 ~~Commission no later than December 31, 2019. Any appropriation~~  
15 ~~provided in advance of this initial recommendation may be used~~  
16 ~~for planning purposes.~~ No Section of this Act may be funded by  
17 student fees created on or after July 1, 2020. Public colleges  
18 or universities may seek federal funding or private grants, if  
19 available, to support the provisions of this Act. In order to  
20 raise mental health awareness on college campuses through  
21 training, peer support, and local partnerships, the Board of  
22 Higher Education may, subject to appropriation, establish and  
23 administer a grant program to assist public universities in  
24 implementing this Act.

1 (Source: P.A. 101-251, eff. 8-9-19.)

2 Section 5-70. The Illinois Health Benefits Exchange Law is  
3 amended by changing Section 5-30 as follows:

4 (215 ILCS 122/5-30)

5 (Section scheduled to be repealed on January 1, 2025)

6 Sec. 5-30. Transfers from Insurance Producer  
7 Administration Fund.

8 (a) During fiscal year 2024 only, at the direction of and  
9 upon notification from the Director of Insurance, the State  
10 Comptroller shall direct and the State Treasurer shall  
11 transfer up to a total of \$10,000,000 from the Insurance  
12 Producer Administration Fund to the Illinois Health Benefits  
13 Exchange Fund.

14 (b) During fiscal year 2025 only, at the direction of and  
15 upon notification from the Director of Insurance, the State  
16 Comptroller shall direct and the State Treasurer shall  
17 transfer up to a total of \$15,500,000 from the Insurance  
18 Producer Administration Fund to the Illinois Health Benefits  
19 Exchange Fund.

20 (c) This Section is repealed on January 1, 2026 ~~2025~~.

21 (Source: P.A. 103-8, eff. 6-7-23.)

22 Section 5-72. The African-American HIV/AIDS Response Act  
23 is amended by changing Section 27 as follows:

1 (410 ILCS 303/27)

2 Sec. 27. African-American HIV/AIDS Response Fund.

3 (a) The African-American HIV/AIDS Response Fund is created  
4 as a special fund in the State treasury. Moneys deposited into  
5 the Fund shall, subject to appropriation, be used for grants  
6 for programs to prevent the transmission of HIV and other  
7 programs and activities consistent with the purposes of this  
8 Act, including, but not limited to, preventing and treating  
9 HIV/AIDS, the creation of an HIV/AIDS service delivery system,  
10 and the administration of the Act. The grants under this  
11 Section may be administered by a lead agent selected by the  
12 Department of Public Health, considering the entity's ability  
13 to administer grants and familiarity with the grantees'  
14 programs, and that selection shall be exempt from the public  
15 notice of funding opportunity under the Grant Accountability  
16 and Transparency Act or any rule regarding the public notice  
17 of funding opportunity adopted under that Act. The lead agent  
18 must demonstrate the ability to administer the grant to  
19 subgrantees in compliance with the requirements of the Grant  
20 Accountability and Transparency Act. Moneys for the Fund shall  
21 come from appropriations by the General Assembly, federal  
22 funds, and other public resources.

23 (b) The Fund shall provide resources for communities in  
24 Illinois to create an HIV/AIDS service delivery system that  
25 reduces the disparity of HIV infection and AIDS cases between

1 African-Americans and other population groups in Illinois that  
2 may be impacted by the disease by, including but, not limited  
3 to:

4 (1) developing, implementing, and maintaining a  
5 comprehensive, culturally sensitive HIV Prevention Plan  
6 targeting communities that are identified as high-risk in  
7 terms of the impact of the disease on African-Americans;

8 (2) developing, implementing, and maintaining a stable  
9 HIV/AIDS service delivery infrastructure in Illinois  
10 communities that will meet the needs of African-Americans;

11 (3) developing, implementing, and maintaining a  
12 statewide HIV/AIDS testing program;

13 (4) providing funding for HIV/AIDS social and  
14 scientific research to improve prevention and treatment;

15 (5) providing comprehensive technical and other  
16 assistance to African-American community service  
17 organizations that are involved in HIV/AIDS prevention and  
18 treatment;

19 (6) developing, implementing, and maintaining an  
20 infrastructure for African-American community service  
21 organizations to make them less dependent on government  
22 resources;

23 (7) (blank); and

24 (8) creating, maintaining, or creating and maintaining  
25 at least one Black-led Center of Excellence HIV Biomedical  
26 Resource Hub for every \$3,000,000 of available funding to



1 improve Black health and eliminate Black HIV-related  
2 health disparities; a Center of Excellence may be  
3 developed on a stand-alone or a collaborative basis and  
4 may provide regional comprehensive HIV preventative care  
5 and essential support services, which may include, but are  
6 not limited to, PrEP assessment, same day prescription  
7 delivery, primary HIV medical care or referral, case  
8 management, outpatient mental health, outpatient substance  
9 abuse, treatment, medication adherence, nutritional  
10 supplemental support, housing, financial assistance,  
11 workforce development, criminal justice involvement, and  
12 advocacy services.

13 (c) When providing grants pursuant to this Fund, the  
14 Department of Public Health shall give priority to the  
15 development of comprehensive medical and social services to  
16 African-Americans at risk of infection from or infected with  
17 HIV/AIDS in areas of the State determined to have the greatest  
18 geographic prevalence of HIV/AIDS in the African-American  
19 population.

20 (d) (Blank).

21 (Source: P.A. 102-1052, eff. 1-1-23.)

22 Section 5-75. The Environmental Protection Act is amended  
23 by changing Sections 22.15, 55.6, and 57.11 as follows:

24 (415 ILCS 5/22.15)

1           Sec. 22.15. Solid Waste Management Fund; fees.

2           (a) There is hereby created within the State Treasury a  
3 special fund to be known as the Solid Waste Management Fund, to  
4 be constituted from the fees collected by the State pursuant  
5 to this Section, from repayments of loans made from the Fund  
6 for solid waste projects, from registration fees collected  
7 pursuant to the Consumer Electronics Recycling Act, from fees  
8 collected under the Paint Stewardship Act, and from amounts  
9 transferred into the Fund pursuant to Public Act 100-433.  
10 Moneys received by either the Agency or the Department of  
11 Commerce and Economic Opportunity in repayment of loans made  
12 pursuant to the Illinois Solid Waste Management Act shall be  
13 deposited into the General Revenue Fund.

14           (b) The Agency shall assess and collect a fee in the amount  
15 set forth herein from the owner or operator of each sanitary  
16 landfill permitted or required to be permitted by the Agency  
17 to dispose of solid waste if the sanitary landfill is located  
18 off the site where such waste was produced and if such sanitary  
19 landfill is owned, controlled, and operated by a person other  
20 than the generator of such waste. The Agency shall deposit all  
21 fees collected into the Solid Waste Management Fund. If a site  
22 is contiguous to one or more landfills owned or operated by the  
23 same person, the volumes permanently disposed of by each  
24 landfill shall be combined for purposes of determining the fee  
25 under this subsection. Beginning on July 1, 2018, and on the  
26 first day of each month thereafter during fiscal years 2019

1 through 2025 ~~2024~~, the State Comptroller shall direct and  
2 State Treasurer shall transfer an amount equal to 1/12 of  
3 \$5,000,000 per fiscal year from the Solid Waste Management  
4 Fund to the General Revenue Fund.

5 (1) If more than 150,000 cubic yards of non-hazardous  
6 solid waste is permanently disposed of at a site in a  
7 calendar year, the owner or operator shall either pay a  
8 fee of 95 cents per cubic yard or, alternatively, the  
9 owner or operator may weigh the quantity of the solid  
10 waste permanently disposed of with a device for which  
11 certification has been obtained under the Weights and  
12 Measures Act and pay a fee of \$2.00 per ton of solid waste  
13 permanently disposed of. In no case shall the fee  
14 collected or paid by the owner or operator under this  
15 paragraph exceed \$1.55 per cubic yard or \$3.27 per ton.

16 (2) If more than 100,000 cubic yards but not more than  
17 150,000 cubic yards of non-hazardous waste is permanently  
18 disposed of at a site in a calendar year, the owner or  
19 operator shall pay a fee of \$52,630.

20 (3) If more than 50,000 cubic yards but not more than  
21 100,000 cubic yards of non-hazardous solid waste is  
22 permanently disposed of at a site in a calendar year, the  
23 owner or operator shall pay a fee of \$23,790.

24 (4) If more than 10,000 cubic yards but not more than  
25 50,000 cubic yards of non-hazardous solid waste is  
26 permanently disposed of at a site in a calendar year, the

1 owner or operator shall pay a fee of \$7,260.

2 (5) If not more than 10,000 cubic yards of  
3 non-hazardous solid waste is permanently disposed of at a  
4 site in a calendar year, the owner or operator shall pay a  
5 fee of \$1050.

6 (c) (Blank).

7 (d) The Agency shall establish rules relating to the  
8 collection of the fees authorized by this Section. Such rules  
9 shall include, but not be limited to:

10 (1) necessary records identifying the quantities of  
11 solid waste received or disposed;

12 (2) the form and submission of reports to accompany  
13 the payment of fees to the Agency;

14 (3) the time and manner of payment of fees to the  
15 Agency, which payments shall not be more often than  
16 quarterly; and

17 (4) procedures setting forth criteria establishing  
18 when an owner or operator may measure by weight or volume  
19 during any given quarter or other fee payment period.

20 (e) Pursuant to appropriation, all monies in the Solid  
21 Waste Management Fund shall be used by the Agency for the  
22 purposes set forth in this Section and in the Illinois Solid  
23 Waste Management Act, including for the costs of fee  
24 collection and administration, for administration of the Paint  
25 Stewardship Act, and for the administration of the Consumer  
26 Electronics Recycling Act, the Drug Take-Back Act, and the

1 Statewide Recycling Needs Assessment Act.

2 (f) The Agency is authorized to enter into such agreements  
3 and to promulgate such rules as are necessary to carry out its  
4 duties under this Section and the Illinois Solid Waste  
5 Management Act.

6 (g) On the first day of January, April, July, and October  
7 of each year, beginning on July 1, 1996, the State Comptroller  
8 and Treasurer shall transfer \$500,000 from the Solid Waste  
9 Management Fund to the Hazardous Waste Fund. Moneys  
10 transferred under this subsection (g) shall be used only for  
11 the purposes set forth in item (1) of subsection (d) of Section  
12 22.2.

13 (h) The Agency is authorized to provide financial  
14 assistance to units of local government for the performance of  
15 inspecting, investigating, and enforcement activities pursuant  
16 to subsection (r) of Section 4 at nonhazardous solid waste  
17 disposal sites.

18 (i) The Agency is authorized to conduct household waste  
19 collection and disposal programs.

20 (j) A unit of local government, as defined in the Local  
21 Solid Waste Disposal Act, in which a solid waste disposal  
22 facility is located may establish a fee, tax, or surcharge  
23 with regard to the permanent disposal of solid waste. All  
24 fees, taxes, and surcharges collected under this subsection  
25 shall be utilized for solid waste management purposes,  
26 including long-term monitoring and maintenance of landfills,

1 planning, implementation, inspection, enforcement and other  
2 activities consistent with the Illinois Solid Waste Management  
3 Act and the Local Solid Waste Disposal Act, or for any other  
4 environment-related purpose, including, but not limited to, an  
5 environment-related public works project, but not for the  
6 construction of a new pollution control facility other than a  
7 household hazardous waste facility. However, the total fee,  
8 tax or surcharge imposed by all units of local government  
9 under this subsection (j) upon the solid waste disposal  
10 facility shall not exceed:

11 (1) 60¢ per cubic yard if more than 150,000 cubic  
12 yards of non-hazardous solid waste is permanently disposed  
13 of at the site in a calendar year, unless the owner or  
14 operator weighs the quantity of the solid waste received  
15 with a device for which certification has been obtained  
16 under the Weights and Measures Act, in which case the fee  
17 shall not exceed \$1.27 per ton of solid waste permanently  
18 disposed of.

19 (2) \$33,350 if more than 100,000 cubic yards, but not  
20 more than 150,000 cubic yards, of non-hazardous waste is  
21 permanently disposed of at the site in a calendar year.

22 (3) \$15,500 if more than 50,000 cubic yards, but not  
23 more than 100,000 cubic yards, of non-hazardous solid  
24 waste is permanently disposed of at the site in a calendar  
25 year.

26 (4) \$4,650 if more than 10,000 cubic yards, but not

1 more than 50,000 cubic yards, of non-hazardous solid waste  
2 is permanently disposed of at the site in a calendar year.

3 (5) \$650 if not more than 10,000 cubic yards of  
4 non-hazardous solid waste is permanently disposed of at  
5 the site in a calendar year.

6 The corporate authorities of the unit of local government  
7 may use proceeds from the fee, tax, or surcharge to reimburse a  
8 highway commissioner whose road district lies wholly or  
9 partially within the corporate limits of the unit of local  
10 government for expenses incurred in the removal of  
11 nonhazardous, nonfluid municipal waste that has been dumped on  
12 public property in violation of a State law or local  
13 ordinance.

14 For the disposal of solid waste from general construction  
15 or demolition debris recovery facilities as defined in  
16 subsection (a-1) of Section 3.160, the total fee, tax, or  
17 surcharge imposed by all units of local government under this  
18 subsection (j) upon the solid waste disposal facility shall  
19 not exceed 50% of the applicable amount set forth above. A unit  
20 of local government, as defined in the Local Solid Waste  
21 Disposal Act, in which a general construction or demolition  
22 debris recovery facility is located may establish a fee, tax,  
23 or surcharge on the general construction or demolition debris  
24 recovery facility with regard to the permanent disposal of  
25 solid waste by the general construction or demolition debris  
26 recovery facility at a solid waste disposal facility, provided

1 that such fee, tax, or surcharge shall not exceed 50% of the  
2 applicable amount set forth above, based on the total amount  
3 of solid waste transported from the general construction or  
4 demolition debris recovery facility for disposal at solid  
5 waste disposal facilities, and the unit of local government  
6 and fee shall be subject to all other requirements of this  
7 subsection (j).

8 A county or Municipal Joint Action Agency that imposes a  
9 fee, tax, or surcharge under this subsection may use the  
10 proceeds thereof to reimburse a municipality that lies wholly  
11 or partially within its boundaries for expenses incurred in  
12 the removal of nonhazardous, nonfluid municipal waste that has  
13 been dumped on public property in violation of a State law or  
14 local ordinance.

15 If the fees are to be used to conduct a local sanitary  
16 landfill inspection or enforcement program, the unit of local  
17 government must enter into a written delegation agreement with  
18 the Agency pursuant to subsection (r) of Section 4. The unit of  
19 local government and the Agency shall enter into such a  
20 written delegation agreement within 60 days after the  
21 establishment of such fees. At least annually, the Agency  
22 shall conduct an audit of the expenditures made by units of  
23 local government from the funds granted by the Agency to the  
24 units of local government for purposes of local sanitary  
25 landfill inspection and enforcement programs, to ensure that  
26 the funds have been expended for the prescribed purposes under



1 the grant.

2 The fees, taxes or surcharges collected under this  
3 subsection (j) shall be placed by the unit of local government  
4 in a separate fund, and the interest received on the moneys in  
5 the fund shall be credited to the fund. The monies in the fund  
6 may be accumulated over a period of years to be expended in  
7 accordance with this subsection.

8 A unit of local government, as defined in the Local Solid  
9 Waste Disposal Act, shall prepare and post on its website, in  
10 April of each year, a report that details spending plans for  
11 monies collected in accordance with this subsection. The  
12 report will at a minimum include the following:

13 (1) The total monies collected pursuant to this  
14 subsection.

15 (2) The most current balance of monies collected  
16 pursuant to this subsection.

17 (3) An itemized accounting of all monies expended for  
18 the previous year pursuant to this subsection.

19 (4) An estimation of monies to be collected for the  
20 following 3 years pursuant to this subsection.

21 (5) A narrative detailing the general direction and  
22 scope of future expenditures for one, 2 and 3 years.

23 The exemptions granted under Sections 22.16 and 22.16a,  
24 and under subsection (k) of this Section, shall be applicable  
25 to any fee, tax or surcharge imposed under this subsection  
26 (j); except that the fee, tax or surcharge authorized to be

1 imposed under this subsection (j) may be made applicable by a  
2 unit of local government to the permanent disposal of solid  
3 waste after December 31, 1986, under any contract lawfully  
4 executed before June 1, 1986 under which more than 150,000  
5 cubic yards (or 50,000 tons) of solid waste is to be  
6 permanently disposed of, even though the waste is exempt from  
7 the fee imposed by the State under subsection (b) of this  
8 Section pursuant to an exemption granted under Section 22.16.

9 (k) In accordance with the findings and purposes of the  
10 Illinois Solid Waste Management Act, beginning January 1, 1989  
11 the fee under subsection (b) and the fee, tax or surcharge  
12 under subsection (j) shall not apply to:

13 (1) waste which is hazardous waste;

14 (2) waste which is pollution control waste;

15 (3) waste from recycling, reclamation or reuse  
16 processes which have been approved by the Agency as being  
17 designed to remove any contaminant from wastes so as to  
18 render such wastes reusable, provided that the process  
19 renders at least 50% of the waste reusable; the exemption  
20 set forth in this paragraph (3) of this subsection (k)  
21 shall not apply to general construction or demolition  
22 debris recovery facilities as defined in subsection (a-1)  
23 of Section 3.160;

24 (4) non-hazardous solid waste that is received at a  
25 sanitary landfill and composted or recycled through a  
26 process permitted by the Agency; or

1 (5) any landfill which is permitted by the Agency to  
2 receive only demolition or construction debris or  
3 landscape waste.

4 (Source: P.A. 102-16, eff. 6-17-21; 102-310, eff. 8-6-21;  
5 102-444, eff. 8-20-21; 102-699, eff. 4-19-22; 102-813, eff.  
6 5-13-22; 102-1055, eff. 6-10-22; 103-8, eff. 6-7-23; 103-154,  
7 eff. 6-30-23; 103-372, eff. 1-1-24; 103-383, eff. 7-28-23;  
8 revised 12-15-23.)

9 (415 ILCS 5/55.6) (from Ch. 111 1/2, par. 1055.6)

10 Sec. 55.6. Used Tire Management Fund.

11 (a) There is hereby created in the State Treasury a  
12 special fund to be known as the Used Tire Management Fund.  
13 There shall be deposited into the Fund all monies received as  
14 (1) recovered costs or proceeds from the sale of used tires  
15 under Section 55.3 of this Act, (2) repayment of loans from the  
16 Used Tire Management Fund, or (3) penalties or punitive  
17 damages for violations of this Title, except as provided by  
18 subdivision (b) (4) or (b) (4-5) of Section 42.

19 (b) Beginning January 1, 1992, in addition to any other  
20 fees required by law, the owner or operator of each site  
21 required to be registered or permitted under subsection (d) or  
22 (d-5) of Section 55 shall pay to the Agency an annual fee of  
23 \$100. Fees collected under this subsection shall be deposited  
24 into the Environmental Protection Permit and Inspection Fund.

25 (c) Pursuant to appropriation, moneys up to an amount of

1 \$4 million per fiscal year from the Used Tire Management Fund  
2 shall be allocated as follows:

3 (1) 38% shall be available to the Agency for the  
4 following purposes, provided that priority shall be given  
5 to item (i):

6 (i) To undertake preventive, corrective or removal  
7 action as authorized by and in accordance with Section  
8 55.3, and to recover costs in accordance with Section  
9 55.3.

10 (ii) For the performance of inspection and  
11 enforcement activities for used and waste tire sites.

12 (iii) (Blank).

13 (iv) To provide financial assistance to units of  
14 local government for the performance of inspecting,  
15 investigating and enforcement activities pursuant to  
16 subsection (r) of Section 4 at used and waste tire  
17 sites.

18 (v) To provide financial assistance for used and  
19 waste tire collection projects sponsored by local  
20 government or not-for-profit corporations.

21 (vi) For the costs of fee collection and  
22 administration relating to used and waste tires, and  
23 to accomplish such other purposes as are authorized by  
24 this Act and regulations thereunder.

25 (vii) To provide financial assistance to units of  
26 local government and private industry for the purposes

1 of:

2 (A) assisting in the establishment of  
3 facilities and programs to collect, process, and  
4 utilize used and waste tires and tire-derived  
5 materials;

6 (B) demonstrating the feasibility of  
7 innovative technologies as a means of collecting,  
8 storing, processing, and utilizing used and waste  
9 tires and tire-derived materials; and

10 (C) applying demonstrated technologies as a  
11 means of collecting, storing, processing, and  
12 utilizing used and waste tires and tire-derived  
13 materials.

14 (2) (Blank).

15 (2.1) For the fiscal year beginning July 1, 2004 and  
16 for all fiscal years thereafter, 23% shall be deposited  
17 into the General Revenue Fund. Prior to the fiscal year  
18 beginning July 1, 2023, such transfers are at the  
19 direction of the Department of Revenue, and shall be made  
20 within 30 days after the end of each quarter. Beginning  
21 with the fiscal year beginning July 1, 2023, such  
22 transfers are at the direction of the Agency and shall be  
23 made within 30 days after the end of each quarter.

24 (3) 25% shall be available to the Illinois Department  
25 of Public Health for the following purposes:

26 (A) To investigate threats or potential threats to

1 the public health related to mosquitoes and other  
2 vectors of disease associated with the improper  
3 storage, handling and disposal of tires, improper  
4 waste disposal, or natural conditions.

5 (B) To conduct surveillance and monitoring  
6 activities for mosquitoes and other arthropod vectors  
7 of disease, and surveillance of animals which provide  
8 a reservoir for disease-producing organisms.

9 (C) To conduct training activities to promote  
10 vector control programs and integrated pest management  
11 as defined in the Vector Control Act.

12 (D) To respond to inquiries, investigate  
13 complaints, conduct evaluations and provide technical  
14 consultation to help reduce or eliminate public health  
15 hazards and nuisance conditions associated with  
16 mosquitoes and other vectors.

17 (E) To provide financial assistance to units of  
18 local government for training, investigation and  
19 response to public nuisances associated with  
20 mosquitoes and other vectors of disease.

21 (4) 2% shall be available to the Department of  
22 Agriculture for its activities under the Illinois  
23 Pesticide Act relating to used and waste tires.

24 (5) 2% shall be available to the Pollution Control  
25 Board for administration of its activities relating to  
26 used and waste tires.

1           (6) 10% shall be available to the University of  
2 Illinois for the Prairie Research Institute to perform  
3 research to study the biology, distribution, population  
4 ecology, and biosystematics of tire-breeding arthropods,  
5 especially mosquitoes, and the diseases they spread.

6           (d) By January 1, 1998, and biennially thereafter, each  
7 State agency receiving an appropriation from the Used Tire  
8 Management Fund shall report to the Governor and the General  
9 Assembly on its activities relating to the Fund.

10           (e) Any monies appropriated from the Used Tire Management  
11 Fund, but not obligated, shall revert to the Fund.

12           (f) In administering the provisions of subdivisions (1),  
13 (2) and (3) of subsection (c) of this Section, the Agency, the  
14 Department of Commerce and Economic Opportunity, and the  
15 Illinois Department of Public Health shall ensure that  
16 appropriate funding assistance is provided to any municipality  
17 with a population over 1,000,000 or to any sanitary district  
18 which serves a population over 1,000,000.

19           (g) Pursuant to appropriation, monies in excess of \$4  
20 million per fiscal year from the Used Tire Management Fund  
21 shall be used as follows:

22           (1) 55% shall be available to the Agency and, in State  
23 fiscal year 2025 only, the Department of Commerce and  
24 Economic Opportunity for the following purposes, provided  
25 that priority shall be given to subparagraph (A):

26           (A) To undertake preventive, corrective or renewed

1 action as authorized by and in accordance with Section  
2 55.3 and to recover costs in accordance with Section  
3 55.3.

4 (B) To provide financial assistance to units of  
5 local government and private industry for the purposes  
6 of:

7 (i) assisting in the establishment of  
8 facilities and programs to collect, process, and  
9 utilize used and waste tires and tire-derived  
10 materials;

11 (ii) demonstrating the feasibility of  
12 innovative technologies as a means of collecting,  
13 storing, processing, and utilizing used and waste  
14 tires and tire-derived materials; and

15 (iii) applying demonstrated technologies as a  
16 means of collecting, storing, processing, and  
17 utilizing used and waste tires and tire-derived  
18 materials.

19 (C) To provide grants to public universities and  
20 private industry for research and development related  
21 to reducing the toxicity of tires and tire materials,  
22 vector-related research, disease-related research, and  
23 ~~for~~ related laboratory-based equipment and field-based  
24 equipment.

25 (2) (Blank).

26 (3) For the fiscal year beginning July 1, 2004 and for



1 all fiscal years thereafter, 45% shall be deposited into  
2 the General Revenue Fund. Prior to the fiscal year  
3 beginning July 1, 2023, such transfers are at the  
4 direction of the Department of Revenue, and shall be made  
5 within 30 days after the end of each quarter. Beginning  
6 with the fiscal year beginning July 1, 2023, such  
7 transfers are at the direction of the Agency and shall be  
8 made within 30 days after the end of each quarter.

9 (Source: P.A. 103-363, eff. 7-28-23.)

10 (415 ILCS 5/57.11)

11 Sec. 57.11. Underground Storage Tank Fund; creation.

12 (a) There is hereby created in the State Treasury a  
13 special fund to be known as the Underground Storage Tank Fund.  
14 There shall be deposited into the Underground Storage Tank  
15 Fund all moneys received by the Office of the State Fire  
16 Marshal as fees for underground storage tanks under Sections 4  
17 and 5 of the Gasoline Storage Act, fees pursuant to the Motor  
18 Fuel Tax Law, and beginning July 1, 2013, payments pursuant to  
19 the Use Tax Act, the Service Use Tax Act, the Service  
20 Occupation Tax Act, and the Retailers' Occupation Tax Act. All  
21 amounts held in the Underground Storage Tank Fund shall be  
22 invested at interest by the State Treasurer. All income earned  
23 from the investments shall be deposited into the Underground  
24 Storage Tank Fund no less frequently than quarterly. In  
25 addition to any other transfers that may be provided for by

1 law, beginning on July 1, 2018 and on the first day of each  
2 month thereafter during fiscal years 2019 through 2025 ~~2024~~  
3 only, the State Comptroller shall direct and the State  
4 Treasurer shall transfer an amount equal to 1/12 of  
5 \$10,000,000 from the Underground Storage Tank Fund to the  
6 General Revenue Fund. Moneys in the Underground Storage Tank  
7 Fund, pursuant to appropriation, may be used by the Agency and  
8 the Office of the State Fire Marshal for the following  
9 purposes:

10 (1) To take action authorized under Section 57.12 to  
11 recover costs under Section 57.12.

12 (2) To assist in the reduction and mitigation of  
13 damage caused by leaks from underground storage tanks,  
14 including but not limited to, providing alternative water  
15 supplies to persons whose drinking water has become  
16 contaminated as a result of those leaks.

17 (3) To be used as a matching amount towards federal  
18 assistance relative to the release of petroleum from  
19 underground storage tanks.

20 (4) For the costs of administering activities of the  
21 Agency and the Office of the State Fire Marshal relative  
22 to the Underground Storage Tank Fund.

23 (5) For payment of costs of corrective action incurred  
24 by and indemnification to operators of underground storage  
25 tanks as provided in this Title.

26 (6) For a total of 2 demonstration projects in amounts

1 in excess of a \$10,000 deductible charge designed to  
2 assess the viability of corrective action projects at  
3 sites which have experienced contamination from petroleum  
4 releases. Such demonstration projects shall be conducted  
5 in accordance with the provision of this Title.

6 (7) Subject to appropriation, moneys in the  
7 Underground Storage Tank Fund may also be used by the  
8 Department of Revenue for the costs of administering its  
9 activities relative to the Fund and for refunds provided  
10 for in Section 13a.8 of the Motor Fuel Tax Law.

11 (b) Moneys in the Underground Storage Tank Fund may,  
12 pursuant to appropriation, be used by the Office of the State  
13 Fire Marshal or the Agency to take whatever emergency action  
14 is necessary or appropriate to assure that the public health  
15 or safety is not threatened whenever there is a release or  
16 substantial threat of a release of petroleum from an  
17 underground storage tank and for the costs of administering  
18 its activities relative to the Underground Storage Tank Fund.

19 (c) Beginning July 1, 1993, the Governor shall certify to  
20 the State Comptroller and State Treasurer the monthly amount  
21 necessary to pay debt service on State obligations issued  
22 pursuant to Section 6 of the General Obligation Bond Act. On  
23 the last day of each month, the Comptroller shall order  
24 transferred and the Treasurer shall transfer from the  
25 Underground Storage Tank Fund to the General Obligation Bond  
26 Retirement and Interest Fund the amount certified by the

1 Governor, plus any cumulative deficiency in those transfers  
2 for prior months.

3 (d) Except as provided in subsection (c) of this Section,  
4 the Underground Storage Tank Fund is not subject to  
5 administrative charges authorized under Section 8h of the  
6 State Finance Act that would in any way transfer any funds from  
7 the Underground Storage Tank Fund into any other fund of the  
8 State.

9 (e) Each fiscal year, subject to appropriation, the Agency  
10 may commit up to \$10,000,000 of the moneys in the Underground  
11 Storage Tank Fund to the payment of corrective action costs  
12 for legacy sites that meet one or more of the following  
13 criteria as a result of the underground storage tank release:  
14 (i) the presence of free product, (ii) contamination within a  
15 regulated recharge area, a wellhead protection area, or the  
16 setback zone of a potable water supply well, (iii)  
17 contamination extending beyond the boundaries of the site  
18 where the release occurred, or (iv) such other criteria as may  
19 be adopted in Agency rules.

20 (1) Fund moneys committed under this subsection (e)  
21 shall be held in the Fund for payment of the corrective  
22 action costs for which the moneys were committed.

23 (2) The Agency may adopt rules governing the  
24 commitment of Fund moneys under this subsection (e).

25 (3) This subsection (e) does not limit the use of Fund  
26 moneys at legacy sites as otherwise provided under this

1 Title.

2 (4) For the purposes of this subsection (e), the term  
3 "legacy site" means a site for which (i) an underground  
4 storage tank release was reported prior to January 1,  
5 2005, (ii) the owner or operator has been determined  
6 eligible to receive payment from the Fund for corrective  
7 action costs, and (iii) the Agency did not receive any  
8 applications for payment prior to January 1, 2010.

9 (f) Beginning July 1, 2013, if the amounts deposited into  
10 the Fund from moneys received by the Office of the State Fire  
11 Marshal as fees for underground storage tanks under Sections 4  
12 and 5 of the Gasoline Storage Act and as fees pursuant to the  
13 Motor Fuel Tax Law during a State fiscal year are sufficient to  
14 pay all claims for payment by the fund received during that  
15 State fiscal year, then the amount of any payments into the  
16 fund pursuant to the Use Tax Act, the Service Use Tax Act, the  
17 Service Occupation Tax Act, and the Retailers' Occupation Tax  
18 Act during that State fiscal year shall be deposited as  
19 follows: 75% thereof shall be paid into the State treasury and  
20 25% shall be reserved in a special account and used only for  
21 the transfer to the Common School Fund as part of the monthly  
22 transfer from the General Revenue Fund in accordance with  
23 Section 8a of the State Finance Act.

24 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
25 103-8, eff. 6-7-23.)

1 Section 5-78. The Open Space Lands Acquisition and  
2 Development Act is amended by changing Section 3 as follows:

3 (525 ILCS 35/3) (from Ch. 85, par. 2103)

4 Sec. 3. From appropriations made from the Capital  
5 Development Fund, Build Illinois Bond Fund or other available  
6 or designated funds for such purposes, the Department shall  
7 make grants to local governments as financial assistance for  
8 the capital development and improvement of park, recreation or  
9 conservation areas, marinas and shorelines, including planning  
10 and engineering costs, and for the acquisition of open space  
11 lands, including acquisition of easements and other property  
12 interests less than fee simple ownership if the Department  
13 determines that such property interests are sufficient to  
14 carry out the purposes of this Act, subject to the conditions  
15 and limitations set forth in this Act.

16 No more than 10% of the amount so appropriated for any  
17 fiscal year may be committed or expended on any one project  
18 described in an application under this Act.

19 Except for grants awarded from new appropriations in  
20 fiscal years ~~year~~ 2023 through ~~and~~ fiscal year 2025 ~~2024~~, any  
21 grant under this Act to a local government shall be  
22 conditioned upon the state providing assistance on a 50/50  
23 matching basis for the acquisition of open space lands and for  
24 capital development and improvement proposals. However, a  
25 local government defined as "distressed" under criteria

1 adopted by the Department through administrative rule shall be  
2 eligible for assistance up to 90% for the acquisition of open  
3 space lands and for capital development and improvement  
4 proposals, provided that no more than 10% of the amount  
5 appropriated under this Act in any fiscal year is made  
6 available as grants to distressed local governments. For  
7 grants awarded from new appropriations in fiscal years ~~year~~  
8 2023 through ~~and~~ fiscal year 2025 ~~2024~~ only, a local  
9 government defined as "distressed" is eligible for assistance  
10 up to 100% for the acquisition of open space lands and for  
11 capital development and improvement proposals. The Department  
12 may make more than 10% of the amount appropriated in fiscal  
13 years ~~year~~ 2023 through ~~and~~ fiscal year 2025 ~~2024~~ available as  
14 grants to distressed local governments.

15 An advance payment of a minimum of 50% of any grant made to  
16 a unit of local government under this Act must be paid to the  
17 unit of local government at the time the Department awards the  
18 grant. A unit of local government may opt out of the advanced  
19 payment option at the time of the award of the grant. The  
20 remainder of the grant shall be distributed to the local  
21 government quarterly on a reimbursement basis. The Department  
22 shall consider an applicant's request for an extension to a  
23 grant under this Act if (i) the advanced payment is expended or  
24 legally obligated within the 2 years required by Section 5 of  
25 the Illinois Grant Funds Recovery Act or (ii) no advanced  
26 payment was made.

1 (Source: P.A. 102-200, eff. 7-30-21; 102-699, eff. 4-19-22;  
2 103-8, eff. 6-7-23.)

3 Section 5-80. The Illinois Aeronautics Act is amended by  
4 changing Section 40 as follows:

5 (620 ILCS 5/40) (from Ch. 15 1/2, par. 22.40)

6 Sec. 40. Disposition of federal funds. All monies accepted  
7 for disbursement by the Department pursuant to Section 38  
8 shall be deposited into the Federal/State/Local Airport Fund,  
9 which is established as a federal trust fund in the State  
10 treasury to be held by ~~with~~ the State Treasurer as ex officio  
11 ~~ex-officio~~ custodian. Moneys in the Federal/State/Local  
12 Airport Fund ~~and~~ shall be disbursed upon a voucher or order of  
13 Secretary of Transportation and paid by a warrant drawn by the  
14 State Comptroller and countersigned by the State Treasurer.  
15 All such monies are to be expended in accordance with Federal  
16 laws and rules and regulations thereunder and with this Act.  
17 The Department is authorized, whether acting for this State or  
18 as the agent of any of its municipalities or other political  
19 subdivision, or when requested by the United States Government  
20 or any agency or department thereof, subject to section 41,  
21 disburse such monies for the designated purposes, but this  
22 shall not preclude any other authorized method of  
23 disbursement.

24 (Source: P.A. 81-840.)



1 Section 5-85. The Violent Crime Witness Protection Act is  
2 amended by changing Sections 5, 10, 15, and 20 as follows:

3 (725 ILCS 173/5)

4 Sec. 5. Definitions ~~Definition~~. As used in this Act: ~~7~~

5 "Local law enforcement agency" has the meaning given in  
6 Section 2 of the Illinois Police Training Act.

7 "Violent ~~violent~~ crime" has the meaning given ~~means a~~  
8 ~~violent crime as that term is defined~~ in Section 3 of the  
9 Rights of Crime Victims and Witnesses Act.

10 (Source: P.A. 102-756, eff. 5-10-22.)

11 (725 ILCS 173/10)

12 Sec. 10. Financial Assistance Program. The ~~No later than~~  
13 ~~January 1, 2023, the~~ Illinois Criminal Justice Information  
14 Authority, ~~in consultation with the Office of the Attorney~~  
15 ~~General,~~ shall establish a program to provide financial  
16 assistance to State's Attorney's offices and local law  
17 enforcement agencies for the establishment and maintenance of  
18 violent crime witness protection programs. Grantees shall use  
19 funds to assist victims and witnesses who are actively aiding  
20 in the prosecution of perpetrators of violent crime, and  
21 appropriate related persons or victims and witnesses  
22 determined by the Authority to be at risk of a discernible  
23 threat of violent crime. ~~The program shall be administered by~~

1 ~~the Illinois Criminal Justice Information Authority. The~~  
2 ~~program shall offer, among other things, financial assistance,~~  
3 ~~including financial assistance on an emergency basis, that may~~  
4 ~~be provided upon application by a State's Attorney or the~~  
5 ~~Attorney General, or a chief executive of a police agency from~~  
6 ~~funds deposited in the Violent Crime Witness Protection~~  
7 ~~Program Fund and appropriated from that Fund for the purposes~~  
8 ~~of this Act.~~

9 (Source: P.A. 102-756, eff. 5-10-22.)

10 (725 ILCS 173/15)

11 Sec. 15. Funding. The Illinois Criminal Justice  
12 Information Authority, in consultation with the Office of the  
13 Attorney General, shall adopt rules for the implementation of  
14 the Violent Crime Witness Protection Program. The Program  
15 ~~Assistance~~ shall be subject to the following limitations:

16 (a) Grant funds may be used to reimburse grantees for  
17 expenses associated with preexisting violent crime witness  
18 protection programs, including, but not limited to, Funds  
19 ~~shall be limited to payment of the following:~~

- 20 (1) emergency or temporary living costs;  
21 (2) moving expenses;  
22 (3) rent;  
23 (3.5) utilities;  
24 (4) security deposits for rent and utilities;  
25 (5) other appropriate expenses of relocation or

1 transition;

2 (6) mental health treatment; ~~and~~

3 (7) lost wage assistance; and

4 (8) administrative costs.

5 (b) Approval of applications made by State's Attorneys  
6 shall be conditioned upon county funding for costs at a  
7 level of at least 25%, unless this requirement is waived  
8 by the administrator, in accordance with adopted rules,  
9 for good cause shown.

10 (c) (Blank). ~~Counties providing assistance consistent~~  
11 ~~with the limitations in this Act may apply for~~  
12 ~~reimbursement of up to 75% of their costs.~~

13 (d) No more than 50% of funding available in any given  
14 fiscal year may be used for costs associated with any  
15 single county.

16 (d-5) Grant funds ~~Funds~~ may also be ~~requested by local~~  
17 ~~law enforcement agencies and, notwithstanding subsection~~  
18 ~~(a),~~ used to establish ~~local~~ violent crime witness  
19 protection programs.

20 (e) Before the Illinois Criminal Justice Information  
21 Authority distributes moneys from the Violent Crime  
22 Witness Protection Program Fund as provided in this  
23 Section, it shall retain 5% of those moneys for  
24 administrative purposes.

25 (f) (Blank). ~~Direct reimbursement is allowed in whole~~  
26 ~~or in part.~~

1 (g) Implementation of the Violent Crime Witness  
2 Protection Program is subject to appropriation ~~contingent~~  
3 ~~upon and subject to there being made sufficient~~  
4 ~~appropriations for implementation of that program.~~

5 (Source: P.A. 102-756, eff. 5-10-22.)

6 (725 ILCS 173/20)

7 Sec. 20. Violent Crime Witness Protection Program Fund.  
8 There is created in the State treasury the Violent Crime  
9 Witness Protection Program Fund into which shall be deposited  
10 appropriated funds, grants, or other funds made available to  
11 the Illinois Criminal Justice Information Authority to assist  
12 State's Attorneys and local law enforcement agencies ~~the~~  
13 ~~Attorney General~~ in protecting victims and witnesses who are  
14 aiding in the prosecution of perpetrators of violent crime,  
15 and appropriate related persons or victims and witnesses  
16 determined by the Authority to be at risk of a discernible  
17 threat of violent crime.

18 (Source: P.A. 102-756, eff. 5-10-22.)

19 Section 5-90. The Revised Uniform Unclaimed Property Act  
20 is amended by changing Section 15-801 as follows:

21 (765 ILCS 1026/15-801)

22 Sec. 15-801. Deposit of funds by administrator.

23 (a) Except as otherwise provided in this Section, the

1 administrator shall deposit in the Unclaimed Property Trust  
2 Fund all funds received under this Act, including proceeds  
3 from the sale of property under Article 7. The administrator  
4 may deposit any amount in the Unclaimed Property Trust Fund  
5 into the State Pensions Fund during the fiscal year at his or  
6 her discretion; however, he or she shall, on April 15 and  
7 October 15 of each year, deposit any amount in the Unclaimed  
8 Property Trust Fund exceeding \$2,500,000 into the State  
9 Pensions Fund. If on either April 15 or October 15, the  
10 administrator determines that a balance of \$2,500,000 is  
11 insufficient for the prompt payment of unclaimed property  
12 claims authorized under this Act, the administrator may retain  
13 more than \$2,500,000 in the Unclaimed Property Trust Fund in  
14 order to ensure the prompt payment of claims. Beginning in  
15 State fiscal year 2026 ~~2025~~, all amounts that are deposited  
16 into the State Pensions Fund from the Unclaimed Property Trust  
17 Fund shall be apportioned to the designated retirement systems  
18 as provided in subsection (c-6) of Section 8.12 of the State  
19 Finance Act to reduce their actuarial reserve deficiencies.

20 (b) The administrator shall make prompt payment of claims  
21 he or she duly allows as provided for in this Act from the  
22 Unclaimed Property Trust Fund. This shall constitute an  
23 irrevocable and continuing appropriation of all amounts in the  
24 Unclaimed Property Trust Fund necessary to make prompt payment  
25 of claims duly allowed by the administrator pursuant to this  
26 Act.

1 (Source: P.A. 102-16, eff. 6-17-21; 102-699, eff. 4-19-22;  
2 103-8, eff. 6-7-23.)

3 Section 5-95. The Unemployment Insurance Act is amended by  
4 changing Section 2103 as follows:

5 (820 ILCS 405/2103) (from Ch. 48, par. 663)

6 Sec. 2103. Unemployment compensation administration and  
7 other workforce development costs. All moneys received by the  
8 State or by the Department from any source for the financing of  
9 the cost of administration of this Act, including all federal  
10 moneys allotted or apportioned to the State or to the  
11 Department for that purpose, including moneys received  
12 directly or indirectly from the federal government under the  
13 Job Training Partnership Act, and including moneys received  
14 from the Railroad Retirement Board as compensation for  
15 services or facilities supplied to said Board, or any moneys  
16 made available by this State or its political subdivisions and  
17 matched by moneys granted to this State pursuant to the  
18 provisions of the Wagner-Peyser Act, shall be received and  
19 held by the State Treasurer as ex officio ~~ex officio~~ custodian  
20 thereof, separate and apart from all other State moneys, in  
21 the Title III Social Security and Employment Fund, and such  
22 funds shall be distributed or expended upon the direction of  
23 the Director and, except money received pursuant to the last  
24 paragraph of Section 2100B, shall be distributed or expended

1 solely for the purposes and in the amounts found necessary by  
2 the Secretary of Labor of the United States of America, or  
3 other appropriate federal agency, for the proper and efficient  
4 administration of this Act. Notwithstanding any provision of  
5 this Section, all money requisitioned and deposited with the  
6 State Treasurer pursuant to the last paragraph of Section  
7 2100B shall remain part of the unemployment trust fund and  
8 shall be used only in accordance with the conditions specified  
9 in the last paragraph of Section 2100B.

10 If any moneys received from the Secretary of Labor, or  
11 other appropriate federal agency, under Title III of the  
12 Social Security Act, or any moneys granted to this State  
13 pursuant to the provisions of the Wagner-Peyser Act, or any  
14 moneys made available by this State or its political  
15 subdivisions and matched by moneys granted to this State  
16 pursuant to the provisions of the Wagner-Peyser Act, are found  
17 by the Secretary of Labor, or other appropriate Federal  
18 agency, because of any action or contingency, to have been  
19 lost or expended for purposes other than, or in amounts in  
20 excess of, those found necessary, by the Secretary of Labor,  
21 or other appropriate Federal agency, for the proper  
22 administration of this Act, it is the policy of this State that  
23 such moneys shall be replaced by moneys appropriated for such  
24 purpose from the general funds of this State for expenditure  
25 as provided in the first paragraph of this Section. The  
26 Director shall report to the Governor's Office of Management

1 and Budget, in the same manner as is provided generally for the  
2 submission by State Departments of financial requirements for  
3 the ensuing fiscal year, and the Governor shall include in his  
4 budget report to the next regular session of the General  
5 Assembly, the amount required for such replacement.

6 Moneys in the Title III Social Security and Employment  
7 Fund shall not be commingled with other State funds, but they  
8 shall be deposited as required by law and maintained in a  
9 separate account on the books of a savings and loan  
10 association or bank.

11 The State Treasurer shall be liable on his general  
12 official bond for the faithful performance of his duties as  
13 custodian of all moneys in the Title III Social Security and  
14 Employment Fund. Such liability on his official bond shall  
15 exist in addition to the liability upon any separate bond  
16 given by him. All sums recovered for losses sustained by the  
17 fund herein described shall be deposited therein.

18 Upon the effective date of Public Act 85-956 ~~this~~  
19 ~~amendatory Act of 1987~~ (January 1, 1988), the Comptroller  
20 shall transfer all unobligated funds from the Job Training  
21 Fund into the Title III Social Security and Employment Fund.

22 On September 1, 2000, or as soon thereafter as may be  
23 reasonably practicable, the State Comptroller shall transfer  
24 all unobligated moneys from the Job Training Partnership Fund  
25 into the Title III Social Security and Employment Fund. The  
26 moneys transferred pursuant to Public Act 91-704 ~~this~~



1 ~~amendatory Act~~ may be used or expended for purposes consistent  
2 with the conditions under which those moneys were received by  
3 the State.

4 Beginning on July 1, 2000 (the effective date of Public  
5 Act 91-704) ~~this amendatory Act of the 91st General Assembly,~~  
6 all moneys that would otherwise be deposited into the Job  
7 Training Partnership Fund shall instead be deposited into the  
8 Title III Social Security and Employment Fund, to be used for  
9 purposes consistent with the conditions under which those  
10 moneys are received by the State, except that any moneys that  
11 may be necessary to pay liabilities outstanding as of June 30,  
12 2000 shall be deposited into the Job Training Partnership  
13 Fund.

14 On July 1, 2024, or as soon thereafter as practical, after  
15 making all necessary payments to the Federal Emergency  
16 Management Agency related to the federal Lost Wages Assistance  
17 program, the Director shall report to the Governor's Office of  
18 Management and Budget all amounts remaining in the Title III  
19 Social Security and Employment Fund from an appropriation to  
20 the Department for the purpose of making payments to the  
21 Federal Emergency Management Agency. At the direction of the  
22 Director of the Governor's Office of Management and Budget,  
23 the Comptroller shall direct and the Treasurer shall transfer  
24 the reported amount from the Title III Social Security and  
25 Employment Fund to the General Revenue Fund.

26 (Source: P.A. 97-791, eff. 1-1-13.)

1 Article 10.

2 Section 10-5. The Illinois Administrative Procedure Act is  
3 amended by adding Sections 5-45.55 and 5-45.56 as follows:

4 (5 ILCS 100/5-45.55 new)

5 Sec. 5-45.55. Emergency rulemaking; Substance Use Disorder  
6 Act. To provide for the expeditious and timely implementation  
7 of the changes made to Section 55-30 of the Substance Use  
8 Disorder Act by this amendatory Act of the 103rd General  
9 Assembly, emergency rules implementing the changes made to  
10 that Section by this amendatory Act of the 103rd General  
11 Assembly may be adopted in accordance with Section 5-45 by the  
12 Department of Human Services or other department essential to  
13 the implementation of the changes. The adoption of emergency  
14 rules authorized by Section 5-45 and this Section is deemed to  
15 be necessary for the public interest, safety, and welfare.

16 This Section is repealed one year after the effective date  
17 of this Section.

18 (5 ILCS 100/5-45.56 new)

19 Sec. 5-45.56. Emergency rulemaking; Illinois Public Aid  
20 Code. To provide for the expeditious and timely implementation  
21 of the changes made to the Illinois Public Aid Code by this  
22 amendatory Act of the 103rd General Assembly, emergency rules

1 implementing the changes made to that Code by this amendatory  
2 Act of the 103rd General Assembly may be adopted in accordance  
3 with Section 5-45 by the Department of Healthcare and Family  
4 Services, the Department of Human Services, or other  
5 departments essential to the implementation of the changes.  
6 The adoption of emergency rules authorized by Section 5-45 and  
7 this Section is deemed to be necessary for the public  
8 interest, safety, and welfare.

9 This Section is repealed one year after the effective date  
10 of this Section.

11 Section 10-10. The Substance Use Disorder Act is amended  
12 by changing Section 55-30 as follows:

13 (20 ILCS 301/55-30)

14 Sec. 55-30. Rate increase.

15 (a) The Department shall by rule develop the increased  
16 rate methodology and annualize the increased rate beginning  
17 with State fiscal year 2018 contracts to licensed providers of  
18 community-based substance use disorder intervention or  
19 treatment, based on the additional amounts appropriated for  
20 the purpose of providing a rate increase to licensed  
21 providers. The Department shall adopt rules, including  
22 emergency rules under subsection (y) of Section 5-45 of the  
23 Illinois Administrative Procedure Act, to implement the  
24 provisions of this Section.

1 (b) (Blank).

2 (c) Beginning on July 1, 2022, the Division of Substance  
3 Use Prevention and Recovery shall increase reimbursement rates  
4 for all community-based substance use disorder treatment and  
5 intervention services by 47%, including, but not limited to,  
6 all of the following:

7 (1) Admission and Discharge Assessment.

8 (2) Level 1 (Individual).

9 (3) Level 1 (Group).

10 (4) Level 2 (Individual).

11 (5) Level 2 (Group).

12 (6) Case Management.

13 (7) Psychiatric Evaluation.

14 (8) Medication Assisted Recovery.

15 (9) Community Intervention.

16 (10) Early Intervention (Individual).

17 (11) Early Intervention (Group).

18 Beginning in State Fiscal Year 2023, and every State  
19 fiscal year thereafter, reimbursement rates for those  
20 community-based substance use disorder treatment and  
21 intervention services shall be adjusted upward by an amount  
22 equal to the Consumer Price Index-U from the previous year,  
23 not to exceed 2% in any State fiscal year. If there is a  
24 decrease in the Consumer Price Index-U, rates shall remain  
25 unchanged for that State fiscal year. The Department shall  
26 adopt rules, including emergency rules in accordance with the

1 Illinois Administrative Procedure Act, to implement the  
2 provisions of this Section.

3 As used in this Section, "Consumer Price Index-U"  
4 ~~subsection, "consumer price index-u"~~ means the index published  
5 by the Bureau of Labor Statistics of the United States  
6 Department of Labor that measures the average change in prices  
7 of goods and services purchased by all urban consumers, United  
8 States city average, all items, 1982-84 = 100.

9 (d) Beginning on January 1, 2024, subject to federal  
10 approval, the Division of Substance Use Prevention and  
11 Recovery shall increase reimbursement rates for all ASAM level  
12 3 residential/inpatient substance use disorder treatment and  
13 intervention services by 30%, including, but not limited to,  
14 the following services:

15 (1) ASAM level 3.5 Clinically Managed High-Intensity  
16 Residential Services for adults;

17 (2) ASAM level 3.5 Clinically Managed Medium-Intensity  
18 Residential Services for adolescents;

19 (3) ASAM level 3.2 Clinically Managed Residential  
20 Withdrawal Management;

21 (4) ASAM level 3.7 Medically Monitored Intensive  
22 Inpatient Services for adults and Medically Monitored  
23 High-Intensity Inpatient Services for adolescents; and

24 (5) ASAM level 3.1 Clinically Managed Low-Intensity  
25 Residential Services for adults and adolescents.

26 (e) Beginning in State fiscal year 2025, and every State

1 fiscal year thereafter, reimbursement rates for licensed or  
2 certified substance use disorder treatment providers of ASAM  
3 Level 3 residential/inpatient services for persons with  
4 substance use disorders shall be adjusted upward by an amount  
5 equal to the Consumer Price Index-U from the previous year,  
6 not to exceed 2% in any State fiscal year. If there is a  
7 decrease in the Consumer Price Index-U, rates shall remain  
8 unchanged for that State fiscal year. The Department shall  
9 adopt rules, including emergency rules, in accordance with the  
10 Illinois Administrative Procedure Act, to implement the  
11 provisions of this Section.

12 (Source: P.A. 102-699, eff. 4-19-22; 103-102, eff. 6-16-23.)

13 (20 ILCS 302/Act rep.)

14 Section 10-15. The Substance Use Disorder Rate Equity Act  
15 is repealed.

16 (20 ILCS 303/Act rep.)

17 Section 10-20. The Substance Use Disorder Residential and  
18 Detox Rate Equity Act is repealed.

19 (20 ILCS 2205/2205-31 rep.)

20 Section 10-25. The Department of Healthcare and Family  
21 Services Law of the Civil Administrative Code of Illinois is  
22 amended by repealing Section 2205-31.

1 Section 10-30. The Department of Public Health Powers and  
2 Duties Law of the Civil Administrative Code of Illinois is  
3 amended by adding Section 2310-730 as follows:

4 (20 ILCS 2310/2310-730 new)

5 Sec. 2310-730. Health care telementoring.

6 (a) Subject to appropriation, the Department shall  
7 designate one or more health care telementoring entities based  
8 on an application to be developed by the Department.  
9 Applicants shall demonstrate a record of expertise and  
10 demonstrated success in providing health care telementoring  
11 services. The Department may adopt rules necessary for the  
12 implementation of this Section. Funding may be provided based  
13 on the number of health care providers or professionals who  
14 are assisted by each approved health care telementoring entity  
15 and the hours of assistance provided to each health care  
16 provider or professional in addition to other factors as  
17 determined by the Director.

18 (b) In this Section:

19 "Health care providers or professionals" means individuals  
20 trained to provide health care or related services. "Health  
21 care providers or professionals" includes, but is not limited  
22 to, physicians, nurses, physician assistants, speech language  
23 pathologists, social workers, and school personnel involved in  
24 screening for targeted conditions and providing support to  
25 students impacted by those conditions.

1 "Health care telementoring" means a program:

2 (1) that is based on interactive video or phone  
3 technology that connects groups of local health care  
4 providers or professionals in urban and rural underserved  
5 areas with specialists in regular real-time collaborative  
6 sessions;

7 (2) that is designed around case-based learning and  
8 mentorship; and

9 (3) that helps local health care providers or  
10 professionals gain the expertise required to more  
11 effectively provide needed services.

12 "Health care telementoring" includes, but is not limited  
13 to, a program provided to improve services in one or more of a  
14 variety of areas, including, but not limited to, chronic  
15 disease, communicable disease, atypical vision or hearing,  
16 adolescent health, Hepatitis C, complex diabetes, geriatrics,  
17 mental illness, opioid use disorders, substance use disorders,  
18 maternity care, childhood adversity and trauma, pediatric  
19 ADHD, congregate settings, including justice involved systems,  
20 and other priorities identified by the Department.

21 Section 10-32. The State Finance Act is amended by adding  
22 Sections 5.1017 and 6z-141 as follows:

23 (30 ILCS 105/5.1017 new)

24 Sec. 5.1017. The Health Equity and Access Fund.



1 (30 ILCS 105/6z-141 new)

2 Sec. 6z-141. Health Equity and Access Fund.

3 (a) The Health Equity and Access Fund is hereby created as  
4 a special fund in the State treasury and may receive moneys  
5 from any source, public or private, including moneys  
6 appropriated to the Department of Healthcare and Family  
7 Services. Interest earned on moneys in the Fund shall be  
8 deposited into the Fund.

9 (b) Subject to appropriation, moneys in the Fund may be  
10 used by the Department of Healthcare and Family Services to  
11 pay for medical expenses or grants that advance health equity  
12 initiatives in Illinois.

13 (c) The Department of Healthcare and Family Services may  
14 adopt rules to implement and administer the health equity  
15 initiative described in this Section.

16 Section 10-35. The Illinois Public Aid Code is amended by  
17 changing Sections 5-47 and 16-2 and by adding Section 12-4.13e  
18 as follows:

19 (305 ILCS 5/5-47)

20 Sec. 5-47. Medicaid reimbursement rates; substance use  
21 disorder treatment providers and facilities.

22 (a) Beginning on January 1, 2024, subject to federal  
23 approval, the Department of Healthcare and Family Services, in

1 conjunction with the Department of Human Services' Division of  
2 Substance Use Prevention and Recovery, shall provide a 30%  
3 increase in reimbursement rates for all Medicaid-covered ASAM  
4 Level 3 residential/inpatient substance use disorder treatment  
5 services.

6 No existing or future reimbursement rates or add-ons shall  
7 be reduced or changed to address this proposed rate increase.  
8 No later than 3 months after June 16, 2023 (the effective date  
9 of Public Act 103-102) ~~this amendatory Act of the 103rd~~  
10 ~~General Assembly~~, the Department of Healthcare and Family  
11 Services shall submit any necessary application to the federal  
12 Centers for Medicare and Medicaid Services to implement the  
13 requirements of this Section.

14 (a-5) Beginning in State fiscal year 2025, and every State  
15 fiscal year thereafter, reimbursement rates for licensed or  
16 certified substance use disorder treatment providers of ASAM  
17 Level 3 residential/inpatient services for persons with  
18 substance use disorders shall be adjusted upward by an amount  
19 equal to the Consumer Price Index-U from the previous year,  
20 not to exceed 2% in any State fiscal year. If there is a  
21 decrease in the Consumer Price Index-U, rates shall remain  
22 unchanged for that State fiscal year. The Department shall  
23 adopt rules, including emergency rules, in accordance with the  
24 Illinois Administrative Procedure Act, to implement the  
25 provisions of this Section.

26 As used in this Section, "Consumer Price Index-U" means

1 the index published by the Bureau of Labor Statistics of the  
2 United States Department of Labor that measures the average  
3 change in prices of goods and services purchased by all urban  
4 consumers, United States city average, all items, 1982-84 =  
5 100.

6 (b) Parity in community-based behavioral health rates;  
7 implementation plan for cost reporting. For the purpose of  
8 understanding behavioral health services cost structures and  
9 their impact on the Medical Assistance Program, the Department  
10 of Healthcare and Family Services shall engage stakeholders to  
11 develop a plan for the regular collection of cost reporting  
12 for all entity-based substance use disorder providers. Data  
13 shall be used to inform on the effectiveness and efficiency of  
14 Illinois Medicaid rates. The Department and stakeholders shall  
15 develop a plan by April 1, 2024. The Department shall engage  
16 stakeholders on implementation of the plan. The plan, at  
17 minimum, shall consider all of the following:

18 (1) Alignment with certified community behavioral  
19 health clinic requirements, standards, policies, and  
20 procedures.

21 (2) Inclusion of prospective costs to measure what is  
22 needed to increase services and capacity.

23 (3) Consideration of differences in collection and  
24 policies based on the size of providers.

25 (4) Consideration of additional administrative time  
26 and costs.

1 (5) Goals, purposes, and usage of data collected from  
2 cost reports.

3 (6) Inclusion of qualitative data in addition to  
4 quantitative data.

5 (7) Technical assistance for providers for completing  
6 cost reports including initial training by the Department  
7 for providers.

8 (8) Implementation of a timeline which allows an  
9 initial grace period for providers to adjust internal  
10 procedures and data collection.

11 Details from collected cost reports shall be made publicly  
12 available on the Department's website and costs shall be used  
13 to ensure the effectiveness and efficiency of Illinois  
14 Medicaid rates.

15 (c) Reporting; access to substance use disorder treatment  
16 services and recovery supports. By no later than April 1,  
17 2024, the Department of Healthcare and Family Services, with  
18 input from the Department of Human Services' Division of  
19 Substance Use Prevention and Recovery, shall submit a report  
20 to the General Assembly regarding access to treatment services  
21 and recovery supports for persons diagnosed with a substance  
22 use disorder. The report shall include, but is not limited to,  
23 the following information:

24 (1) The number of providers enrolled in the Illinois  
25 Medical Assistance Program certified to provide substance  
26 use disorder treatment services, aggregated by ASAM level

1 of care, and recovery supports.

2 (2) The number of Medicaid customers in Illinois with  
3 a diagnosed substance use disorder receiving substance use  
4 disorder treatment, aggregated by provider type and ASAM  
5 level of care.

6 (3) A comparison of Illinois' substance use disorder  
7 licensure and certification requirements with those of  
8 comparable state Medicaid programs.

9 (4) Recommendations for and an analysis of the impact  
10 of aligning reimbursement rates for outpatient substance  
11 use disorder treatment services with reimbursement rates  
12 for community-based mental health treatment services.

13 (5) Recommendations for expanding substance use  
14 disorder treatment to other qualified provider entities  
15 and licensed professionals of the healing arts. The  
16 recommendations shall include an analysis of the  
17 opportunities to maximize the flexibilities permitted by  
18 the federal Centers for Medicare and Medicaid Services for  
19 expanding access to the number and types of qualified  
20 substance use disorder providers.

21 (Source: P.A. 103-102, eff. 6-16-23; revised 9-26-23.)

22 (305 ILCS 5/12-4.13e new)

23 Sec. 12-4.13e. Summer EBT Program.

24 (a) Subject to federal approval, the Department of Human  
25 Services may establish and participate in the federal Summer

1 Electronic Benefit Transfer Program for Children, which may be  
2 referred to as the Summer EBT Program.

3 (b) The Summer EBT Program Fund is established as a  
4 federal trust fund in the State treasury. The fund is  
5 established to receive moneys from the federal government for  
6 the Summer EBT Program. Subject to appropriation, moneys in  
7 the Summer EBT Program Fund shall be expended by the  
8 Department of Human Services only for those purposes permitted  
9 under the federal Summer Electronic Benefit Transfer Program  
10 for Children.

11 (c) The Department of Human Services is authorized to  
12 adopt any rules, including emergency rules, necessary to  
13 implement the provisions of this Section.

14 (305 ILCS 5/16-2)

15 Sec. 16-2. Eligibility. Subject to available funding, a ~~A~~  
16 foreign-born victim of trafficking, torture, or other serious  
17 crimes and the individual's ~~his or her~~ derivative family  
18 members, but not a single adult without derivative family  
19 members, are eligible for cash assistance or SNAP benefits  
20 under this Article if the individual:

21 (a) has filed ~~he or she:~~

22 (1) ~~has filed or is preparing to file~~ an  
23 application for T Nonimmigrant status with the  
24 appropriate federal agency pursuant to Section  
25 1101(a)(15)(T) of Title 8 of the United States Code,

1 or is otherwise taking steps to meet the conditions  
2 for federal benefits eligibility under Section 7105 of  
3 Title 22 of the United States Code;

4 (2) ~~has filed or is preparing to file~~ a formal  
5 application with the appropriate federal agency for  
6 status pursuant to Section 1101(a)(15)(U) of Title 8  
7 of the United States Code; or

8 (3) ~~has filed or is preparing to file~~ a formal  
9 application with the appropriate federal agency for  
10 status under Section 1158 of Title 8 of the United  
11 States Code; and

12 (b) ~~he or she~~ is otherwise eligible for cash assistance or  
13 SNAP benefits, as applicable.

14 An individual residing in an institution or other setting  
15 that provides the majority of the individual's daily meals is  
16 not eligible for SNAP benefits.

17 (Source: P.A. 99-870, eff. 8-22-16; 100-201, eff. 8-18-17.)

18 Section 10-40. The Intergenerational Poverty Act is  
19 amended by changing Section 95-504 as follows:

20 (305 ILCS 70/95-504)

21 Sec. 95-504. Duties of the Director of the Governor's  
22 Office of Management and Budget. The Director of the  
23 Governor's Office of Management and Budget shall include in  
24 the materials submitted to the General Assembly outlining the

1 Governor's proposed annual budget a description of any budget  
2 proposals or other activities, ongoing projects, and plans of  
3 the executive branch designed to meet the goals and objectives  
4 of the strategic plan and any other information related to the  
5 proposed annual budget that the Director of the Governor's  
6 Office of Management and Budget believes furthers the goals  
7 and objectives of the strategic plan. ~~The information shall~~  
8 ~~include the following:~~

9 ~~(1) An accounting of the savings to the State from any~~  
10 ~~increased efficiencies in the delivery of services.~~

11 ~~(2) Any savings realized from reducing the number of~~  
12 ~~individuals living in poverty and reducing the demand for~~  
13 ~~need-based services and benefits.~~

14 ~~(3) A projection of any increase in revenue~~  
15 ~~collections due to any increase in the number of~~  
16 ~~individuals who become employed and pay taxes into the~~  
17 ~~State treasury.~~

18 ~~(4) Any other information related to the proposed~~  
19 ~~annual budget that the Director of the Governor's Office~~  
20 ~~of Management and Budget believes furthers the goals and~~  
21 ~~objectives of the strategic plan.~~

22 (Source: P.A. 101-636, eff. 6-10-20.)

23 Article 15.

24 Section 15-5. The Illinois Pension Code is amended by



1 changing Sections 2-134, 14-131, 15-165, 16-158, and 18-140 as  
2 follows:

3 (40 ILCS 5/2-134) (from Ch. 108 1/2, par. 2-134)

4 Sec. 2-134. To certify required State contributions and  
5 submit vouchers.

6 (a) The Board shall certify to the Governor on or before  
7 December 15 of each year until December 15, 2011 the amount of  
8 the required State contribution to the System for the next  
9 fiscal year and shall specifically identify the System's  
10 projected State normal cost for that fiscal year. The  
11 certification shall include a copy of the actuarial  
12 recommendations upon which it is based and shall specifically  
13 identify the System's projected State normal cost for that  
14 fiscal year.

15 On or before November 1 of each year, beginning November  
16 1, 2012, the Board shall submit to the State Actuary, the  
17 Governor, and the General Assembly a proposed certification of  
18 the amount of the required State contribution to the System  
19 for the next fiscal year, along with all of the actuarial  
20 assumptions, calculations, and data upon which that proposed  
21 certification is based. On or before January 1 of each year  
22 beginning January 1, 2013, the State Actuary shall issue a  
23 preliminary report concerning the proposed certification and  
24 identifying, if necessary, recommended changes in actuarial  
25 assumptions that the Board must consider before finalizing its

1 certification of the required State contributions. On or  
2 before January 15, 2013 and every January 15 thereafter, the  
3 Board shall certify to the Governor and the General Assembly  
4 the amount of the required State contribution for the next  
5 fiscal year. The Board's certification must note any  
6 deviations from the State Actuary's recommended changes, the  
7 reason or reasons for not following the State Actuary's  
8 recommended changes, and the fiscal impact of not following  
9 the State Actuary's recommended changes on the required State  
10 contribution.

11 On or before May 1, 2004, the Board shall recalculate and  
12 recertify to the Governor the amount of the required State  
13 contribution to the System for State fiscal year 2005, taking  
14 into account the amounts appropriated to and received by the  
15 System under subsection (d) of Section 7.2 of the General  
16 Obligation Bond Act.

17 On or before July 1, 2005, the Board shall recalculate and  
18 recertify to the Governor the amount of the required State  
19 contribution to the System for State fiscal year 2006, taking  
20 into account the changes in required State contributions made  
21 by this amendatory Act of the 94th General Assembly.

22 On or before April 1, 2011, the Board shall recalculate  
23 and recertify to the Governor the amount of the required State  
24 contribution to the System for State fiscal year 2011,  
25 applying the changes made by Public Act 96-889 to the System's  
26 assets and liabilities as of June 30, 2009 as though Public Act

1 96-889 was approved on that date.

2 By November 1, 2017, the Board shall recalculate and  
3 recertify to the State Actuary, the Governor, and the General  
4 Assembly the amount of the State contribution to the System  
5 for State fiscal year 2018, taking into account the changes in  
6 required State contributions made by this amendatory Act of  
7 the 100th General Assembly. The State Actuary shall review the  
8 assumptions and valuations underlying the Board's revised  
9 certification and issue a preliminary report concerning the  
10 proposed recertification and identifying, if necessary,  
11 recommended changes in actuarial assumptions that the Board  
12 must consider before finalizing its certification of the  
13 required State contributions. The Board's final certification  
14 must note any deviations from the State Actuary's recommended  
15 changes, the reason or reasons for not following the State  
16 Actuary's recommended changes, and the fiscal impact of not  
17 following the State Actuary's recommended changes on the  
18 required State contribution.

19 (b) Unless otherwise directed by the Comptroller under  
20 subsection (b-1), Beginning in State fiscal year 1996, on or  
21 as soon as possible after the 15th day of each month the Board  
22 shall submit vouchers for payment of State contributions to  
23 the System for the applicable month on the 15th day of each  
24 month, or as soon thereafter as may be practicable. The amount  
25 vouchered for a monthly payment shall total, in a total  
26 monthly amount of one-twelfth of the required annual State

1 contribution certified under subsection (a).

2 (b-1) Beginning in State fiscal year 2025, if the  
3 Comptroller requests that the Board submit, during a State  
4 fiscal year, vouchers for multiple monthly payments for  
5 advance payment of State contributions due to the System for  
6 that State fiscal year, then the Board shall submit those  
7 additional monthly vouchers as directed by the Comptroller,  
8 notwithstanding subsection (b). Unless an act of  
9 appropriations provides otherwise, nothing in this Section  
10 authorizes the Board to submit, in a State fiscal year,  
11 vouchers for the payment of State contributions to the System  
12 in an amount that exceeds the rate of payroll that is certified  
13 by the System under this Section for that State fiscal year.  
14 ~~From the effective date of this amendatory Act of the 93rd~~  
15 ~~General Assembly through June 30, 2004, the Board shall not~~  
16 ~~submit vouchers for the remainder of fiscal year 2004 in~~  
17 ~~excess of the fiscal year 2004 certified contribution amount~~  
18 ~~determined under this Section after taking into consideration~~  
19 ~~the transfer to the System under subsection (d) of Section~~  
20 ~~6z-61 of the State Finance Act.~~

21 (b-2) The ~~These~~ vouchers described in subsections (b) and  
22 (b-1) shall be paid by the State Comptroller and Treasurer by  
23 warrants drawn on the funds appropriated to the System for  
24 that fiscal year.

25 If in any month the amount remaining unexpended from all  
26 other appropriations to the System for the applicable fiscal

1 year (including the appropriations to the System under Section  
2 8.12 of the State Finance Act and Section 1 of the State  
3 Pension Funds Continuing Appropriation Act) is less than the  
4 amount lawfully vouchered under this Section, the difference  
5 shall be paid from the General Revenue Fund under the  
6 continuing appropriation authority provided in Section 1.1 of  
7 the State Pension Funds Continuing Appropriation Act.

8 (c) The full amount of any annual appropriation for the  
9 System for State fiscal year 1995 shall be transferred and  
10 made available to the System at the beginning of that fiscal  
11 year at the request of the Board. Any excess funds remaining at  
12 the end of any fiscal year from appropriations shall be  
13 retained by the System as a general reserve to meet the  
14 System's accrued liabilities.

15 (Source: P.A. 100-23, eff. 7-6-17.)

16 (40 ILCS 5/14-131)

17 Sec. 14-131. Contributions by State.

18 (a) The State shall make contributions to the System by  
19 appropriations of amounts which, together with other employer  
20 contributions from trust, federal, and other funds, employee  
21 contributions, investment income, and other income, will be  
22 sufficient to meet the cost of maintaining and administering  
23 the System on a 90% funded basis in accordance with actuarial  
24 recommendations.

25 For the purposes of this Section and Section 14-135.08,

1 references to State contributions refer only to employer  
2 contributions and do not include employee contributions that  
3 are picked up or otherwise paid by the State or a department on  
4 behalf of the employee.

5 (b) The Board shall determine the total amount of State  
6 contributions required for each fiscal year on the basis of  
7 the actuarial tables and other assumptions adopted by the  
8 Board, using the formula in subsection (e).

9 The Board shall also determine a State contribution rate  
10 for each fiscal year, expressed as a percentage of payroll,  
11 based on the total required State contribution for that fiscal  
12 year (less the amount received by the System from  
13 appropriations under Section 8.12 of the State Finance Act and  
14 Section 1 of the State Pension Funds Continuing Appropriation  
15 Act, if any, for the fiscal year ending on the June 30  
16 immediately preceding the applicable November 15 certification  
17 deadline), the estimated payroll (including all forms of  
18 compensation) for personal services rendered by eligible  
19 employees, and the recommendations of the actuary.

20 For the purposes of this Section and Section 14.1 of the  
21 State Finance Act, the term "eligible employees" includes  
22 employees who participate in the System, persons who may elect  
23 to participate in the System but have not so elected, persons  
24 who are serving a qualifying period that is required for  
25 participation, and annuitants employed by a department as  
26 described in subdivision (a) (1) or (a) (2) of Section 14-111.

1 (c) Contributions shall be made by the several departments  
2 for each pay period by warrants drawn by the State Comptroller  
3 against their respective funds or appropriations based upon  
4 vouchers stating the amount to be so contributed. These  
5 amounts shall be based on the full rate certified by the Board  
6 under Section 14-135.08 for that fiscal year. From March 5,  
7 2004 (the effective date of Public Act 93-665) through the  
8 payment of the final payroll from fiscal year 2004  
9 appropriations, the several departments shall not make  
10 contributions for the remainder of fiscal year 2004 but shall  
11 instead make payments as required under subsection (a-1) of  
12 Section 14.1 of the State Finance Act. The several departments  
13 shall resume those contributions at the commencement of fiscal  
14 year 2005.

15 (c-1) Notwithstanding subsection (c) of this Section, for  
16 fiscal years 2010, 2012, and each fiscal year thereafter,  
17 contributions by the several departments are not required to  
18 be made for General Revenue Funds payrolls processed by the  
19 Comptroller. Payrolls paid by the several departments from all  
20 other State funds must continue to be processed pursuant to  
21 subsection (c) of this Section.

22 (c-2) Unless otherwise directed by the Comptroller under  
23 subsection (c-3), ~~For State fiscal years 2010, 2012, and each~~  
24 ~~fiscal year thereafter, on or as soon as possible after the~~  
25 ~~15th day of each month,~~ the Board shall submit vouchers for  
26 payment of State contributions to the System for the

1 applicable month on the 15th day of each month, or as soon  
2 thereafter as may be practicable. The amount vouchered for a  
3 monthly payment shall total, in a total monthly amount of  
4 one-twelfth of the fiscal year General Revenue Fund  
5 contribution as certified by the System pursuant to Section  
6 14-135.08 of this ~~the Illinois Pension Code.~~

7 (c-3) Beginning in State fiscal year 2025, if the  
8 Comptroller requests that the Board submit, during a State  
9 fiscal year, vouchers for multiple monthly payments for  
10 advance payment of State contributions due to the System for  
11 that State fiscal year, then the Board shall submit those  
12 additional vouchers as directed by the Comptroller,  
13 notwithstanding subsection (c-2). Unless an act of  
14 appropriations provides otherwise, nothing in this Section  
15 authorizes the Board to submit, in a State fiscal year,  
16 vouchers for the payment of State contributions to the System  
17 in an amount that exceeds the rate of payroll that is certified  
18 by the System under Section 14-135.08 for that State fiscal  
19 year.

20 (d) If an employee is paid from trust funds or federal  
21 funds, the department or other employer shall pay employer  
22 contributions from those funds to the System at the certified  
23 rate, unless the terms of the trust or the federal-State  
24 agreement preclude the use of the funds for that purpose, in  
25 which case the required employer contributions shall be paid  
26 by the State.



1 (e) For State fiscal years 2012 through 2045, the minimum  
2 contribution to the System to be made by the State for each  
3 fiscal year shall be an amount determined by the System to be  
4 sufficient to bring the total assets of the System up to 90% of  
5 the total actuarial liabilities of the System by the end of  
6 State fiscal year 2045. In making these determinations, the  
7 required State contribution shall be calculated each year as a  
8 level percentage of payroll over the years remaining to and  
9 including fiscal year 2045 and shall be determined under the  
10 projected unit credit actuarial cost method.

11 A change in an actuarial or investment assumption that  
12 increases or decreases the required State contribution and  
13 first applies in State fiscal year 2018 or thereafter shall be  
14 implemented in equal annual amounts over a 5-year period  
15 beginning in the State fiscal year in which the actuarial  
16 change first applies to the required State contribution.

17 A change in an actuarial or investment assumption that  
18 increases or decreases the required State contribution and  
19 first applied to the State contribution in fiscal year 2014,  
20 2015, 2016, or 2017 shall be implemented:

21 (i) as already applied in State fiscal years before  
22 2018; and

23 (ii) in the portion of the 5-year period beginning in  
24 the State fiscal year in which the actuarial change first  
25 applied that occurs in State fiscal year 2018 or  
26 thereafter, by calculating the change in equal annual

1 amounts over that 5-year period and then implementing it  
2 at the resulting annual rate in each of the remaining  
3 fiscal years in that 5-year period.

4 For State fiscal years 1996 through 2005, the State  
5 contribution to the System, as a percentage of the applicable  
6 employee payroll, shall be increased in equal annual  
7 increments so that by State fiscal year 2011, the State is  
8 contributing at the rate required under this Section; except  
9 that (i) for State fiscal year 1998, for all purposes of this  
10 Code and any other law of this State, the certified percentage  
11 of the applicable employee payroll shall be 5.052% for  
12 employees earning eligible creditable service under Section  
13 14-110 and 6.500% for all other employees, notwithstanding any  
14 contrary certification made under Section 14-135.08 before  
15 July 7, 1997 (the effective date of Public Act 90-65), and (ii)  
16 in the following specified State fiscal years, the State  
17 contribution to the System shall not be less than the  
18 following indicated percentages of the applicable employee  
19 payroll, even if the indicated percentage will produce a State  
20 contribution in excess of the amount otherwise required under  
21 this subsection and subsection (a): 9.8% in FY 1999; 10.0% in  
22 FY 2000; 10.2% in FY 2001; 10.4% in FY 2002; 10.6% in FY 2003;  
23 and 10.8% in FY 2004.

24 Beginning in State fiscal year 2046, the minimum State  
25 contribution for each fiscal year shall be the amount needed  
26 to maintain the total assets of the System at 90% of the total

1 actuarial liabilities of the System.

2       Amounts received by the System pursuant to Section 25 of  
3 the Budget Stabilization Act or Section 8.12 of the State  
4 Finance Act in any fiscal year do not reduce and do not  
5 constitute payment of any portion of the minimum State  
6 contribution required under this Article in that fiscal year.  
7 Such amounts shall not reduce, and shall not be included in the  
8 calculation of, the required State contributions under this  
9 Article in any future year until the System has reached a  
10 funding ratio of at least 90%. A reference in this Article to  
11 the "required State contribution" or any substantially similar  
12 term does not include or apply to any amounts payable to the  
13 System under Section 25 of the Budget Stabilization Act.

14       Notwithstanding any other provision of this Section, the  
15 required State contribution for State fiscal year 2005 and for  
16 fiscal year 2008 and each fiscal year thereafter, as  
17 calculated under this Section and certified under Section  
18 14-135.08, shall not exceed an amount equal to (i) the amount  
19 of the required State contribution that would have been  
20 calculated under this Section for that fiscal year if the  
21 System had not received any payments under subsection (d) of  
22 Section 7.2 of the General Obligation Bond Act, minus (ii) the  
23 portion of the State's total debt service payments for that  
24 fiscal year on the bonds issued in fiscal year 2003 for the  
25 purposes of that Section 7.2, as determined and certified by  
26 the Comptroller, that is the same as the System's portion of

1 the total moneys distributed under subsection (d) of Section  
2 7.2 of the General Obligation Bond Act.

3 (f) (Blank).

4 (g) For purposes of determining the required State  
5 contribution to the System, the value of the System's assets  
6 shall be equal to the actuarial value of the System's assets,  
7 which shall be calculated as follows:

8 As of June 30, 2008, the actuarial value of the System's  
9 assets shall be equal to the market value of the assets as of  
10 that date. In determining the actuarial value of the System's  
11 assets for fiscal years after June 30, 2008, any actuarial  
12 gains or losses from investment return incurred in a fiscal  
13 year shall be recognized in equal annual amounts over the  
14 5-year period following that fiscal year.

15 (h) For purposes of determining the required State  
16 contribution to the System for a particular year, the  
17 actuarial value of assets shall be assumed to earn a rate of  
18 return equal to the System's actuarially assumed rate of  
19 return.

20 (i) (Blank).

21 (j) (Blank).

22 (k) For fiscal year 2012 and each fiscal year thereafter,  
23 after the submission of all payments for eligible employees  
24 from personal services line items paid from the General  
25 Revenue Fund in the fiscal year have been made, the  
26 Comptroller shall provide to the System a certification of the

1 sum of all expenditures in the fiscal year for personal  
2 services. Upon receipt of the certification, the System shall  
3 determine the amount due to the System based on the full rate  
4 certified by the Board under Section 14-135.08 for the fiscal  
5 year in order to meet the State's obligation under this  
6 Section. The System shall compare this amount due to the  
7 amount received by the System for the fiscal year. If the  
8 amount due is more than the amount received, the difference  
9 shall be termed the "Prior Fiscal Year Shortfall" for purposes  
10 of this Section, and the Prior Fiscal Year Shortfall shall be  
11 satisfied under Section 1.2 of the State Pension Funds  
12 Continuing Appropriation Act. If the amount due is less than  
13 the amount received, the difference shall be termed the "Prior  
14 Fiscal Year Overpayment" for purposes of this Section, and the  
15 Prior Fiscal Year Overpayment shall be repaid by the System to  
16 the General Revenue Fund as soon as practicable after the  
17 certification.

18 (Source: P.A. 100-23, eff. 7-6-17; 100-587, eff. 6-4-18;  
19 101-10, eff. 6-5-19.)

20 (40 ILCS 5/15-165) (from Ch. 108 1/2, par. 15-165)

21 Sec. 15-165. To certify amounts and submit vouchers.

22 (a) The Board shall certify to the Governor on or before  
23 November 15 of each year until November 15, 2011 the  
24 appropriation required from State funds for the purposes of  
25 this System for the following fiscal year. The certification

1 under this subsection (a) shall include a copy of the  
2 actuarial recommendations upon which it is based and shall  
3 specifically identify the System's projected State normal cost  
4 for that fiscal year and the projected State cost for the  
5 self-managed plan for that fiscal year.

6 On or before May 1, 2004, the Board shall recalculate and  
7 recertify to the Governor the amount of the required State  
8 contribution to the System for State fiscal year 2005, taking  
9 into account the amounts appropriated to and received by the  
10 System under subsection (d) of Section 7.2 of the General  
11 Obligation Bond Act.

12 On or before July 1, 2005, the Board shall recalculate and  
13 recertify to the Governor the amount of the required State  
14 contribution to the System for State fiscal year 2006, taking  
15 into account the changes in required State contributions made  
16 by this amendatory Act of the 94th General Assembly.

17 On or before April 1, 2011, the Board shall recalculate  
18 and recertify to the Governor the amount of the required State  
19 contribution to the System for State fiscal year 2011,  
20 applying the changes made by Public Act 96-889 to the System's  
21 assets and liabilities as of June 30, 2009 as though Public Act  
22 96-889 was approved on that date.

23 (a-5) On or before November 1 of each year, beginning  
24 November 1, 2012, the Board shall submit to the State Actuary,  
25 the Governor, and the General Assembly a proposed  
26 certification of the amount of the required State contribution

1 to the System for the next fiscal year, along with all of the  
2 actuarial assumptions, calculations, and data upon which that  
3 proposed certification is based. On or before January 1 of  
4 each year, beginning January 1, 2013, the State Actuary shall  
5 issue a preliminary report concerning the proposed  
6 certification and identifying, if necessary, recommended  
7 changes in actuarial assumptions that the Board must consider  
8 before finalizing its certification of the required State  
9 contributions. On or before January 15, 2013 and each January  
10 15 thereafter, the Board shall certify to the Governor and the  
11 General Assembly the amount of the required State contribution  
12 for the next fiscal year. The Board's certification must note,  
13 in a written response to the State Actuary, any deviations  
14 from the State Actuary's recommended changes, the reason or  
15 reasons for not following the State Actuary's recommended  
16 changes, and the fiscal impact of not following the State  
17 Actuary's recommended changes on the required State  
18 contribution.

19 (a-10) By November 1, 2017, the Board shall recalculate  
20 and recertify to the State Actuary, the Governor, and the  
21 General Assembly the amount of the State contribution to the  
22 System for State fiscal year 2018, taking into account the  
23 changes in required State contributions made by this  
24 amendatory Act of the 100th General Assembly. The State  
25 Actuary shall review the assumptions and valuations underlying  
26 the Board's revised certification and issue a preliminary

1 report concerning the proposed recertification and  
2 identifying, if necessary, recommended changes in actuarial  
3 assumptions that the Board must consider before finalizing its  
4 certification of the required State contributions. The Board's  
5 final certification must note any deviations from the State  
6 Actuary's recommended changes, the reason or reasons for not  
7 following the State Actuary's recommended changes, and the  
8 fiscal impact of not following the State Actuary's recommended  
9 changes on the required State contribution.

10 (a-15) On or after June 15, 2019, but no later than June  
11 30, 2019, the Board shall recalculate and recertify to the  
12 Governor and the General Assembly the amount of the State  
13 contribution to the System for State fiscal year 2019, taking  
14 into account the changes in required State contributions made  
15 by this amendatory Act of the 100th General Assembly. The  
16 recalculation shall be made using assumptions adopted by the  
17 Board for the original fiscal year 2019 certification. The  
18 monthly voucher for the 12th month of fiscal year 2019 shall be  
19 paid by the Comptroller after the recertification required  
20 pursuant to this subsection is submitted to the Governor,  
21 Comptroller, and General Assembly. The recertification  
22 submitted to the General Assembly shall be filed with the  
23 Clerk of the House of Representatives and the Secretary of the  
24 Senate in electronic form only, in the manner that the Clerk  
25 and the Secretary shall direct.

26 (b) The Board shall certify to the State Comptroller or



1 employer, as the case may be, from time to time, by its  
2 chairperson and secretary, with its seal attached, the amounts  
3 payable to the System from the various funds.

4 (c) Unless otherwise directed by the Comptroller under  
5 subsection (c-1), Beginning in State fiscal year 1996, on or  
6 as soon as possible after the 15th day of each month the Board  
7 shall submit vouchers for payment of State contributions to  
8 the System for the applicable month on the 15th day of each  
9 month, or as soon thereafter as may be practicable. The amount  
10 vouchered for a monthly payment shall total, in a total  
11 monthly amount of one-twelfth of the required annual State  
12 contribution certified under subsection (a).

13 (c-1) Beginning in State fiscal year 2025, if the  
14 Comptroller requests that the Board submit, during a State  
15 fiscal year, vouchers for multiple monthly payments for  
16 advance payment of State contributions due to the System for  
17 that State fiscal year, then the Board shall submit those  
18 additional vouchers as directed by the Comptroller,  
19 notwithstanding subsection (c). Unless an act of  
20 appropriations provides otherwise, nothing in this Section  
21 authorizes the Board to submit, in a State fiscal year,  
22 vouchers for the payment of State contributions to the System  
23 in an amount that exceeds the annual certified contribution  
24 for the System under this Section for that State fiscal year.  
25 ~~From the effective date of this amendatory Act of the 93rd~~  
26 ~~General Assembly through June 30, 2004, the Board shall not~~

1 ~~submit vouchers for the remainder of fiscal year 2004 in~~  
2 ~~excess of the fiscal year 2004 certified contribution amount~~  
3 ~~determined under this Section after taking into consideration~~  
4 ~~the transfer to the System under subsection (b) of Section~~  
5 ~~6z 61 of the State Finance Act.~~

6 (c-2) The ~~These~~ vouchers described in subsections (c) and  
7 (c-1) shall be paid by the State Comptroller and Treasurer by  
8 warrants drawn on the funds appropriated to the System for  
9 that fiscal year.

10 If in any month the amount remaining unexpended from all  
11 other appropriations to the System for the applicable fiscal  
12 year (including the appropriations to the System under Section  
13 8.12 of the State Finance Act and Section 1 of the State  
14 Pension Funds Continuing Appropriation Act) is less than the  
15 amount lawfully vouchered under this Section, the difference  
16 shall be paid from the General Revenue Fund under the  
17 continuing appropriation authority provided in Section 1.1 of  
18 the State Pension Funds Continuing Appropriation Act.

19 (d) So long as the payments received are the full amount  
20 lawfully vouchered under this Section, payments received by  
21 the System under this Section shall be applied first toward  
22 the employer contribution to the self-managed plan established  
23 under Section 15-158.2. Payments shall be applied second  
24 toward the employer's portion of the normal costs of the  
25 System, as defined in subsection (f) of Section 15-155. The  
26 balance shall be applied toward the unfunded actuarial

1 liabilities of the System.

2 (e) In the event that the System does not receive, as a  
3 result of legislative enactment or otherwise, payments  
4 sufficient to fully fund the employer contribution to the  
5 self-managed plan established under Section 15-158.2 and to  
6 fully fund that portion of the employer's portion of the  
7 normal costs of the System, as calculated in accordance with  
8 Section 15-155(a-1), then any payments received shall be  
9 applied proportionately to the optional retirement program  
10 established under Section 15-158.2 and to the employer's  
11 portion of the normal costs of the System, as calculated in  
12 accordance with Section 15-155(a-1).

13 (Source: P.A. 100-23, eff. 7-6-17; 100-587, eff. 6-4-18.)

14 (40 ILCS 5/16-158) (from Ch. 108 1/2, par. 16-158)

15 Sec. 16-158. Contributions by State and other employing  
16 units.

17 (a) The State shall make contributions to the System by  
18 means of appropriations from the Common School Fund and other  
19 State funds of amounts which, together with other employer  
20 contributions, employee contributions, investment income, and  
21 other income, will be sufficient to meet the cost of  
22 maintaining and administering the System on a 90% funded basis  
23 in accordance with actuarial recommendations.

24 The Board shall determine the amount of State  
25 contributions required for each fiscal year on the basis of

1 the actuarial tables and other assumptions adopted by the  
2 Board and the recommendations of the actuary, using the  
3 formula in subsection (b-3).

4 (a-1) Annually, on or before November 15 until November  
5 15, 2011, the Board shall certify to the Governor the amount of  
6 the required State contribution for the coming fiscal year.  
7 The certification under this subsection (a-1) shall include a  
8 copy of the actuarial recommendations upon which it is based  
9 and shall specifically identify the System's projected State  
10 normal cost for that fiscal year.

11 On or before May 1, 2004, the Board shall recalculate and  
12 recertify to the Governor the amount of the required State  
13 contribution to the System for State fiscal year 2005, taking  
14 into account the amounts appropriated to and received by the  
15 System under subsection (d) of Section 7.2 of the General  
16 Obligation Bond Act.

17 On or before July 1, 2005, the Board shall recalculate and  
18 recertify to the Governor the amount of the required State  
19 contribution to the System for State fiscal year 2006, taking  
20 into account the changes in required State contributions made  
21 by Public Act 94-4.

22 On or before April 1, 2011, the Board shall recalculate  
23 and recertify to the Governor the amount of the required State  
24 contribution to the System for State fiscal year 2011,  
25 applying the changes made by Public Act 96-889 to the System's  
26 assets and liabilities as of June 30, 2009 as though Public Act

1 96-889 was approved on that date.

2 (a-5) On or before November 1 of each year, beginning  
3 November 1, 2012, the Board shall submit to the State Actuary,  
4 the Governor, and the General Assembly a proposed  
5 certification of the amount of the required State contribution  
6 to the System for the next fiscal year, along with all of the  
7 actuarial assumptions, calculations, and data upon which that  
8 proposed certification is based. On or before January 1 of  
9 each year, beginning January 1, 2013, the State Actuary shall  
10 issue a preliminary report concerning the proposed  
11 certification and identifying, if necessary, recommended  
12 changes in actuarial assumptions that the Board must consider  
13 before finalizing its certification of the required State  
14 contributions. On or before January 15, 2013 and each January  
15 15 thereafter, the Board shall certify to the Governor and the  
16 General Assembly the amount of the required State contribution  
17 for the next fiscal year. The Board's certification must note  
18 any deviations from the State Actuary's recommended changes,  
19 the reason or reasons for not following the State Actuary's  
20 recommended changes, and the fiscal impact of not following  
21 the State Actuary's recommended changes on the required State  
22 contribution.

23 (a-10) By November 1, 2017, the Board shall recalculate  
24 and recertify to the State Actuary, the Governor, and the  
25 General Assembly the amount of the State contribution to the  
26 System for State fiscal year 2018, taking into account the

1 changes in required State contributions made by Public Act  
2 100-23. The State Actuary shall review the assumptions and  
3 valuations underlying the Board's revised certification and  
4 issue a preliminary report concerning the proposed  
5 recertification and identifying, if necessary, recommended  
6 changes in actuarial assumptions that the Board must consider  
7 before finalizing its certification of the required State  
8 contributions. The Board's final certification must note any  
9 deviations from the State Actuary's recommended changes, the  
10 reason or reasons for not following the State Actuary's  
11 recommended changes, and the fiscal impact of not following  
12 the State Actuary's recommended changes on the required State  
13 contribution.

14 (a-15) On or after June 15, 2019, but no later than June  
15 30, 2019, the Board shall recalculate and recertify to the  
16 Governor and the General Assembly the amount of the State  
17 contribution to the System for State fiscal year 2019, taking  
18 into account the changes in required State contributions made  
19 by Public Act 100-587. The recalculation shall be made using  
20 assumptions adopted by the Board for the original fiscal year  
21 2019 certification. The monthly voucher for the 12th month of  
22 fiscal year 2019 shall be paid by the Comptroller after the  
23 recertification required pursuant to this subsection is  
24 submitted to the Governor, Comptroller, and General Assembly.  
25 The recertification submitted to the General Assembly shall be  
26 filed with the Clerk of the House of Representatives and the

1 Secretary of the Senate in electronic form only, in the manner  
2 that the Clerk and the Secretary shall direct.

3 (b) Through State fiscal year 1995, the State  
4 contributions shall be paid to the System in accordance with  
5 Section 18-7 of the School Code.

6 (b-1) Unless otherwise directed by the Comptroller under  
7 subsection (b-1.1), Beginning in State fiscal year 1996, on  
8 the 15th day of each month, or as soon thereafter as may be  
9 practicable, the Board shall submit vouchers for payment of  
10 State contributions to the System for the applicable month on  
11 the 15th day of each month, or as soon thereafter as may be  
12 practicable. The amount vouchered for a monthly payment shall  
13 total, in a total monthly amount of one-twelfth of the  
14 required annual State contribution certified under subsection  
15 (a-1).

16 (b-1.1) Beginning in State fiscal year 2025, if the  
17 Comptroller requests that the Board submit, during a State  
18 fiscal year, vouchers for multiple monthly payments for the  
19 advance payment of State contributions due to the System for  
20 that State fiscal year, then the Board shall submit those  
21 additional vouchers as directed by the Comptroller,  
22 notwithstanding subsection (b-1). Unless an act of  
23 appropriations provides otherwise, nothing in this Section  
24 authorizes the Board to submit, in a State fiscal year,  
25 vouchers for the payment of State contributions to the System  
26 in an amount that exceeds the rate of payroll that is certified

1 by the System under this Section for that State fiscal year.

2 ~~From March 5, 2004 (the effective date of Public Act~~  
3 ~~93-665) through June 30, 2004, the Board shall not submit~~  
4 ~~vouchers for the remainder of fiscal year 2004 in excess of the~~  
5 ~~fiscal year 2004 certified contribution amount determined~~  
6 ~~under this Section after taking into consideration the~~  
7 ~~transfer to the System under subsection (a) of Section 6z 61~~  
8 ~~of the State Finance Act.~~

9 (b-1.2) The ~~These~~ vouchers described in subsections (b-1)  
10 and (b-1.1) shall be paid by the State Comptroller and  
11 Treasurer by warrants drawn on the funds appropriated to the  
12 System for that fiscal year.

13 If in any month the amount remaining unexpended from all  
14 other appropriations to the System for the applicable fiscal  
15 year (including the appropriations to the System under Section  
16 8.12 of the State Finance Act and Section 1 of the State  
17 Pension Funds Continuing Appropriation Act) is less than the  
18 amount lawfully vouchered under this subsection, the  
19 difference shall be paid from the Common School Fund under the  
20 continuing appropriation authority provided in Section 1.1 of  
21 the State Pension Funds Continuing Appropriation Act.

22 (b-2) Allocations from the Common School Fund apportioned  
23 to school districts not coming under this System shall not be  
24 diminished or affected by the provisions of this Article.

25 (b-3) For State fiscal years 2012 through 2045, the  
26 minimum contribution to the System to be made by the State for



1 each fiscal year shall be an amount determined by the System to  
2 be sufficient to bring the total assets of the System up to 90%  
3 of the total actuarial liabilities of the System by the end of  
4 State fiscal year 2045. In making these determinations, the  
5 required State contribution shall be calculated each year as a  
6 level percentage of payroll over the years remaining to and  
7 including fiscal year 2045 and shall be determined under the  
8 projected unit credit actuarial cost method.

9 For each of State fiscal years 2018, 2019, and 2020, the  
10 State shall make an additional contribution to the System  
11 equal to 2% of the total payroll of each employee who is deemed  
12 to have elected the benefits under Section 1-161 or who has  
13 made the election under subsection (c) of Section 1-161.

14 A change in an actuarial or investment assumption that  
15 increases or decreases the required State contribution and  
16 first applies in State fiscal year 2018 or thereafter shall be  
17 implemented in equal annual amounts over a 5-year period  
18 beginning in the State fiscal year in which the actuarial  
19 change first applies to the required State contribution.

20 A change in an actuarial or investment assumption that  
21 increases or decreases the required State contribution and  
22 first applied to the State contribution in fiscal year 2014,  
23 2015, 2016, or 2017 shall be implemented:

24 (i) as already applied in State fiscal years before  
25 2018; and

26 (ii) in the portion of the 5-year period beginning in

1 the State fiscal year in which the actuarial change first  
2 applied that occurs in State fiscal year 2018 or  
3 thereafter, by calculating the change in equal annual  
4 amounts over that 5-year period and then implementing it  
5 at the resulting annual rate in each of the remaining  
6 fiscal years in that 5-year period.

7 For State fiscal years 1996 through 2005, the State  
8 contribution to the System, as a percentage of the applicable  
9 employee payroll, shall be increased in equal annual  
10 increments so that by State fiscal year 2011, the State is  
11 contributing at the rate required under this Section; except  
12 that in the following specified State fiscal years, the State  
13 contribution to the System shall not be less than the  
14 following indicated percentages of the applicable employee  
15 payroll, even if the indicated percentage will produce a State  
16 contribution in excess of the amount otherwise required under  
17 this subsection and subsection (a), and notwithstanding any  
18 contrary certification made under subsection (a-1) before May  
19 27, 1998 (the effective date of Public Act 90-582): 10.02% in  
20 FY 1999; 10.77% in FY 2000; 11.47% in FY 2001; 12.16% in FY  
21 2002; 12.86% in FY 2003; and 13.56% in FY 2004.

22 Notwithstanding any other provision of this Article, the  
23 total required State contribution for State fiscal year 2006  
24 is \$534,627,700.

25 Notwithstanding any other provision of this Article, the  
26 total required State contribution for State fiscal year 2007

1 is \$738,014,500.

2 For each of State fiscal years 2008 through 2009, the  
3 State contribution to the System, as a percentage of the  
4 applicable employee payroll, shall be increased in equal  
5 annual increments from the required State contribution for  
6 State fiscal year 2007, so that by State fiscal year 2011, the  
7 State is contributing at the rate otherwise required under  
8 this Section.

9 Notwithstanding any other provision of this Article, the  
10 total required State contribution for State fiscal year 2010  
11 is \$2,089,268,000 and shall be made from the proceeds of bonds  
12 sold in fiscal year 2010 pursuant to Section 7.2 of the General  
13 Obligation Bond Act, less (i) the pro rata share of bond sale  
14 expenses determined by the System's share of total bond  
15 proceeds, (ii) any amounts received from the Common School  
16 Fund in fiscal year 2010, and (iii) any reduction in bond  
17 proceeds due to the issuance of discounted bonds, if  
18 applicable.

19 Notwithstanding any other provision of this Article, the  
20 total required State contribution for State fiscal year 2011  
21 is the amount recertified by the System on or before April 1,  
22 2011 pursuant to subsection (a-1) of this Section and shall be  
23 made from the proceeds of bonds sold in fiscal year 2011  
24 pursuant to Section 7.2 of the General Obligation Bond Act,  
25 less (i) the pro rata share of bond sale expenses determined by  
26 the System's share of total bond proceeds, (ii) any amounts

1 received from the Common School Fund in fiscal year 2011, and  
2 (iii) any reduction in bond proceeds due to the issuance of  
3 discounted bonds, if applicable. This amount shall include, in  
4 addition to the amount certified by the System, an amount  
5 necessary to meet employer contributions required by the State  
6 as an employer under paragraph (e) of this Section, which may  
7 also be used by the System for contributions required by  
8 paragraph (a) of Section 16-127.

9 Beginning in State fiscal year 2046, the minimum State  
10 contribution for each fiscal year shall be the amount needed  
11 to maintain the total assets of the System at 90% of the total  
12 actuarial liabilities of the System.

13 Amounts received by the System pursuant to Section 25 of  
14 the Budget Stabilization Act or Section 8.12 of the State  
15 Finance Act in any fiscal year do not reduce and do not  
16 constitute payment of any portion of the minimum State  
17 contribution required under this Article in that fiscal year.  
18 Such amounts shall not reduce, and shall not be included in the  
19 calculation of, the required State contributions under this  
20 Article in any future year until the System has reached a  
21 funding ratio of at least 90%. A reference in this Article to  
22 the "required State contribution" or any substantially similar  
23 term does not include or apply to any amounts payable to the  
24 System under Section 25 of the Budget Stabilization Act.

25 Notwithstanding any other provision of this Section, the  
26 required State contribution for State fiscal year 2005 and for

1 fiscal year 2008 and each fiscal year thereafter, as  
2 calculated under this Section and certified under subsection  
3 (a-1), shall not exceed an amount equal to (i) the amount of  
4 the required State contribution that would have been  
5 calculated under this Section for that fiscal year if the  
6 System had not received any payments under subsection (d) of  
7 Section 7.2 of the General Obligation Bond Act, minus (ii) the  
8 portion of the State's total debt service payments for that  
9 fiscal year on the bonds issued in fiscal year 2003 for the  
10 purposes of that Section 7.2, as determined and certified by  
11 the Comptroller, that is the same as the System's portion of  
12 the total moneys distributed under subsection (d) of Section  
13 7.2 of the General Obligation Bond Act. In determining this  
14 maximum for State fiscal years 2008 through 2010, however, the  
15 amount referred to in item (i) shall be increased, as a  
16 percentage of the applicable employee payroll, in equal  
17 increments calculated from the sum of the required State  
18 contribution for State fiscal year 2007 plus the applicable  
19 portion of the State's total debt service payments for fiscal  
20 year 2007 on the bonds issued in fiscal year 2003 for the  
21 purposes of Section 7.2 of the General Obligation Bond Act, so  
22 that, by State fiscal year 2011, the State is contributing at  
23 the rate otherwise required under this Section.

24 (b-4) Beginning in fiscal year 2018, each employer under  
25 this Article shall pay to the System a required contribution  
26 determined as a percentage of projected payroll and sufficient

1 to produce an annual amount equal to:

2 (i) for each of fiscal years 2018, 2019, and 2020, the  
3 defined benefit normal cost of the defined benefit plan,  
4 less the employee contribution, for each employee of that  
5 employer who has elected or who is deemed to have elected  
6 the benefits under Section 1-161 or who has made the  
7 election under subsection (b) of Section 1-161; for fiscal  
8 year 2021 and each fiscal year thereafter, the defined  
9 benefit normal cost of the defined benefit plan, less the  
10 employee contribution, plus 2%, for each employee of that  
11 employer who has elected or who is deemed to have elected  
12 the benefits under Section 1-161 or who has made the  
13 election under subsection (b) of Section 1-161; plus

14 (ii) the amount required for that fiscal year to  
15 amortize any unfunded actuarial accrued liability  
16 associated with the present value of liabilities  
17 attributable to the employer's account under Section  
18 16-158.3, determined as a level percentage of payroll over  
19 a 30-year rolling amortization period.

20 In determining contributions required under item (i) of  
21 this subsection, the System shall determine an aggregate rate  
22 for all employers, expressed as a percentage of projected  
23 payroll.

24 In determining the contributions required under item (ii)  
25 of this subsection, the amount shall be computed by the System  
26 on the basis of the actuarial assumptions and tables used in

1 the most recent actuarial valuation of the System that is  
2 available at the time of the computation.

3 The contributions required under this subsection (b-4)  
4 shall be paid by an employer concurrently with that employer's  
5 payroll payment period. The State, as the actual employer of  
6 an employee, shall make the required contributions under this  
7 subsection.

8 (c) Payment of the required State contributions and of all  
9 pensions, retirement annuities, death benefits, refunds, and  
10 other benefits granted under or assumed by this System, and  
11 all expenses in connection with the administration and  
12 operation thereof, are obligations of the State.

13 If members are paid from special trust or federal funds  
14 which are administered by the employing unit, whether school  
15 district or other unit, the employing unit shall pay to the  
16 System from such funds the full accruing retirement costs  
17 based upon that service, which, beginning July 1, 2017, shall  
18 be at a rate, expressed as a percentage of salary, equal to the  
19 total employer's normal cost, expressed as a percentage of  
20 payroll, as determined by the System. Employer contributions,  
21 based on salary paid to members from federal funds, may be  
22 forwarded by the distributing agency of the State of Illinois  
23 to the System prior to allocation, in an amount determined in  
24 accordance with guidelines established by such agency and the  
25 System. Any contribution for fiscal year 2015 collected as a  
26 result of the change made by Public Act 98-674 shall be

1 considered a State contribution under subsection (b-3) of this  
2 Section.

3 (d) Effective July 1, 1986, any employer of a teacher as  
4 defined in paragraph (8) of Section 16-106 shall pay the  
5 employer's normal cost of benefits based upon the teacher's  
6 service, in addition to employee contributions, as determined  
7 by the System. Such employer contributions shall be forwarded  
8 monthly in accordance with guidelines established by the  
9 System.

10 However, with respect to benefits granted under Section  
11 16-133.4 or 16-133.5 to a teacher as defined in paragraph (8)  
12 of Section 16-106, the employer's contribution shall be 12%  
13 (rather than 20%) of the member's highest annual salary rate  
14 for each year of creditable service granted, and the employer  
15 shall also pay the required employee contribution on behalf of  
16 the teacher. For the purposes of Sections 16-133.4 and  
17 16-133.5, a teacher as defined in paragraph (8) of Section  
18 16-106 who is serving in that capacity while on leave of  
19 absence from another employer under this Article shall not be  
20 considered an employee of the employer from which the teacher  
21 is on leave.

22 (e) Beginning July 1, 1998, every employer of a teacher  
23 shall pay to the System an employer contribution computed as  
24 follows:

25 (1) Beginning July 1, 1998 through June 30, 1999, the  
26 employer contribution shall be equal to 0.3% of each



1 teacher's salary.

2 (2) Beginning July 1, 1999 and thereafter, the  
3 employer contribution shall be equal to 0.58% of each  
4 teacher's salary.

5 The school district or other employing unit may pay these  
6 employer contributions out of any source of funding available  
7 for that purpose and shall forward the contributions to the  
8 System on the schedule established for the payment of member  
9 contributions.

10 These employer contributions are intended to offset a  
11 portion of the cost to the System of the increases in  
12 retirement benefits resulting from Public Act 90-582.

13 Each employer of teachers is entitled to a credit against  
14 the contributions required under this subsection (e) with  
15 respect to salaries paid to teachers for the period January 1,  
16 2002 through June 30, 2003, equal to the amount paid by that  
17 employer under subsection (a-5) of Section 6.6 of the State  
18 Employees Group Insurance Act of 1971 with respect to salaries  
19 paid to teachers for that period.

20 The additional 1% employee contribution required under  
21 Section 16-152 by Public Act 90-582 is the responsibility of  
22 the teacher and not the teacher's employer, unless the  
23 employer agrees, through collective bargaining or otherwise,  
24 to make the contribution on behalf of the teacher.

25 If an employer is required by a contract in effect on May  
26 1, 1998 between the employer and an employee organization to

1 pay, on behalf of all its full-time employees covered by this  
2 Article, all mandatory employee contributions required under  
3 this Article, then the employer shall be excused from paying  
4 the employer contribution required under this subsection (e)  
5 for the balance of the term of that contract. The employer and  
6 the employee organization shall jointly certify to the System  
7 the existence of the contractual requirement, in such form as  
8 the System may prescribe. This exclusion shall cease upon the  
9 termination, extension, or renewal of the contract at any time  
10 after May 1, 1998.

11 (f) If the amount of a teacher's salary for any school year  
12 used to determine final average salary exceeds the member's  
13 annual full-time salary rate with the same employer for the  
14 previous school year by more than 6%, the teacher's employer  
15 shall pay to the System, in addition to all other payments  
16 required under this Section and in accordance with guidelines  
17 established by the System, the present value of the increase  
18 in benefits resulting from the portion of the increase in  
19 salary that is in excess of 6%. This present value shall be  
20 computed by the System on the basis of the actuarial  
21 assumptions and tables used in the most recent actuarial  
22 valuation of the System that is available at the time of the  
23 computation. If a teacher's salary for the 2005-2006 school  
24 year is used to determine final average salary under this  
25 subsection (f), then the changes made to this subsection (f)  
26 by Public Act 94-1057 shall apply in calculating whether the

1 increase in his or her salary is in excess of 6%. For the  
2 purposes of this Section, change in employment under Section  
3 10-21.12 of the School Code on or after June 1, 2005 shall  
4 constitute a change in employer. The System may require the  
5 employer to provide any pertinent information or  
6 documentation. The changes made to this subsection (f) by  
7 Public Act 94-1111 apply without regard to whether the teacher  
8 was in service on or after its effective date.

9 Whenever it determines that a payment is or may be  
10 required under this subsection, the System shall calculate the  
11 amount of the payment and bill the employer for that amount.  
12 The bill shall specify the calculations used to determine the  
13 amount due. If the employer disputes the amount of the bill, it  
14 may, within 30 days after receipt of the bill, apply to the  
15 System in writing for a recalculation. The application must  
16 specify in detail the grounds of the dispute and, if the  
17 employer asserts that the calculation is subject to subsection  
18 (g), (g-5), (g-10), (g-15), (g-20), or (h) of this Section,  
19 must include an affidavit setting forth and attesting to all  
20 facts within the employer's knowledge that are pertinent to  
21 the applicability of that subsection. Upon receiving a timely  
22 application for recalculation, the System shall review the  
23 application and, if appropriate, recalculate the amount due.

24 The employer contributions required under this subsection  
25 (f) may be paid in the form of a lump sum within 90 days after  
26 receipt of the bill. If the employer contributions are not

1 paid within 90 days after receipt of the bill, then interest  
2 will be charged at a rate equal to the System's annual  
3 actuarially assumed rate of return on investment compounded  
4 annually from the 91st day after receipt of the bill. Payments  
5 must be concluded within 3 years after the employer's receipt  
6 of the bill.

7 (f-1) (Blank).

8 (g) This subsection (g) applies only to payments made or  
9 salary increases given on or after June 1, 2005 but before July  
10 1, 2011. The changes made by Public Act 94-1057 shall not  
11 require the System to refund any payments received before July  
12 31, 2006 (the effective date of Public Act 94-1057).

13 When assessing payment for any amount due under subsection  
14 (f), the System shall exclude salary increases paid to  
15 teachers under contracts or collective bargaining agreements  
16 entered into, amended, or renewed before June 1, 2005.

17 When assessing payment for any amount due under subsection  
18 (f), the System shall exclude salary increases paid to a  
19 teacher at a time when the teacher is 10 or more years from  
20 retirement eligibility under Section 16-132 or 16-133.2.

21 When assessing payment for any amount due under subsection  
22 (f), the System shall exclude salary increases resulting from  
23 overload work, including summer school, when the school  
24 district has certified to the System, and the System has  
25 approved the certification, that (i) the overload work is for  
26 the sole purpose of classroom instruction in excess of the

1 standard number of classes for a full-time teacher in a school  
2 district during a school year and (ii) the salary increases  
3 are equal to or less than the rate of pay for classroom  
4 instruction computed on the teacher's current salary and work  
5 schedule.

6 When assessing payment for any amount due under subsection  
7 (f), the System shall exclude a salary increase resulting from  
8 a promotion (i) for which the employee is required to hold a  
9 certificate or supervisory endorsement issued by the State  
10 Teacher Certification Board that is a different certification  
11 or supervisory endorsement than is required for the teacher's  
12 previous position and (ii) to a position that has existed and  
13 been filled by a member for no less than one complete academic  
14 year and the salary increase from the promotion is an increase  
15 that results in an amount no greater than the lesser of the  
16 average salary paid for other similar positions in the  
17 district requiring the same certification or the amount  
18 stipulated in the collective bargaining agreement for a  
19 similar position requiring the same certification.

20 When assessing payment for any amount due under subsection  
21 (f), the System shall exclude any payment to the teacher from  
22 the State of Illinois or the State Board of Education over  
23 which the employer does not have discretion, notwithstanding  
24 that the payment is included in the computation of final  
25 average salary.

26 (g-5) When assessing payment for any amount due under

1 subsection (f), the System shall exclude salary increases  
2 resulting from overload or stipend work performed in a school  
3 year subsequent to a school year in which the employer was  
4 unable to offer or allow to be conducted overload or stipend  
5 work due to an emergency declaration limiting such activities.

6 (g-10) When assessing payment for any amount due under  
7 subsection (f), the System shall exclude salary increases  
8 resulting from increased instructional time that exceeded the  
9 instructional time required during the 2019-2020 school year.

10 (g-15) When assessing payment for any amount due under  
11 subsection (f), the System shall exclude salary increases  
12 resulting from teaching summer school on or after May 1, 2021  
13 and before September 15, 2022.

14 (g-20) When assessing payment for any amount due under  
15 subsection (f), the System shall exclude salary increases  
16 necessary to bring a school board in compliance with Public  
17 Act 101-443 or this amendatory Act of the 103rd General  
18 Assembly.

19 (h) When assessing payment for any amount due under  
20 subsection (f), the System shall exclude any salary increase  
21 described in subsection (g) of this Section given on or after  
22 July 1, 2011 but before July 1, 2014 under a contract or  
23 collective bargaining agreement entered into, amended, or  
24 renewed on or after June 1, 2005 but before July 1, 2011.  
25 Notwithstanding any other provision of this Section, any  
26 payments made or salary increases given after June 30, 2014

1 shall be used in assessing payment for any amount due under  
2 subsection (f) of this Section.

3 (i) The System shall prepare a report and file copies of  
4 the report with the Governor and the General Assembly by  
5 January 1, 2007 that contains all of the following  
6 information:

7 (1) The number of recalculations required by the  
8 changes made to this Section by Public Act 94-1057 for  
9 each employer.

10 (2) The dollar amount by which each employer's  
11 contribution to the System was changed due to  
12 recalculations required by Public Act 94-1057.

13 (3) The total amount the System received from each  
14 employer as a result of the changes made to this Section by  
15 Public Act 94-4.

16 (4) The increase in the required State contribution  
17 resulting from the changes made to this Section by Public  
18 Act 94-1057.

19 (i-5) For school years beginning on or after July 1, 2017,  
20 if the amount of a participant's salary for any school year  
21 exceeds the amount of the salary set for the Governor, the  
22 participant's employer shall pay to the System, in addition to  
23 all other payments required under this Section and in  
24 accordance with guidelines established by the System, an  
25 amount determined by the System to be equal to the employer  
26 normal cost, as established by the System and expressed as a

1 total percentage of payroll, multiplied by the amount of  
2 salary in excess of the amount of the salary set for the  
3 Governor. This amount shall be computed by the System on the  
4 basis of the actuarial assumptions and tables used in the most  
5 recent actuarial valuation of the System that is available at  
6 the time of the computation. The System may require the  
7 employer to provide any pertinent information or  
8 documentation.

9 Whenever it determines that a payment is or may be  
10 required under this subsection, the System shall calculate the  
11 amount of the payment and bill the employer for that amount.  
12 The bill shall specify the calculations used to determine the  
13 amount due. If the employer disputes the amount of the bill, it  
14 may, within 30 days after receipt of the bill, apply to the  
15 System in writing for a recalculation. The application must  
16 specify in detail the grounds of the dispute. Upon receiving a  
17 timely application for recalculation, the System shall review  
18 the application and, if appropriate, recalculate the amount  
19 due.

20 The employer contributions required under this subsection  
21 may be paid in the form of a lump sum within 90 days after  
22 receipt of the bill. If the employer contributions are not  
23 paid within 90 days after receipt of the bill, then interest  
24 will be charged at a rate equal to the System's annual  
25 actuarially assumed rate of return on investment compounded  
26 annually from the 91st day after receipt of the bill. Payments



1 must be concluded within 3 years after the employer's receipt  
2 of the bill.

3 (j) For purposes of determining the required State  
4 contribution to the System, the value of the System's assets  
5 shall be equal to the actuarial value of the System's assets,  
6 which shall be calculated as follows:

7 As of June 30, 2008, the actuarial value of the System's  
8 assets shall be equal to the market value of the assets as of  
9 that date. In determining the actuarial value of the System's  
10 assets for fiscal years after June 30, 2008, any actuarial  
11 gains or losses from investment return incurred in a fiscal  
12 year shall be recognized in equal annual amounts over the  
13 5-year period following that fiscal year.

14 (k) For purposes of determining the required State  
15 contribution to the system for a particular year, the  
16 actuarial value of assets shall be assumed to earn a rate of  
17 return equal to the system's actuarially assumed rate of  
18 return.

19 (Source: P.A. 102-16, eff. 6-17-21; 102-525, eff. 8-20-21;  
20 102-558, eff. 8-20-21; 102-813, eff. 5-13-22; 103-515, eff.  
21 8-11-23.)

22 (40 ILCS 5/18-140) (from Ch. 108 1/2, par. 18-140)

23 Sec. 18-140. To certify required State contributions and  
24 submit vouchers.

25 (a) The Board shall certify to the Governor, on or before

1 November 15 of each year until November 15, 2011, the amount of  
2 the required State contribution to the System for the  
3 following fiscal year and shall specifically identify the  
4 System's projected State normal cost for that fiscal year. The  
5 certification shall include a copy of the actuarial  
6 recommendations upon which it is based and shall specifically  
7 identify the System's projected State normal cost for that  
8 fiscal year.

9 On or before November 1 of each year, beginning November  
10 1, 2012, the Board shall submit to the State Actuary, the  
11 Governor, and the General Assembly a proposed certification of  
12 the amount of the required State contribution to the System  
13 for the next fiscal year, along with all of the actuarial  
14 assumptions, calculations, and data upon which that proposed  
15 certification is based. On or before January 1 of each year  
16 beginning January 1, 2013, the State Actuary shall issue a  
17 preliminary report concerning the proposed certification and  
18 identifying, if necessary, recommended changes in actuarial  
19 assumptions that the Board must consider before finalizing its  
20 certification of the required State contributions. On or  
21 before January 15, 2013 and every January 15 thereafter, the  
22 Board shall certify to the Governor and the General Assembly  
23 the amount of the required State contribution for the next  
24 fiscal year. The Board's certification must note any  
25 deviations from the State Actuary's recommended changes, the  
26 reason or reasons for not following the State Actuary's

1 recommended changes, and the fiscal impact of not following  
2 the State Actuary's recommended changes on the required State  
3 contribution.

4 On or before May 1, 2004, the Board shall recalculate and  
5 recertify to the Governor the amount of the required State  
6 contribution to the System for State fiscal year 2005, taking  
7 into account the amounts appropriated to and received by the  
8 System under subsection (d) of Section 7.2 of the General  
9 Obligation Bond Act.

10 On or before July 1, 2005, the Board shall recalculate and  
11 recertify to the Governor the amount of the required State  
12 contribution to the System for State fiscal year 2006, taking  
13 into account the changes in required State contributions made  
14 by this amendatory Act of the 94th General Assembly.

15 On or before April 1, 2011, the Board shall recalculate  
16 and recertify to the Governor the amount of the required State  
17 contribution to the System for State fiscal year 2011,  
18 applying the changes made by Public Act 96-889 to the System's  
19 assets and liabilities as of June 30, 2009 as though Public Act  
20 96-889 was approved on that date.

21 By November 1, 2017, the Board shall recalculate and  
22 recertify to the State Actuary, the Governor, and the General  
23 Assembly the amount of the State contribution to the System  
24 for State fiscal year 2018, taking into account the changes in  
25 required State contributions made by this amendatory Act of  
26 the 100th General Assembly. The State Actuary shall review the

1 assumptions and valuations underlying the Board's revised  
2 certification and issue a preliminary report concerning the  
3 proposed recertification and identifying, if necessary,  
4 recommended changes in actuarial assumptions that the Board  
5 must consider before finalizing its certification of the  
6 required State contributions. The Board's final certification  
7 must note any deviations from the State Actuary's recommended  
8 changes, the reason or reasons for not following the State  
9 Actuary's recommended changes, and the fiscal impact of not  
10 following the State Actuary's recommended changes on the  
11 required State contribution.

12 (b) Unless otherwise directed by the Comptroller under  
13 subsection (b-1), Beginning in State fiscal year 1996, on or  
14 as soon as possible after the 15th day of each month the Board  
15 shall submit vouchers for payment of State contributions to  
16 the System for the applicable month on the 15th day of each  
17 month, or as soon thereafter as may be practicable. The amount  
18 vouchered for a monthly payment shall total, in a total  
19 monthly amount of one-twelfth of the required annual State  
20 contribution certified under subsection (a).

21 (b-1) Beginning in State fiscal year 2025, if the  
22 Comptroller requests that the Board submit, during a State  
23 fiscal year, vouchers for multiple monthly payments for the  
24 advance payment of State contributions due to the System for  
25 that State fiscal year, then the Board shall submit those  
26 additional vouchers as directed by the Comptroller,

1 notwithstanding subsection (b). Unless an act of  
2 appropriations provides otherwise, nothing in this Section  
3 authorizes the Board to submit, in a State fiscal year,  
4 vouchers for the payment of State contributions to the System  
5 in an amount that exceeds the rate of payroll that is certified  
6 by the System under this Section for that State fiscal year.  
7 ~~From the effective date of this amendatory Act of the 93rd~~  
8 ~~General Assembly through June 30, 2004, the Board shall not~~  
9 ~~submit vouchers for the remainder of fiscal year 2004 in~~  
10 ~~excess of the fiscal year 2004 certified contribution amount~~  
11 ~~determined under this Section after taking into consideration~~  
12 ~~the transfer to the System under subsection (c) of Section~~  
13 ~~6z-61 of the State Finance Act.~~

14 (b-2) The ~~These~~ vouchers described in subsections (b) and  
15 (b-1) shall be paid by the State Comptroller and Treasurer by  
16 warrants drawn on the funds appropriated to the System for  
17 that fiscal year.

18 If in any month the amount remaining unexpended from all  
19 other appropriations to the System for the applicable fiscal  
20 year (including the appropriations to the System under Section  
21 8.12 of the State Finance Act and Section 1 of the State  
22 Pension Funds Continuing Appropriation Act) is less than the  
23 amount lawfully vouchered under this Section, the difference  
24 shall be paid from the General Revenue Fund under the  
25 continuing appropriation authority provided in Section 1.1 of  
26 the State Pension Funds Continuing Appropriation Act.

1 (Source: P.A. 100-23, eff. 7-6-17.)

2 Article 20.

3 Section 20-5. The Illinois Act on the Aging is amended by  
4 changing Section 4.02 as follows:

5 (20 ILCS 105/4.02)

6 Sec. 4.02. Community Care Program. The Department shall  
7 establish a program of services to prevent unnecessary  
8 institutionalization of persons age 60 and older in need of  
9 long term care or who are established as persons who suffer  
10 from Alzheimer's disease or a related disorder under the  
11 Alzheimer's Disease Assistance Act, thereby enabling them to  
12 remain in their own homes or in other living arrangements.  
13 Such preventive services, which may be coordinated with other  
14 programs for the aged and monitored by area agencies on aging  
15 in cooperation with the Department, may include, but are not  
16 limited to, any or all of the following:

17 (a) (blank);

18 (b) (blank);

19 (c) home care aide services;

20 (d) personal assistant services;

21 (e) adult day services;

22 (f) home-delivered meals;

23 (g) education in self-care;

- 1 (h) personal care services;
- 2 (i) adult day health services;
- 3 (j) habilitation services;
- 4 (k) respite care;
- 5 (k-5) community reintegration services;
- 6 (k-6) flexible senior services;
- 7 (k-7) medication management;
- 8 (k-8) emergency home response;
- 9 (l) other nonmedical social services that may enable
- 10 the person to become self-supporting; or
- 11 (m) clearinghouse for information provided by senior
- 12 citizen home owners who want to rent rooms to or share
- 13 living space with other senior citizens.

14 The Department shall establish eligibility standards for

15 such services. In determining the amount and nature of

16 services for which a person may qualify, consideration shall

17 not be given to the value of cash, property, or other assets

18 held in the name of the person's spouse pursuant to a written

19 agreement dividing marital property into equal but separate

20 shares or pursuant to a transfer of the person's interest in a

21 home to his spouse, provided that the spouse's share of the

22 marital property is not made available to the person seeking

23 such services.

24 Beginning January 1, 2008, the Department shall require as

25 a condition of eligibility that all new financially eligible

26 applicants apply for and enroll in medical assistance under

1 Article V of the Illinois Public Aid Code in accordance with  
2 rules promulgated by the Department.

3 The Department shall, in conjunction with the Department  
4 of Public Aid (now Department of Healthcare and Family  
5 Services), seek appropriate amendments under Sections 1915 and  
6 1924 of the Social Security Act. The purpose of the amendments  
7 shall be to extend eligibility for home and community based  
8 services under Sections 1915 and 1924 of the Social Security  
9 Act to persons who transfer to or for the benefit of a spouse  
10 those amounts of income and resources allowed under Section  
11 1924 of the Social Security Act. Subject to the approval of  
12 such amendments, the Department shall extend the provisions of  
13 Section 5-4 of the Illinois Public Aid Code to persons who, but  
14 for the provision of home or community-based services, would  
15 require the level of care provided in an institution, as is  
16 provided for in federal law. Those persons no longer found to  
17 be eligible for receiving noninstitutional services due to  
18 changes in the eligibility criteria shall be given 45 days  
19 notice prior to actual termination. Those persons receiving  
20 notice of termination may contact the Department and request  
21 the determination be appealed at any time during the 45 day  
22 notice period. The target population identified for the  
23 purposes of this Section are persons age 60 and older with an  
24 identified service need. Priority shall be given to those who  
25 are at imminent risk of institutionalization. The services  
26 shall be provided to eligible persons age 60 and older to the



1 extent that the cost of the services together with the other  
2 personal maintenance expenses of the persons are reasonably  
3 related to the standards established for care in a group  
4 facility appropriate to the person's condition. These  
5 non-institutional services, pilot projects, or experimental  
6 facilities may be provided as part of or in addition to those  
7 authorized by federal law or those funded and administered by  
8 the Department of Human Services. The Departments of Human  
9 Services, Healthcare and Family Services, Public Health,  
10 Veterans' Affairs, and Commerce and Economic Opportunity and  
11 other appropriate agencies of State, federal, and local  
12 governments shall cooperate with the Department on Aging in  
13 the establishment and development of the non-institutional  
14 services. The Department shall require an annual audit from  
15 all personal assistant and home care aide vendors contracting  
16 with the Department under this Section. The annual audit shall  
17 assure that each audited vendor's procedures are in compliance  
18 with Department's financial reporting guidelines requiring an  
19 administrative and employee wage and benefits cost split as  
20 defined in administrative rules. The audit is a public record  
21 under the Freedom of Information Act. The Department shall  
22 execute, relative to the nursing home prescreening project,  
23 written inter-agency agreements with the Department of Human  
24 Services and the Department of Healthcare and Family Services,  
25 to effect the following: (1) intake procedures and common  
26 eligibility criteria for those persons who are receiving

1 non-institutional services; and (2) the establishment and  
2 development of non-institutional services in areas of the  
3 State where they are not currently available or are  
4 undeveloped. On and after July 1, 1996, all nursing home  
5 prescreenings for individuals 60 years of age or older shall  
6 be conducted by the Department.

7 As part of the Department on Aging's routine training of  
8 case managers and case manager supervisors, the Department may  
9 include information on family futures planning for persons who  
10 are age 60 or older and who are caregivers of their adult  
11 children with developmental disabilities. The content of the  
12 training shall be at the Department's discretion.

13 The Department is authorized to establish a system of  
14 recipient copayment for services provided under this Section,  
15 such copayment to be based upon the recipient's ability to pay  
16 but in no case to exceed the actual cost of the services  
17 provided. Additionally, any portion of a person's income which  
18 is equal to or less than the federal poverty standard shall not  
19 be considered by the Department in determining the copayment.  
20 The level of such copayment shall be adjusted whenever  
21 necessary to reflect any change in the officially designated  
22 federal poverty standard.

23 The Department, or the Department's authorized  
24 representative, may recover the amount of moneys expended for  
25 services provided to or in behalf of a person under this  
26 Section by a claim against the person's estate or against the

1 estate of the person's surviving spouse, but no recovery may  
2 be had until after the death of the surviving spouse, if any,  
3 and then only at such time when there is no surviving child who  
4 is under age 21 or blind or who has a permanent and total  
5 disability. This paragraph, however, shall not bar recovery,  
6 at the death of the person, of moneys for services provided to  
7 the person or in behalf of the person under this Section to  
8 which the person was not entitled; provided that such recovery  
9 shall not be enforced against any real estate while it is  
10 occupied as a homestead by the surviving spouse or other  
11 dependent, if no claims by other creditors have been filed  
12 against the estate, or, if such claims have been filed, they  
13 remain dormant for failure of prosecution or failure of the  
14 claimant to compel administration of the estate for the  
15 purpose of payment. This paragraph shall not bar recovery from  
16 the estate of a spouse, under Sections 1915 and 1924 of the  
17 Social Security Act and Section 5-4 of the Illinois Public Aid  
18 Code, who precedes a person receiving services under this  
19 Section in death. All moneys for services paid to or in behalf  
20 of the person under this Section shall be claimed for recovery  
21 from the deceased spouse's estate. "Homestead", as used in  
22 this paragraph, means the dwelling house and contiguous real  
23 estate occupied by a surviving spouse or relative, as defined  
24 by the rules and regulations of the Department of Healthcare  
25 and Family Services, regardless of the value of the property.

26 The Department shall increase the effectiveness of the

1 existing Community Care Program by:

2 (1) ensuring that in-home services included in the  
3 care plan are available on evenings and weekends;

4 (2) ensuring that care plans contain the services that  
5 eligible participants need based on the number of days in  
6 a month, not limited to specific blocks of time, as  
7 identified by the comprehensive assessment tool selected  
8 by the Department for use statewide, not to exceed the  
9 total monthly service cost maximum allowed for each  
10 service; the Department shall develop administrative rules  
11 to implement this item (2);

12 (3) ensuring that the participants have the right to  
13 choose the services contained in their care plan and to  
14 direct how those services are provided, based on  
15 administrative rules established by the Department;

16 (4) ensuring that the determination of need tool is  
17 accurate in determining the participants' level of need;  
18 to achieve this, the Department, in conjunction with the  
19 Older Adult Services Advisory Committee, shall institute a  
20 study of the relationship between the Determination of  
21 Need scores, level of need, service cost maximums, and the  
22 development and utilization of service plans no later than  
23 May 1, 2008; findings and recommendations shall be  
24 presented to the Governor and the General Assembly no  
25 later than January 1, 2009; recommendations shall include  
26 all needed changes to the service cost maximums schedule

1 and additional covered services;

2 (5) ensuring that homemakers can provide personal care  
3 services that may or may not involve contact with clients,  
4 including, but not limited to:

5 (A) bathing;

6 (B) grooming;

7 (C) toileting;

8 (D) nail care;

9 (E) transferring;

10 (F) respiratory services;

11 (G) exercise; or

12 (H) positioning;

13 (6) ensuring that homemaker program vendors are not  
14 restricted from hiring homemakers who are family members  
15 of clients or recommended by clients; the Department may  
16 not, by rule or policy, require homemakers who are family  
17 members of clients or recommended by clients to accept  
18 assignments in homes other than the client;

19 (7) ensuring that the State may access maximum federal  
20 matching funds by seeking approval for the Centers for  
21 Medicare and Medicaid Services for modifications to the  
22 State's home and community based services waiver and  
23 additional waiver opportunities, including applying for  
24 enrollment in the Balance Incentive Payment Program by May  
25 1, 2013, in order to maximize federal matching funds; this  
26 shall include, but not be limited to, modification that

1 reflects all changes in the Community Care Program  
2 services and all increases in the services cost maximum;

3 (8) ensuring that the determination of need tool  
4 accurately reflects the service needs of individuals with  
5 Alzheimer's disease and related dementia disorders;

6 (9) ensuring that services are authorized accurately  
7 and consistently for the Community Care Program (CCP); the  
8 Department shall implement a Service Authorization policy  
9 directive; the purpose shall be to ensure that eligibility  
10 and services are authorized accurately and consistently in  
11 the CCP program; the policy directive shall clarify  
12 service authorization guidelines to Care Coordination  
13 Units and Community Care Program providers no later than  
14 May 1, 2013;

15 (10) working in conjunction with Care Coordination  
16 Units, the Department of Healthcare and Family Services,  
17 the Department of Human Services, Community Care Program  
18 providers, and other stakeholders to make improvements to  
19 the Medicaid claiming processes and the Medicaid  
20 enrollment procedures or requirements as needed,  
21 including, but not limited to, specific policy changes or  
22 rules to improve the up-front enrollment of participants  
23 in the Medicaid program and specific policy changes or  
24 rules to insure more prompt submission of bills to the  
25 federal government to secure maximum federal matching  
26 dollars as promptly as possible; the Department on Aging

1 shall have at least 3 meetings with stakeholders by  
2 January 1, 2014 in order to address these improvements;

3 (11) requiring home care service providers to comply  
4 with the rounding of hours worked provisions under the  
5 federal Fair Labor Standards Act (FLSA) and as set forth  
6 in 29 CFR 785.48(b) by May 1, 2013;

7 (12) implementing any necessary policy changes or  
8 promulgating any rules, no later than January 1, 2014, to  
9 assist the Department of Healthcare and Family Services in  
10 moving as many participants as possible, consistent with  
11 federal regulations, into coordinated care plans if a care  
12 coordination plan that covers long term care is available  
13 in the recipient's area; and

14 (13) maintaining fiscal year 2014 rates at the same  
15 level established on January 1, 2013.

16 By January 1, 2009 or as soon after the end of the Cash and  
17 Counseling Demonstration Project as is practicable, the  
18 Department may, based on its evaluation of the demonstration  
19 project, promulgate rules concerning personal assistant  
20 services, to include, but need not be limited to,  
21 qualifications, employment screening, rights under fair labor  
22 standards, training, fiduciary agent, and supervision  
23 requirements. All applicants shall be subject to the  
24 provisions of the Health Care Worker Background Check Act.

25 The Department shall develop procedures to enhance  
26 availability of services on evenings, weekends, and on an

1 emergency basis to meet the respite needs of caregivers.  
2 Procedures shall be developed to permit the utilization of  
3 services in successive blocks of 24 hours up to the monthly  
4 maximum established by the Department. Workers providing these  
5 services shall be appropriately trained.

6 Beginning on September 23, 1991 (the effective date of  
7 Public Act 87-729) ~~this amendatory Act of 1991~~, no person may  
8 perform chore/housekeeping and home care aide services under a  
9 program authorized by this Section unless that person has been  
10 issued a certificate of pre-service to do so by his or her  
11 employing agency. Information gathered to effect such  
12 certification shall include (i) the person's name, (ii) the  
13 date the person was hired by his or her current employer, and  
14 (iii) the training, including dates and levels. Persons  
15 engaged in the program authorized by this Section before the  
16 effective date of this amendatory Act of 1991 shall be issued a  
17 certificate of all pre-service ~~pre-~~ and in-service training  
18 from his or her employer upon submitting the necessary  
19 information. The employing agency shall be required to retain  
20 records of all staff pre-service ~~pre-~~ and in-service training,  
21 and shall provide such records to the Department upon request  
22 and upon termination of the employer's contract with the  
23 Department. In addition, the employing agency is responsible  
24 for the issuance of certifications of in-service training  
25 completed to their employees.

26 The Department is required to develop a system to ensure



1 that persons working as home care aides and personal  
2 assistants receive increases in their wages when the federal  
3 minimum wage is increased by requiring vendors to certify that  
4 they are meeting the federal minimum wage statute for home  
5 care aides and personal assistants. An employer that cannot  
6 ensure that the minimum wage increase is being given to home  
7 care aides and personal assistants shall be denied any  
8 increase in reimbursement costs.

9 The Community Care Program Advisory Committee is created  
10 in the Department on Aging. The Director shall appoint  
11 individuals to serve in the Committee, who shall serve at  
12 their own expense. Members of the Committee must abide by all  
13 applicable ethics laws. The Committee shall advise the  
14 Department on issues related to the Department's program of  
15 services to prevent unnecessary institutionalization. The  
16 Committee shall meet on a bi-monthly basis and shall serve to  
17 identify and advise the Department on present and potential  
18 issues affecting the service delivery network, the program's  
19 clients, and the Department and to recommend solution  
20 strategies. Persons appointed to the Committee shall be  
21 appointed on, but not limited to, their own and their agency's  
22 experience with the program, geographic representation, and  
23 willingness to serve. The Director shall appoint members to  
24 the Committee to represent provider, advocacy, policy  
25 research, and other constituencies committed to the delivery  
26 of high quality home and community-based services to older

1 adults. Representatives shall be appointed to ensure  
2 representation from community care providers, including, but  
3 not limited to, adult day service providers, homemaker  
4 providers, case coordination and case management units,  
5 emergency home response providers, statewide trade or labor  
6 unions that represent home care aides and direct care staff,  
7 area agencies on aging, adults over age 60, membership  
8 organizations representing older adults, and other  
9 organizational entities, providers of care, or individuals  
10 with demonstrated interest and expertise in the field of home  
11 and community care as determined by the Director.

12 Nominations may be presented from any agency or State  
13 association with interest in the program. The Director, or his  
14 or her designee, shall serve as the permanent co-chair of the  
15 advisory committee. One other co-chair shall be nominated and  
16 approved by the members of the committee on an annual basis.  
17 Committee members' terms of appointment shall be for 4 years  
18 with one-quarter of the appointees' terms expiring each year.  
19 A member shall continue to serve until his or her replacement  
20 is named. The Department shall fill vacancies that have a  
21 remaining term of over one year, and this replacement shall  
22 occur through the annual replacement of expiring terms. The  
23 Director shall designate Department staff to provide technical  
24 assistance and staff support to the committee. Department  
25 representation shall not constitute membership of the  
26 committee. All Committee papers, issues, recommendations,

1 reports, and meeting memoranda are advisory only. The  
2 Director, or his or her designee, shall make a written report,  
3 as requested by the Committee, regarding issues before the  
4 Committee.

5 The Department on Aging and the Department of Human  
6 Services shall cooperate in the development and submission of  
7 an annual report on programs and services provided under this  
8 Section. Such joint report shall be filed with the Governor  
9 and the General Assembly on or before March 31 of the following  
10 fiscal year.

11 The requirement for reporting to the General Assembly  
12 shall be satisfied by filing copies of the report as required  
13 by Section 3.1 of the General Assembly Organization Act and  
14 filing such additional copies with the State Government Report  
15 Distribution Center for the General Assembly as is required  
16 under paragraph (t) of Section 7 of the State Library Act.

17 Those persons previously found eligible for receiving  
18 non-institutional services whose services were discontinued  
19 under the Emergency Budget Act of Fiscal Year 1992, and who do  
20 not meet the eligibility standards in effect on or after July  
21 1, 1992, shall remain ineligible on and after July 1, 1992.  
22 Those persons previously not required to cost-share and who  
23 were required to cost-share effective March 1, 1992, shall  
24 continue to meet cost-share requirements on and after July 1,  
25 1992. Beginning July 1, 1992, all clients will be required to  
26 meet eligibility, cost-share, and other requirements and will

1 have services discontinued or altered when they fail to meet  
2 these requirements.

3 For the purposes of this Section, "flexible senior  
4 services" refers to services that require one-time or periodic  
5 expenditures, including, but not limited to, respite care,  
6 home modification, assistive technology, housing assistance,  
7 and transportation.

8 The Department shall implement an electronic service  
9 verification based on global positioning systems or other  
10 cost-effective technology for the Community Care Program no  
11 later than January 1, 2014.

12 The Department shall require, as a condition of  
13 eligibility, enrollment in the medical assistance program  
14 under Article V of the Illinois Public Aid Code (i) beginning  
15 August 1, 2013, if the Auditor General has reported that the  
16 Department has failed to comply with the reporting  
17 requirements of Section 2-27 of the Illinois State Auditing  
18 Act; or (ii) beginning June 1, 2014, if the Auditor General has  
19 reported that the Department has not undertaken the required  
20 actions listed in the report required by subsection (a) of  
21 Section 2-27 of the Illinois State Auditing Act.

22 The Department shall delay Community Care Program services  
23 until an applicant is determined eligible for medical  
24 assistance under Article V of the Illinois Public Aid Code (i)  
25 beginning August 1, 2013, if the Auditor General has reported  
26 that the Department has failed to comply with the reporting

1 requirements of Section 2-27 of the Illinois State Auditing  
2 Act; or (ii) beginning June 1, 2014, if the Auditor General has  
3 reported that the Department has not undertaken the required  
4 actions listed in the report required by subsection (a) of  
5 Section 2-27 of the Illinois State Auditing Act.

6 The Department shall implement co-payments for the  
7 Community Care Program at the federally allowable maximum  
8 level (i) beginning August 1, 2013, if the Auditor General has  
9 reported that the Department has failed to comply with the  
10 reporting requirements of Section 2-27 of the Illinois State  
11 Auditing Act; or (ii) beginning June 1, 2014, if the Auditor  
12 General has reported that the Department has not undertaken  
13 the required actions listed in the report required by  
14 subsection (a) of Section 2-27 of the Illinois State Auditing  
15 Act.

16 The Department shall continue to provide other Community  
17 Care Program reports as required by statute.

18 The Department shall conduct a quarterly review of Care  
19 Coordination Unit performance and adherence to service  
20 guidelines. The quarterly review shall be reported to the  
21 Speaker of the House of Representatives, the Minority Leader  
22 of the House of Representatives, the President of the Senate,  
23 and the Minority Leader of the Senate. The Department shall  
24 collect and report longitudinal data on the performance of  
25 each care coordination unit. Nothing in this paragraph shall  
26 be construed to require the Department to identify specific

1 care coordination units.

2 In regard to community care providers, failure to comply  
3 with Department on Aging policies shall be cause for  
4 disciplinary action, including, but not limited to,  
5 disqualification from serving Community Care Program clients.  
6 Each provider, upon submission of any bill or invoice to the  
7 Department for payment for services rendered, shall include a  
8 notarized statement, under penalty of perjury pursuant to  
9 Section 1-109 of the Code of Civil Procedure, that the  
10 provider has complied with all Department policies.

11 The Director of the Department on Aging shall make  
12 information available to the State Board of Elections as may  
13 be required by an agreement the State Board of Elections has  
14 entered into with a multi-state voter registration list  
15 maintenance system.

16 Within 30 days after July 6, 2017 (the effective date of  
17 Public Act 100-23), rates shall be increased to \$18.29 per  
18 hour, for the purpose of increasing, by at least \$.72 per hour,  
19 the wages paid by those vendors to their employees who provide  
20 homemaker services. The Department shall pay an enhanced rate  
21 under the Community Care Program to those in-home service  
22 provider agencies that offer health insurance coverage as a  
23 benefit to their direct service worker employees consistent  
24 with the mandates of Public Act 95-713. For State fiscal years  
25 2018 and 2019, the enhanced rate shall be \$1.77 per hour. The  
26 rate shall be adjusted using actuarial analysis based on the

1 cost of care, but shall not be set below \$1.77 per hour. The  
2 Department shall adopt rules, including emergency rules under  
3 subsections (y) and (bb) of Section 5-45 of the Illinois  
4 Administrative Procedure Act, to implement the provisions of  
5 this paragraph.

6 Subject to federal approval, beginning on January 1, 2024,  
7 rates for adult day services shall be increased to \$16.84 per  
8 hour and rates for each way transportation services for adult  
9 day services shall be increased to \$12.44 per unit  
10 transportation.

11 Subject to federal approval, on and after January 1, 2024,  
12 rates for homemaker services shall be increased to \$28.07 to  
13 sustain a minimum wage of \$17 per hour for direct service  
14 workers. Rates in subsequent State fiscal years shall be no  
15 lower than the rates put into effect upon federal approval.  
16 Providers of in-home services shall be required to certify to  
17 the Department that they remain in compliance with the  
18 mandated wage increase for direct service workers. Fringe  
19 benefits, including, but not limited to, paid time off and  
20 payment for training, health insurance, travel, or  
21 transportation, shall not be reduced in relation to the rate  
22 increases described in this paragraph.

23 Subject to and upon federal approval, on and after January  
24 1, 2025, rates for homemaker services shall be increased to  
25 \$29.63 to sustain a minimum wage of \$18 per hour for direct  
26 service workers. Rates in subsequent State fiscal years shall

1 be no lower than the rates put into effect upon federal  
2 approval. Providers of in-home services shall be required to  
3 certify to the Department that they remain in compliance with  
4 the mandated wage increase for direct service workers. Fringe  
5 benefits, including, but not limited to, paid time off and  
6 payment for training, health insurance, travel, or  
7 transportation, shall not be reduced in relation to the rate  
8 increases described in this paragraph.

9       The General Assembly finds it necessary to authorize an  
10 aggressive Medicaid enrollment initiative designed to maximize  
11 federal Medicaid funding for the Community Care Program which  
12 produces significant savings for the State of Illinois. The  
13 Department on Aging shall establish and implement a Community  
14 Care Program Medicaid Initiative. Under the Initiative, the  
15 Department on Aging shall, at a minimum: (i) provide an  
16 enhanced rate to adequately compensate care coordination units  
17 to enroll eligible Community Care Program clients into  
18 Medicaid; (ii) use recommendations from a stakeholder  
19 committee on how best to implement the Initiative; and (iii)  
20 establish requirements for State agencies to make enrollment  
21 in the State's Medical Assistance program easier for seniors.

22       The Community Care Program Medicaid Enrollment Oversight  
23 Subcommittee is created as a subcommittee of the Older Adult  
24 Services Advisory Committee established in Section 35 of the  
25 Older Adult Services Act to make recommendations on how best  
26 to increase the number of medical assistance recipients who



1 are enrolled in the Community Care Program. The Subcommittee  
2 shall consist of all of the following persons who must be  
3 appointed within 30 days after June 4, 2018 (the effective  
4 date of Public Act 100-587) ~~this amendatory Act of the 100th~~  
5 ~~General Assembly:~~

6 (1) The Director of Aging, or his or her designee, who  
7 shall serve as the chairperson of the Subcommittee.

8 (2) One representative of the Department of Healthcare  
9 and Family Services, appointed by the Director of  
10 Healthcare and Family Services.

11 (3) One representative of the Department of Human  
12 Services, appointed by the Secretary of Human Services.

13 (4) One individual representing a care coordination  
14 unit, appointed by the Director of Aging.

15 (5) One individual from a non-governmental statewide  
16 organization that advocates for seniors, appointed by the  
17 Director of Aging.

18 (6) One individual representing Area Agencies on  
19 Aging, appointed by the Director of Aging.

20 (7) One individual from a statewide association  
21 dedicated to Alzheimer's care, support, and research,  
22 appointed by the Director of Aging.

23 (8) One individual from an organization that employs  
24 persons who provide services under the Community Care  
25 Program, appointed by the Director of Aging.

26 (9) One member of a trade or labor union representing

1 persons who provide services under the Community Care  
2 Program, appointed by the Director of Aging.

3 (10) One member of the Senate, who shall serve as  
4 co-chairperson, appointed by the President of the Senate.

5 (11) One member of the Senate, who shall serve as  
6 co-chairperson, appointed by the Minority Leader of the  
7 Senate.

8 (12) One member of the House of Representatives, who  
9 shall serve as co-chairperson, appointed by the Speaker of  
10 the House of Representatives.

11 (13) One member of the House of Representatives, who  
12 shall serve as co-chairperson, appointed by the Minority  
13 Leader of the House of Representatives.

14 (14) One individual appointed by a labor organization  
15 representing frontline employees at the Department of  
16 Human Services.

17 The Subcommittee shall provide oversight to the Community  
18 Care Program Medicaid Initiative and shall meet quarterly. At  
19 each Subcommittee meeting the Department on Aging shall  
20 provide the following data sets to the Subcommittee: (A) the  
21 number of Illinois residents, categorized by planning and  
22 service area, who are receiving services under the Community  
23 Care Program and are enrolled in the State's Medical  
24 Assistance Program; (B) the number of Illinois residents,  
25 categorized by planning and service area, who are receiving  
26 services under the Community Care Program, but are not

1 enrolled in the State's Medical Assistance Program; and (C)  
2 the number of Illinois residents, categorized by planning and  
3 service area, who are receiving services under the Community  
4 Care Program and are eligible for benefits under the State's  
5 Medical Assistance Program, but are not enrolled in the  
6 State's Medical Assistance Program. In addition to this data,  
7 the Department on Aging shall provide the Subcommittee with  
8 plans on how the Department on Aging will reduce the number of  
9 Illinois residents who are not enrolled in the State's Medical  
10 Assistance Program but who are eligible for medical assistance  
11 benefits. The Department on Aging shall enroll in the State's  
12 Medical Assistance Program those Illinois residents who  
13 receive services under the Community Care Program and are  
14 eligible for medical assistance benefits but are not enrolled  
15 in the State's Medicaid Assistance Program. The data provided  
16 to the Subcommittee shall be made available to the public via  
17 the Department on Aging's website.

18 The Department on Aging, with the involvement of the  
19 Subcommittee, shall collaborate with the Department of Human  
20 Services and the Department of Healthcare and Family Services  
21 on how best to achieve the responsibilities of the Community  
22 Care Program Medicaid Initiative.

23 The Department on Aging, the Department of Human Services,  
24 and the Department of Healthcare and Family Services shall  
25 coordinate and implement a streamlined process for seniors to  
26 access benefits under the State's Medical Assistance Program.

1           The Subcommittee shall collaborate with the Department of  
2 Human Services on the adoption of a uniform application  
3 submission process. The Department of Human Services and any  
4 other State agency involved with processing the medical  
5 assistance application of any person enrolled in the Community  
6 Care Program shall include the appropriate care coordination  
7 unit in all communications related to the determination or  
8 status of the application.

9           The Community Care Program Medicaid Initiative shall  
10 provide targeted funding to care coordination units to help  
11 seniors complete their applications for medical assistance  
12 benefits. On and after July 1, 2019, care coordination units  
13 shall receive no less than \$200 per completed application,  
14 which rate may be included in a bundled rate for initial intake  
15 services when Medicaid application assistance is provided in  
16 conjunction with the initial intake process for new program  
17 participants.

18           The Community Care Program Medicaid Initiative shall cease  
19 operation 5 years after June 4, 2018 (the effective date of  
20 Public Act 100-587) ~~this amendatory Act of the 100th General~~  
21 ~~Assembly~~, after which the Subcommittee shall dissolve.

22           Effective July 1, 2023, subject to federal approval, the  
23 Department on Aging shall reimburse Care Coordination Units at  
24 the following rates for case management services: \$252.40 for  
25 each initial assessment; \$366.40 for each initial assessment  
26 with translation; \$229.68 for each redetermination assessment;

1 \$313.68 for each redetermination assessment with translation;  
2 \$200.00 for each completed application for medical assistance  
3 benefits; \$132.26 for each face-to-face, choices-for-care  
4 screening; \$168.26 for each face-to-face, choices-for-care  
5 screening with translation; \$124.56 for each 6-month,  
6 face-to-face visit; \$132.00 for each MCO participant  
7 eligibility determination; and \$157.00 for each MCO  
8 participant eligibility determination with translation.

9 (Source: P.A. 102-1071, eff. 6-10-22; 103-8, eff. 6-7-23;  
10 103-102, Article 45, Section 45-5, eff. 1-1-24; 103-102,  
11 Article 85, Section 85-5, eff. 1-1-24; 103-102, Article 90,  
12 Section 90-5, eff. 1-1-24; revised 12-12-23.)

13 Article 25.

14 Section 25-1. Short title. This Act may be cited as the  
15 Illinois Caregiver Assistance and Resource Portal Act. As used  
16 in this Article, "this Act" refers to this Article.

17 Section 25-5. Purpose and intent. The purpose of this Act  
18 is to establish a State-created virtual portal that features a  
19 virtual comprehensive directory of State, federal, non-profit,  
20 and paid resources dedicated to caregiving and Illinois'  
21 1,300,000 unpaid caregivers. The mission of this portal is to  
22 provide caregivers with simplified and trusted access to an  
23 information, support, and resource website to help caregivers

1 develop and implement caregiving plans for their loved ones or  
2 friends.

3 Section 25-10. Establishment of the Illinois Caregiver  
4 Assistance and Resources Portal.

5 (a) The Department on Aging, in consultation with the  
6 Department of Healthcare and Family Services, the Department  
7 of Public Health, and the Department of Veterans' Affairs,  
8 shall be responsible for the creation and maintenance of the  
9 Illinois Caregiver Assistance and Resource Portal (hereinafter  
10 referred to as the "Portal").

11 (b) The Portal shall serve as a centralized and trusted  
12 online platform offering a wide range of resources related to  
13 caregiving, including, but not limited to:

14 (1) Information on State and federal programs,  
15 benefits, and resources on caregiving, long-term care, and  
16 at-home care for Illinois residents who are 50 years of  
17 age or older.

18 (2) Information from non-profit organizations  
19 providing free-of-charge caregiving support and resources.

20 (3) Tools and guides for developing and implementing  
21 caregiving plans.

22 (4) Direct contact information for relevant Illinois  
23 agencies, organizations, and other State-licensed  
24 long-term care, aging, senior support services, and  
25 at-home care providers.

1           (5) Educational materials, articles, and videos on  
2           caregiving best practices.

3           (6) Accommodations for users with different language  
4           preferences, ensuring the information is accessible to  
5           diverse audiences.

6           (c) By incorporating these resources, the Portal aims to  
7           serve as a comprehensive and user-friendly hub for caregivers,  
8           providing them with the tools, information, and support they  
9           need to navigate the complex landscape of caregiving, nursing  
10          home care, and at-home care and other essential resources that  
11          are readily accessible. Additional information and resources  
12          to be featured may include the following:

13           (1) Caregiving resources: A comprehensive section  
14           dedicated to caregiving, including guides, articles, and  
15           videos on caregiving techniques, managing caregiver  
16           stress, and enhancing the quality of care provided.

17           (2) Home and community-based services: Resources,  
18           descriptions, and opportunities on how the State supports  
19           family caregivers, to include, but not be limited to, the  
20           Senior HelpLine, Illinois Care Connections, the Community  
21           Care Program, Adult Protective Services, the Illinois  
22           Long-Term Care Ombudsman, Adult Day Services, the Home  
23           Delivered Meals program, and all other programming and  
24           services offered by the Department on Aging.

25           (3) Nursing home care: State and federal information  
26           and online resources on nursing homes, including facility

1 ratings, reviews, and resources for choosing the right  
2 nursing home based on specific needs and preferences.

3 (4) Area Agency on Aging: A dedicated section  
4 highlighting the services and programs offered by Area  
5 Agencies on Aging, including, but not limited to,  
6 assistance with long-term care planning, nutrition,  
7 transportation, caregiver support and need assessment, and  
8 the address and contact information of statewide Area  
9 Agencies on Aging and Aging and Disability Resource  
10 Centers.

11 (5) At-home care: Resources and guides for at-home  
12 care, including information on hiring caregivers, managing  
13 in-home medical and non-medical care, and ensuring a safe  
14 and comfortable home environment.

15 (6) Hospital-to-home transition: A specialized section  
16 focusing on the transition from hospital care to  
17 home-based care, offering tips, checklists, and resources  
18 to ensure a smooth transition and continued recovery at  
19 home.

20 (7) Contact Information: Direct contact details for  
21 relevant agencies, organizations, and State-licensed  
22 professionals involved in caregiving, nursing home care,  
23 and at-home care, making it easy for users to connect with  
24 the right resources.

25 (8) Medicaid coverage and resources: Information on  
26 Medicaid coverage for long-term care services, eligibility



1 criteria, application procedures, and available  
2 Medicaid-funded programs and services to support  
3 caregivers and care recipients.

4 (9) Financial assistance: Details on financial  
5 assistance programs and benefits available at the State  
6 and federal levels, including grants, subsidies, and tax  
7 incentives that can ease the financial burden of  
8 caregiving.

9 (10) Veterans' assistance: Details on veterans'  
10 assistance programs and benefits available at the State  
11 and federal levels.

12 (11) Legal and planning Tools: Resources for legal  
13 matters related to caregiving, such as power of attorney,  
14 advance directives, and estate planning, and tools to help  
15 users create and manage caregiving plans. Services offered  
16 under this paragraph do not include the practice of law.

17 (12) Support groups: A directory of local caregiver  
18 support groups and online communities where caregivers can  
19 connect, share experiences, and receive emotional support.

20 Section 25-15. Accessibility and user-friendliness.

21 (a) The Portal shall be designed to be user-friendly and  
22 accessible to individuals of all ages and abilities.

23 (b) The Portal shall include features such as search  
24 functionality, language accessibility, and compatibility with  
25 assistive technologies to ensure that a diverse range of

1 caregivers can use it.

2 Section 25-20. Outreach and promotion.

3 (a) The Department on Aging, in consultation with the  
4 Department of Healthcare and Family Services, the Department  
5 of Public Health, the Department of Human Services, and the  
6 Department of Veterans' Affairs, shall undertake an outreach  
7 and promotional campaign to raise awareness about the Portal  
8 and its resources upon completion.

9 (b) The campaign shall include a digital-first strategy to  
10 inform health care providers, social service agencies, and  
11 community organizations about the Portal's availability.

12 (c) The campaign shall coordinate with the State-wide  
13 2-1-1 Service system administered under the 2-1-1 Service Act  
14 in order to insure persons calling 2-1-1 telephone lines are  
15 directed, when appropriate, to the Portal and reciprocally to  
16 2-1-1.

17 Section 25-25. Reporting and evaluation. The Department on  
18 Aging, in consultation with the Department of Healthcare and  
19 Family Services, the Department of Public Health, and the  
20 Department of Veterans' Affairs, shall provide an annual  
21 report to the General Assembly and the Governor outlining the  
22 usage statistics, user feedback, and any necessary  
23 improvements to the Portal.

1           Section 25-30. Funding. Funding for the creation,  
2 maintenance, and promotion of the Portal shall be appropriated  
3 from State funding and can be matched with possible federal  
4 resources.

5           Section 25-35. Implementation date. The Portal shall be  
6 available by July 1, 2025.

7   Article 30.

8           Section 30-5. The Department of Revenue Law of the Civil  
9 Administrative Code of Illinois is amended by changing Section  
10 2505-810 as follows:

11                   (20 ILCS 2505/2505-810)

12           Sec. 2505-810. Veterans Property Tax Relief Reimbursement  
13 Pilot Program.

14           (a) Subject to appropriation, for State fiscal years that  
15 begin on or after July 1, 2023 and before July 1, 2028, the  
16 Department shall establish and administer a Veterans Property  
17 Tax Relief Reimbursement Pilot Program. For purposes of the  
18 Program, the Department shall reimburse eligible taxing  
19 districts, in an amount calculated under subsection (c), for  
20 revenue loss associated with providing homestead exemptions to  
21 veterans with disabilities. A taxing district is eligible for  
22 reimbursement under this Section if (i) application of the

1 homestead exemptions for veterans with disabilities under  
2 Sections 15-165 and 15-169 of the Property Tax Code results in  
3 a cumulative reduction of more than 2.5% in the total  
4 equalized assessed value of all taxable property in the taxing  
5 district, when compared with the total equalized assessed  
6 value of all taxable property in the taxing district prior to  
7 the application of those exemptions, for the taxable year that  
8 is 2 years before the start of the State fiscal year in which  
9 the application for reimbursement is made and (ii) the taxing  
10 district is located in whole or in part in a county that  
11 contains a United States military base. Reimbursement payments  
12 shall be made to the county that applies to the Department of  
13 Revenue on behalf of the taxing district under subsection (b)  
14 and shall be distributed by the county to the taxing district  
15 as directed by the Department of Revenue.

16 (b) If the county clerk determines that one or more taxing  
17 districts located in whole or in part in the county qualify for  
18 reimbursement under this Section, then the county clerk shall  
19 apply to the Department of Revenue on behalf of the taxing  
20 district for reimbursement under this Section in the form and  
21 manner required by the Department. The county clerk shall  
22 consolidate applications submitted on behalf of more than one  
23 taxing district into a single application. The Department of  
24 Revenue may audit the information submitted by the county  
25 clerk as part of the application under this Section for the  
26 purpose of verifying the accuracy of that information.

1 (c) Subject to the maximum aggregate reimbursement amount  
2 set forth in this subsection, the amount of the reimbursement  
3 shall be as follows:

4 (1) for reimbursements awarded for the fiscal year  
5 that begins on July 1, 2023, 50% of the product generated  
6 by multiplying 90% of the total dollar amount of  
7 exemptions granted for taxable year 2021 under Section  
8 15-165 or Section 15-169 of the Property Tax Code to  
9 property located in the taxing district by the taxing  
10 district's property tax rate for taxable year 2021; and

11 (2) for reimbursements awarded for fiscal years that  
12 begin on or after July 1, 2024 and begin before July 1,  
13 2028, 100% of the product generated by multiplying 90% of  
14 the total dollar amount of exemptions granted for the base  
15 year under Section 15-165 or Section 15-169 of the  
16 Property Tax Code to property located in the taxing  
17 district by the taxing district's property tax rate for  
18 the base year.

19 The aggregate amount of reimbursements that may be awarded  
20 under this Section for all taxing districts in any calendar  
21 year may not exceed the lesser of \$30,000,000 ~~\$15,000,000~~ or  
22 the amount appropriated for the program for that calendar  
23 year. If the total amount of eligible reimbursements under  
24 this Section exceeds the lesser of \$30,000,000 ~~\$15,000,000~~ or  
25 the amount appropriated for the program for that calendar  
26 year, then the reimbursement amount awarded to each particular

1 taxing district shall be reduced on a pro rata basis until the  
2 aggregate amount of reimbursements awarded under this Section  
3 for the calendar year does not exceed the lesser of  
4 \$30,000,000 ~~\$15,000,000~~ or the amount appropriated for the  
5 program for the calendar year.

6 (d) The Department of Revenue may adopt rules necessary  
7 for the implementation of this Section.

8 (e) As used in this Section:

9 "Base year" means the taxable year that is 2 years before  
10 the start of the State fiscal year in which the application for  
11 reimbursement is made.

12 "Taxable year" means the calendar year during which  
13 property taxes payable in the next succeeding year are levied.

14 "Taxing district" has the meaning given to that term in  
15 Section 1-150 of the Property Tax Code.

16 (Source: P.A. 103-8, eff. 6-7-23.)

17 Article 35.

18 Section 35-5. The Illinois Horse Racing Act of 1975 is  
19 amended by changing Section 31 as follows:

20 (230 ILCS 5/31) (from Ch. 8, par. 37-31)

21 Sec. 31. (a) The General Assembly declares that it is the  
22 policy of this State to encourage the breeding of standardbred  
23 horses in this State and the ownership of such horses by

1 residents of this State in order to provide for: sufficient  
2 numbers of high quality standardbred horses to participate in  
3 harness racing meetings in this State, and to establish and  
4 preserve the agricultural and commercial benefits of such  
5 breeding and racing industries to the State of Illinois. It is  
6 the intent of the General Assembly to further this policy by  
7 the provisions of this Section of this Act.

8 (b) Each organization licensee conducting a harness racing  
9 meeting pursuant to this Act shall provide for at least two  
10 races each race program limited to Illinois conceived and  
11 foaled horses. A minimum of 6 races shall be conducted each  
12 week limited to Illinois conceived and foaled horses. No  
13 horses shall be permitted to start in such races unless duly  
14 registered under the rules of the Department of Agriculture.

15 (b-5) Organization licensees, not including the Illinois  
16 State Fair or the DuQuoin State Fair, shall provide stake  
17 races and early closer races for Illinois conceived and foaled  
18 horses so that purses distributed for such races shall be no  
19 less than 17% of total purses distributed for harness racing  
20 in that calendar year in addition to any stakes payments and  
21 starting fees contributed by horse owners.

22 (b-10) Each organization licensee conducting a harness  
23 racing meeting pursuant to this Act shall provide an owner  
24 award to be paid from the purse account equal to 12% of the  
25 amount earned by Illinois conceived and foaled horses  
26 finishing in the first 3 positions in races that are not

1 restricted to Illinois conceived and foaled horses. The owner  
2 awards shall not be paid on races below the \$10,000 claiming  
3 class.

4 (c) Conditions of races under subsection (b) shall be  
5 commensurate with past performance, quality, and class of  
6 Illinois conceived and foaled horses available. If, however,  
7 sufficient competition cannot be had among horses of that  
8 class on any day, the races may, with consent of the Board, be  
9 eliminated for that day and substitute races provided.

10 (d) There is hereby created a special fund of the State  
11 treasury ~~Treasury~~ to be known as the Illinois Standardbred  
12 Breeders Fund. Beginning on June 28, 2019 (the effective date  
13 of Public Act 101-31), the Illinois Standardbred Breeders Fund  
14 shall become a non-appropriated trust fund held separate and  
15 apart from State moneys. Expenditures from this Fund shall no  
16 longer be subject to appropriation.

17 During the calendar year 1981, and each year thereafter,  
18 except as provided in subsection (g) of Section 27 of this Act,  
19 eight and one-half per cent of all the monies received by the  
20 State as privilege taxes on harness racing meetings shall be  
21 paid into the Illinois Standardbred Breeders Fund.

22 (e) Notwithstanding any provision of law to the contrary,  
23 amounts deposited into the Illinois Standardbred Breeders Fund  
24 from revenues generated by gaming pursuant to an organization  
25 gaming license issued under the Illinois Gambling Act after  
26 June 28, 2019 (the effective date of Public Act 101-31) shall



1 be in addition to tax and fee amounts paid under this Section  
2 for calendar year 2019 and thereafter. The Illinois  
3 Standardbred Breeders Fund shall be administered by the  
4 Department of Agriculture with the assistance and advice of  
5 the Advisory Board created in subsection (f) of this Section.

6 (f) The Illinois Standardbred Breeders Fund Advisory Board  
7 is hereby created. The Advisory Board shall consist of the  
8 Director of the Department of Agriculture, who shall serve as  
9 Chairman; the Superintendent of the Illinois State Fair; a  
10 member of the Illinois Racing Board, designated by it; a  
11 representative of the largest association of Illinois  
12 standardbred owners and breeders, recommended by it; a  
13 representative of a statewide association representing  
14 agricultural fairs in Illinois, recommended by it, such  
15 representative to be from a fair at which Illinois conceived  
16 and foaled racing is conducted; a representative of the  
17 organization licensees conducting harness racing meetings,  
18 recommended by them; a representative of the Breeder's  
19 Committee of the association representing the largest number  
20 of standardbred owners, breeders, trainers, caretakers, and  
21 drivers, recommended by it; and a representative of the  
22 association representing the largest number of standardbred  
23 owners, breeders, trainers, caretakers, and drivers,  
24 recommended by it. Advisory Board members shall serve for 2  
25 years commencing January 1 of each odd numbered year. If  
26 representatives of the largest association of Illinois

1 standardbred owners and breeders, a statewide association of  
2 agricultural fairs in Illinois, the association representing  
3 the largest number of standardbred owners, breeders, trainers,  
4 caretakers, and drivers, a member of the Breeder's Committee  
5 of the association representing the largest number of  
6 standardbred owners, breeders, trainers, caretakers, and  
7 drivers, and the organization licensees conducting harness  
8 racing meetings have not been recommended by January 1 of each  
9 odd numbered year, the Director of the Department of  
10 Agriculture shall make an appointment for the organization  
11 failing to so recommend a member of the Advisory Board.  
12 Advisory Board members shall receive no compensation for their  
13 services as members but shall be reimbursed for all actual and  
14 necessary expenses and disbursements incurred in the execution  
15 of their official duties.

16 (g) Monies expended from the Illinois Standardbred  
17 Breeders Fund shall be expended by the Department of  
18 Agriculture, with the assistance and advice of the Illinois  
19 Standardbred Breeders Fund Advisory Board for the following  
20 purposes only:

21 1. To provide purses for races limited to Illinois  
22 conceived and foaled horses at the State Fair and the  
23 DuQuoin State Fair.

24 2. To provide purses for races limited to Illinois  
25 conceived and foaled horses at county fairs.

26 3. To provide purse supplements for races limited to

1 Illinois conceived and foaled horses conducted by  
2 associations conducting harness racing meetings.

3 4. No less than 75% of all monies in the Illinois  
4 Standardbred Breeders Fund shall be expended for purses in  
5 1, 2, and 3 as shown above.

6 5. In the discretion of the Department of Agriculture  
7 to provide awards to harness breeders of Illinois  
8 conceived and foaled horses which win races conducted by  
9 organization licensees conducting harness racing meetings.  
10 A breeder is the owner of a mare at the time of conception.  
11 No more than 10% of all moneys transferred into the  
12 Illinois Standardbred Breeders Fund shall be expended for  
13 such harness breeders awards. No more than 25% of the  
14 amount expended for harness breeders awards shall be  
15 expended for expenses incurred in the administration of  
16 such harness breeders awards.

17 6. To pay for the improvement of racing facilities  
18 located at the State Fair and County fairs.

19 7. To pay the expenses incurred in the administration  
20 of the Illinois Standardbred Breeders Fund.

21 8. To promote the sport of harness racing, including  
22 grants up to a maximum of \$7,500 per fair per year for  
23 conducting pari-mutuel wagering during the advertised  
24 dates of a county fair.

25 9. To pay up to \$50,000 annually for the Department of  
26 Agriculture to conduct drug testing at county fairs racing

1 standardbred horses.

2 (h) The Illinois Standardbred Breeders Fund is not subject  
3 to administrative charges or chargebacks, including, but not  
4 limited to, those authorized under Section 8h of the State  
5 Finance Act.

6 (i) A sum equal to 13% of the first prize money of the  
7 gross purse won by an Illinois conceived and foaled horse  
8 shall be paid 50% by the organization licensee conducting the  
9 horse race meeting to the breeder of such winning horse from  
10 the organization licensee's account and 50% from the purse  
11 account of the licensee. Such payment shall not reduce any  
12 award to the owner of the horse or reduce the taxes payable  
13 under this Act. Such payment shall be delivered by the  
14 organization licensee at the end of each quarter.

15 (j) The Department of Agriculture shall, by rule, with the  
16 assistance and advice of the Illinois Standardbred Breeders  
17 Fund Advisory Board:

18 1. Qualify stallions for Illinois Standardbred  
19 Breeders Fund breeding. Such stallion shall stand for  
20 service at and within the State of Illinois at the time of  
21 a foal's conception, and such stallion must not stand for  
22 service at any place outside the State of Illinois during  
23 that calendar year in which the foal is conceived.  
24 However, on and after January 1, 2018, semen from an  
25 Illinois stallion may be transported outside the State of  
26 Illinois.

1           2. Provide for the registration of Illinois conceived  
2 and foaled horses and no such horse shall compete in the  
3 races limited to Illinois conceived and foaled horses  
4 unless registered with the Department of Agriculture. The  
5 Department of Agriculture may prescribe such forms as may  
6 be necessary to determine the eligibility of such horses.  
7 No person shall knowingly prepare or cause preparation of  
8 an application for registration of such foals containing  
9 false information. A mare (dam) must be in the State at  
10 least 30 days prior to foaling or remain in the State at  
11 least 30 days at the time of foaling. However, the  
12 requirement that a mare (dam) must be in the State at least  
13 30 days before foaling or remain in the State at least 30  
14 days at the time of foaling shall not be in effect from  
15 January 1, 2018 until January 1, 2022. Beginning with the  
16 1996 breeding season and for foals of 1997 and thereafter,  
17 a foal conceived by transported semen may be eligible for  
18 Illinois conceived and foaled registration provided all  
19 breeding and foaling requirements are met. The stallion  
20 must be qualified for Illinois Standardbred Breeders Fund  
21 breeding at the time of conception. The foal must be  
22 dropped in Illinois and properly registered with the  
23 Department of Agriculture in accordance with this Act.  
24 However, from January 1, 2018 until January 1, 2022, the  
25 requirement for a mare to be inseminated within the State  
26 of Illinois and the requirement for a foal to be dropped in

1 Illinois are inapplicable.

2 3. Provide that at least a 5-day racing program shall  
3 be conducted at the State Fair each year, unless an  
4 alternate racing program is requested by the Illinois  
5 Standardbred Breeders Fund Advisory Board, which program  
6 shall include at least the following races limited to  
7 Illinois conceived and foaled horses: (a) a 2-year-old  
8 Trot and Pace, and Filly Division of each; (b) a  
9 3-year-old Trot and Pace, and Filly Division of each; (c)  
10 an aged Trot and Pace, and Mare Division of each.

11 4. Provide for the payment of nominating, sustaining,  
12 and starting fees for races promoting the sport of harness  
13 racing and for the races to be conducted at the State Fair  
14 as provided in paragraph subsection (j) 3 of this  
15 subsection ~~Section~~ provided that the nominating,  
16 sustaining, and starting payment required from an entrant  
17 shall not exceed 2% of the purse of such race. All  
18 nominating, sustaining, and starting payments shall be  
19 held for the benefit of entrants and shall be paid out as  
20 part of the respective purses for such races. Nominating,  
21 sustaining, and starting fees shall be held in trust  
22 accounts for the purposes as set forth in this Act and in  
23 accordance with Section 205-15 of the Department of  
24 Agriculture Law.

25 5. Provide for the registration with the Department of  
26 Agriculture of Colt Associations or county fairs desiring

1 to sponsor races at county fairs.

2 6. Provide for the promotion of producing standardbred  
3 racehorses by providing a bonus award program for owners  
4 of 2-year-old horses that win multiple major stakes races  
5 that are limited to Illinois conceived and foaled horses.

6 (k) The Department of Agriculture, with the advice and  
7 assistance of the Illinois Standardbred Breeders Fund Advisory  
8 Board, may allocate monies for purse supplements for such  
9 races. In determining whether to allocate money and the  
10 amount, the Department of Agriculture shall consider factors,  
11 including, but not limited to, the amount of money transferred  
12 into the Illinois Standardbred Breeders Fund, the number of  
13 races that may occur, and an organization licensee's purse  
14 structure. The organization licensee shall notify the  
15 Department of Agriculture of the conditions and minimum purses  
16 for races limited to Illinois conceived and foaled horses to  
17 be conducted by each organization licensee conducting a  
18 harness racing meeting for which purse supplements have been  
19 negotiated.

20 (l) All races held at county fairs and the State Fair which  
21 receive funds from the Illinois Standardbred Breeders Fund  
22 shall be conducted in accordance with the rules of the United  
23 States Trotting Association unless otherwise modified by the  
24 Department of Agriculture.

25 (m) At all standardbred race meetings held or conducted  
26 under authority of a license granted by the Board, and at all

1 standardbred races held at county fairs which are approved by  
2 the Department of Agriculture or at the Illinois or DuQuoin  
3 State Fairs, no one shall jog, train, warm up, or drive a  
4 standardbred horse unless he or she is wearing a protective  
5 safety helmet, with the chin strap fastened and in place,  
6 which meets the standards and requirements as set forth in the  
7 1984 Standard for Protective Headgear for Use in Harness  
8 Racing and Other Equestrian Sports published by the Snell  
9 Memorial Foundation, or any standards and requirements for  
10 headgear the Illinois Racing Board may approve. Any other  
11 standards and requirements so approved by the Board shall  
12 equal or exceed those published by the Snell Memorial  
13 Foundation. Any equestrian helmet bearing the Snell label  
14 shall be deemed to have met those standards and requirements.

15 (n) In addition to any other transfer that may be provided  
16 for by law, as soon as practical after the effective date of  
17 the changes made to this Section by this amendatory Act of the  
18 103rd General Assembly, but no later than July 3, 2024 the  
19 State Comptroller shall direct and the State Treasurer shall  
20 transfer the sum of \$2,000,000 from the Fair and Exposition  
21 Fund to the Illinois Standardbred Breeders Fund.

22 (Source: P.A. 102-558, eff. 8-20-21; 102-689, eff. 12-17-21;  
23 103-8, eff. 6-7-23; revised 9-26-23.)



1 Section 40-5. The University of Illinois Act is amended by  
2 adding Section 180 as follows:

3 (110 ILCS 305/180 new)

4 Sec. 180. Innovation center. The Board of Trustees,  
5 directly or in cooperation with the University of Illinois at  
6 Springfield Innovation Center partners, which shall consist of  
7 other institutions of higher education, not-for-profit  
8 organizations, businesses, and local governments, may finance,  
9 design, construct, enlarge, improve, equip, complete, operate,  
10 control, and manage a University of Illinois at Springfield  
11 Innovation Center (UIS Innovation Center), which is a facility  
12 or facilities dedicated to fostering and supporting innovation  
13 in academics, entrepreneurship, workforce development, policy  
14 development, and non-profit or philanthropic activities.  
15 Notwithstanding any other provision of law, the UIS Innovation  
16 Center (1) may be located on land owned by the Board of  
17 Trustees or a University of Illinois at Springfield Innovation  
18 Center partner; and (2) shall have costs incurred in  
19 connection with the design, construction, enlargement,  
20 improvement, equipping, and completion of the business  
21 incubation and innovation facilities paid with funds  
22 appropriated to the Capital Development Board from the Build  
23 Illinois Bond Fund for a grant to the Board of Trustees for the  
24 UIS Innovation Center. If the UIS Innovation Center is located  
25 on land owned by a University of Illinois at Springfield

1 Innovation Center partner, the Board of Trustees must have an  
2 ownership interest in the facility or facilities or a portion  
3 thereof. An ownership interest shall bear a reasonable  
4 relationship to the proportional share of the costs paid by  
5 such grant funds for a term equal to at least the useful life  
6 of the innovation facilities.

7 Article 45.

8 Section 45-5. The Childhood Hunger Relief Act is amended  
9 by changing Section 15 and by adding Section 18 as follows:

10 (105 ILCS 126/15)

11 Sec. 15. School breakfast program.

12 (a) The board of education of each school district in this  
13 State shall implement and operate a school breakfast program  
14 in the next school year, if a breakfast program does not  
15 currently exist, in accordance with federal guidelines in each  
16 school building within its district in which at least 40% or  
17 more of the students are eligible for free or reduced-price  
18 lunches based upon the current year's October claim (for those  
19 schools that participate in the National School Lunch Program)  
20 or in which at least 40% or more of the students are classified  
21 as low-income according to the Fall Housing Data from the  
22 previous year (for those schools that do not participate in  
23 the National School Lunch Program).

1           (b) School districts may charge students who do not meet  
2 federal criteria for free school meals for the breakfasts  
3 served to these students within the allowable limits set by  
4 federal regulations.

5           (c) School breakfast programs established under this  
6 Section shall be supported entirely by federal funds and  
7 commodities, charges to students and other participants, and  
8 other available State and local resources, including under the  
9 School Breakfast and Lunch Program Act. Allowable costs for  
10 reimbursement to school districts, in accordance with the  
11 United States Department of Agriculture, include compensation  
12 of employees for the time devoted and identified specifically  
13 to implement the school breakfast program; the cost of  
14 materials acquired, consumed, or expended specifically to  
15 implement the school breakfast program; equipment and other  
16 approved capital expenditures necessary to implement the  
17 school breakfast program; and transportation expenses incurred  
18 specifically to implement and operate the school breakfast  
19 program.

20           (d) A school district shall be allowed to opt out a school  
21 or schools from the school breakfast program requirement of  
22 this Section if it is determined that, due to circumstances  
23 specific to that school district, the expense reimbursement  
24 would not fully cover the costs of implementing and operating  
25 a school breakfast program. The school district shall petition  
26 its regional superintendent of schools by February 15 of each

1 year to request to be exempt from operating the school  
2 breakfast program in the school or schools in the next school  
3 year. The petition shall include all legitimate costs  
4 associated with implementing and operating a school breakfast  
5 program, the estimated reimbursement from State and federal  
6 sources, and any unique circumstances the school district can  
7 verify that exist that would cause the implementation and  
8 operation of such a program to be cost prohibitive.

9 The regional superintendent of schools shall review the  
10 petition. In accordance with the Open Meetings Act, he or she  
11 shall convene a public hearing to hear testimony from the  
12 school district and interested community members. The regional  
13 superintendent shall, by March 15 of each year, inform the  
14 school district of his or her decision, along with the reasons  
15 why the exemption was granted or denied, in writing. The  
16 regional superintendent must also send notification to the  
17 State Board of Education detailing which schools requested an  
18 exemption and the results. If the regional superintendent  
19 grants an exemption to the school district, then the school  
20 district is relieved from the requirement to establish and  
21 implement a school breakfast program in the school or schools  
22 granted an exemption for the next school year.

23 If the regional superintendent of schools does not grant  
24 an exemption, then the school district shall implement and  
25 operate a school breakfast program in accordance with this  
26 Section by the first student attendance day of the next school

1 year. However, the school district or a resident of the school  
2 district may by April 15 appeal the decision of the regional  
3 superintendent to the State Superintendent of Education. The  
4 State Superintendent shall hear appeals on the decisions of  
5 regional superintendents of schools no later than May 15 of  
6 each year. The State Superintendent shall make a final  
7 decision at the conclusion of the hearing on the school  
8 district's request for an exemption from the school breakfast  
9 program requirement. If the State Superintendent grants an  
10 exemption, then the school district is relieved from the  
11 requirement to implement and operate a school breakfast  
12 program in the school or schools granted an exemption for the  
13 next school year. If the State Superintendent does not grant  
14 an exemption, then the school district shall implement and  
15 operate a school breakfast program in accordance with this  
16 Section by the first student attendance day of the next school  
17 year.

18 A school district may not attempt to opt out a school or  
19 schools from the school breakfast program requirement of this  
20 Section by requesting a waiver under Section 2-3.25g of the  
21 School Code.

22 (e) For all schools operating a school breakfast program,  
23 the State Board of Education shall collect information about  
24 whether the school is operating a breakfast after the bell  
25 program under Section 16 and, if so, what breakfast after the  
26 bell model the school operates, including breakfast in the

1 classroom, second chance breakfast, and grab and go breakfast.  
2 The State Board of Education shall make this data publicly  
3 available annually.

4 (Source: P.A. 96-158, eff. 8-7-09.)

5 (105 ILCS 126/18 new)

6 Sec. 18. Breakfast after the bell grant program.

7 (a) Subject to appropriation, the State Board of Education  
8 shall award grants of up to \$7,000 per school site on a  
9 competitive basis to eligible schools, school districts, or  
10 entities approved by the State Board of Education for  
11 nonrecurring expenses incurred in initiating a school  
12 breakfast program under Section 16.

13 Grants awarded under this Section shall be used for  
14 nonrecurring costs of initiating a breakfast after the bell  
15 program, including, but not limited to, the acquisition of  
16 equipment, training of staff in new capacities, outreach  
17 efforts to publicize new or expanded school breakfast  
18 programs, minor alterations to accommodate new equipment,  
19 computer point-of-service systems for food service, and the  
20 purchase of vehicles for transporting food to schools.

21 (b) In making grant awards under this Section, the State  
22 Board of Education shall give a preference to grant applicants  
23 that do all of the following:

24 (1) Submit to the State Board of Education a plan to  
25 start or expand school breakfast programs in the school

1 district or the educational service region, including a  
2 description of the following:

3 (A) a description of each eligible school site's  
4 breakfast program under Section 16, including which  
5 school and school district stakeholders have been  
6 engaged in the development of the program, including  
7 but not limited to superintendent, principal, business  
8 manager, school food service personnel, school nurse,  
9 teachers, and janitorial staff;

10 (B) a budget outlining the nonrecurring expenses  
11 needed to initiate a program at each school site; and

12 (C) any public or private resources that have been  
13 assembled to carry out expansion of school breakfast  
14 programs during the school year.

15 (2) Agree to operate a school breakfast program under  
16 Section 16 for a period of not less than 3 school years.

17 (3) Have higher rates of free or reduced-price  
18 eligible students.

19 Article 99.

20 Section 99-97. Severability. The provisions of this Act  
21 are severable under Section 1.31 of the Statute on Statutes.

22 Section 99-99. Effective date. This Act takes effect upon  
23 becoming law, except that Sections 3-15, 3-20, 3-25, 3-27,

1 3-45, 3-50, and 3-60 and Article 45 take effect July 1, 2024  
2 and Sections 3-7, 3-11, 3-30, 3-55, and 3-57 take effect  
3 January 1, 2025."