

1 AN ACT concerning the budget emergency.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 1. Short title. This Act may be cited as the
5 Emergency Budget Act of Fiscal Year 2003.

6 Section 5. Contingency reserves.

7 (a) The Governor may designate as contingency reserves
8 for each executive State agency that is directly responsible
9 to the Governor an amount no greater than 5% of the total
10 appropriations made from the General Revenue Fund to that
11 executive State agency that is directly responsible to the
12 Governor. In addition, the Governor may designate as a
13 contingency reserve an amount no greater than 5% from
14 appropriations of State funds to the State Board of
15 Education, except that no reserve may be designated from
16 payments to be made under Section 18-8.05 of the School Code.
17 In addition, the Governor may designate as contingency
18 reserves an amount no greater than 5% of the total
19 appropriations of State funds for higher education purposes
20 to each agency, board, commission, or university receiving
21 funding for higher education purposes.

22 (b) Appropriated amounts designated as a contingency
23 reserve may not be obligated, encumbered, or expended.

24 (c) Any periodic transfers or expenditures that are
25 based upon amounts appropriated must be reduced to
26 accommodate a contingency reserve. Any necessary proration
27 of periodic payments from the General Revenue Fund shall be
28 distributed equally among the remaining payments for the
29 fiscal year.

30 (d) In this Section, "executive State agency that is
31 directly responsible to the Governor" means any office,

1 officer, division, or part thereof, and any other office,
2 nonelective officer, department, division, bureau, board, or
3 commission in the executive branch of State government,
4 except that it does not apply to any agency whose primary
5 function is service to the General Assembly or the Judicial
6 Branch of State government, or to any agency administered by
7 the Attorney General, Secretary of State, State Comptroller,
8 or State Treasurer.

9 (e) This Section applies only to appropriations for
10 State fiscal year 2003.

11 Section 99. Effective date. This Act takes effect upon
12 becoming law.