



Gary Hannig

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1 AMENDMENT TO SENATE BILL 1913

2 AMENDMENT NO. _____. Amend Senate Bill 1913 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Budget Law of the Civil
5 Administrative Code of Illinois is amended by changing Sections
6 50-5 and 50-10 as follows:

7 (15 ILCS 20/50-5) (was 15 ILCS 20/38)

8 Sec. 50-5. Governor to submit State budget. The Governor
9 shall, as soon as possible and not later than the second
10 Wednesday in April in 2003 and the third Wednesday in February
11 of each year beginning in 2004, except as otherwise provided in
12 this Section, submit a State budget, embracing therein the
13 amounts recommended by the Governor to be appropriated to the
14 respective departments, offices, and institutions, and for all
15 other public purposes, the estimated revenues from taxation,
16 the estimated revenues from sources other than taxation, and an
17 estimate of the amount required to be raised by taxation. In
18 2004 only, the Governor shall submit the capital development
19 section of the State budget not later than the fourth Tuesday
20 of March (March 23, 2004). The amounts recommended by the
21 Governor for appropriation to the respective departments,
22 offices and institutions shall be formulated according to the
23 various functions and activities for which the respective
24 department, office or institution of the State government

1 (including the elective officers in the executive department
2 and including the University of Illinois and the judicial
3 department) is responsible. The amounts relating to particular
4 functions and activities shall be further formulated in
5 accordance with the object classification specified in Section
6 13 of the State Finance Act.

7 The Governor shall not propose expenditures and the General
8 Assembly shall not enact appropriations that exceed the
9 resources estimated to be available, as provided in this
10 Section.

11 For the purposes of Article VIII, Section 2 of the 1970
12 Illinois Constitution, the State budget for the following funds
13 shall be prepared on the basis of revenue and expenditure
14 measurement concepts that are in concert with generally
15 accepted accounting principles for governments:

- 16 (1) General Revenue Fund.
- 17 (2) Common School Fund.
- 18 (3) Educational Assistance Fund.
- 19 (4) Road Fund.
- 20 (5) Motor Fuel Tax Fund.
- 21 (6) Agricultural Premium Fund.

22 These funds shall be known as the "budgeted funds". The
23 revenue estimates used in the State budget for the budgeted
24 funds shall include the estimated beginning fund balance, plus
25 revenues estimated to be received during the budgeted year,
26 plus the estimated receipts due the State as of June 30 of the
27 budgeted year that are expected to be collected during the
28 lapse period following the budgeted year, minus the receipts
29 collected during the first 2 months of the budgeted year that
30 became due to the State in the year before the budgeted year.
31 Revenues shall also include estimated federal reimbursements
32 associated with the recognition of Section 25 of the State
33 Finance Act liabilities. For any budgeted fund for which
34 current year revenues are anticipated to exceed expenditures,

1 the surplus shall be considered to be a resource available for
2 expenditure in the budgeted fiscal year.

3 Expenditure estimates for the budgeted funds included in
4 the State budget shall include the costs to be incurred by the
5 State for the budgeted year, to be paid in the next fiscal
6 year, excluding costs paid in the budgeted year which were
7 carried over from the prior year, where the payment is
8 authorized by Section 25 of the State Finance Act. For any
9 budgeted fund for which expenditures are expected to exceed
10 revenues in the current fiscal year, the deficit shall be
11 considered as a use of funds in the budgeted fiscal year.

12 Revenues and expenditures shall also include transfers
13 between funds that are based on revenues received or costs
14 incurred during the budget year.

15 By March 15 of each year, the Economic and Fiscal
16 Commission shall prepare revenue and fund transfer estimates in
17 accordance with the requirements of this Section and report
18 those estimates to the General Assembly and the Governor.

19 For all funds other than the budgeted funds, the proposed
20 expenditures shall not exceed funds estimated to be available
21 for the fiscal year as shown in the budget. Appropriation for a
22 fiscal year shall not exceed funds estimated by the General
23 Assembly to be available during that year.

24 (Source: P.A. 93-1, eff. 2-6-03.)

25 (15 ILCS 20/50-10) (was 15 ILCS 20/38.1)

26 Sec. 50-10. Budget contents. The budget shall be submitted
27 by the Governor with line item and program data. The budget
28 shall also contain performance data presenting an estimate for
29 the current fiscal year, projections for the budget year, and
30 information for the 3 prior fiscal years comparing department
31 objectives with actual accomplishments, formulated according
32 to the various functions and activities, and, wherever the
33 nature of the work admits, according to the work units, for

1 which the respective departments, offices, and institutions of
2 the State government (including the elective officers in the
3 executive department and including the University of Illinois
4 and the judicial department) are responsible.

5 For the fiscal year beginning July 1, 1992 and for each
6 fiscal year thereafter, the budget shall include the
7 performance measures of each department's accountability
8 report.

9 For the fiscal year beginning July 1, 1997 and for each
10 fiscal year thereafter, the budget shall include one or more
11 line items appropriating moneys to the Department of Human
12 Services to fund participation in the Home-Based Support
13 Services Program for Mentally Disabled Adults under the
14 Developmental Disability and Mental Disability Services Act by
15 persons described in Section 2-17 of that Act.

16 The budget shall contain a capital development section in
17 which the Governor will present (1) information on the capital
18 projects and capital programs for which appropriations are
19 requested, (2) the capital spending plans, which shall document
20 the first and subsequent years cash requirements by fund for
21 the proposed bonded program, and (3) a statement that shall
22 identify by year the principal and interest costs until
23 retirement of the State's general obligation debt. In addition,
24 the principal and interest costs of the budget year program
25 shall be presented separately, to indicate the marginal cost of
26 principal and interest payments necessary to retire the
27 additional bonds needed to finance the budget year's capital
28 program. In 2004 only, the capital development section of the
29 State budget shall be submitted by the Governor not later than
30 the fourth Tuesday of March (March 23, 2004).

31 For the budget year, the current year, and 3 prior fiscal
32 years, the Governor shall also include in the budget estimates
33 of or actual values for the assets and liabilities for General
34 Assembly Retirement System, State Employees' Retirement System

1 of Illinois, State Universities Retirement System, Teachers'
2 Retirement System of the State of Illinois, and Judges
3 Retirement System of Illinois.

4 The budget submitted by the Governor shall contain, in
5 addition, in a separate book, a tabulation of all position and
6 employment titles in each such department, office, and
7 institution, the number of each, and the salaries for each,
8 formulated according to divisions, bureaus, sections, offices,
9 departments, boards, and similar subdivisions, which shall
10 correspond as nearly as practicable to the functions and
11 activities for which the department, office, or institution is
12 responsible.

13 Together with the budget, the Governor shall transmit the
14 estimates of receipts and expenditures, as received by the
15 Director of the Governor's Office of Management and Budget
16 ~~Bureau of the Budget~~, of the elective officers in the executive
17 and judicial departments and of the University of Illinois.

18 (Source: P.A. 91-239, eff. 1-1-00; revised 8-23-03.)

19 Section 10. The Governor's Office of Management and Budget
20 Act is amended by changing Section 2.5 as follows:

21 (20 ILCS 3005/2.5) (from Ch. 127, par. 412.5)

22 Sec. 2.5. Effective January 1, 1980, to require the
23 preparation and submission of an annual long-range capital
24 expenditure plan for all State agencies. Such Capital Plan
25 shall detail each project for each of the following 3 fiscal
26 years, including the project cost in current dollar amounts,
27 the future maintenance costs for the completed project, the
28 anticipated life expectancy of the project and the impact the
29 project will have on the annual operating budget for the
30 agency. Each State agency's annual capital plan shall include
31 energy conservation projects intended to reduce energy costs to
32 the greatest extent possible in those agency's buildings and

1 facilities included in the capital plan. Each State agency's
2 annual capital plan shall be submitted to the Office no later
3 than January 15th of each year. A summary of all capital plans
4 and future needs assessments shall be included in the
5 Governor's Budget Request and the detail of the capital plans
6 shall be delivered to the Chairmen and Minority Spokesmen of
7 the House and Senate Appropriations Committees and the Illinois
8 Economic and Fiscal Commission on the date of the Governor's
9 Budget Address to the General Assembly; except that, in 2004
10 only, the summary and detail shall be delivered not later than
11 the fourth Tuesday in March (March 23, 2004).

12 (Source: P.A. 93-25, eff. 6-20-03.)

13 Section 15. The State Finance Act is amended by changing
14 Section 13.4 as follows:

15 (30 ILCS 105/13.4) (from Ch. 127, par. 149.4)

16 Sec. 13.4. All appropriations recommended to the General
17 Assembly by the Governor in the State Budget submitted pursuant
18 to Section 50-5 of the State Budget Law (15 ILCS 20/50-5) shall
19 be incorporated into and prepared as one or more appropriation
20 bills which shall either be introduced in the General Assembly
21 or submitted to the legislative leaders of both the Senate and
22 the House of Representatives not later than 2 session days
23 after the submission of the Governor's budget recommendations, as
24 provided in Section 50-5 of the State Budget Law of the
25 Civil Administrative Code of Illinois, immediately preceding
26 the start of the fiscal year for which the Budget is
27 recommended.

28 (Source: P.A. 91-239, eff. 1-1-00.)

29 Section 99. Effective date. This Act takes effect upon
30 becoming law."