



Rep. Carolyn H. Krause

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AMENDMENT TO HOUSE BILL 3040

AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3040 by replacing everything after the enacting clause with the following:

"Section 5. The Mental Health and Developmental Disabilities Administrative Act is amended by changing Section 18.4 as follows:

(20 ILCS 1705/18.4)  
Sec. 18.4. Community Mental Health Medicaid Trust Fund; reimbursement.

(a) The Community Mental Health Medicaid Trust Fund is hereby created in the State Treasury.

(b) Except as otherwise provided in this Section, any funds paid to the State by the federal government under Title XIX or Title XXI of the Social Security Act for services delivered by community mental health services providers, and any interest earned thereon, shall be deposited directly into the Community Mental Health Medicaid Trust Fund. Beginning with State fiscal year 2005 and until the effective date of this amendatory Act of the 94th General Assembly, the first \$95,000,000 received by the Department shall be deposited 26.3% into the General Revenue Fund and 73.7% into the Community Mental Health Medicaid Trust Fund. Amounts received in excess of \$95,000,000 in any State fiscal year shall be deposited 50% into the General Revenue Fund and 50% into the Community Mental Health

1 Medicaid Trust Fund. On and after the effective date of this  
2 amendatory Act of the 94th General Assembly, 100% of any funds  
3 paid to the State by the federal government under Title XIX or  
4 Title XXI of the Social Security Act for services delivered by  
5 community mental health services providers, and any interest  
6 earned thereon, shall be deposited directly into the Community  
7 Mental Health Medicaid Trust Fund. The Department shall analyze  
8 the budgeting and programmatic impact of this funding  
9 allocation and report to the Governor and the General Assembly  
10 the results of this analysis and any recommendations for  
11 change, no later than 30 days after the effective date of this  
12 amendatory Act of the 94th General Assembly. This analyses must  
13 include the status of Medicaid billing for Fiscal Year 2005  
14 ~~December 31, 2005.~~

15 (c) The Department shall reimburse community mental health  
16 services providers for Medicaid-reimbursed mental health  
17 services provided to eligible individuals. Moneys in the  
18 Community Mental Health Medicaid Trust Fund may be used for  
19 that purpose.

20 (d) As used in this Section:

21 "Medicaid-reimbursed mental health services" means  
22 services provided by a community mental health provider under  
23 an agreement with the Department that is eligible for  
24 reimbursement under the federal Title XIX program or Title XXI  
25 program.

26 "Provider" means a community agency that is funded by the  
27 Department to provide a Medicaid-reimbursed service.

28 "Services" means mental health services provided under one  
29 of the following programs:

- 30 (1) Medicaid Clinic Option;
- 31 (2) Medicaid Rehabilitation Option;
- 32 (3) Targeted Case Management.

33 (Source: P.A. 92-597, eff. 6-28-02; 93-841, eff. 7-30-04.)

1       Section 10. The State Finance Act is amended by changing  
2       Section 8g as follows:

3       (30 ILCS 105/8g)

4       Sec. 8g. Fund transfers.

5       (a) In addition to any other transfers that may be provided  
6       for by law, as soon as may be practical after the effective  
7       date of this amendatory Act of the 91st General Assembly, the  
8       State Comptroller shall direct and the State Treasurer shall  
9       transfer the sum of \$10,000,000 from the General Revenue Fund  
10      to the Motor Vehicle License Plate Fund created by Senate Bill  
11      1028 of the 91st General Assembly.

12      (b) In addition to any other transfers that may be provided  
13      for by law, as soon as may be practical after the effective  
14      date of this amendatory Act of the 91st General Assembly, the  
15      State Comptroller shall direct and the State Treasurer shall  
16      transfer the sum of \$25,000,000 from the General Revenue Fund  
17      to the Fund for Illinois' Future created by Senate Bill 1066 of  
18      the 91st General Assembly.

19      (c) In addition to any other transfers that may be provided  
20      for by law, on August 30 of each fiscal year's license period,  
21      the Illinois Liquor Control Commission shall direct and the  
22      State Comptroller and State Treasurer shall transfer from the  
23      General Revenue Fund to the Youth Alcoholism and Substance  
24      Abuse Prevention Fund an amount equal to the number of retail  
25      liquor licenses issued for that fiscal year multiplied by \$50.

26      (d) The payments to programs required under subsection (d)  
27      of Section 28.1 of the Horse Racing Act of 1975 shall be made,  
28      pursuant to appropriation, from the special funds referred to  
29      in the statutes cited in that subsection, rather than directly  
30      from the General Revenue Fund.

31      Beginning January 1, 2000, on the first day of each month,  
32      or as soon as may be practical thereafter, the State  
33      Comptroller shall direct and the State Treasurer shall transfer

1 from the General Revenue Fund to each of the special funds from  
2 which payments are to be made under Section 28.1(d) of the  
3 Horse Racing Act of 1975 an amount equal to 1/12 of the annual  
4 amount required for those payments from that special fund,  
5 which annual amount shall not exceed the annual amount for  
6 those payments from that special fund for the calendar year  
7 1998. The special funds to which transfers shall be made under  
8 this subsection (d) include, but are not necessarily limited  
9 to, the Agricultural Premium Fund; the Metropolitan Exposition  
10 Auditorium and Office Building Fund; the Fair and Exposition  
11 Fund; the Standardbred Breeders Fund; the Thoroughbred  
12 Breeders Fund; and the Illinois Veterans' Rehabilitation Fund.

13 (e) In addition to any other transfers that may be provided  
14 for by law, as soon as may be practical after the effective  
15 date of this amendatory Act of the 91st General Assembly, but  
16 in no event later than June 30, 2000, the State Comptroller  
17 shall direct and the State Treasurer shall transfer the sum of  
18 \$15,000,000 from the General Revenue Fund to the Fund for  
19 Illinois' Future.

20 (f) In addition to any other transfers that may be provided  
21 for by law, as soon as may be practical after the effective  
22 date of this amendatory Act of the 91st General Assembly, but  
23 in no event later than June 30, 2000, the State Comptroller  
24 shall direct and the State Treasurer shall transfer the sum of  
25 \$70,000,000 from the General Revenue Fund to the Long-Term Care  
26 Provider Fund.

27 (f-1) In fiscal year 2002, in addition to any other  
28 transfers that may be provided for by law, at the direction of  
29 and upon notification from the Governor, the State Comptroller  
30 shall direct and the State Treasurer shall transfer amounts not  
31 exceeding a total of \$160,000,000 from the General Revenue Fund  
32 to the Long-Term Care Provider Fund.

33 (g) In addition to any other transfers that may be provided  
34 for by law, on July 1, 2001, or as soon thereafter as may be

1 practical, the State Comptroller shall direct and the State  
2 Treasurer shall transfer the sum of \$1,200,000 from the General  
3 Revenue Fund to the Violence Prevention Fund.

4 (h) In each of fiscal years 2002 through 2004, but not  
5 thereafter, in addition to any other transfers that may be  
6 provided for by law, the State Comptroller shall direct and the  
7 State Treasurer shall transfer \$5,000,000 from the General  
8 Revenue Fund to the Tourism Promotion Fund.

9 (i) On or after July 1, 2001 and until May 1, 2002, in  
10 addition to any other transfers that may be provided for by  
11 law, at the direction of and upon notification from the  
12 Governor, the State Comptroller shall direct and the State  
13 Treasurer shall transfer amounts not exceeding a total of  
14 \$80,000,000 from the General Revenue Fund to the Tobacco  
15 Settlement Recovery Fund. Any amounts so transferred shall be  
16 re-transferred by the State Comptroller and the State Treasurer  
17 from the Tobacco Settlement Recovery Fund to the General  
18 Revenue Fund at the direction of and upon notification from the  
19 Governor, but in any event on or before June 30, 2002.

20 (i-1) On or after July 1, 2002 and until May 1, 2003, in  
21 addition to any other transfers that may be provided for by  
22 law, at the direction of and upon notification from the  
23 Governor, the State Comptroller shall direct and the State  
24 Treasurer shall transfer amounts not exceeding a total of  
25 \$80,000,000 from the General Revenue Fund to the Tobacco  
26 Settlement Recovery Fund. Any amounts so transferred shall be  
27 re-transferred by the State Comptroller and the State Treasurer  
28 from the Tobacco Settlement Recovery Fund to the General  
29 Revenue Fund at the direction of and upon notification from the  
30 Governor, but in any event on or before June 30, 2003.

31 (j) On or after July 1, 2001 and no later than June 30,  
32 2002, in addition to any other transfers that may be provided  
33 for by law, at the direction of and upon notification from the  
34 Governor, the State Comptroller shall direct and the State

1     Treasurer shall transfer amounts not to exceed the following  
2     sums into the Statistical Services Revolving Fund:

3       From the General Revenue Fund .....	\$8,450,000
4       From the Public Utility Fund .....	1,700,000
5       From the Transportation Regulatory Fund .....	2,650,000
6       From the Title III Social Security and	
7       Employment Fund .....	3,700,000
8       From the Professions Indirect Cost Fund .....	4,050,000
9       From the Underground Storage Tank Fund .....	550,000
10      From the Agricultural Premium Fund .....	750,000
11      From the State Pensions Fund .....	200,000
12      From the Road Fund .....	2,000,000
13      From the Health Facilities	
14      Planning Fund .....	1,000,000
15      From the Savings and Residential Finance	
16      Regulatory Fund .....	130,800
17      From the Appraisal Administration Fund .....	28,600
18      From the Pawnbroker Regulation Fund .....	3,600
19      From the Auction Regulation	
20      Administration Fund .....	35,800
21      From the Bank and Trust Company Fund.....	634,800
22      From the Real Estate License	
23      Administration Fund .....	313,600

24     (k) In addition to any other transfers that may be provided  
25     for by law, as soon as may be practical after the effective  
26     date of this amendatory Act of the 92nd General Assembly, the  
27     State Comptroller shall direct and the State Treasurer shall  
28     transfer the sum of \$2,000,000 from the General Revenue Fund to  
29     the Teachers Health Insurance Security Fund.

30     (k-1) In addition to any other transfers that may be  
31     provided for by law, on July 1, 2002, or as soon as may be  
32     practical thereafter, the State Comptroller shall direct and  
33     the State Treasurer shall transfer the sum of \$2,000,000 from  
34     the General Revenue Fund to the Teachers Health Insurance

1 Security Fund.

2 (k-2) In addition to any other transfers that may be  
3 provided for by law, on July 1, 2003, or as soon as may be  
4 practical thereafter, the State Comptroller shall direct and  
5 the State Treasurer shall transfer the sum of \$2,000,000 from  
6 the General Revenue Fund to the Teachers Health Insurance  
7 Security Fund.

8 (k-3) On or after July 1, 2002 and no later than June 30,  
9 2003, in addition to any other transfers that may be provided  
10 for by law, at the direction of and upon notification from the  
11 Governor, the State Comptroller shall direct and the State  
12 Treasurer shall transfer amounts not to exceed the following  
13 sums into the Statistical Services Revolving Fund:

14	Appraisal Administration Fund .....	\$150,000
15	General Revenue Fund .....	10,440,000
16	Savings and Residential Finance	
17	Regulatory Fund .....	200,000
18	State Pensions Fund .....	100,000
19	Bank and Trust Company Fund .....	100,000
20	Professions Indirect Cost Fund .....	3,400,000
21	Public Utility Fund .....	2,081,200
22	Real Estate License Administration Fund .....	150,000
23	Title III Social Security and	
24	Employment Fund .....	1,000,000
25	Transportation Regulatory Fund .....	3,052,100
26	Underground Storage Tank Fund .....	50,000

27 (l) In addition to any other transfers that may be provided  
28 for by law, on July 1, 2002, or as soon as may be practical  
29 thereafter, the State Comptroller shall direct and the State  
30 Treasurer shall transfer the sum of \$3,000,000 from the General  
31 Revenue Fund to the Presidential Library and Museum Operating  
32 Fund.

33 (m) In addition to any other transfers that may be provided  
34 for by law, on July 1, 2002 and on the effective date of this

1 amendatory Act of the 93rd General Assembly, or as soon  
2 thereafter as may be practical, the State Comptroller shall  
3 direct and the State Treasurer shall transfer the sum of  
4 \$1,200,000 from the General Revenue Fund to the Violence  
5 Prevention Fund.

6 (n) In addition to any other transfers that may be provided  
7 for by law, on July 1, 2003, or as soon thereafter as may be  
8 practical, the State Comptroller shall direct and the State  
9 Treasurer shall transfer the sum of \$6,800,000 from the General  
10 Revenue Fund to the DHS Recoveries Trust Fund.

11 (o) On or after July 1, 2003, and no later than June 30,  
12 2004, in addition to any other transfers that may be provided  
13 for by law, at the direction of and upon notification from the  
14 Governor, the State Comptroller shall direct and the State  
15 Treasurer shall transfer amounts not to exceed the following  
16 sums into the Vehicle Inspection Fund:

17 From the Underground Storage Tank Fund ..... \$35,000,000.

18 (p) On or after July 1, 2003 and until May 1, 2004, in  
19 addition to any other transfers that may be provided for by  
20 law, at the direction of and upon notification from the  
21 Governor, the State Comptroller shall direct and the State  
22 Treasurer shall transfer amounts not exceeding a total of  
23 \$80,000,000 from the General Revenue Fund to the Tobacco  
24 Settlement Recovery Fund. Any amounts so transferred shall be  
25 re-transferred from the Tobacco Settlement Recovery Fund to the  
26 General Revenue Fund at the direction of and upon notification  
27 from the Governor, but in any event on or before June 30, 2004.

28 (q) In addition to any other transfers that may be provided  
29 for by law, on July 1, 2003, or as soon as may be practical  
30 thereafter, the State Comptroller shall direct and the State  
31 Treasurer shall transfer the sum of \$5,000,000 from the General  
32 Revenue Fund to the Illinois Military Family Relief Fund.

33 (r) In addition to any other transfers that may be provided  
34 for by law, on July 1, 2003, or as soon as may be practical



1       thereafter, the State Comptroller shall direct and the State  
2       Treasurer shall transfer the sum of \$1,922,000 from the General  
3       Revenue Fund to the Presidential Library and Museum Operating  
4       Fund.

5       (s) In addition to any other transfers that may be provided  
6       for by law, on or after July 1, 2003, the State Comptroller  
7       shall direct and the State Treasurer shall transfer the sum of  
8       \$4,800,000 from the Statewide Economic Development Fund to the  
9       General Revenue Fund.

10      (t) In addition to any other transfers that may be provided  
11      for by law, on or after July 1, 2003, the State Comptroller  
12      shall direct and the State Treasurer shall transfer the sum of  
13      \$50,000,000 from the General Revenue Fund to the Budget  
14      Stabilization Fund.

15      (u) On or after July 1, 2004 and until May 1, 2005, in  
16      addition to any other transfers that may be provided for by  
17      law, at the direction of and upon notification from the  
18      Governor, the State Comptroller shall direct and the State  
19      Treasurer shall transfer amounts not exceeding a total of  
20      \$80,000,000 from the General Revenue Fund to the Tobacco  
21      Settlement Recovery Fund. Any amounts so transferred shall be  
22      retransferred by the State Comptroller and the State Treasurer  
23      from the Tobacco Settlement Recovery Fund to the General  
24      Revenue Fund at the direction of and upon notification from the  
25      Governor, but in any event on or before June 30, 2005.

26      (v) In addition to any other transfers that may be provided  
27      for by law, on July 1, 2004, or as soon thereafter as may be  
28      practical, the State Comptroller shall direct and the State  
29      Treasurer shall transfer the sum of \$1,200,000 from the General  
30      Revenue Fund to the Violence Prevention Fund.

31      (w) In addition to any other transfers that may be provided  
32      for by law, on July 1, 2004, or as soon thereafter as may be  
33      practical, the State Comptroller shall direct and the State  
34      Treasurer shall transfer the sum of \$6,445,000 from the General

1 Revenue Fund to the Presidential Library and Museum Operating  
2 Fund.

3 (x) In addition to any other transfers that may be provided  
4 for by law, on January 15, 2005, or as soon thereafter as may  
5 be practical, the State Comptroller shall direct and the State  
6 Treasurer shall transfer to the General Revenue Fund the  
7 following sums:

8 From the State Crime Laboratory Fund, \$200,000;

9 From the State Police Wireless Service Emergency Fund,  
10 \$200,000;

11 From the State Offender DNA Identification System  
12 Fund, \$800,000; and

13 From the State Police Whistleblower Reward and  
14 Protection Fund, \$500,000.

15 (y) In addition to any other transfers that may be provided  
16 for by law, on April 1, 2005, or as soon thereafter as may be  
17 practical, at the direction of the Director of Public Aid, the  
18 State Comptroller shall direct and the State Treasurer shall  
19 transfer from the General Revenue Fund \$14,000,000 to the  
20 Community Mental Health Medicaid Trust Fund.

21 (Source: P.A. 92-11, eff. 6-11-01; 92-505, eff. 12-20-01;  
22 92-600, eff. 6-28-02; 93-32, eff. 6-20-03; 93-648, eff. 1-8-04;  
23 93-839, eff. 7-30-04; 93-1067, eff. 1-15-05.)

24 Section 99. Effective date. This Act takes effect upon  
25 becoming law."