



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

SB2628

Introduced 1/20/2006, by Sen. Kimberly A. Lightford

SYNOPSIS AS INTRODUCED:

30 ILCS 540/8 new

Amends the State Prompt Payment Act. Defines "qualified provider" as small businesses or organizations that provide certain services for the care of the elderly, youth, mentally ill, or developmentally disabled or that provide substance-abuse services. Provides that a bill or invoice for goods or services furnished to the State submitted by a qualified provider and grant award payments to a qualified provider must be given priority in processing and that a voucher for payment submitted by an official or agency to the Comptroller for payment must be given priority in payment. Provides that the processing and payment of (i) debt service obligations of the State and (ii) payroll obligations of the State have priority over the processing and payment of items as required by these provisions. Effective immediately.

LRB094 19014 BDD 54506 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning finance.

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

4 Section 5. The State Prompt Payment Act is amended by
5 adding Section 8 as follows:

6 (30 ILCS 540/8 new)

7 Sec. 8. Priority of payment.

8 (a) Definition. As used in this Section, "qualified
9 provider" means: (i) a vendor that is a small business, as
10 defined in Section 9-2 of the Build Illinois Act; or (ii) an
11 organization that provides non-residential services for the
12 elderly, youth and foster care, or for the prevention,
13 intervention, or treatment of mental illness, developmental
14 disabilities, alcoholism or substance abuse. A "qualified
15 provider" also includes an entity licensed under the
16 Community-Integrated Living Arrangements Licensure and
17 Certification Act and a facility licensed under the Nursing
18 Home Care Act. A "qualified provider" does not include a
19 hospital licensed under the Hospital Licensing Act or a local
20 governmental unit or university. The Department of Human
21 Services, in cooperation with the Department on Aging, the
22 Department of Children and Family Services, and the Department
23 of Healthcare and Family Services, shall make the determination
24 of who is a "qualified provider".

25 (b) Processing by official or agency. Except as provided in
26 subsection (c), a bill or invoice for goods or services
27 furnished to the State submitted by a qualified provider and a
28 grant award payment to a qualified provider must be given
29 priority in processing. Any bill or invoice and any grant award
30 payment meeting these criteria that is submitted to an official
31 or agency must be processed and forwarded for payment before
32 any other bill, invoice, or grant award payment is processed or

1 forwarded for payment.

2 (c) A properly prepared voucher request to the Office of
3 the Comptroller for payment to a qualified provider, as defined
4 in this Section, shall be given priority by the Comptroller for
5 processing and warrant issuance after debt service obligations
6 and payroll obligations of the State have been met unless the
7 Comptroller deems that other obligations of the State must be
8 satisfied prior to these categories of payment. If at any time
9 the Comptroller determines that there are insufficient funds
10 available to process priority payments as required under this
11 Section, then vouchers shall be processed and paid out in a
12 first-in, first-out manner as corresponding funds become
13 available.

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.