



Rep. Gary Hannig

Filed: 6/27/2007

09500HB3737ham001

LRB095 07740 BDD 37841 a

1 AMENDMENT TO HOUSE BILL 3737

2 AMENDMENT NO. _____. Amend House Bill 3737 by replacing
3 everything after the enacting clause with the following:

4 "ARTICLE 1. SHORT TITLE; PURPOSE

5 Section 1-1. Short Title. This Act may be cited as the
6 FY2008 Budget Implementation (Finance) Act.

7 Section 1-5. Purpose. It is the purpose of this Act to make
8 changes in State programs concerning finance that are necessary
9 to implement the FY2008 Budget.

10 ARTICLE 5. AMENDATORY PROVISIONS

11 Section 5-5. The Mental Health and Developmental
12 Disabilities Administrative Act is amended by changing Section
13 18.4 as follows:

1 (20 ILCS 1705/18.4)

2 Sec. 18.4. Community Mental Health Medicaid Trust Fund;
3 reimbursement.

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

6 (b) ~~Amounts Except as otherwise provided in this Section,~~
7 ~~following repayment of interfund transfers under subsection~~
8 ~~(b-1),~~ amounts paid to the State during each State fiscal year
9 by the federal government under Title XIX or Title XXI of the
10 Social Security Act for services delivered by community mental
11 health providers, and any interest earned thereon, shall be
12 deposited as follows:

13 (1) The first \$75,000,000 shall be deposited directly
14 into the Community Mental Health Medicaid Trust Fund to be
15 used for the purchase of community mental health services;

16 (2) The next \$4,500,000 shall be deposited directly
17 into the Community Mental Health Medicaid Trust Fund to be
18 used by the Department of Human Services' Division of
19 Mental Health for the oversight and administration of
20 community mental health services and up to \$1,000,000 of
21 this amount may be used for support of community mental
22 health service initiatives ; ~~and~~

23 (3) The next \$3,500,000 shall be deposited directly
24 into the General Revenue Fund;

25 (4) Any additional amounts shall be deposited ~~50%~~ into

1 the Community Mental Health Medicaid Trust Fund to be used
2 for the purchase of community mental health services ~~and~~
3 ~~50% into the General Revenue Fund.~~

4 ~~(b-1) For State fiscal year 2005, the first \$73,000,000 in~~
5 ~~any funds paid to the State by the federal government under~~
6 ~~Title XIX or Title XXI of the Social Security Act for services~~
7 ~~delivered by community mental health services providers, and~~
8 ~~any interest earned thereon, shall be deposited directly into~~
9 ~~the Community Mental Health Medicaid Trust Fund before any~~
10 ~~deposits are made into the General Revenue Fund. The next~~
11 ~~\$25,000,000, less any deposits made prior to the effective date~~
12 ~~of this amendatory Act of the 94th General Assembly, shall be~~
13 ~~deposited into the General Revenue Fund. Amounts received in~~
14 ~~excess of \$98,000,000 shall be deposited 50% into the General~~
15 ~~Revenue Fund and 50% into the Community Mental Health Medicaid~~
16 ~~Trust Fund. At the direction of the Director of Healthcare and~~
17 ~~Family Services, on April 1, 2005, or as soon thereafter as~~
18 ~~practical, the Comptroller shall direct and the State Treasurer~~
19 ~~shall transfer amounts not to exceed \$14,000,000 into the~~
20 ~~Community Mental Health Medicaid Trust Fund from the Public Aid~~
21 ~~Recoveries Trust Fund.~~

22 ~~(b-2) For State fiscal year 2006, and in subsequent fiscal~~
23 ~~years until any transfers under subsection (b-1) are repaid,~~
24 ~~the first \$73,000,000 in any funds paid to the State by the~~
25 ~~federal government under Title XIX or Title XXI of the Social~~
26 ~~Security Act for services delivered by community mental health~~

1 ~~providers, and any interest earned thereon, shall be deposited~~
2 ~~directly into the Community Mental Health Medicaid Trust Fund.~~
3 ~~Then the next \$14,000,000, or such amount as was transferred~~
4 ~~under subsection (b-1) at the direction of the Director of~~
5 ~~Healthcare and Family Services, shall be deposited into the~~
6 ~~Public Aid Recoveries Trust Fund. Any additional amounts~~
7 ~~received shall be deposited in accordance with subsection (b).~~

8 (c) The Department shall reimburse community mental health
9 providers for services provided to eligible individuals.
10 Moneys in the Community Mental Health Medicaid Trust Fund may
11 be used for that purpose.

12 (d) As used in this Section:

13 "Community mental health provider" means a community
14 agency that is funded by the Department to provide a service.

15 "Service" means a mental health service provided pursuant
16 to the provisions of administrative rules adopted by the
17 Department and funded by the Department of Human Services'
18 Division of Mental Health.

19 (Source: P.A. 93-841, eff. 7-30-04; 94-58, eff. 6-17-05;
20 94-839, eff. 6-6-06.)

21 Section 5-10. The State Finance Act is amended by changing
22 Sections 6z-63, 6z-64, 8.3, 8g, and 13.2 and by adding Sections
23 5.675 and 6z-69 as follows:

24 (30 ILCS 105/5.675 new)

1 Sec. 5.675. The Minority Film Support Fund.

2 (30 ILCS 105/6z-63)

3 Sec. 6z-63. The Professional Services Fund.

4 (a) The Professional Services Fund is created as a
5 revolving fund in the State treasury. The following moneys
6 shall be deposited into the Fund:

7 (1) amounts authorized for transfer to the Fund from
8 the General Revenue Fund and other State funds (except for
9 funds classified by the Comptroller as federal trust funds
10 or State trust funds) pursuant to State law or Executive
11 Order;

12 (2) federal funds received by the Department of Central
13 Management Services (the "Department") as a result of
14 expenditures from the Fund;

15 (3) interest earned on moneys in the Fund; and

16 (4) receipts or inter-fund transfers resulting from
17 billings issued by the Department to State agencies for the
18 cost of professional services rendered by the Department
19 that are not compensated through the specific fund
20 transfers authorized by this Section.

21 (b) Moneys in the Fund may be used by the Department for
22 reimbursement or payment for:

23 (1) providing professional services to State agencies
24 or other State entities;

25 (2) rendering other services to State agencies at the

1 Governor's direction or to other State entities upon
 2 agreement between the Director of Central Management
 3 Services and the appropriate official or governing body of
 4 the other State entity; or

5 (3) providing for payment of administrative and other
 6 expenses incurred by the Department in providing
 7 professional services.

8 (c) State agencies or other State entities may direct the
 9 Comptroller to process inter-fund transfers or make payment
 10 through the voucher and warrant process to the Professional
 11 Services Fund in satisfaction of billings issued under
 12 subsection (a) of this Section.

13 (d) Reconciliation. For the fiscal year beginning on July
 14 1, 2004 only, the Director of Central Management Services (the
 15 "Director") shall order that each State agency's payments and
 16 transfers made to the Fund be reconciled with actual Fund costs
 17 for professional services provided by the Department on no less
 18 than an annual basis. The Director may require reports from
 19 State agencies as deemed necessary to perform this
 20 reconciliation.

21 (e) The following amounts are authorized for transfer into
 22 the Professional Services Fund for the fiscal year beginning
 23 July 1, 2004:

24	General Revenue Fund	\$5,440,431
25	Road Fund	\$814,468
26	Motor Fuel Tax Fund	\$263,500

1	Child Support Administrative Fund	\$234,013
2	Professions Indirect Cost Fund	\$276,800
3	Capital Development Board Revolving Fund	\$207,610
4	Bank & Trust Company Fund	\$200,214
5	State Lottery Fund	\$193,691
6	Insurance Producer Administration Fund	\$174,672
7	Insurance Financial Regulation Fund	\$168,327
8	Illinois Clean Water Fund	\$124,675
9	Clean Air Act (CAA) Permit Fund	\$91,803
10	Statistical Services Revolving Fund	\$90,959
11	Financial Institution Fund	\$109,428
12	Horse Racing Fund	\$71,127
13	Health Insurance Reserve Fund	\$66,577
14	Solid Waste Management Fund	\$61,081
15	Guardianship and Advocacy Fund	\$1,068
16	Agricultural Premium Fund	\$493
17	Wildlife and Fish Fund	\$247
18	Radiation Protection Fund	\$33,277
19	Nuclear Safety Emergency Preparedness Fund	\$25,652
20	Tourism Promotion Fund	\$6,814

21 All of these transfers shall be made on July 1, 2004, or as
22 soon thereafter as practical. These transfers shall be made
23 notwithstanding any other provision of State law to the
24 contrary.

25 (e-5) Notwithstanding any other provision of State law to
26 the contrary, on or after July 1, 2005 and through June 30,

1 2006, in addition to any other transfers that may be provided
2 for by law, at the direction of and upon notification from the
3 Director of Central Management Services, the State Comptroller
4 shall direct and the State Treasurer shall transfer amounts
5 into the Professional Services Fund from the designated funds
6 not exceeding the following totals:

7	Food and Drug Safety Fund	\$3,249
8	Financial Institution Fund	\$12,942
9	General Professions Dedicated Fund	\$8,579
10	Illinois Department of Agriculture	
11	Laboratory Services Revolving Fund	\$1,963
12	Illinois Veterans' Rehabilitation Fund	\$11,275
13	State Boating Act Fund	\$27,000
14	State Parks Fund	\$22,007
15	Agricultural Premium Fund	\$59,483
16	Fire Prevention Fund	\$29,862
17	Mental Health Fund	\$78,213
18	Illinois State Pharmacy Disciplinary Fund	\$2,744
19	Radiation Protection Fund	\$16,034
20	Solid Waste Management Fund	\$37,669
21	Illinois Gaming Law Enforcement Fund	\$7,260
22	Subtitle D Management Fund	\$4,659
23	Illinois State Medical Disciplinary Fund	\$8,602
24	Department of Children and	
25	Family Services Training Fund	\$29,906
26	Facility Licensing Fund	\$1,083

1	Youth Alcoholism and Substance	
2	Abuse Prevention Fund	\$2,783
3	Plugging and Restoration Fund	\$1,105
4	State Crime Laboratory Fund	\$1,353
5	Motor Vehicle Theft Prevention Trust Fund	\$9,190
6	Weights and Measures Fund	\$4,932
7	Solid Waste Management Revolving	
8	Loan Fund	\$2,735
9	Illinois School Asbestos Abatement Fund	\$2,166
10	Violence Prevention Fund	\$5,176
11	Capital Development Board Revolving Fund	\$14,777
12	DCFS Children's Services Fund	\$1,256,594
13	State Police DUI Fund	\$1,434
14	Illinois Health Facilities Planning Fund	\$3,191
15	Emergency Public Health Fund	\$7,996
16	Fair and Exposition Fund	\$3,732
17	Nursing Dedicated and Professional Fund	\$5,792
18	Optometric Licensing and Disciplinary Board Fund ..	\$1,032
19	Underground Resources Conservation Enforcement Fund	\$1,221
20	State Rail Freight Loan Repayment Fund	\$6,434
21	Drunk and Drugged Driving Prevention Fund	\$5,473
22	Illinois Affordable Housing Trust Fund	\$118,222
23	Community Water Supply Laboratory Fund	\$10,021
24	Used Tire Management Fund	\$17,524
25	Natural Areas Acquisition Fund	\$15,501
26	Open Space Lands Acquisition	

1	and Development Fund	\$49,105
2	Working Capital Revolving Fund	\$126,344
3	State Garage Revolving Fund	\$92,513
4	Statistical Services Revolving Fund	\$181,949
5	Paper and Printing Revolving Fund	\$3,632
6	Air Transportation Revolving Fund	\$1,969
7	Communications Revolving Fund	\$304,278
8	Environmental Laboratory Certification Fund	\$1,357
9	Public Health Laboratory Services Revolving Fund ..	\$5,892
10	Provider Inquiry Trust Fund	\$1,742
11	Lead Poisoning Screening,	
12	Prevention, and Abatement Fund	\$8,200
13	Drug Treatment Fund	\$14,028
14	Feed Control Fund	\$2,472
15	Plumbing Licensure and Program Fund	\$3,521
16	Insurance Premium Tax Refund Fund	\$7,872
17	Tax Compliance and Administration Fund	\$5,416
18	Appraisal Administration Fund	\$2,924
19	Trauma Center Fund	\$40,139
20	Alternate Fuels Fund	\$1,467
21	Illinois State Fair Fund	\$13,844
22	State Asset Forfeiture Fund	\$8,210
23	Federal Asset Forfeiture Fund	\$6,471
24	Department of Corrections Reimbursement	
25	and Education Fund	\$78,965
26	Health Facility Plan Review Fund	\$3,444

1	LEADS Maintenance Fund	\$6,075
2	State Offender DNA Identification	
3	System Fund	\$1,712
4	Illinois Historic Sites Fund	\$4,511
5	Public Pension Regulation Fund	\$2,313
6	Workforce, Technology, and Economic	
7	Development Fund	\$5,357
8	Renewable Energy Resources Trust Fund	\$29,920
9	Energy Efficiency Trust Fund	\$8,368
10	Pesticide Control Fund	\$6,687
11	Conservation 2000 Fund	\$30,764
12	Wireless Carrier Reimbursement Fund	\$91,024
13	International Tourism Fund	\$13,057
14	Public Transportation Fund	\$701,837
15	Horse Racing Fund	\$18,589
16	Death Certificate Surcharge Fund	\$1,901
17	State Police Wireless Service	
18	Emergency Fund	\$1,012
19	Downstate Public Transportation Fund	\$112,085
20	Motor Carrier Safety Inspection Fund	\$6,543
21	State Police Whistleblower Reward	
22	and Protection Fund	\$1,894
23	Illinois Standardbred Breeders Fund	\$4,412
24	Illinois Thoroughbred Breeders Fund	\$6,635
25	Illinois Clean Water Fund	\$17,579
26	Independent Academic Medical Center Fund	\$5,611

1	Child Support Administrative Fund	\$432,527
2	Corporate Headquarters Relocation	
3	Assistance Fund	\$4,047
4	Local Initiative Fund	\$58,762
5	Tourism Promotion Fund	\$88,072
6	Digital Divide Elimination Fund	\$11,593
7	Presidential Library and Museum Operating Fund	\$4,624
8	Metro-East Public Transportation Fund	\$47,787
9	Medical Special Purposes Trust Fund	\$11,779
10	Dram Shop Fund	\$11,317
11	Illinois State Dental Disciplinary Fund	\$1,986
12	Hazardous Waste Research Fund	\$1,333
13	Real Estate License Administration Fund	\$10,886
14	Traffic and Criminal Conviction	
15	Surcharge Fund	\$44,798
16	Criminal Justice Information	
17	Systems Trust Fund	\$5,693
18	Design Professionals Administration	
19	and Investigation Fund	\$2,036
20	State Surplus Property Revolving Fund	\$6,829
21	Illinois Forestry Development Fund	\$7,012
22	State Police Services Fund	\$47,072
23	Youth Drug Abuse Prevention Fund	\$1,299
24	Metabolic Screening and Treatment Fund	\$15,947
25	Insurance Producer Administration Fund	\$30,870
26	Coal Technology Development Assistance Fund	\$43,692

1	Rail Freight Loan Repayment Fund	\$1,016
2	Low-Level Radioactive Waste	
3	Facility Development and Operation Fund	\$1,989
4	Environmental Protection Permit and Inspection Fund	\$32,125
5	Park and Conservation Fund	\$41,038
6	Local Tourism Fund	\$34,492
7	Illinois Capital Revolving Loan Fund	\$10,624
8	Illinois Equity Fund	\$1,929
9	Large Business Attraction Fund	\$5,554
10	Illinois Beach Marina Fund	\$5,053
11	International and Promotional Fund	\$1,466
12	Public Infrastructure Construction	
13	Loan Revolving Fund	\$3,111
14	Insurance Financial Regulation Fund	\$42,575
15	Total	\$4,975,487

16 (e-7) Notwithstanding any other provision of State law to
17 the contrary, on or after July 1, 2006 and through June 30,
18 2007, in addition to any other transfers that may be provided
19 for by law, at the direction of and upon notification from the
20 Director of Central Management Services, the State Comptroller
21 shall direct and the State Treasurer shall transfer amounts
22 into the Professional Services Fund from the designated funds
23 not exceeding the following totals:

24	Food and Drug Safety Fund	\$3,300
25	Financial Institution Fund	\$13,000
26	General Professions Dedicated Fund	\$8,600

1	Illinois Department of Agriculture	
2	Laboratory Services Revolving Fund	\$2,000
3	Illinois Veterans' Rehabilitation Fund	\$11,300
4	State Boating Act Fund	\$27,200
5	State Parks Fund	\$22,100
6	Agricultural Premium Fund	\$59,800
7	Fire Prevention Fund	\$30,000
8	Mental Health Fund	\$78,700
9	Illinois State Pharmacy Disciplinary Fund	\$2,800
10	Radiation Protection Fund	\$16,100
11	Solid Waste Management Fund	\$37,900
12	Illinois Gaming Law Enforcement Fund	\$7,300
13	Subtitle D Management Fund	\$4,700
14	Illinois State Medical Disciplinary Fund	\$8,700
15	Facility Licensing Fund	\$1,100
16	Youth Alcoholism and	
17	Substance Abuse Prevention Fund	\$2,800
18	Plugging and Restoration Fund	\$1,100
19	State Crime Laboratory Fund	\$1,400
20	Motor Vehicle Theft Prevention Trust Fund	\$9,200
21	Weights and Measures Fund	\$5,000
22	Illinois School Asbestos Abatement Fund	\$2,200
23	Violence Prevention Fund	\$5,200
24	Capital Development Board Revolving Fund	\$14,900
25	DCFS Children's Services Fund	\$1,294,000
26	State Police DUI Fund	\$1,400

1	Illinois Health Facilities Planning Fund	\$3,200
2	Emergency Public Health Fund	\$8,000
3	Fair and Exposition Fund	\$3,800
4	Nursing Dedicated and Professional Fund	\$5,800
5	Optometric Licensing and Disciplinary Board Fund ..	\$1,000
6	Underground Resources Conservation	
7	Enforcement Fund	\$1,200
8	State Rail Freight Loan Repayment Fund	\$6,500
9	Drunk and Drugged Driving Prevention Fund	\$5,500
10	Illinois Affordable Housing Trust Fund	\$118,900
11	Community Water Supply Laboratory Fund	\$10,100
12	Used Tire Management Fund	\$17,600
13	Natural Areas Acquisition Fund	\$15,600
14	Open Space Lands Acquisition	
15	and Development Fund	\$49,400
16	Working Capital Revolving Fund	\$127,100
17	State Garage Revolving Fund	\$93,100
18	Statistical Services Revolving Fund	\$183,000
19	Paper and Printing Revolving Fund	\$3,700
20	Air Transportation Revolving Fund	\$2,000
21	Communications Revolving Fund	\$306,100
22	Environmental Laboratory Certification Fund	\$1,400
23	Public Health Laboratory Services	
24	Revolving Fund	\$5,900
25	Provider Inquiry Trust Fund	\$1,800
26	Lead Poisoning Screening, Prevention,	

1	and Abatement Fund	\$8,200
2	Drug Treatment Fund	\$14,100
3	Feed Control Fund	\$2,500
4	Plumbing Licensure and Program Fund	\$3,500
5	Insurance Premium Tax Refund Fund	\$7,900
6	Tax Compliance and Administration Fund	\$5,400
7	Appraisal Administration Fund	\$2,900
8	Trauma Center Fund	\$40,400
9	Alternate Fuels Fund	\$1,500
10	Illinois State Fair Fund	\$13,900
11	State Asset Forfeiture Fund	\$8,300
12	Department of Corrections	
13	Reimbursement and Education Fund	\$79,400
14	Health Facility Plan Review Fund	\$3,500
15	LEADS Maintenance Fund	\$6,100
16	State Offender DNA Identification System Fund	\$1,700
17	Illinois Historic Sites Fund	\$4,500
18	Public Pension Regulation Fund	\$2,300
19	Workforce, Technology, and Economic	
20	Development Fund	\$5,400
21	Renewable Energy Resources Trust Fund	\$30,100
22	Energy Efficiency Trust Fund	\$8,400
23	Pesticide Control Fund	\$6,700
24	Conservation 2000 Fund	\$30,900
25	Wireless Carrier Reimbursement Fund	\$91,600
26	International Tourism Fund	\$13,100

1	Public Transportation Fund	\$705,900
2	Horse Racing Fund	\$18,700
3	Death Certificate Surcharge Fund	\$1,900
4	State Police Wireless Service Emergency Fund	\$1,000
5	Downstate Public Transportation Fund	\$112,700
6	Motor Carrier Safety Inspection Fund	\$6,600
7	State Police Whistleblower	
8	Reward and Protection Fund	\$1,900
9	Illinois Standardbred Breeders Fund	\$4,400
10	Illinois Thoroughbred Breeders Fund	\$6,700
11	Illinois Clean Water Fund	\$17,700
12	Child Support Administrative Fund	\$435,100
13	Tourism Promotion Fund	\$88,600
14	Digital Divide Elimination Fund	\$11,700
15	Presidential Library and Museum Operating Fund	\$4,700
16	Metro-East Public Transportation Fund	\$48,100
17	Medical Special Purposes Trust Fund	\$11,800
18	Dram Shop Fund	\$11,400
19	Illinois State Dental Disciplinary Fund	\$2,000
20	Hazardous Waste Research Fund	\$1,300
21	Real Estate License Administration Fund	\$10,900
22	Traffic and Criminal Conviction Surcharge Fund ..	\$45,100
23	Criminal Justice Information Systems Trust Fund	\$5,700
24	Design Professionals Administration	
25	and Investigation Fund	\$2,000
26	State Surplus Property Revolving Fund	\$6,900

1	State Police Services Fund	\$47,300
2	Youth Drug Abuse Prevention Fund	\$1,300
3	Metabolic Screening and Treatment Fund	\$16,000
4	Insurance Producer Administration Fund	\$31,100
5	Coal Technology Development Assistance Fund	\$43,900
6	Low-Level Radioactive Waste Facility	
7	Development and Operation Fund	\$2,000
8	Environmental Protection Permit	
9	and Inspection Fund	\$32,300
10	Park and Conservation Fund	\$41,300
11	Local Tourism Fund	\$34,700
12	Illinois Capital Revolving Loan Fund	\$10,700
13	Illinois Equity Fund	\$1,900
14	Large Business Attraction Fund	\$5,600
15	Illinois Beach Marina Fund	\$5,100
16	International and Promotional Fund	\$1,500
17	Public Infrastructure Construction	
18	Loan Revolving Fund	\$3,100
19	Insurance Financial Regulation Fund	\$42,800
20	Total	\$4,918,200

21 (e-10) Notwithstanding any other provision of State law to
 22 the contrary and in addition to any other transfers that may be
 23 provided for by law, on the first day of each calendar quarter
 24 of the fiscal year beginning July 1, 2005, or as soon as may be
 25 practical thereafter, the State Comptroller shall direct and
 26 the State Treasurer shall transfer from each designated fund

1 into the Professional Services Fund amounts equal to one-fourth
2 of each of the following totals:

3	General Revenue Fund	\$4,440,000
4	Road Fund	\$5,324,411
5	Total	\$9,764,411

6 (e-15) Notwithstanding any other provision of State law to
7 the contrary and in addition to any other transfers that may be
8 provided for by law, the State Comptroller shall direct and the
9 State Treasurer shall transfer from the funds specified into
10 the Professional Services Fund according to the schedule
11 specified herein as follows:

12	General Revenue Fund	\$4,466,000
13	Road Fund	\$5,355,500
14	Total	\$9,821,500

15 One-fourth of the specified amount shall be transferred on
16 each of July 1 and October 1, 2006, or as soon as may be
17 practical thereafter, and one-half of the specified amount
18 shall be transferred on January 1, 2007, or as soon as may be
19 practical thereafter.

20 (e-20) Notwithstanding any other provision of State law to
21 the contrary, on or after July 1, 2007 and through June 30,
22 2008, in addition to any other transfers that may be provided
23 for by law, at the direction of and upon notification from the
24 Director of Central Management Services, the State Comptroller
25 shall direct and the State Treasurer shall transfer amounts
26 into the Professional Services Fund from the designated funds

1 not exceeding the following totals:

2 Food and Drug Safety Fund \$3,300

3 Financial Institution Fund \$13,000

4 General Professions Dedicated Fund \$8,600

5 Illinois Department of Agriculture

6 Laboratory Services Revolving Fund \$2,000

7 Illinois Veterans' Rehabilitation Fund \$11,300

8 State Boating Act Fund \$27,200

9 State Parks Fund \$22,100

10 Agricultural Premium Fund \$59,800

11 Fire Prevention Fund \$30,000

12 Mental Health Fund \$78,700

13 Illinois State Pharmacy Disciplinary Fund \$2,800

14 Radiation Protection Fund \$16,100

15 Solid Waste Management Fund \$37,900

16 Illinois Gaming Law Enforcement Fund \$7,300

17 Subtitle D Management Fund \$4,700

18 Illinois State Medical Disciplinary Fund \$8,700

19 Facility Licensing Fund \$1,100

20 Youth Alcoholism and

21 Substance Abuse Prevention Fund \$2,800

22 Plugging and Restoration Fund \$1,100

23 State Crime Laboratory Fund \$1,400

24 Motor Vehicle Theft Prevention Trust Fund \$9,200

25 Weights and Measures Fund \$5,000

26 Illinois School Asbestos Abatement Fund \$2,200

1	<u>Violence Prevention Fund</u>	\$5,200
2	<u>Capital Development Board Revolving Fund</u>	\$14,900
3	<u>DCFS Children's Services Fund</u>	\$1,294,000
4	<u>State Police DUI Fund</u>	\$1,400
5	<u>Illinois Health Facilities Planning Fund</u>	\$3,200
6	<u>Emergency Public Health Fund</u>	\$8,000
7	<u>Fair and Exposition Fund</u>	\$3,800
8	<u>Nursing Dedicated and Professional Fund</u>	\$5,800
9	<u>Optometric Licensing and Disciplinary Board Fund</u> ..	\$1,000
10	<u>Underground Resources Conservation</u>	
11	<u>Enforcement Fund</u>	\$1,200
12	<u>State Rail Freight Loan Repayment Fund</u>	\$6,500
13	<u>Drunk and Drugged Driving Prevention Fund</u>	\$5,500
14	<u>Illinois Affordable Housing Trust Fund</u>	\$118,900
15	<u>Community Water Supply Laboratory Fund</u>	\$10,100
16	<u>Used Tire Management Fund</u>	\$17,600
17	<u>Natural Areas Acquisition Fund</u>	\$15,600
18	<u>Open Space Lands Acquisition</u>	
19	<u>and Development Fund</u>	\$49,400
20	<u>Working Capital Revolving Fund</u>	\$127,100
21	<u>State Garage Revolving Fund</u>	\$93,100
22	<u>Statistical Services Revolving Fund</u>	\$183,000
23	<u>Paper and Printing Revolving Fund</u>	\$3,700
24	<u>Air Transportation Revolving Fund</u>	\$2,000
25	<u>Communications Revolving Fund</u>	\$306,100
26	<u>Environmental Laboratory Certification Fund</u>	\$1,400

1	<u>Public Health Laboratory Services</u>	
2	<u>Revolving Fund</u>	\$5,900
3	<u>Provider Inquiry Trust Fund</u>	\$1,800
4	<u>Lead Poisoning Screening, Prevention,</u>	
5	<u>and Abatement Fund</u>	\$8,200
6	<u>Drug Treatment Fund</u>	\$14,100
7	<u>Feed Control Fund</u>	\$2,500
8	<u>Plumbing Licensure and Program Fund</u>	\$3,500
9	<u>Insurance Premium Tax Refund Fund</u>	\$7,900
10	<u>Tax Compliance and Administration Fund</u>	\$5,400
11	<u>Appraisal Administration Fund</u>	\$2,900
12	<u>Trauma Center Fund</u>	\$40,400
13	<u>Alternate Fuels Fund</u>	\$1,500
14	<u>Illinois State Fair Fund</u>	\$13,900
15	<u>State Asset Forfeiture Fund</u>	\$8,300
16	<u>Department of Corrections</u>	
17	<u>Reimbursement and Education Fund</u>	\$79,400
18	<u>Health Facility Plan Review Fund</u>	\$3,500
19	<u>LEADS Maintenance Fund</u>	\$6,100
20	<u>State Offender DNA Identification System Fund</u>	\$1,700
21	<u>Illinois Historic Sites Fund</u>	\$4,500
22	<u>Public Pension Regulation Fund</u>	\$2,300
23	<u>Workforce, Technology, and Economic</u>	
24	<u>Development Fund</u>	\$5,400
25	<u>Renewable Energy Resources Trust Fund</u>	\$30,100
26	<u>Energy Efficiency Trust Fund</u>	\$8,400

1	<u>Pesticide Control Fund</u>	<u>\$6,700</u>
2	<u>Conservation 2000 Fund</u>	<u>\$30,900</u>
3	<u>Wireless Carrier Reimbursement Fund</u>	<u>\$91,600</u>
4	<u>International Tourism Fund</u>	<u>\$13,100</u>
5	<u>Public Transportation Fund</u>	<u>\$705,900</u>
6	<u>Horse Racing Fund</u>	<u>\$18,700</u>
7	<u>Death Certificate Surcharge Fund</u>	<u>\$1,900</u>
8	<u>State Police Wireless Service Emergency Fund</u>	<u>\$1,000</u>
9	<u>Downstate Public Transportation Fund</u>	<u>\$112,700</u>
10	<u>Motor Carrier Safety Inspection Fund</u>	<u>\$6,600</u>
11	<u>State Police Whistleblower</u>	
12	<u>Reward and Protection Fund</u>	<u>\$1,900</u>
13	<u>Illinois Standardbred Breeders Fund</u>	<u>\$4,400</u>
14	<u>Illinois Thoroughbred Breeders Fund</u>	<u>\$6,700</u>
15	<u>Illinois Clean Water Fund</u>	<u>\$17,700</u>
16	<u>Child Support Administrative Fund</u>	<u>\$435,100</u>
17	<u>Tourism Promotion Fund</u>	<u>\$88,600</u>
18	<u>Digital Divide Elimination Fund</u>	<u>\$11,700</u>
19	<u>Presidential Library and Museum Operating Fund</u>	<u>\$4,700</u>
20	<u>Metro-East Public Transportation Fund</u>	<u>\$48,100</u>
21	<u>Medical Special Purposes Trust Fund</u>	<u>\$11,800</u>
22	<u>Dram Shop Fund</u>	<u>\$11,400</u>
23	<u>Illinois State Dental Disciplinary Fund</u>	<u>\$2,000</u>
24	<u>Hazardous Waste Research Fund</u>	<u>\$1,300</u>
25	<u>Real Estate License Administration Fund</u>	<u>\$10,900</u>
26	<u>Traffic and Criminal Conviction Surcharge Fund</u> ..	<u>\$45,100</u>

1	<u>Criminal Justice Information Systems Trust Fund</u>	<u>\$5,700</u>
2	<u>Design Professionals Administration</u>	
3	<u>and Investigation Fund</u>	<u>\$2,000</u>
4	<u>State Surplus Property Revolving Fund</u>	<u>\$6,900</u>
5	<u>State Police Services Fund</u>	<u>\$47,300</u>
6	<u>Youth Drug Abuse Prevention Fund</u>	<u>\$1,300</u>
7	<u>Metabolic Screening and Treatment Fund</u>	<u>\$16,000</u>
8	<u>Insurance Producer Administration Fund</u>	<u>\$31,100</u>
9	<u>Coal Technology Development Assistance Fund</u>	<u>\$43,900</u>
10	<u>Low-Level Radioactive Waste Facility</u>	
11	<u>Development and Operation Fund</u>	<u>\$2,000</u>
12	<u>Environmental Protection Permit</u>	
13	<u>and Inspection Fund</u>	<u>\$32,300</u>
14	<u>Park and Conservation Fund</u>	<u>\$41,300</u>
15	<u>Local Tourism Fund</u>	<u>\$34,700</u>
16	<u>Illinois Capital Revolving Loan Fund</u>	<u>\$10,700</u>
17	<u>Illinois Equity Fund</u>	<u>\$1,900</u>
18	<u>Large Business Attraction Fund</u>	<u>\$5,600</u>
19	<u>Illinois Beach Marina Fund</u>	<u>\$5,100</u>
20	<u>International and Promotional Fund</u>	<u>\$1,500</u>
21	<u>Public Infrastructure Construction</u>	
22	<u>Loan Revolving Fund</u>	<u>\$3,100</u>
23	<u>Insurance Financial Regulation Fund</u>	<u>\$42,800</u>
24	<u>Total</u>	<u>\$4,918,200</u>
25	<u>(e-25) Notwithstanding any other provision of State law to</u>	
26	<u>the contrary and in addition to any other transfers that may be</u>	

1 provided for by law, the State Comptroller shall direct and the
 2 State Treasurer shall transfer from the funds specified into
 3 the Professional Services Fund according to the schedule
 4 specified herein as follows:

5	<u>General Revenue Fund</u>	<u>.....</u>	<u>\$4,466,000</u>
6	<u>Road Fund</u>	<u>.....</u>	<u>\$5,355,500</u>
7	<u>Total</u>		<u>\$9,821,500</u>

8 One-fourth of the specified amount shall be transferred on
 9 each of July 1 and October 1, 2007, or as soon as may be
 10 practical thereafter, and one-half of the specified amount
 11 shall be transferred on January 1, 2008, or as soon as may be
 12 practical thereafter.

13 (f) The term "professional services" means services
 14 rendered on behalf of State agencies and other State entities
 15 pursuant to Section 405-293 of the Department of Central
 16 Management Services Law of the Civil Administrative Code of
 17 Illinois.

18 (Source: P.A. 93-839, eff. 7-30-04; 94-91, eff. 7-1-05; 94-839,
 19 eff. 6-6-06.)

20 (30 ILCS 105/6z-64)

21 Sec. 6z-64. The Workers' Compensation Revolving Fund.

22 (a) The Workers' Compensation Revolving Fund is created as
 23 a revolving fund in the State treasury. The following moneys
 24 shall be deposited into the Fund:

25 (1) amounts authorized for transfer to the Fund from

1 the General Revenue Fund and other State funds (except for
2 funds classified by the Comptroller as federal trust funds
3 or State trust funds) pursuant to State law or Executive
4 Order;

5 (2) federal funds received by the Department of Central
6 Management Services (the "Department") as a result of
7 expenditures from the Fund;

8 (3) interest earned on moneys in the Fund;

9 (4) receipts or inter-fund transfers resulting from
10 billings issued by the Department to State agencies and
11 universities for the cost of workers' compensation
12 services rendered by the Department that are not
13 compensated through the specific fund transfers authorized
14 by this Section, if any;

15 (5) amounts received from a State agency or university
16 for workers' compensation payments for temporary total
17 disability, as provided in Section 405-105 of the
18 Department of Central Management Services Law of the Civil
19 Administrative Code of Illinois; and

20 (6) amounts recovered through subrogation in workers'
21 compensation and workers' occupational disease cases.

22 (b) Moneys in the Fund may be used by the Department for
23 reimbursement or payment for:

24 (1) providing workers' compensation services to State
25 agencies and State universities; or

26 (2) providing for payment of administrative and other

1 expenses incurred by the Department in providing workers'
2 compensation services.

3 (c) State agencies may direct the Comptroller to process
4 inter-fund transfers or make payment through the voucher and
5 warrant process to the Workers' Compensation Revolving Fund in
6 satisfaction of billings issued under subsection (a) of this
7 Section.

8 (d) Reconciliation. For the fiscal year beginning on July
9 1, 2004 only, the Director of Central Management Services (the
10 "Director") shall order that each State agency's payments and
11 transfers made to the Fund be reconciled with actual Fund costs
12 for workers' compensation services provided by the Department
13 and attributable to the State agency and relevant fund on no
14 less than an annual basis. The Director may require reports
15 from State agencies as deemed necessary to perform this
16 reconciliation.

17 (d-5) Notwithstanding any other provision of State law to
18 the contrary, on or after July 1, 2005 and until June 30, 2006,
19 in addition to any other transfers that may be provided for by
20 law, at the direction of and upon notification of the Director
21 of Central Management Services, the State Comptroller shall
22 direct and the State Treasurer shall transfer amounts into the
23 Workers' Compensation Revolving Fund from the designated funds
24 not exceeding the following totals:

25	Mental Health Fund	\$17,694,000
26	Statistical Services Revolving Fund	\$1,252,600

1	Department of Corrections Reimbursement	
2	and Education Fund	\$1,198,600
3	Communications Revolving Fund	\$535,400
4	Child Support Administrative Fund	\$441,900
5	Health Insurance Reserve Fund	\$238,900
6	Fire Prevention Fund	\$234,100
7	Park and Conservation Fund	\$142,000
8	Motor Fuel Tax Fund	\$132,800
9	Illinois Workers' Compensation	
10	Commission Operations Fund	\$123,900
11	State Boating Act Fund	\$112,300
12	Public Utility Fund	\$106,500
13	State Lottery Fund	\$101,300
14	Traffic and Criminal Conviction	
15	Surcharge Fund	\$88,500
16	State Surplus Property Revolving Fund	\$82,700
17	Natural Areas Acquisition Fund	\$65,600
18	Securities Audit and Enforcement Fund	\$65,200
19	Agricultural Premium Fund	\$63,400
20	Capital Development Fund	\$57,500
21	State Gaming Fund	\$54,300
22	Underground Storage Tank Fund	\$53,700
23	Illinois State Medical Disciplinary Fund	\$53,000
24	Personal Property Tax Replacement Fund	\$53,000
25	General Professions Dedicated Fund	\$51,900
26	Total	\$23,003,100

1 (d-10) Notwithstanding any other provision of State law to
 2 the contrary and in addition to any other transfers that may be
 3 provided for by law, on the first day of each calendar quarter
 4 of the fiscal year beginning July 1, 2005, or as soon as may be
 5 practical thereafter, the State Comptroller shall direct and
 6 the State Treasurer shall transfer from each designated fund
 7 into the Workers' Compensation Revolving Fund amounts equal to
 8 one-fourth of each of the following totals:

9	General Revenue Fund	\$34,000,000
10	Road Fund	\$25,987,000
11	Total	\$59,987,000

12 (d-12) Notwithstanding any other provision of State law to
 13 the contrary and in addition to any other transfers that may be
 14 provided for by law, on the effective date of this amendatory
 15 Act of the 94th General Assembly, or as soon as may be
 16 practical thereafter, the State Comptroller shall direct and
 17 the State Treasurer shall transfer from each designated fund
 18 into the Workers' Compensation Revolving Fund the following
 19 amounts:

20	General Revenue Fund	\$10,000,000
21	Road Fund	\$5,000,000
22	Total	\$15,000,000

23 (d-15) Notwithstanding any other provision of State law to
 24 the contrary and in addition to any other transfers that may be
 25 provided for by law, on July 1, 2006, or as soon as may be
 26 practical thereafter, the State Comptroller shall direct and

1 the State Treasurer shall transfer from each designated fund
2 into the Workers' Compensation Revolving Fund the following
3 amounts:

4	General Revenue Fund	\$44,028,200
5	Road Fund	\$28,084,000
6	Total	\$72,112,200

7 (d-20) Notwithstanding any other provision of State law to
8 the contrary, on or after July 1, 2006 and until June 30, 2007,
9 in addition to any other transfers that may be provided for by
10 law, at the direction of and upon notification of the Director
11 of Central Management Services, the State Comptroller shall
12 direct and the State Treasurer shall transfer amounts into the
13 Workers' Compensation Revolving Fund from the designated funds
14 not exceeding the following totals:

15	Mental Health Fund	\$19,121,800
16	Statistical Services Revolving Fund	\$1,353,700
17	Department of Corrections Reimbursement	
18	and Education Fund	\$1,295,300
19	Communications Revolving Fund	\$578,600
20	Child Support Administrative Fund	\$477,600
21	Health Insurance Reserve Fund	\$258,200
22	Fire Prevention Fund	\$253,000
23	Park and Conservation Fund	\$153,500
24	Motor Fuel Tax Fund	\$143,500
25	Illinois Workers' Compensation	
26	Commission Operations Fund	\$133,900

1	State Boating Act Fund	\$121,400
2	Public Utility Fund	\$115,100
3	State Lottery Fund	\$109,500
4	Traffic and Criminal Conviction Surcharge Fund ..	\$95,700
5	State Surplus Property Revolving Fund	\$89,400
6	Natural Areas Acquisition Fund	\$70,800
7	Securities Audit and Enforcement Fund	\$70,400
8	Agricultural Premium Fund	\$68,500
9	State Gaming Fund	\$58,600
10	Underground Storage Tank Fund	\$58,000
11	Illinois State Medical Disciplinary Fund	\$57,200
12	Personal Property Tax Replacement Fund	\$57,200
13	General Professions Dedicated Fund	\$56,100
14	Total	\$24,797,000

15 (d-25) Notwithstanding any other provision of State law to
16 the contrary and in addition to any other transfers that may be
17 provided for by law, on the effective date of this amendatory
18 Act of the 95th General Assembly, or as soon as may be
19 practical thereafter, the State Comptroller shall direct and
20 the State Treasurer shall transfer from each designated fund
21 into the Workers' Compensation Revolving Fund the following
22 amounts:

23	<u>General Revenue Fund</u>	<u>\$10,000,000</u>
24	<u>Road Fund</u>	<u>\$5,000,000</u>
25	<u>Total</u>	<u>\$15,000,000</u>

26 (d-30) Notwithstanding any other provision of State law to

1 the contrary and in addition to any other transfers that may be
 2 provided for by law, on July 1, 2007, or as soon as may be
 3 practical thereafter, the State Comptroller shall direct and
 4 the State Treasurer shall transfer from each designated fund
 5 into the Workers' Compensation Revolving Fund the following
 6 amounts:

7	<u>General Revenue Fund</u>	<u>\$44,028,200</u>
8	<u>Road Fund</u>	<u>\$28,084,000</u>
9	<u>Total</u>	<u>\$72,112,200</u>

10 (d-35) Notwithstanding any other provision of State law to
 11 the contrary, on or after July 1, 2007 and until June 30, 2008,
 12 in addition to any other transfers that may be provided for by
 13 law, at the direction of and upon notification of the Director
 14 of Central Management Services, the State Comptroller shall
 15 direct and the State Treasurer shall transfer amounts into the
 16 Workers' Compensation Revolving Fund from the designated funds
 17 not exceeding the following totals:

18	<u>Mental Health Fund</u>	<u>\$19,121,800</u>
19	<u>Statistical Services Revolving Fund</u>	<u>\$1,353,700</u>
20	<u>Department of Corrections Reimbursement</u>	
21	<u>and Education Fund</u>	<u>\$1,295,300</u>
22	<u>Communications Revolving Fund</u>	<u>\$578,600</u>
23	<u>Child Support Administrative Fund</u>	<u>\$477,600</u>
24	<u>Health Insurance Reserve Fund</u>	<u>\$258,200</u>
25	<u>Fire Prevention Fund</u>	<u>\$253,000</u>
26	<u>Park and Conservation Fund</u>	<u>\$153,500</u>

1	<u>Motor Fuel Tax Fund</u>	<u>\$143,500</u>
2	<u>Illinois Workers' Compensation</u>	
3	<u>Commission Operations Fund</u>	<u>\$133,900</u>
4	<u>State Boating Act Fund</u>	<u>\$121,400</u>
5	<u>Public Utility Fund</u>	<u>\$115,100</u>
6	<u>State Lottery Fund</u>	<u>\$109,500</u>
7	<u>Traffic and Criminal Conviction Surcharge Fund</u> ..	<u>\$95,700</u>
8	<u>State Surplus Property Revolving Fund</u>	<u>\$89,400</u>
9	<u>Natural Areas Acquisition Fund</u>	<u>\$70,800</u>
10	<u>Securities Audit and Enforcement Fund</u>	<u>\$70,400</u>
11	<u>Agricultural Premium Fund</u>	<u>\$68,500</u>
12	<u>State Gaming Fund</u>	<u>\$58,600</u>
13	<u>Underground Storage Tank Fund</u>	<u>\$58,000</u>
14	<u>Illinois State Medical Disciplinary Fund</u>	<u>\$57,200</u>
15	<u>Personal Property Tax Replacement Fund</u>	<u>\$57,200</u>
16	<u>General Professions Dedicated Fund</u>	<u>\$56,100</u>
17	<u>Total</u>	<u>\$24,797,000</u>

18 (e) The term "workers' compensation services" means
19 services, claims expenses, and related administrative costs
20 incurred in performing the duties under Sections 405-105 and
21 405-411 of the Department of Central Management Services Law of
22 the Civil Administrative Code of Illinois.

23 (Source: P.A. 93-839, eff. 7-30-04; 94-91, eff. 7-1-05; 94-839,
24 eff. 6-6-06.)

1 Sec. 6z-69. Minority Film Support Fund. There is created in
2 the State Treasury the Minority Film Support Fund. The Minority
3 Film Support Fund shall be a non-appropriated fund that is held
4 by the State Treasurer separate and apart from other State
5 funds. The Fund shall be administered by the State Treasurer to
6 help collateralize loans from financial institutions to
7 minority film makers producing films or building or maintaining
8 minority film and television studios in the State of Illinois
9 when those films or studios would not otherwise meet the
10 institutions' credit standards. The Fund shall consist of all
11 public and private moneys donated or transferred to the Fund
12 consistent with the Fund's purpose. Any moneys received by the
13 State Treasurer for the Fund shall be deposited into the Fund
14 by the State Treasurer.

15 (30 ILCS 105/8.3) (from Ch. 127, par. 144.3)

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

24 first -- to pay the cost of administration of Chapters
25 2 through 10 of the Illinois Vehicle Code, except the cost

1 of administration of Articles I and II of Chapter 3 of that
2 Code; and

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

1 the purchase of right-of-way, except that the State shall
2 be reimbursed in full for any expense incurred in building
3 the flight strips; or for the operating and maintaining of
4 highway garages; or for patrolling and policing the public
5 highways and conserving the peace; or for the operating
6 expenses of the Department relating to the administration
7 of public transportation programs; or for any of those
8 purposes or any other purpose that may be provided by law.

9 Appropriations for any of those purposes are payable from
10 the Road Fund. Appropriations may also be made from the Road
11 Fund for the administrative expenses of any State agency that
12 are related to motor vehicles or arise from the use of motor
13 vehicles.

14 Beginning with fiscal year 1980 and thereafter, no Road
15 Fund monies shall be appropriated to the following Departments
16 or agencies of State government for administration, grants, or
17 operations; but this limitation is not a restriction upon
18 appropriating for those purposes any Road Fund monies that are
19 eligible for federal reimbursement;

20 1. Department of Public Health;

21 2. Department of Transportation, only with respect to
22 subsidies for one-half fare Student Transportation and
23 Reduced Fare for Elderly;

24 3. Department of Central Management Services, except
25 for expenditures incurred for group insurance premiums of
26 appropriate personnel;

1 4. Judicial Systems and Agencies.

2 Beginning with fiscal year 1981 and thereafter, no Road
3 Fund monies shall be appropriated to the following Departments
4 or agencies of State government for administration, grants, or
5 operations; but this limitation is not a restriction upon
6 appropriating for those purposes any Road Fund monies that are
7 eligible for federal reimbursement:

8 1. Department of State Police, except for expenditures
9 with respect to the Division of Operations;

10 2. Department of Transportation, only with respect to
11 Intercity Rail Subsidies and Rail Freight Services.

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

23 Beginning with fiscal year 1984 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 State Police, except not more than 40%
4 of the funds appropriated for the Division of Operations;

5 2. State Officers.

6 Beginning with fiscal year 1984 and thereafter, no Road
7 Fund monies shall be appropriated to any Department or agency
8 of State government for administration, grants, or operations
9 except as provided hereafter; but this limitation is not a
10 restriction upon appropriating for those purposes any Road Fund
11 monies that are eligible for federal reimbursement. It shall
12 not be lawful to circumvent the above appropriation limitations
13 by governmental reorganization or other methods.
14 Appropriations shall be made from the Road Fund only in
15 accordance with the provisions of this Section.

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

25 first -- to pay the cost of administration of Chapters
26 2 through 10 of the Illinois Vehicle Code; and

1 secondly -- no Road Fund monies derived from fees,
2 excises, or license taxes relating to registration,
3 operation and use of vehicles on public highways or to
4 fuels used for the propulsion of those vehicles, shall be
5 appropriated or expended other than for costs of
6 administering the laws imposing those fees, excises, and
7 license taxes, statutory refunds and adjustments allowed
8 thereunder, administrative costs of the Department of
9 Transportation, including, but not limited to, the
10 operating expenses of the Department relating to the
11 administration of public transportation programs, payment
12 of debts and liabilities incurred in construction and
13 reconstruction of public highways and bridges, acquisition
14 of rights-of-way for and the cost of construction,
15 reconstruction, maintenance, repair, and operation of
16 public highways and bridges under the direction and
17 supervision of the State, political subdivision, or
18 municipality collecting those monies, and the costs for
19 patrolling and policing the public highways (by State,
20 political subdivision, or municipality collecting that
21 money) for enforcement of traffic laws. The separation of
22 grades of such highways with railroads and costs associated
23 with protection of at-grade highway and railroad crossing
24 shall also be permissible.

25 Appropriations for any of such purposes are payable from
26 the Road Fund or the Grade Crossing Protection Fund as provided

1 in Section 8 of the Motor Fuel Tax Law.

2 Except as provided in this paragraph, beginning with fiscal
3 year 1991 and thereafter, no Road Fund monies shall be
4 appropriated to the Department of State Police for the purposes
5 of this Section in excess of its total fiscal year 1990 Road
6 Fund appropriations for those purposes unless otherwise
7 provided in Section 5g of this Act. For fiscal years 2003,
8 2004, 2005, 2006, ~~and~~ 2007, and 2008 only, no Road Fund monies
9 shall be appropriated to the Department of State Police for the
10 purposes of this Section in excess of \$97,310,000. It shall not
11 be lawful to circumvent this limitation on appropriations by
12 governmental reorganization or other methods unless otherwise
13 provided in Section 5g of this Act.

14 In fiscal year 1994, no Road Fund monies shall be
15 appropriated to the Secretary of State for the purposes of this
16 Section in excess of the total fiscal year 1991 Road Fund
17 appropriations to the Secretary of State for those purposes,
18 plus \$9,800,000. It shall not be lawful to circumvent this
19 limitation on appropriations by governmental reorganization or
20 other method.

21 Beginning with fiscal year 1995 and thereafter, no Road
22 Fund monies shall be appropriated to the Secretary of State for
23 the purposes of this Section in excess of the total fiscal year
24 1994 Road Fund appropriations to the Secretary of State for
25 those purposes. It shall not be lawful to circumvent this
26 limitation on appropriations by governmental reorganization or

1 other methods.

2 Beginning with fiscal year 2000, total Road Fund
3 appropriations to the Secretary of State for the purposes of
4 this Section shall not exceed the amounts specified for the
5 following fiscal years:

6	Fiscal Year 2000	\$80,500,000;
7	Fiscal Year 2001	\$80,500,000;
8	Fiscal Year 2002	\$80,500,000;
9	Fiscal Year 2003	\$130,500,000;
10	Fiscal Year 2004	\$130,500,000;
11	Fiscal Year 2005	\$130,500,000;
12	Fiscal Year 2006	\$130,500,000;
13	Fiscal Year 2007	\$130,500,000;
14	Fiscal Year 2008 and	<u>\$130,500,000;</u>
15	<u>Fiscal Year 2009 and</u> each year thereafter	\$30,500,000.

16 It shall not be lawful to circumvent this limitation on
17 appropriations by governmental reorganization or other
18 methods.

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

23 Nothing in this Section prohibits transfers from the Road
24 Fund to the State Construction Account Fund under Section 5e of
25 this Act; nor to the General Revenue Fund, as authorized by
26 this amendatory Act of the 93rd General Assembly.

1 The additional amounts authorized for expenditure in this
2 Section by Public Acts 92-0600, 93-0025, 93-0839, and 94-91
3 shall be repaid to the Road Fund from the General Revenue Fund
4 in the next succeeding fiscal year that the General Revenue
5 Fund has a positive budgetary balance, as determined by
6 generally accepted accounting principles applicable to
7 government.

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

16 (Source: P.A. 93-25, eff. 6-20-03; 93-721, eff. 1-1-05; 93-839,
17 eff. 7-30-04; 94-91, eff. 7-1-05; 94-839, eff. 6-6-06.)

18 (30 ILCS 105/8g)

19 Sec. 8g. Fund transfers.

20 (a) 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, the
23 State Comptroller shall direct and the State Treasurer shall
24 transfer the sum of \$10,000,000 from the General Revenue Fund
25 to the Motor Vehicle License Plate Fund created by Senate Bill

1 1028 of the 91st General Assembly.

2 (b) In addition to any other transfers that may be provided
3 for by law, as soon as may be practical after the effective
4 date of this amendatory Act of the 91st General Assembly, the
5 State Comptroller shall direct and the State Treasurer shall
6 transfer the sum of \$25,000,000 from the General Revenue Fund
7 to the Fund for Illinois' Future created by Senate Bill 1066 of
8 the 91st General Assembly.

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

16 (d) The payments to programs required under subsection (d)
17 of Section 28.1 of the Horse Racing Act of 1975 shall be made,
18 pursuant to appropriation, from the special funds referred to
19 in the statutes cited in that subsection, rather than directly
20 from the General Revenue Fund.

21 Beginning January 1, 2000, on the first day of each month,
22 or as soon as may be practical thereafter, the State
23 Comptroller shall direct and the State Treasurer shall transfer
24 from the General Revenue Fund to each of the special funds from
25 which payments are to be made under Section 28.1(d) of the
26 Horse Racing Act of 1975 an amount equal to 1/12 of the annual

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

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

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

24 (f-1) In fiscal year 2002, in addition to any other
25 transfers that may be provided for by law, at the direction of
26 and upon notification from the Governor, the State Comptroller

1 shall direct and the State Treasurer shall transfer amounts not
2 exceeding a total of \$160,000,000 from the General Revenue Fund
3 to the Long-Term Care Provider Fund.

4 (g) In addition to any other transfers that may be provided
5 for by law, on July 1, 2001, or as soon thereafter as may be
6 practical, the State Comptroller shall direct and the State
7 Treasurer shall transfer the sum of \$1,200,000 from the General
8 Revenue Fund to the Violence Prevention Fund.

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

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

25 (i-1) On or after July 1, 2002 and until May 1, 2003, in
26 addition to any other transfers that may be provided for by

1 law, at the direction of and upon notification from the
 2 Governor, the State Comptroller shall direct and the State
 3 Treasurer shall transfer amounts not exceeding a total of
 4 \$80,000,000 from the General Revenue Fund to the Tobacco
 5 Settlement Recovery Fund. Any amounts so transferred shall be
 6 re-transferred by the State Comptroller and the State Treasurer
 7 from the Tobacco Settlement Recovery Fund to the General
 8 Revenue Fund at the direction of and upon notification from the
 9 Governor, but in any event on or before June 30, 2003.

10 (j) On or after July 1, 2001 and no later than June 30,
 11 2002, in addition to any other transfers that may be provided
 12 for by law, at the direction of and upon notification from the
 13 Governor, the State Comptroller shall direct and the State
 14 Treasurer shall transfer amounts not to exceed the following
 15 sums into the Statistical Services Revolving Fund:

16	From the General Revenue Fund	\$8,450,000
17	From the Public Utility Fund	1,700,000
18	From the Transportation Regulatory Fund	2,650,000
19	From the Title III Social Security and	
20	Employment Fund	3,700,000
21	From the Professions Indirect Cost Fund	4,050,000
22	From the Underground Storage Tank Fund	550,000
23	From the Agricultural Premium Fund	750,000
24	From the State Pensions Fund	200,000
25	From the Road Fund	2,000,000
26	From the Health Facilities	

1	Planning Fund	1,000,000
2	From the Savings and Residential Finance	
3	Regulatory Fund	130,800
4	From the Appraisal Administration Fund	28,600
5	From the Pawnbroker Regulation Fund	3,600
6	From the Auction Regulation	
7	Administration Fund	35,800
8	From the Bank and Trust Company Fund.....	634,800
9	From the Real Estate License	
10	Administration Fund	313,600

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

17 (k-1) In addition to any other transfers that may be
 18 provided for by law, on July 1, 2002, or as soon as may be
 19 practical thereafter, the State Comptroller shall direct and
 20 the State Treasurer shall transfer the sum of \$2,000,000 from
 21 the General Revenue Fund to the Teachers Health Insurance
 22 Security Fund.

23 (k-2) In addition to any other transfers that may be
 24 provided for by law, on July 1, 2003, or as soon as may be
 25 practical thereafter, the State Comptroller shall direct and
 26 the State Treasurer shall transfer the sum of \$2,000,000 from

1 the General Revenue Fund to the Teachers Health Insurance
2 Security Fund.

3 (k-3) On or after July 1, 2002 and no later than June 30,
4 2003, in addition to any other transfers that may be provided
5 for by law, at the direction of and upon notification from the
6 Governor, the State Comptroller shall direct and the State
7 Treasurer shall transfer amounts not to exceed the following
8 sums into the Statistical Services Revolving Fund:

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

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

1 Fund.

2 (m) In addition to any other transfers that may be provided
3 for by law, on July 1, 2002 and on the effective date of this
4 amendatory Act of the 93rd General Assembly, or as soon
5 thereafter as may be practical, the State Comptroller shall
6 direct and the State Treasurer shall transfer the sum of
7 \$1,200,000 from the General Revenue Fund to the Violence
8 Prevention Fund.

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

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

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

21 (p) On or after July 1, 2003 and until May 1, 2004, in
22 addition to any other transfers that may be provided for by
23 law, at the direction of and upon notification from the
24 Governor, the State Comptroller shall direct and the State
25 Treasurer shall transfer amounts not exceeding a total of
26 \$80,000,000 from the General Revenue Fund to the Tobacco

1 Settlement Recovery Fund. Any amounts so transferred shall be
2 re-transferred from the Tobacco Settlement Recovery Fund to the
3 General Revenue Fund at the direction of and upon notification
4 from the Governor, but in any event on or before June 30, 2004.

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

10 (r) In addition to any other transfers that may be provided
11 for by law, on July 1, 2003, or as soon as may be practical
12 thereafter, the State Comptroller shall direct and the State
13 Treasurer shall transfer the sum of \$1,922,000 from the General
14 Revenue Fund to the Presidential Library and Museum Operating
15 Fund.

16 (s) In addition to any other transfers that may be provided
17 for by law, on or after July 1, 2003, the State Comptroller
18 shall direct and the State Treasurer shall transfer the sum of
19 \$4,800,000 from the Statewide Economic Development Fund to the
20 General Revenue Fund.

21 (t) In addition to any other transfers that may be provided
22 for by law, on or after July 1, 2003, the State Comptroller
23 shall direct and the State Treasurer shall transfer the sum of
24 \$50,000,000 from the General Revenue Fund to the Budget
25 Stabilization Fund.

26 (u) On or after July 1, 2004 and until May 1, 2005, in

1 addition to any other transfers that may be provided for by
2 law, at the direction of and upon notification from the
3 Governor, the State Comptroller shall direct and the State
4 Treasurer shall transfer amounts not exceeding a total of
5 \$80,000,000 from the General Revenue Fund to the Tobacco
6 Settlement Recovery Fund. Any amounts so transferred shall be
7 retransferred by the State Comptroller and the State Treasurer
8 from the Tobacco Settlement Recovery Fund to the General
9 Revenue Fund at the direction of and upon notification from the
10 Governor, but in any event on or before June 30, 2005.

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

16 (w) In addition to any other transfers that may be provided
17 for by law, on July 1, 2004, or as soon thereafter as may be
18 practical, the State Comptroller shall direct and the State
19 Treasurer shall transfer the sum of \$6,445,000 from the General
20 Revenue Fund to the Presidential Library and Museum Operating
21 Fund.

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

1 From the State Crime Laboratory Fund, \$200,000;
2 From the State Police Wireless Service Emergency Fund,
3 \$200,000;
4 From the State Offender DNA Identification System
5 Fund, \$800,000; and
6 From the State Police Whistleblower Reward and
7 Protection Fund, \$500,000.

8 (y) Notwithstanding any other provision of law to the
9 contrary, in addition to any other transfers that may be
10 provided for by law on June 30, 2005, or as soon as may be
11 practical thereafter, the State Comptroller shall direct and
12 the State Treasurer shall transfer the remaining balance from
13 the designated funds into the General Revenue Fund and any
14 future deposits that would otherwise be made into these funds
15 must instead be made into the General Revenue Fund:

- 16 (1) the Keep Illinois Beautiful Fund;
17 (2) the Metropolitan Fair and Exposition Authority
18 Reconstruction Fund;
19 (3) the New Technology Recovery Fund;
20 (4) the Illinois Rural Bond Bank Trust Fund;
21 (5) the ISBE School Bus Driver Permit Fund;
22 (6) the Solid Waste Management Revolving Loan Fund;
23 (7) the State Postsecondary Review Program Fund;
24 (8) the Tourism Attraction Development Matching Grant
25 Fund;
26 (9) the Patent and Copyright Fund;

- 1 (10) the Credit Enhancement Development Fund;
- 2 (11) the Community Mental Health and Developmental
3 Disabilities Services Provider Participation Fee Trust
4 Fund;
- 5 (12) the Nursing Home Grant Assistance Fund;
- 6 (13) the By-product Material Safety Fund;
- 7 (14) the Illinois Student Assistance Commission Higher
8 EdNet Fund;
- 9 (15) the DORS State Project Fund;
- 10 (16) the School Technology Revolving Fund;
- 11 (17) the Energy Assistance Contribution Fund;
- 12 (18) the Illinois Building Commission Revolving Fund;
- 13 (19) the Illinois Aquaculture Development Fund;
- 14 (20) the Homelessness Prevention Fund;
- 15 (21) the DCFS Refugee Assistance Fund;
- 16 (22) the Illinois Century Network Special Purposes
17 Fund; and
- 18 (23) the Build Illinois Purposes Fund.
- 19 (z) In addition to any other transfers that may be provided
20 for by law, on July 1, 2005, or as soon as may be practical
21 thereafter, the State Comptroller shall direct and the State
22 Treasurer shall transfer the sum of \$1,200,000 from the General
23 Revenue Fund to the Violence Prevention Fund.
- 24 (aa) In addition to any other transfers that may be
25 provided for by law, on July 1, 2005, or as soon as may be
26 practical thereafter, the State Comptroller shall direct and

1 the State Treasurer shall transfer the sum of \$9,000,000 from
2 the General Revenue Fund to the Presidential Library and Museum
3 Operating Fund.

4 (bb) In addition to any other transfers that may be
5 provided for by law, on July 1, 2005, or as soon as may be
6 practical thereafter, the State Comptroller shall direct and
7 the State Treasurer shall transfer the sum of \$6,803,600 from
8 the General Revenue Fund to the Securities Audit and
9 Enforcement Fund.

10 (cc) In addition to any other transfers that may be
11 provided for by law, on or after July 1, 2005 and until May 1,
12 2006, at the direction of and upon notification from the
13 Governor, the State Comptroller shall direct and the State
14 Treasurer shall transfer amounts not exceeding a total of
15 \$80,000,000 from the General Revenue Fund to the Tobacco
16 Settlement Recovery Fund. Any amounts so transferred shall be
17 re-transferred by the State Comptroller and the State Treasurer
18 from the Tobacco Settlement Recovery Fund to the General
19 Revenue Fund at the direction of and upon notification from the
20 Governor, but in any event on or before June 30, 2006.

21 (dd) In addition to any other transfers that may be
22 provided for by law, on April 1, 2005, or as soon thereafter as
23 may be practical, at the direction of the Director of Public
24 Aid (now Director of Healthcare and Family Services), the State
25 Comptroller shall direct and the State Treasurer shall transfer
26 from the Public Aid Recoveries Trust Fund amounts not to exceed

1 \$14,000,000 to the Community Mental Health Medicaid Trust Fund.

2 (ee) Notwithstanding any other provision of law, on July 1,
3 2006, or as soon thereafter as practical, the State Comptroller
4 shall direct and the State Treasurer shall transfer the
5 remaining balance from the Illinois Civic Center Bond Fund to
6 the Illinois Civic Center Bond Retirement and Interest Fund.

7 (ff) In addition to any other transfers that may be
8 provided for by law, on and after July 1, 2006 and until June
9 30, 2007, at the direction of and upon notification from the
10 Director of the Governor's Office of Management and Budget, the
11 State Comptroller shall direct and the State Treasurer shall
12 transfer amounts not exceeding a total of \$1,900,000 from the
13 General Revenue Fund to the Illinois Capital Revolving Loan
14 Fund.

15 (gg) In addition to any other transfers that may be
16 provided for by law, on and after July 1, 2006 and until May 1,
17 2007, 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, 2007.

26 (hh) In addition to any other transfers that may be

1 provided for by law, on and after July 1, 2006 and until June
2 30, 2007, at the direction of and upon notification from the
3 Governor, the State Comptroller shall direct and the State
4 Treasurer shall transfer amounts from the Illinois Affordable
5 Housing Trust Fund to the designated funds not exceeding the
6 following amounts:

7 DCF's Children's Services Fund \$2,200,000

8 Department of Corrections Reimbursement

9 and Education Fund \$1,500,000

10 Supplemental Low-Income Energy

11 Assistance Fund \$75,000

12 (ii) In addition to any other transfers that may be
13 provided for by law, on or before August 31, 2006, the Governor
14 and the State Comptroller may agree to transfer the surplus
15 cash balance from the General Revenue Fund to the Budget
16 Stabilization Fund and the Pension Stabilization Fund in equal
17 proportions. The determination of the amount of the surplus
18 cash balance shall be made by the Governor, with the
19 concurrence of the State Comptroller, after taking into account
20 the June 30, 2006 balances in the general funds and the actual
21 or estimated spending from the general funds during the lapse
22 period. Notwithstanding the foregoing, the maximum amount that
23 may be transferred under this subsection (ii) is \$50,000,000.

24 (jj) In addition to any other transfers that may be
25 provided for by law, on July 1, 2006, or as soon thereafter as
26 practical, the State Comptroller shall direct and the State

1 Treasurer shall transfer the sum of \$8,250,000 from the General
2 Revenue Fund to the Presidential Library and Museum Operating
3 Fund.

4 (kk) In addition to any other transfers that may be
5 provided for by law, on July 1, 2006, or as soon thereafter as
6 practical, the State Comptroller shall direct and the State
7 Treasurer shall transfer the sum of \$1,400,000 from the General
8 Revenue Fund to the Violence Prevention Fund.

9 (ll) In addition to any other transfers that may be
10 provided for by law, on the first day of each calendar quarter
11 of the fiscal year beginning July 1, 2006, or as soon
12 thereafter as practical, the State Comptroller shall direct and
13 the State Treasurer shall transfer from the General Revenue
14 Fund amounts equal to one-fourth of \$20,000,000 to the
15 Renewable Energy Resources Trust Fund.

16 (mm) In addition to any other transfers that may be
17 provided for by law, on July 1, 2006, or as soon thereafter as
18 practical, the State Comptroller shall direct and the State
19 Treasurer shall transfer the sum of \$1,320,000 from the General
20 Revenue Fund to the I-FLY Fund.

21 (nn) In addition to any other transfers that may be
22 provided for by law, on July 1, 2006, or as soon thereafter as
23 practical, the State Comptroller shall direct and the State
24 Treasurer shall transfer the sum of \$3,000,000 from the General
25 Revenue Fund to the African-American HIV/AIDS Response Fund.

26 (oo) In addition to any other transfers that may be

1 provided for by law, on and after July 1, 2006 and until June
2 30, 2007, at the direction of and upon notification from the
3 Governor, the State Comptroller shall direct and the State
4 Treasurer shall transfer amounts identified as net receipts
5 from the sale of all or part of the Illinois Student Assistance
6 Commission loan portfolio from the Student Loan Operating Fund
7 to the General Revenue Fund. The maximum amount that may be
8 transferred pursuant to this Section is \$38,800,000. In
9 addition, no transfer may be made pursuant to this Section that
10 would have the effect of reducing the available balance in the
11 Student Loan Operating Fund to an amount less than the amount
12 remaining unexpended and unreserved from the total
13 appropriations from the Fund estimated to be expended for the
14 fiscal year. The State Treasurer and Comptroller shall transfer
15 the amounts designated under this Section as soon as may be
16 practical after receiving the direction to transfer from the
17 Governor.

18 (pp) ~~(cc)~~ In addition to any other transfers that may be
19 provided for by law, on July 1, 2006, or as soon thereafter as
20 practical, the State Comptroller shall direct and the State
21 Treasurer shall transfer the sum of \$2,000,000 from the General
22 Revenue Fund to the Illinois Veterans Assistance Fund.

23 (qq) Notwithstanding any other provision of law, on July 1,
24 2007, or as soon thereafter as practical, the State Comptroller
25 shall direct and the State Treasurer shall transfer the
26 remaining balance from the Illinois Civic Center Bond Fund to

1 the Illinois Civic Center Bond Retirement and Interest Fund.

2 (rr) In addition to any other transfers that may be
3 provided for by law, on and after July 1, 2007 and until May 1,
4 2008, at the direction of and upon notification from the
5 Governor, the State Comptroller shall direct and the State
6 Treasurer shall transfer amounts not exceeding a total of
7 \$80,000,000 from the General Revenue Fund to the Tobacco
8 Settlement Recovery Fund. Any amounts so transferred shall be
9 retransferred by the State Comptroller and the State Treasurer
10 from the Tobacco Settlement Recovery Fund to the General
11 Revenue Fund at the direction of and upon notification from the
12 Governor, but in any event on or before June 30, 2008.

13 (ss) In addition to any other transfers that may be
14 provided for by law, on and after July 1, 2007 and until June
15 30, 2008, at the direction of and upon notification from the
16 Governor, the State Comptroller shall direct and the State
17 Treasurer shall transfer amounts from the Illinois Affordable
18 Housing Trust Fund to the designated funds not exceeding the
19 following amounts:

- 20 DCFS Children's Services Fund \$2,200,000
- 21 Department of Corrections Reimbursement
- 22 and Education Fund \$1,500,000
- 23 Supplemental Low-Income Energy
- 24 Assistance Fund \$75,000

25 (tt) In addition to any other transfers that may be
26 provided for by law, on July 1, 2007, or as soon thereafter as

1 practical, the State Comptroller shall direct and the State
2 Treasurer shall transfer the sum of \$8,250,000 from the General
3 Revenue Fund to the Presidential Library and Museum Operating
4 Fund.

5 (uu) In addition to any other transfers that may be
6 provided for by law, on July 1, 2007, or as soon thereafter as
7 practical, the State Comptroller shall direct and the State
8 Treasurer shall transfer the sum of \$1,400,000 from the General
9 Revenue Fund to the Violence Prevention Fund.

10 (vv) In addition to any other transfers that may be
11 provided for by law, on July 1, 2007, or as soon thereafter as
12 practical, the State Comptroller shall direct and the State
13 Treasurer shall transfer the sum of \$1,320,000 from the General
14 Revenue Fund to the I-FLY Fund.

15 (ww) In addition to any other transfers that may be
16 provided for by law, on July 1, 2007, or as soon thereafter as
17 practical, the State Comptroller shall direct and the State
18 Treasurer shall transfer the sum of \$3,000,000 from the General
19 Revenue Fund to the African-American HIV/AIDS Response Fund.

20 (Source: P.A. 93-32, eff. 6-20-03; 93-648, eff. 1-8-04; 93-839,
21 eff. 7-30-04; 93-1067, eff. 1-15-05; 94-58, eff. 6-17-05;
22 94-91, eff. 7-1-05; 94-816, eff. 5-30-06; 94-839, eff. 6-6-06;
23 revised 8-3-06.)

24 (30 ILCS 105/13.2) (from Ch. 127, par. 149.2)

25 Sec. 13.2. Transfers among line item appropriations.

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

7 (a-1) No transfers may be made from one agency to another
8 agency, nor may transfers be made from one institution of
9 higher education to another institution of higher education.

10 (a-2) Except as otherwise provided in this Section,
11 transfers may be made only among the objects of expenditure
12 enumerated in this Section, except that no funds may be
13 transferred from any appropriation for personal services, from
14 any appropriation for State contributions to the State
15 Employees' Retirement System, from any separate appropriation
16 for employee retirement contributions paid by the employer, nor
17 from any appropriation for State contribution for employee
18 group insurance. During State fiscal year 2005, an agency may
19 transfer amounts among its appropriations within the same
20 treasury fund for personal services, employee retirement
21 contributions paid by employer, and State Contributions to
22 retirement systems; notwithstanding and in addition to the
23 transfers authorized in subsection (c) of this Section, the
24 fiscal year 2005 transfers authorized in this sentence may be
25 made in an amount not to exceed 2% of the aggregate amount
26 appropriated to an agency within the same treasury fund. During

1 State fiscal years ~~year~~ 2007 and 2008, the Departments of
2 Children and Family Services, Corrections, Human Services, and
3 Juvenile Justice may transfer amounts among their respective
4 appropriations within the same treasury fund for personal
5 services, employee retirement contributions paid by employer,
6 and State contributions to retirement systems.
7 Notwithstanding, and in addition to, the transfers authorized
8 in subsection (c) of this Section, these transfers may be made
9 in an amount not to exceed 2% of the aggregate amount
10 appropriated to an agency within the same treasury fund.

11 (a-3) Further, if an agency receives a separate
12 appropriation for employee retirement contributions paid by
13 the employer, any transfer by that agency into an appropriation
14 for personal services must be accompanied by a corresponding
15 transfer into the appropriation for employee retirement
16 contributions paid by the employer, in an amount sufficient to
17 meet the employer share of the employee contributions required
18 to be remitted to the retirement system.

19 (b) In addition to the general transfer authority provided
20 under subsection (c), the following agencies have the specific
21 transfer authority granted in this subsection:

22 The Department of Healthcare and Family Services is
23 authorized to make transfers representing savings attributable
24 to not increasing grants due to the births of additional
25 children from line items for payments of cash grants to line
26 items for payments for employment and social services for the

1 purposes outlined in subsection (f) of Section 4-2 of the
2 Illinois Public Aid Code.

3 The Department of Children and Family Services is
4 authorized to make transfers not exceeding 2% of the aggregate
5 amount appropriated to it within the same treasury fund for the
6 following line items among these same line items: Foster Home
7 and Specialized Foster Care and Prevention, Institutions and
8 Group Homes and Prevention, and Purchase of Adoption and
9 Guardianship Services.

10 The Department on Aging is authorized to make transfers not
11 exceeding 2% of the aggregate amount appropriated to it within
12 the same treasury fund for the following Community Care Program
13 line items among these same line items: Homemaker and Senior
14 Companion Services, Alternative Senior Services, Case
15 Coordination Units, and Adult Day Care Services.

16 The State Treasurer is authorized to make transfers among
17 line item appropriations from the Capital Litigation Trust
18 Fund, with respect to costs incurred in fiscal years 2002 and
19 2003 only, when the balance remaining in one or more such line
20 item appropriations is insufficient for the purpose for which
21 the appropriation was made, provided that no such transfer may
22 be made unless the amount transferred is no longer required for
23 the purpose for which that appropriation was made.

24 (c) The sum of such transfers for an agency in a fiscal
25 year shall not exceed 2% of the aggregate amount appropriated
26 to it within the same treasury fund for the following objects:

1 Personal Services; Extra Help; Student and Inmate
2 Compensation; State Contributions to Retirement Systems; State
3 Contributions to Social Security; State Contribution for
4 Employee Group Insurance; Contractual Services; Travel;
5 Commodities; Printing; Equipment; Electronic Data Processing;
6 Operation of Automotive Equipment; Telecommunications
7 Services; Travel and Allowance for Committed, Paroled and
8 Discharged Prisoners; Library Books; Federal Matching Grants
9 for Student Loans; Refunds; Workers' Compensation,
10 Occupational Disease, and Tort Claims; and, in appropriations
11 to institutions of higher education, Awards and Grants.
12 Notwithstanding the above, any amounts appropriated for
13 payment of workers' compensation claims to an agency to which
14 the authority to evaluate, administer and pay such claims has
15 been delegated by the Department of Central Management Services
16 may be transferred to any other expenditure object where such
17 amounts exceed the amount necessary for the payment of such
18 claims.

19 (c-1) Special provisions for State fiscal year 2003.
20 Notwithstanding any other provision of this Section to the
21 contrary, for State fiscal year 2003 only, transfers among line
22 item appropriations to an agency from the same treasury fund
23 may be made provided that the sum of such transfers for an
24 agency in State fiscal year 2003 shall not exceed 3% of the
25 aggregate amount appropriated to that State agency for State
26 fiscal year 2003 for the following objects: personal services,

1 except that no transfer may be approved which reduces the
2 aggregate appropriations for personal services within an
3 agency; extra help; student and inmate compensation; State
4 contributions to retirement systems; State contributions to
5 social security; State contributions for employee group
6 insurance; contractual services; travel; commodities;
7 printing; equipment; electronic data processing; operation of
8 automotive equipment; telecommunications services; travel and
9 allowance for committed, paroled, and discharged prisoners;
10 library books; federal matching grants for student loans;
11 refunds; workers' compensation, occupational disease, and tort
12 claims; and, in appropriations to institutions of higher
13 education, awards and grants.

14 (c-2) Special provisions for State fiscal year 2005.
15 Notwithstanding subsections (a), (a-2), and (c), for State
16 fiscal year 2005 only, transfers may be made among any line
17 item appropriations from the same or any other treasury fund
18 for any objects or purposes, without limitation, when the
19 balance remaining in one or more such line item appropriations
20 is insufficient for the purpose for which the appropriation was
21 made, provided that the sum of those transfers by a State
22 agency shall not exceed 4% of the aggregate amount appropriated
23 to that State agency for fiscal year 2005.

24 (d) Transfers among appropriations made to agencies of the
25 Legislative and Judicial departments and to the
26 constitutionally elected officers in the Executive branch

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

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

25 (Source: P.A. 93-680, eff. 7-1-04; 93-839, eff. 7-30-04;
26 94-839, eff. 6-6-06.)

1 Section 5-15. The Illinois Income Tax Act is amended by
2 changing Section 901 as follows:

3 (35 ILCS 5/901) (from Ch. 120, par. 9-901)

4 Sec. 901. Collection Authority.

5 (a) In general.

6 The Department shall collect the taxes imposed by this Act.
7 The Department shall collect certified past due child support
8 amounts under Section 2505-650 of the Department of Revenue Law
9 (20 ILCS 2505/2505-650). Except as provided in subsections (c)
10 and (e) 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; money
13 collected pursuant to subsections (c) and (d) of Section 201 of
14 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 (20 ILCS 2505/2505-650) shall be paid into the
18 Child Support Enforcement Trust Fund, a special fund outside
19 the State Treasury, or to the State Disbursement Unit
20 established under Section 10-26 of the Illinois Public Aid
21 Code, as directed by the Department of Healthcare and Family
22 Services.

23 (b) Local Governmental Distributive Fund.

24 Beginning August 1, 1969, and continuing through June 30,

1 1994, the Treasurer shall transfer each month from the General
2 Revenue Fund to a special fund in the State treasury, to be
3 known as the "Local Government Distributive Fund", an amount
4 equal to 1/12 of the net revenue realized from the tax imposed
5 by subsections (a) and (b) of Section 201 of this Act during
6 the preceding month. Beginning July 1, 1994, and continuing
7 through June 30, 1995, the Treasurer shall transfer each month
8 from the General Revenue Fund to the Local Government
9 Distributive Fund an amount equal to 1/11 of the net revenue
10 realized from the tax imposed by subsections (a) and (b) of
11 Section 201 of this Act during the preceding month. Beginning
12 July 1, 1995, the Treasurer shall transfer each month from the
13 General Revenue Fund to the Local Government Distributive Fund
14 an amount equal to the net of (i) 1/10 of the net revenue
15 realized from the tax imposed by subsections (a) and (b) of
16 Section 201 of the Illinois Income Tax Act during the preceding
17 month (ii) minus, beginning July 1, 2003 and ending June 30,
18 2004, \$6,666,666, and beginning July 1, 2004, zero. Net revenue
19 realized for a month shall be defined as the revenue from the
20 tax imposed by subsections (a) and (b) of Section 201 of this
21 Act which is deposited in the General Revenue Fund, the
22 Educational Assistance Fund and the Income Tax Surcharge Local
23 Government Distributive Fund during the month minus the amount
24 paid out of the General Revenue Fund in State warrants during
25 that same month as refunds to taxpayers for overpayment of
26 liability under the tax imposed by subsections (a) and (b) of

1 Section 201 of this Act.

2 (c) Deposits Into Income Tax Refund Fund.

3 (1) Beginning on January 1, 1989 and thereafter, the
4 Department shall deposit a percentage of the amounts
5 collected pursuant to subsections (a) and (b)(1), (2), and
6 (3), of Section 201 of this Act into a fund in the State
7 treasury known as the Income Tax Refund Fund. The
8 Department shall deposit 6% of such amounts during the
9 period beginning January 1, 1989 and ending on June 30,
10 1989. Beginning with State fiscal year 1990 and for each
11 fiscal year thereafter, the percentage deposited into the
12 Income Tax Refund Fund during a fiscal year shall be the
13 Annual Percentage. For fiscal years 1999 through 2001, the
14 Annual Percentage shall be 7.1%. For fiscal year 2003, the
15 Annual Percentage shall be 8%. For fiscal year 2004, the
16 Annual Percentage shall be 11.7%. Upon the effective date
17 of this amendatory Act of the 93rd General Assembly, the
18 Annual Percentage shall be 10% for fiscal year 2005. For
19 fiscal year 2006, the Annual Percentage shall be 9.75%. For
20 fiscal years ~~year~~ 2007 and 2008, the Annual Percentage
21 shall be 9.75%. For all other fiscal years, the Annual
22 Percentage shall be calculated as a fraction, the numerator
23 of which shall be the amount of refunds approved for
24 payment by the Department during the preceding fiscal year
25 as a result of overpayment of tax liability under
26 subsections (a) and (b)(1), (2), and (3) of Section 201 of

1 this Act plus the amount of such refunds remaining approved
2 but unpaid at the end of the preceding fiscal year, minus
3 the amounts transferred into the Income Tax Refund Fund
4 from the Tobacco Settlement Recovery Fund, and the
5 denominator of which shall be the amounts which will be
6 collected pursuant to subsections (a) and (b)(1), (2), and
7 (3) of Section 201 of this Act during the preceding fiscal
8 year; except that in State fiscal year 2002, the Annual
9 Percentage shall in no event exceed 7.6%. The Director of
10 Revenue shall certify the Annual Percentage to the
11 Comptroller on the last business day of the fiscal year
12 immediately preceding the fiscal year for which it is to be
13 effective.

14 (2) Beginning on January 1, 1989 and thereafter, the
15 Department shall deposit a percentage of the amounts
16 collected pursuant to subsections (a) and (b)(6), (7), and
17 (8), (c) and (d) of Section 201 of this Act into a fund in
18 the State treasury known as the Income Tax Refund Fund. The
19 Department shall deposit 18% of such amounts during the
20 period beginning January 1, 1989 and ending on June 30,
21 1989. Beginning with State fiscal year 1990 and for each
22 fiscal year thereafter, the percentage deposited into the
23 Income Tax Refund Fund during a fiscal year shall be the
24 Annual Percentage. For fiscal years 1999, 2000, and 2001,
25 the Annual Percentage shall be 19%. For fiscal year 2003,
26 the Annual Percentage shall be 27%. For fiscal year 2004,

1 the Annual Percentage shall be 32%. Upon the effective date
2 of this amendatory Act of the 93rd General Assembly, the
3 Annual Percentage shall be 24% for fiscal year 2005. For
4 fiscal year 2006, the Annual Percentage shall be 20%. For
5 fiscal years ~~year~~ 2007 and 2008, the Annual Percentage
6 shall be 17.5%. For all other fiscal years, the Annual
7 Percentage shall be calculated as a fraction, the numerator
8 of which shall be the amount of refunds approved for
9 payment by the Department during the preceding fiscal year
10 as a result of overpayment of tax liability under
11 subsections (a) and (b) (6), (7), and (8), (c) and (d) of
12 Section 201 of this Act plus the amount of such refunds
13 remaining approved but unpaid at the end of the preceding
14 fiscal year, and the denominator of which shall be the
15 amounts which will be collected pursuant to subsections (a)
16 and (b) (6), (7), and (8), (c) and (d) of Section 201 of
17 this Act during the preceding fiscal year; except that in
18 State fiscal year 2002, the Annual Percentage shall in no
19 event exceed 23%. The Director of Revenue shall certify the
20 Annual Percentage to the Comptroller on the last business
21 day of the fiscal year immediately preceding the fiscal
22 year for which it is to be effective.

23 (3) The Comptroller shall order transferred and the
24 Treasurer shall transfer from the Tobacco Settlement
25 Recovery Fund to the Income Tax Refund Fund (i) \$35,000,000
26 in January, 2001, (ii) \$35,000,000 in January, 2002, and

1 (iii) \$35,000,000 in January, 2003.

2 (d) Expenditures from Income Tax Refund Fund.

3 (1) Beginning January 1, 1989, money in the Income Tax
4 Refund Fund shall be expended exclusively for the purpose
5 of paying refunds resulting from overpayment of tax
6 liability under Section 201 of this Act, for paying rebates
7 under Section 208.1 in the event that the amounts in the
8 Homeowners' Tax Relief Fund are insufficient for that
9 purpose, and for making transfers pursuant to this
10 subsection (d).

11 (2) The Director shall order payment of refunds
12 resulting from overpayment of tax liability under Section
13 201 of this Act from the Income Tax Refund Fund only to the
14 extent that amounts collected pursuant to Section 201 of
15 this Act and transfers pursuant to this subsection (d) and
16 item (3) of subsection (c) have been deposited and retained
17 in the Fund.

18 (3) As soon as possible after the end of each fiscal
19 year, the Director shall order transferred and the State
20 Treasurer and State Comptroller shall transfer from the
21 Income Tax Refund Fund to the Personal Property Tax
22 Replacement Fund an amount, certified by the Director to
23 the Comptroller, equal to the excess of the amount
24 collected pursuant to subsections (c) and (d) of Section
25 201 of this Act deposited into the Income Tax Refund Fund
26 during the fiscal year over the amount of refunds resulting

1 from overpayment of tax liability under subsections (c) and
2 (d) of Section 201 of this Act paid from the Income Tax
3 Refund Fund during the fiscal year.

4 (4) As soon as possible after the end of each fiscal
5 year, the Director shall order transferred and the State
6 Treasurer and State Comptroller shall transfer from the
7 Personal Property Tax Replacement Fund to the Income Tax
8 Refund Fund an amount, certified by the Director to the
9 Comptroller, equal to the excess of the amount of refunds
10 resulting from overpayment of tax liability under
11 subsections (c) and (d) of Section 201 of this Act paid
12 from the Income Tax Refund Fund during the fiscal year over
13 the amount collected pursuant to subsections (c) and (d) of
14 Section 201 of this Act deposited into the Income Tax
15 Refund Fund during the fiscal year.

16 (4.5) As soon as possible after the end of fiscal year
17 1999 and of each fiscal year thereafter, the Director shall
18 order transferred and the State Treasurer and State
19 Comptroller shall transfer from the Income Tax Refund Fund
20 to the General Revenue Fund any surplus remaining in the
21 Income Tax Refund Fund as of the end of such fiscal year;
22 excluding for fiscal years 2000, 2001, and 2002 amounts
23 attributable to transfers under item (3) of subsection (c)
24 less refunds resulting from the earned income tax credit.

25 (5) This Act shall constitute an irrevocable and
26 continuing appropriation from the Income Tax Refund Fund

1 for the purpose of paying refunds upon the order of the
2 Director in accordance with the provisions of this Section.

3 (e) Deposits into the Education Assistance Fund and the
4 Income Tax Surcharge Local Government Distributive Fund.

5 On July 1, 1991, and thereafter, of the amounts collected
6 pursuant to subsections (a) and (b) of Section 201 of this Act,
7 minus deposits into the Income Tax Refund Fund, the Department
8 shall deposit 7.3% into the Education Assistance Fund in the
9 State Treasury. Beginning July 1, 1991, and continuing through
10 January 31, 1993, of the amounts collected pursuant to
11 subsections (a) and (b) of Section 201 of the Illinois Income
12 Tax Act, minus deposits into the Income Tax Refund Fund, the
13 Department shall deposit 3.0% into the Income Tax Surcharge
14 Local Government Distributive Fund in the State Treasury.
15 Beginning February 1, 1993 and continuing through June 30,
16 1993, of the amounts collected pursuant to subsections (a) and
17 (b) of Section 201 of the Illinois Income Tax Act, minus
18 deposits into the Income Tax Refund Fund, the Department shall
19 deposit 4.4% into the Income Tax Surcharge Local Government
20 Distributive Fund in the State Treasury. Beginning July 1,
21 1993, and continuing through June 30, 1994, of the amounts
22 collected under subsections (a) and (b) of Section 201 of this
23 Act, minus deposits into the Income Tax Refund Fund, the
24 Department shall deposit 1.475% into the Income Tax Surcharge
25 Local Government Distributive Fund in the State Treasury.

26 (Source: P.A. 93-32, eff. 6-20-03; 93-839, eff. 7-30-04; 94-91,

1 eff. 7-1-05; 94-839, eff. 6-6-06.)

2 Section 5-20. The Film Production Services Tax Credit Act
3 is amended by changing Section 90 as follows:

4 (35 ILCS 15/90)

5 (Section scheduled to be repealed on January 1, 2008)

6 Sec. 90. Repeal. This Act is repealed on January 1, 2009
7 ~~2008~~.

8 (Source: P.A. 93-543, eff. 1-1-04; 93-840, eff. 7-30-04;
9 94-171, eff. 7-11-05; 94-817, eff. 5-30-06.)

10 Section 5-25. The Illinois Public Aid Code is amended by
11 changing Section 5A-8 as follows:

12 (305 ILCS 5/5A-8) (from Ch. 23, par. 5A-8)

13 Sec. 5A-8. Hospital Provider Fund.

14 (a) There is created in the State Treasury the Hospital
15 Provider Fund. Interest earned by the Fund shall be credited to
16 the Fund. The Fund shall not be used to replace any moneys
17 appropriated to the Medicaid program by the General Assembly.

18 (b) The Fund is created for the purpose of receiving moneys
19 in accordance with Section 5A-6 and disbursing moneys only for
20 the following purposes, notwithstanding any other provision of
21 law:

22 (1) For making payments to hospitals as required under

1 Articles V, VI, and XIV of this Code and under the
2 Children's Health Insurance Program Act.

3 (2) For the reimbursement of moneys collected by the
4 Illinois Department from hospitals or hospital providers
5 through error or mistake in performing the activities
6 authorized under this Article and Article V of this Code.

7 (3) For payment of administrative expenses incurred by
8 the Illinois Department or its agent in performing the
9 activities authorized by this Article.

10 (4) For payments of any amounts which are reimbursable
11 to the federal government for payments from this Fund which
12 are required to be paid by State warrant.

13 (5) For making transfers, as those transfers are
14 authorized in the proceedings authorizing debt under the
15 Short Term Borrowing Act, but transfers made under this
16 paragraph (5) shall not exceed the principal amount of debt
17 issued in anticipation of the receipt by the State of
18 moneys to be deposited into the Fund.

19 (6) For making transfers to any other fund in the State
20 treasury, but transfers made under this paragraph (6) shall
21 not exceed the amount transferred previously from that
22 other fund into the Hospital Provider Fund.

23 (7) For State fiscal years 2004 and 2005 for making
24 transfers to the Health and Human Services Medicaid Trust
25 Fund, including 20% of the moneys received from hospital
26 providers under Section 5A-4 and transferred into the

1 Hospital Provider Fund under Section 5A-6. For State fiscal
 2 year 2006 for making transfers to the Health and Human
 3 Services Medicaid Trust Fund of up to \$130,000,000 per year
 4 of the moneys received from hospital providers under
 5 Section 5A-4 and transferred into the Hospital Provider
 6 Fund under Section 5A-6. Transfers under this paragraph
 7 shall be made within 7 days after the payments have been
 8 received pursuant to the schedule of payments provided in
 9 subsection (a) of Section 5A-4.

10 (7.5) For State fiscal years 2007 and 2008 for making
 11 transfers of the moneys received from hospital providers
 12 under Section 5A-4 and transferred into the Hospital
 13 Provider Fund under Section 5A-6 to the designated funds
 14 ~~not exceeding~~ the following amounts in aggregate during
 15 that period of time in any State fiscal year:

16 Health and Human Services

17 Medicaid Trust Fund	<u>\$60,000,000</u>	\$20,000,000
18 Long-Term Care Provider Fund	<u>\$90,000,000</u>	\$30,000,000
19 General Revenue Fund	<u>\$240,000,000</u>	\$80,000,000.

20 Transfers under this paragraph shall be made within 7
 21 days after the payments have been received pursuant to the
 22 schedule of payments provided in subsection (a) of Section
 23 5A-4.

24 (8) For making refunds to hospital providers pursuant
 25 to Section 5A-10.

26 Disbursements from the Fund, other than transfers

1 authorized under paragraphs (5) and (6) of this subsection,
2 shall be by warrants drawn by the State Comptroller upon
3 receipt of vouchers duly executed and certified by the Illinois
4 Department.

5 (c) The Fund shall consist of the following:

6 (1) All moneys collected or received by the Illinois
7 Department from the hospital provider assessment imposed
8 by this Article.

9 (2) All federal matching funds received by the Illinois
10 Department as a result of expenditures made by the Illinois
11 Department that are attributable to moneys deposited in the
12 Fund.

13 (3) Any interest or penalty levied in conjunction with
14 the administration of this Article.

15 (4) Moneys transferred from another fund in the State
16 treasury.

17 (5) All other moneys received for the Fund from any
18 other source, including interest earned thereon.

19 (d) (Blank).

20 (Source: P.A. 93-659, eff. 2-3-04; 94-242, eff. 7-18-05;
21 94-839, eff. 6-6-06.)

22 Section 5-30. The Illinois Affordable Housing Act is
23 amended by changing Section 8 as follows:

24 (310 ILCS 65/8) (from Ch. 67 1/2, par. 1258)

1 Sec. 8. Uses of Trust Fund.

2 (a) Subject to annual appropriation to the Funding Agent
3 and subject to the prior dedication, allocation, transfer and
4 use of Trust Fund Moneys as provided in Sections 8(b), 8(c) and
5 9 of this Act, the Trust Fund may be used to make grants,
6 mortgages, or other loans to acquire, construct, rehabilitate,
7 develop, operate, insure, and retain affordable single-family
8 and multi-family housing in this State for low-income and very
9 low-income households. The majority of monies appropriated to
10 the Trust Fund in any given year are to be used for affordable
11 housing for very low-income households. For the fiscal years
12 2007 and 2008 ~~year beginning July 1, 2006~~ only, the Department
13 of Human Services is authorized to receive appropriations and
14 spend moneys from the Illinois Affordable Housing Trust Fund
15 for the purpose of developing and coordinating public and
16 private resources targeted to meet the affordable housing needs
17 of low-income, very low-income, and special needs households in
18 the State of Illinois.

19 (b) For each fiscal year commencing with fiscal year 1994,
20 the Program Administrator shall certify from time to time to
21 the Funding Agent, the Comptroller and the State Treasurer
22 amounts, up to an aggregate in any fiscal year of \$10,000,000,
23 of Trust Fund Moneys expected to be used or pledged by the
24 Program Administrator during the fiscal year for the purposes
25 and uses specified in Sections 8(c) and 9 of this Act. Subject
26 to annual appropriation, upon receipt of such certification,

1 the Funding Agent and the Comptroller shall dedicate and the
2 State Treasurer shall transfer not less often than monthly to
3 the Program Administrator or its designated payee, without
4 requisition or further request therefor, all amounts
5 accumulated in the Trust Fund within the State Treasury and not
6 already transferred to the Loan Commitment Account prior to the
7 Funding Agent's receipt of such certification, until the
8 Program Administrator has received the aggregate amount
9 certified by the Program Administrator, to be used solely for
10 the purposes and uses authorized and provided in Sections 8(c)
11 and 9 of this Act. Neither the Comptroller nor the Treasurer
12 shall transfer, dedicate or allocate any of the Trust Fund
13 Moneys transferred or certified for transfer by the Program
14 Administrator as provided above to any other fund, nor shall
15 the Governor authorize any such transfer, dedication or
16 allocation, nor shall any of the Trust Fund Moneys so
17 dedicated, allocated or transferred be used, temporarily or
18 otherwise, for interfund borrowing, or be otherwise used or
19 appropriated, except as expressly authorized and provided in
20 Sections 8(c) and 9 of this Act for the purposes and subject to
21 the priorities, limitations and conditions provided for
22 therein until such obligations, uses and dedications as therein
23 provided, have been satisfied.

24 (c) Notwithstanding Section 5(b) of this Act, any Trust
25 Fund Moneys transferred to the Program Administrator pursuant
26 to Section 8(b) of this Act, or otherwise obtained, paid to or

1 held by or for the Program Administrator, or pledged pursuant
2 to resolution of the Program Administrator, for Affordable
3 Housing Program Trust Fund Bonds or Notes under the Illinois
4 Housing Development Act, and all proceeds, payments and
5 receipts from investments or use of such moneys, including any
6 residual or additional funds or moneys generated or obtained in
7 connection with any of the foregoing, may be held, pledged,
8 applied or dedicated by the Program Administrator as follows:

9 (1) as required by the terms of any pledge of or
10 resolution of the Program Administrator authorized under
11 Section 9 of this Act in connection with Affordable Housing
12 Program Trust Fund Bonds or Notes issued pursuant to the
13 Illinois Housing Development Act;

14 (2) to or for costs of issuance and administration and
15 the payments of any principal, interest, premium or other
16 amounts or expenses incurred or accrued in connection with
17 Affordable Housing Program Trust Fund Bonds or Notes,
18 including rate protection contracts and credit support
19 arrangements pertaining thereto, and, provided such
20 expenses, fees and charges are obligations, whether
21 recourse or nonrecourse, and whether financed with or paid
22 from the proceeds of Affordable Housing Program Trust Fund
23 Bonds or Notes, of the developers, mortgagors or other
24 users, the Program Administrator's expenses and servicing,
25 administration and origination fees and charges in
26 connection with any loans, mortgages, or developments

1 funded or financed or expected to be funded or financed, in
2 whole or in part, from the issuance of Affordable Housing
3 Program Trust Fund Bonds or Notes;

4 (3) to or for costs of issuance and administration and
5 the payments of principal, interest, premium, loan fees,
6 and other amounts or other obligations of the Program
7 Administrator, including rate protection contracts and
8 credit support arrangements pertaining thereto, for loans,
9 commercial paper or other notes or bonds issued by the
10 Program Administrator pursuant to the Illinois Housing
11 Development Act, provided that the proceeds of such loans,
12 commercial paper or other notes or bonds are paid or
13 expended in connection with, or refund or repay, loans,
14 commercial paper or other notes or bonds issued or made in
15 connection with bridge loans or loans for the construction,
16 renovation, redevelopment, restructuring, reorganization
17 of Affordable Housing and related expenses, including
18 development costs, technical assistance, or other amounts
19 to construct, preserve, improve, renovate, rehabilitate,
20 refinance, or assist Affordable Housing, including
21 financially troubled Affordable Housing, permanent or
22 other financing for which has been funded or financed or is
23 expected to be funded or financed in whole or in part by
24 the Program Administrator through the issuance of or use of
25 proceeds from Affordable Housing Program Trust Fund Bonds
26 or Notes;

1 (4) to or for direct expenditures or reimbursement for
2 development costs, technical assistance, or other amounts
3 to construct, preserve, improve, renovate, rehabilitate,
4 refinance, or assist Affordable Housing, including
5 financially troubled Affordable Housing, permanent or
6 other financing for which has been funded or financed or is
7 expected to be funded or financed in whole or in part by
8 the Program Administrator through the issuance of or use of
9 proceeds from Affordable Housing Program Trust Fund Bonds
10 or Notes; and

11 (5) for deposit into any residual, sinking, reserve or
12 revolving fund or pool established by the Program
13 Administrator, whether or not pledged to secure Affordable
14 Housing Program Trust Fund Bonds or Notes, to support or be
15 utilized for the issuance, redemption, or payment of the
16 principal, interest, premium or other amounts payable on or
17 with respect to any existing, additional or future
18 Affordable Housing Program Trust Fund Bonds or Notes, or to
19 or for any other expenditure authorized by this Section
20 8(c).

21 (d) All or a portion of the Trust Fund Moneys on deposit or
22 to be deposited in the Trust Fund not already certified for
23 transfer or transferred to the Program Administrator pursuant
24 to Section 8(b) of this Act may be used to secure the repayment
25 of Affordable Housing Program Trust Fund Bonds or Notes, or
26 otherwise to supplement or support Affordable Housing funded or

1 financed or intended to be funded or financed, in whole or in
2 part, by Affordable Housing Program Trust Fund Bonds or Notes.

3 (e) Assisted housing may include housing for special needs
4 populations such as the homeless, single-parent families, the
5 elderly, or the physically and mentally disabled. The Trust
6 Fund shall be used to implement a demonstration congregate
7 housing project for any such special needs population.

8 (f) Grants from the Trust Fund may include, but are not
9 limited to, rental assistance and security deposit subsidies
10 for low and very low-income households.

11 (g) The Trust Fund may be used to pay actual and reasonable
12 costs for Commission members to attend Commission meetings, and
13 any litigation costs and expenses, including legal fees,
14 incurred by the Program Administrator in any litigation related
15 to this Act or its action as Program Administrator.

16 (h) The Trust Fund may be used to make grants for (1) the
17 provision of technical assistance, (2) outreach, and (3)
18 building an organization's capacity to develop affordable
19 housing projects.

20 (i) Amounts on deposit in the Trust Fund may be used to
21 reimburse the Program Administrator and the Funding Agent for
22 costs incurred in the performance of their duties under this
23 Act, excluding costs and fees of the Program Administrator
24 associated with the Program Escrow to the extent withheld
25 pursuant to paragraph (8) of subsection (b) of Section 5.

26 (Source: P.A. 94-839, eff. 6-6-06.)

1 Section 5-35. The Pretrial Services Act is amended by
2 changing Section 33 as follows:

3 (725 ILCS 185/33) (from Ch. 38, par. 333)

4 Sec. 33. The Supreme Court shall pay from funds
5 appropriated to it for this purpose 100% of all approved costs
6 for pretrial services, including pretrial services officers,
7 necessary support personnel, travel costs reasonably related
8 to the delivery of pretrial services, space costs, equipment,
9 telecommunications, postage, commodities, printing and
10 contractual services. Costs shall be reimbursed monthly, based
11 on a plan and budget approved by the Supreme Court. No
12 department may be reimbursed for costs which exceed or are not
13 provided for in the approved plan and budget. For State fiscal
14 years 2004, 2005, ~~and~~ 2006, ~~and~~ 2007, and 2008 only, the
15 Mandatory Arbitration Fund may be used to reimburse approved
16 costs for pretrial services.

17 (Source: P.A. 93-25, eff. 6-20-03; 93-839, eff. 7-30-04; 94-91,
18 eff. 7-1-05; 94-839, eff. 6-6-06; revised 8-3-06.)

19 Section 5-40. The Probation and Probation Officers Act is
20 amended by changing Sections 15 and 15.1 as follows:

21 (730 ILCS 110/15) (from Ch. 38, par. 204-7)

22 Sec. 15. (1) The Supreme Court of Illinois may establish a

1 Division of Probation Services whose purpose shall be the
2 development, establishment, promulgation, and enforcement of
3 uniform standards for probation services in this State, and to
4 otherwise carry out the intent of this Act. The Division may:

5 (a) establish qualifications for chief probation
6 officers and other probation and court services personnel
7 as to hiring, promotion, and training.

8 (b) make available, on a timely basis, lists of those
9 applicants whose qualifications meet the regulations
10 referred to herein, including on said lists all candidates
11 found qualified.

12 (c) establish a means of verifying the conditions for
13 reimbursement under this Act and develop criteria for
14 approved costs for reimbursement.

15 (d) develop standards and approve employee
16 compensation schedules for probation and court services
17 departments.

18 (e) employ sufficient personnel in the Division to
19 carry out the functions of the Division.

20 (f) establish a system of training and establish
21 standards for personnel orientation and training.

22 (g) develop standards for a system of record keeping
23 for cases and programs, gather statistics, establish a
24 system of uniform forms, and develop research for planning
25 of Probation Services.

26 (h) develop standards to assure adequate support

1 personnel, office space, equipment and supplies, travel
2 expenses, and other essential items necessary for
3 Probation and Court Services Departments to carry out their
4 duties.

5 (i) review and approve annual plans submitted by
6 Probation and Court Services Departments.

7 (j) monitor and evaluate all programs operated by
8 Probation and Court Services Departments, and may include
9 in the program evaluation criteria such factors as the
10 percentage of Probation sentences for felons convicted of
11 Probationable offenses.

12 (k) seek the cooperation of local and State government
13 and private agencies to improve the quality of probation
14 and court services.

15 (l) where appropriate, establish programs and
16 corresponding standards designed to generally improve the
17 quality of probation and court services and reduce the rate
18 of adult or juvenile offenders committed to the Department
19 of Corrections.

20 (m) establish such other standards and regulations and
21 do all acts necessary to carry out the intent and purposes
22 of this Act.

23 The Division shall establish a model list of structured
24 intermediate sanctions that may be imposed by a probation
25 agency for violations of terms and conditions of a sentence of
26 probation, conditional discharge, or supervision.

1 The State of Illinois shall provide for the costs of
2 personnel, travel, equipment, telecommunications, postage,
3 commodities, printing, space, contractual services and other
4 related costs necessary to carry out the intent of this Act.

5 (2) (a) The chief judge of each circuit shall provide
6 full-time probation services for all counties within the
7 circuit, in a manner consistent with the annual probation plan,
8 the standards, policies, and regulations established by the
9 Supreme Court. A probation district of two or more counties
10 within a circuit may be created for the purposes of providing
11 full-time probation services. Every county or group of counties
12 within a circuit shall maintain a probation department which
13 shall be under the authority of the Chief Judge of the circuit
14 or some other judge designated by the Chief Judge. The Chief
15 Judge, through the Probation and Court Services Department
16 shall submit annual plans to the Division for probation and
17 related services.

18 (b) The Chief Judge of each circuit shall appoint the Chief
19 Probation Officer and all other probation officers for his or
20 her circuit from lists of qualified applicants supplied by the
21 Supreme Court. Candidates for chief managing officer and other
22 probation officer positions must apply with both the Chief
23 Judge of the circuit and the Supreme Court.

24 (3) A Probation and Court Service Department shall apply to
25 the Supreme Court for funds for basic services, and may apply
26 for funds for new and expanded programs or Individualized

1 Services and Programs. Costs shall be reimbursed monthly based
2 on a plan and budget approved by the Supreme Court. No
3 Department may be reimbursed for costs which exceed or are not
4 provided for in the approved annual plan and budget. After the
5 effective date of this amendatory Act of 1985, each county must
6 provide basic services in accordance with the annual plan and
7 standards created by the division. No department may receive
8 funds for new or expanded programs or individualized services
9 and programs unless they are in compliance with standards as
10 enumerated in paragraph (h) of subsection (1) of this Section,
11 the annual plan, and standards for basic services.

12 (4) The Division shall reimburse the county or counties for
13 probation services as follows:

14 (a) 100% of the salary of all chief managing officers
15 designated as such by the Chief Judge and the division.

16 (b) 100% of the salary for all probation officer and
17 supervisor positions approved for reimbursement by the
18 division after April 1, 1984, to meet workload standards
19 and to implement intensive sanction and probation
20 supervision programs and other basic services as defined in
21 this Act.

22 (c) 100% of the salary for all secure detention
23 personnel and non-secure group home personnel approved for
24 reimbursement after December 1, 1990. For all such
25 positions approved for reimbursement before December 1,
26 1990, the counties shall be reimbursed \$1,250 per month

1 beginning July 1, 1995, and an additional \$250 per month
2 beginning each July 1st thereafter until the positions
3 receive 100% salary reimbursement. Allocation of such
4 positions will be based on comparative need considering
5 capacity, staff/resident ratio, physical plant and
6 program.

7 (d) \$1,000 per month for salaries for the remaining
8 probation officer positions engaged in basic services and
9 new or expanded services. All such positions shall be
10 approved by the division in accordance with this Act and
11 division standards.

12 (e) 100% of the travel expenses in accordance with
13 Division standards for all Probation positions approved
14 under paragraph (b) of subsection 4 of this Section.

15 (f) If the amount of funds reimbursed to the county
16 under paragraphs (a) through (e) of subsection 4 of this
17 Section on an annual basis is less than the amount the
18 county had received during the 12 month period immediately
19 prior to the effective date of this amendatory Act of 1985,
20 then the Division shall reimburse the amount of the
21 difference to the county. The effect of paragraph (b) of
22 subsection 7 of this Section shall be considered in
23 implementing this supplemental reimbursement provision.

24 (5) The Division shall provide funds beginning on April 1,
25 1987 for the counties to provide Individualized Services and
26 Programs as provided in Section 16 of this Act.

1 (6) A Probation and Court Services Department in order to
2 be eligible for the reimbursement must submit to the Supreme
3 Court an application containing such information and in such a
4 form and by such dates as the Supreme Court may require.
5 Departments to be eligible for funding must satisfy the
6 following conditions:

7 (a) The Department shall have on file with the Supreme
8 Court an annual Probation plan for continuing, improved,
9 and new Probation and Court Services Programs approved by
10 the Supreme Court or its designee. This plan shall indicate
11 the manner in which Probation and Court Services will be
12 delivered and improved, consistent with the minimum
13 standards and regulations for Probation and Court
14 Services, as established by the Supreme Court. In counties
15 with more than one Probation and Court Services Department
16 eligible to receive funds, all Departments within that
17 county must submit plans which are approved by the Supreme
18 Court.

19 (b) The annual probation plan shall seek to generally
20 improve the quality of probation services and to reduce the
21 commitment of adult offenders to the Department of
22 Corrections and to reduce the commitment of juvenile
23 offenders to the Department of Juvenile Justice and shall
24 require, when appropriate, coordination with the
25 Department of Corrections, the Department of Juvenile
26 Justice, and the Department of Children and Family Services

1 in the development and use of community resources,
2 information systems, case review and permanency planning
3 systems to avoid the duplication of services.

4 (c) The Department shall be in compliance with
5 standards developed by the Supreme Court for basic, new and
6 expanded services, training, personnel hiring and
7 promotion.

8 (d) The Department shall in its annual plan indicate
9 the manner in which it will support the rights of crime
10 victims and in which manner it will implement Article I,
11 Section 8.1 of the Illinois Constitution and in what manner
12 it will coordinate crime victims' support services with
13 other criminal justice agencies within its jurisdiction,
14 including but not limited to, the State's Attorney, the
15 Sheriff and any municipal police department.

16 (7) No statement shall be verified by the Supreme Court or
17 its designee or vouchered by the Comptroller unless each of the
18 following conditions have been met:

19 (a) The probation officer is a full-time employee
20 appointed by the Chief Judge to provide probation services.

21 (b) The probation officer, in order to be eligible for
22 State reimbursement, is receiving a salary of at least
23 \$17,000 per year.

24 (c) The probation officer is appointed or was
25 reappointed in accordance with minimum qualifications or
26 criteria established by the Supreme Court; however, all

1 probation officers appointed prior to January 1, 1978,
2 shall be exempted from the minimum requirements
3 established by the Supreme Court. Payments shall be made to
4 counties employing these exempted probation officers as
5 long as they are employed in the position held on the
6 effective date of this amendatory Act of 1985. Promotions
7 shall be governed by minimum qualifications established by
8 the Supreme Court.

9 (d) The Department has an established compensation
10 schedule approved by the Supreme Court. The compensation
11 schedule shall include salary ranges with necessary
12 increments to compensate each employee. The increments
13 shall, within the salary ranges, be based on such factors
14 as bona fide occupational qualifications, performance, and
15 length of service. Each position in the Department shall be
16 placed on the compensation schedule according to job duties
17 and responsibilities of such position. The policy and
18 procedures of the compensation schedule shall be made
19 available to each employee.

20 (8) In order to obtain full reimbursement of all approved
21 costs, each Department must continue to employ at least the
22 same number of probation officers and probation managers as
23 were authorized for employment for the fiscal year which
24 includes January 1, 1985. This number shall be designated as
25 the base amount of the Department. No positions approved by the
26 Division under paragraph (b) of subsection 4 will be included

1 in the base amount. In the event that the Department employs
2 fewer Probation officers and Probation managers than the base
3 amount for a period of 90 days, funding received by the
4 Department under subsection 4 of this Section may be reduced on
5 a monthly basis by the amount of the current salaries of any
6 positions below the base amount.

7 (9) Before the 15th day of each month, the treasurer of any
8 county which has a Probation and Court Services Department, or
9 the treasurer of the most populous county, in the case of a
10 Probation or Court Services Department funded by more than one
11 county, shall submit an itemized statement of all approved
12 costs incurred in the delivery of Basic Probation and Court
13 Services under this Act to the Supreme Court. The treasurer may
14 also submit an itemized statement of all approved costs
15 incurred in the delivery of new and expanded Probation and
16 Court Services as well as Individualized Services and Programs.
17 The Supreme Court or its designee shall verify compliance with
18 this Section and shall examine and audit the monthly statement
19 and, upon finding them to be correct, shall forward them to the
20 Comptroller for payment to the county treasurer. In the case of
21 payment to a treasurer of a county which is the most populous
22 of counties sharing the salary and expenses of a Probation and
23 Court Services Department, the treasurer shall divide the money
24 between the counties in a manner that reflects each county's
25 share of the cost incurred by the Department.

26 (10) The county treasurer must certify that funds received

1 under this Section shall be used solely to maintain and improve
2 Probation and Court Services. The county or circuit shall
3 remain in compliance with all standards, policies and
4 regulations established by the Supreme Court. If at any time
5 the Supreme Court determines that a county or circuit is not in
6 compliance, the Supreme Court shall immediately notify the
7 Chief Judge, county board chairman and the Director of Court
8 Services Chief Probation Officer. If after 90 days of written
9 notice the noncompliance still exists, the Supreme Court shall
10 be required to reduce the amount of monthly reimbursement by
11 10%. An additional 10% reduction of monthly reimbursement shall
12 occur for each consecutive month of noncompliance. Except as
13 provided in subsection 5 of Section 15, funding to counties
14 shall commence on April 1, 1986. Funds received under this Act
15 shall be used to provide for Probation Department expenses
16 including those required under Section 13 of this Act. For
17 State fiscal years 2004, 2005, 2006, ~~and 2007,~~ and 2008 only,
18 the Mandatory Arbitration Fund may be used to provide for
19 Probation Department expenses, including those required under
20 Section 13 of this Act.

21 (11) The respective counties shall be responsible for
22 capital and space costs, fringe benefits, clerical costs,
23 equipment, telecommunications, postage, commodities and
24 printing.

25 (12) For purposes of this Act only, probation officers
26 shall be considered peace officers. In the exercise of their

1 official duties, probation officers, sheriffs, and police
2 officers may, anywhere within the State, arrest any probationer
3 who is in violation of any of the conditions of his or her
4 probation, conditional discharge, or supervision, and it shall
5 be the duty of the officer making the arrest to take the
6 probationer before the Court having jurisdiction over the
7 probationer for further order.

8 (Source: P.A. 93-25, eff. 6-20-03; 93-576, eff. 1-1-04; 93-839,
9 eff. 7-30-04; 94-91, eff. 7-1-05; 94-696, eff. 6-1-06; 94-839,
10 eff. 6-6-06.)

11 (730 ILCS 110/15.1) (from Ch. 38, par. 204-7.1)

12 Sec. 15.1. Probation and Court Services Fund.

13 (a) The county treasurer in each county shall establish a
14 probation and court services fund consisting of fees collected
15 pursuant to subsection (i) of Section 5-6-3 and subsection (i)
16 of Section 5-6-3.1 of the Unified Code of Corrections,
17 subsection (10) of Section 5-615 and subsection (5) of Section
18 5-715 of the Juvenile Court Act of 1987, and paragraph 14.3 of
19 subsection (b) of Section 110-10 of the Code of Criminal
20 Procedure of 1963. The county treasurer shall disburse monies
21 from the fund only at the direction of the chief judge of the
22 circuit court in such circuit where the county is located. The
23 county treasurer of each county shall, on or before January 10
24 of each year, submit an annual report to the Supreme Court.

25 (b) Monies in the probation and court services fund shall

1 be appropriated by the county board to be used within the
2 county or jurisdiction where collected in accordance with
3 policies and guidelines approved by the Supreme Court for the
4 costs of operating the probation and court services department
5 or departments; however, except as provided in subparagraph
6 (g), monies in the probation and court services fund shall not
7 be used for the payment of salaries of probation and court
8 services personnel.

9 (c) Monies expended from the probation and court services
10 fund shall be used to supplement, not supplant, county
11 appropriations for probation and court services.

12 (d) Interest earned on monies deposited in a probation and
13 court services fund may be used by the county for its ordinary
14 and contingent expenditures.

15 (e) The county board may appropriate moneys from the
16 probation and court services fund, upon the direction of the
17 chief judge, to support programs that are part of the continuum
18 of juvenile delinquency intervention programs which are or may
19 be developed within the county. The grants from the probation
20 and court services fund shall be for no more than one year and
21 may be used for any expenses attributable to the program
22 including administration and oversight of the program by the
23 probation department.

24 (f) The county board may appropriate moneys from the
25 probation and court services fund, upon the direction of the
26 chief judge, to support practices endorsed or required under

1 the Sex Offender Management Board Act, including but not
2 limited to sex offender evaluation, treatment, and monitoring
3 programs that are or may be developed within the county.

4 (g) For the State Fiscal Years 2005, 2006, ~~and~~ 2007, and
5 2008 only, the Administrative Office of the Illinois Courts may
6 permit a county or circuit to use its probation and court
7 services fund for the payment of salaries of probation officers
8 and other court services personnel whose salaries are
9 reimbursed under this Act if the State's FY2005, FY2006, ~~or~~
10 FY2007, or FY 2008 appropriation to the Supreme Court for
11 reimbursement to counties for probation salaries and services
12 is less than the amount appropriated to the Supreme Court for
13 these purposes for State Fiscal Year 2004. The Administrative
14 Office of the Illinois Courts shall take into account each
15 county's or circuit's probation fee collections and
16 expenditures when apportioning the total reimbursement for
17 each county or circuit.

18 (Source: P.A. 93-616, eff. 1-1-04; 93-839, eff. 7-30-04; 94-91,
19 eff. 7-1-05; 94-839, eff. 6-6-06.)

20 Section 5-45. The Code of Civil Procedure is amended by
21 changing Section 2-1009A as follows:

22 (735 ILCS 5/2-1009A) (from Ch. 110, par. 2-1009A)

23 Sec. 2-1009A. Filing Fees. In each county authorized by the
24 Supreme Court to utilize mandatory arbitration, the clerk of

1 the circuit court shall charge and collect, in addition to any
2 other fees, an arbitration fee of \$8, except in counties with
3 3,000,000 or more inhabitants the fee shall be \$10, at the time
4 of filing the first pleading, paper or other appearance filed
5 by each party in all civil cases, but no additional fee shall
6 be required if more than one party is represented in a single
7 pleading, paper or other appearance. Arbitration fees received
8 by the clerk of the circuit court pursuant to this Section
9 shall be remitted within one month after receipt to the State
10 Treasurer for deposit into the Mandatory Arbitration Fund, a
11 special fund in the State treasury for the purpose of funding
12 mandatory arbitration programs and such other alternative
13 dispute resolution programs as may be authorized by circuit
14 court rule for operation in counties that have implemented
15 mandatory arbitration, with a separate account being
16 maintained for each county. Notwithstanding any other
17 provision of this Section to the contrary, and for State fiscal
18 years 2004, 2005, 2006, ~~and~~ 2007, and 2008 only, the Mandatory
19 Arbitration Fund may be used for any other purpose authorized
20 by the Supreme Court.

21 (Source: P.A. 93-25, eff. 6-20-03; 93-839, eff. 7-30-04; 94-91,
22 eff. 7-1-05; 94-839, eff. 6-6-06.)

23 ARTICLE 99. EFFECTIVE DATE

24 Section 99-99. Effective date. This Act takes effect upon

1 becoming law.".