



Sen. Jacqueline Y. Collins

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1 AMENDMENT TO SENATE BILL 774

2 AMENDMENT NO. _____. Amend Senate Bill 774 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Lottery Law is amended by changing
5 Sections 2 and 20 and by adding Section 21.7 as follows:

6 (20 ILCS 1605/2) (from Ch. 120, par. 1152)

7 Sec. 2. This Act is enacted to implement and establish
8 within the State a lottery to be operated by the State, the
9 entire net proceeds of which are to be used for the support of
10 the State's Common School Fund, except as provided in Sections
11 21.2, ~~and~~ 21.5, ~~and~~ 21.6, and 21.7.

12 (Source: P.A. 94-120, eff. 7-6-05; 94-585, eff. 8-15-05;
13 revised 8-23-05.)

14 (20 ILCS 1605/20) (from Ch. 120, par. 1170)

15 Sec. 20. State Lottery Fund.

1 (a) There is created in the State Treasury a special fund
2 to be known as the "State Lottery Fund". Such fund shall
3 consist of all revenues received from (1) the sale of lottery
4 tickets or shares, (net of commissions, fees representing those
5 expenses that are directly proportionate to the sale of tickets
6 or shares at the agent location, and prizes of less than \$600
7 which have been validly paid at the agent level), (2)
8 application fees, and (3) all other sources including moneys
9 credited or transferred thereto from any other fund or source
10 pursuant to law. Interest earnings of the State Lottery Fund
11 shall be credited to the Common School Fund.

12 (b) The receipt and distribution of moneys under Section
13 21.5 of this Act shall be in accordance with Section 21.5.

14 (c) ~~(b)~~ The receipt and distribution of moneys under
15 Section 21.6 of this Act shall be in accordance with Section
16 21.6.

17 (d) The receipt and distribution of moneys under Section
18 21.7 of this Act shall be in accordance with Section 21.7.

19 (Source: P.A. 94-120, eff. 7-6-05; 94-585, eff. 8-15-05;
20 revised 8-19-05.)

21 (20 ILCS 1605/21.7 new)

22 Sec. 21.7. Quality of Life scratch-off game.

23 (a) The Department shall offer a special instant
24 scratch-off game with the title of "Quality of Life". The game
25 shall commence on July 1, 2007 or as soon thereafter, in the

1 discretion of the Director, as is reasonably practical, and
2 shall be discontinued on December 31, 2012. The operation of
3 the game is governed by this Act and by any rules adopted by
4 the Department. The Department must consult with the Quality of
5 Life Board, which is established under Section 2310-348 of the
6 Department of Public Health Powers and Duties Law of the Civil
7 Administrative Code of Illinois, regarding the design and
8 promotion of the game. If any provision of this Section is
9 inconsistent with any other provision of this Act, then this
10 Section governs.

11 (b) The Quality of Life Endowment Fund is created as a
12 special fund in the State treasury. The net revenue from the
13 Quality of Life special instant scratch-off game must be
14 deposited into the Fund for appropriation by the General
15 Assembly solely to the Department of Public Health for the
16 purpose of HIV/AIDS-prevention education and for making grants
17 to public or private entities in Illinois for the purpose of
18 funding organizations that serve the highest at-risk
19 categories for contracting HIV or developing AIDS. Grants shall
20 be targeted to serve at-risk populations in proportion to the
21 distribution of recent reported Illinois HIV/AIDS cases among
22 risk groups as reported by the Illinois Department of Public
23 Health. The recipient organizations must be engaged in
24 HIV/AIDS-prevention education and HIV/AIDS healthcare
25 treatment. The Department must, before grants are awarded,
26 provide copies of all grant applications to the Quality of Life

1 Board, receive and review the Board's recommendations and
2 comments, and consult with the Board regarding the grants.
3 Organizational size will determine an organization's
4 competitive slot in the "Request for Proposal" process.
5 Organizations with an annual budget of \$300,000 or less will
6 compete with like size organizations for 50% of the Quality of
7 Life annual fund. Organizations with an annual budget of
8 \$300,001 to \$700,000 will compete with like organizations for
9 25% of the Quality of Life annual fund, and organizations with
10 an annual budget of \$700,001 and upward will compete with like
11 organizations for 25% of the Quality of Life annual fund. The
12 lottery may designate a percentage of proceeds for marketing
13 purpose. The grant funds may not be used for institutional,
14 organizational, or community-based overhead costs, indirect
15 costs, or levies.

16 Moneys received for the purposes of this Section,
17 including, without limitation, net revenue from the special
18 instant scratch-off game and gifts, grants, and awards from any
19 public or private entity, must be deposited into the Fund. Any
20 interest earned on moneys in the Fund must be deposited into
21 the Fund.

22 For purposes of this subsection, "net revenue" means the
23 total amount for which tickets have been sold less the sum of
24 the amount paid out in prizes and the actual administrative
25 expenses of the Department solely related to the Quality of
26 Life game.

1 (c) During the time that tickets are sold for the Quality
2 of Life game, the Department shall not unreasonably diminish
3 the efforts devoted to marketing any other instant scratch-off
4 lottery game.

5 (d) The Department may adopt any rules necessary to
6 implement and administer the provisions of this Section in
7 consultation with the Quality of Life Board.

8 Section 10. The Department of Public Health Powers and
9 Duties Law of the Civil Administrative Code of Illinois is
10 amended by adding Section 2310-348 as follows:

11 (20 ILCS 2310/2310-348 new)

12 Sec. 2310-348. The Quality of Life Board.

13 (a) The Quality of Life Board is created as an advisory
14 board within the Department. The Board shall consist of 11
15 members as follows: 2 members appointed by the President of the
16 Senate; one member appointed by the Minority Leader of the
17 Senate; 2 members appointed by the Speaker of the House of
18 Representatives; one members appointed by the Minority Leader
19 of the House of Representatives; 2 members appointed by the
20 Governor, one of whom shall be designated as chair of the Board
21 at the time of appointment; and 3 members appointed by the
22 Director who represent organizations that advocate for the
23 healthcare needs of the first and second highest HIV/AIDS risk
24 groups, one each from the northern Illinois region, the central

1 Illinois region, and the southern Illinois region.

2 The Board members shall serve one 2-year term. If a vacancy
3 occurs in the Board membership, the vacancy shall be filled in
4 the same manner as the initial appointment.

5 (b) Board members shall serve without compensation but may
6 be reimbursed for their reasonable travel expenses from funds
7 appropriated for that purpose. The Department shall provide
8 staff and administrative support services to the Board.

9 (c) The Board must:

10 (i) consult with the Department of Revenue in designing
11 and promoting the Quality of Life special instant
12 scratch-off lottery game; and

13 (ii) review grant applications, make recommendations
14 and comments, and consult with the Department of Public
15 Health in making grants, from amounts appropriated from the
16 Quality of Life Endowment Fund, to public or private
17 entities in Illinois for the purpose of
18 HIV/AIDS-prevention education and for making grants to
19 public or private entities in Illinois for the purpose of
20 funding organizations that serve the highest at-risk
21 categories for contracting HIV or developing AIDS in
22 accordance with Section 21.7 of the Illinois Lottery Law.

23 (d) The Board is discontinued on June 30, 2013.

24 Section 15. The State Finance Act is amended by changing
25 Section 8h and by adding Section 5.675 as follows:

1 (30 ILCS 105/5.675 new)

2 Sec. 5.675. The Quality of Life Endowment Fund.

3 (30 ILCS 105/8h)

4 Sec. 8h. Transfers to General Revenue Fund.

5 (a) Except as otherwise provided in this Section and
6 Section 8n of this Act, and ~~(c), (d), or (e)~~, notwithstanding
7 any other State law to the contrary, the Governor may, through
8 June 30, 2007, from time to time direct the State Treasurer and
9 Comptroller to transfer a specified sum from any fund held by
10 the State Treasurer to the General Revenue Fund in order to
11 help defray the State's operating costs for the fiscal year.
12 The total transfer under this Section from any fund in any
13 fiscal year shall not exceed the lesser of (i) 8% of the
14 revenues to be deposited into the fund during that fiscal year
15 or (ii) an amount that leaves a remaining fund balance of 25%
16 of the July 1 fund balance of that fiscal year. In fiscal year
17 2005 only, prior to calculating the July 1, 2004 final
18 balances, the Governor may calculate and direct the State
19 Treasurer with the Comptroller to transfer additional amounts
20 determined by applying the formula authorized in Public Act
21 93-839 to the funds balances on July 1, 2003. No transfer may
22 be made from a fund under this Section that would have the
23 effect of reducing the available balance in the fund to an
24 amount less than the amount remaining unexpended and unreserved

1 from the total appropriation from that fund estimated to be
2 expended for that fiscal year. This Section does not apply to
3 any funds that are restricted by federal law to a specific use,
4 to any funds in the Motor Fuel Tax Fund, the Intercity
5 Passenger Rail Fund, the Hospital Provider Fund, the Medicaid
6 Provider Relief Fund, the Teacher Health Insurance Security
7 Fund, the Reviewing Court Alternative Dispute Resolution Fund,
8 the Voters' Guide Fund, the Foreign Language Interpreter Fund,
9 the Lawyers' Assistance Program Fund, the Supreme Court Federal
10 Projects Fund, the Supreme Court Special State Projects Fund,
11 the Supplemental Low-Income Energy Assistance Fund, the Good
12 Samaritan Energy Trust Fund, the Low-Level Radioactive Waste
13 Facility Development and Operation Fund, the Horse Racing
14 Equity Trust Fund, or the Hospital Basic Services Preservation
15 Fund, or to any funds to which subsection (f) of Section 20-40
16 of the Nursing and Advanced Practice Nursing Act applies. No
17 transfers may be made under this Section from the Pet
18 Population Control Fund. Notwithstanding any other provision
19 of this Section, for fiscal year 2004, the total transfer under
20 this Section from the Road Fund or the State Construction
21 Account Fund shall not exceed the lesser of (i) 5% of the
22 revenues to be deposited into the fund during that fiscal year
23 or (ii) 25% of the beginning balance in the fund. For fiscal
24 year 2005 through fiscal year 2007, no amounts may be
25 transferred under this Section from the Road Fund, the State
26 Construction Account Fund, the Criminal Justice Information

1 Systems Trust Fund, the Wireless Service Emergency Fund, or the
2 Mandatory Arbitration Fund.

3 In determining the available balance in a fund, the
4 Governor may include receipts, transfers into the fund, and
5 other resources anticipated to be available in the fund in that
6 fiscal year.

7 The State Treasurer and Comptroller shall transfer the
8 amounts designated under this Section as soon as may be
9 practicable after receiving the direction to transfer from the
10 Governor.

11 (a-5) Transfers directed to be made under this Section on
12 or before February 28, 2006 that are still pending on May 19,
13 2006 (the effective date of Public Act 94-774) ~~this amendatory~~
14 ~~Act of the 94th General Assembly~~ shall be redirected as
15 provided in Section 8n of this Act.

16 (b) This Section does not apply to: (i) the Ticket For The
17 Cure Fund; (ii) any fund established under the Community Senior
18 Services and Resources Act; or (iii) on or after January 1,
19 2006 (the effective date of Public Act 94-511), the Child Labor
20 and Day and Temporary Labor Enforcement Fund.

21 (c) This Section does not apply to the Demutualization
22 Trust Fund established under the Uniform Disposition of
23 Unclaimed Property Act.

24 (d) This Section does not apply to moneys set aside in the
25 Illinois State Podiatric Disciplinary Fund for podiatric
26 scholarships and residency programs under the Podiatric

1 Scholarship and Residency Act.

2 (e) Subsection (a) does not apply to, and no transfer may
3 be made under this Section from, the Pension Stabilization
4 Fund.

5 (f) This Section does not apply to the Quality of Life
6 Endowment Fund.

7 (Source: P.A. 93-32, eff. 6-20-03; 93-659, eff. 2-3-04; 93-674,
8 eff. 6-10-04; 93-714, eff. 7-12-04; 93-801, eff. 7-22-04;
9 93-839, eff. 7-30-04; 93-1054, eff. 11-18-04; 93-1067, eff.
10 1-15-05; 94-91, eff. 7-1-05; 94-120, eff. 7-6-05; 94-511, eff.
11 1-1-06; 94-535, eff. 8-10-05; 94-639, eff. 8-22-05; 94-645,
12 eff. 8-22-05; 94-648, eff. 1-1-06; 94-686, eff. 11-2-05;
13 94-691, eff. 11-2-05; 94-726, eff. 1-20-06; 94-773, eff.
14 5-18-06; 94-774, eff. 5-19-06; 94-804, eff. 5-26-06; 94-839,
15 eff. 6-6-06; revised 6-19-06.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law."