



**97TH GENERAL ASSEMBLY**

**State of Illinois**

**2011 and 2012**

**SENATE JOINT RESOLUTION**

**CONSTITUTIONAL AMENDMENT**

**SC0039**

Introduced 11/8/2011, by Sen. Kyle McCarter

**SYNOPSIS AS INTRODUCED:**

ILCON Art. IV, Sec. 8.1

ILCON Art. VIII, Sec. 2

Proposes to amend the Legislature Article of the Illinois Constitution concerning the passage of revenue bills. A bill that would result in the increase of revenue may become law only with the concurrence of two-thirds of the members elected to each house of the General Assembly. Proposes to amend the Finance Article of the Illinois Constitution concerning the State budget. Provides that the rate of growth in total State expenditures in any fiscal year over the prior fiscal year is limited to: (i) the percentage increase in the annual rate of increase, for the previous calendar year, of the Consumer Price Index; plus (ii) the rate of increase in the State's population for the same 12-month period. Requires the State to maintain a reserve fund equal to 3% of the enacted budget for the prior fiscal year. Effective on being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

LRB097 14130 HLH 58822 e

1                                   SENATE JOINT RESOLUTION  
2                                   CONSTITUTIONAL AMENDMENT

3           RESOLVED, BY THE SENATE OF THE NINETY-SEVENTH GENERAL  
4 ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES  
5 CONCURRING HEREIN, that there shall be submitted to the  
6 electors of the State for adoption or rejection at the general  
7 election next occurring at least 6 months after the adoption of  
8 this resolution a proposition to add Section 8.1 to Article IV  
9 of the Illinois Constitution and to amend Section 2 of Article  
10 VIII of the Illinois Constitution as follows:

11                                   ARTICLE IV  
12                                   THE LEGISLATURE

13           (ILCON Art. IV, Sec. 8.1)

14   SECTION 8.1. PASSAGE OF REVENUE BILLS

15       Notwithstanding the provisions of Section 8 of this Article  
16 IV, a bill that would result in the increase of revenue may  
17 become law only with the concurrence of two-thirds of the  
18 members elected to each house of the General Assembly. An  
19 increase of revenue includes, without limitation, the  
20 imposition of new taxes, an increase in the rate of an existing  
21 tax, a change in a definition that results in an expansion of a  
22 tax base, a deduction or elimination of any preferential or  
23 exempt status, or the reduction or elimination of any credit,

1 exemption, or deduction.

2 ARTICLE VIII

3 FINANCE

4 (ILCON Art. VIII, Sec. 2)

5 SECTION 2. STATE FINANCE

6 (a) The Governor shall prepare and submit to the General  
7 Assembly, at a time prescribed by law, a State budget for the  
8 ensuing fiscal year. The budget shall set forth the estimated  
9 balance of funds available for appropriation at the beginning  
10 of the fiscal year, the estimated receipts, and a plan for  
11 expenditures and obligations during the fiscal year of every  
12 department, authority, public corporation and quasi-public  
13 corporation of the State, every State college and university,  
14 and every other public agency created by the State, but not of  
15 units of local government or school districts. The budget shall  
16 also set forth the indebtedness and contingent liabilities of  
17 the State and such other information as may be required by law.  
18 Proposed expenditures shall not exceed funds estimated to be  
19 available for the fiscal year as shown in the budget.

20 (b) The General Assembly by law shall make appropriations  
21 for all expenditures of public funds by the State.  
22 Appropriations for a fiscal year shall not exceed funds  
23 estimated by the General Assembly to be available during that  
24 year.

1       (c) The rate of growth in total State expenditures in any  
2 fiscal year over the prior fiscal year is limited to: (i) the  
3 percentage increase in the annual rate of increase, for the  
4 previous calendar year, of the Consumer Price Index for All  
5 Urban Consumers for all items, published by the United States  
6 Bureau of Labor Statistics; plus (ii) the percentage increase  
7 in the State's population for the same 12-month period.  
8 Population growth must be determined by annual federal census  
9 estimates and must be adjusted every decade to match the  
10 federal decennial census.

11       (d) The State shall maintain a reserve fund equal to 3% of  
12 the enacted budget for the prior fiscal year.

13       (Source: Illinois Constitution.)

14   SCHEDULE

15       This Constitutional Amendment takes effect upon being  
16 declared adopted in accordance with Section 7 of the Illinois  
17 Constitutional Amendment Act.