



**97TH GENERAL ASSEMBLY**

**State of Illinois**

**2011 and 2012**

**SENATE JOINT RESOLUTION**

**CONSTITUTIONAL AMENDMENT**

**SC0044**

Introduced 2/8/2012, by Sen. Wm. Sam McCann

**SYNOPSIS AS INTRODUCED:**

ILCON Art. VIII, Sec. 2

Proposes to amend the Finance Article of the Illinois Constitution. Provides that no special fund in the State treasury shall be subject to sweeps, administrative charge-backs, or any other fiscal or budgetary maneuver that would in any way transfer any amounts from a special fund into any other fund of the State. Effective upon being declared adopted.

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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 amend Section 2 of Article  
9 VIII of the Illinois Constitution as follows:

10                                   ARTICLE VIII  
11                                   FINANCE

12           (ILCON Art. VIII, Sec. 2)

13           SECTION 2. STATE FINANCE

14           (a) The Governor shall prepare and submit to the General  
15 Assembly, at a time prescribed by law, a State budget for the  
16 ensuing fiscal year. The budget shall set forth the estimated  
17 balance of funds available for appropriation at the beginning  
18 of the fiscal year, the estimated receipts, and a plan for  
19 expenditures and obligations during the fiscal year of every  
20 department, authority, public corporation and quasi-public  
21 corporation of the State, every State college and university,  
22 and every other public agency created by the State, but not of  
23 units of local government or school districts. The budget shall

1 also set forth the indebtedness and contingent liabilities of  
2 the State and such other information as may be required by law.  
3 Proposed expenditures shall not exceed funds estimated to be  
4 available for the fiscal year as shown in the budget.

5 (b) The General Assembly by law shall make appropriations  
6 for all expenditures of public funds by the State.  
7 Appropriations for a fiscal year shall not exceed funds  
8 estimated by the General Assembly to be available during that  
9 year.

10 (c) No special fund in the State treasury shall be subject  
11 to sweeps, administrative charge-backs, or any other fiscal or  
12 budgetary maneuver that would in any way transfer any amounts  
13 from a special fund into any other fund of the State.

14 (Source: Illinois Constitution.)

15 SCHEDULE

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