



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB4244

by Rep. Dwight Kay

SYNOPSIS AS INTRODUCED:

15 ILCS 20/50-22

25 ILCS 115/1

from Ch. 63, par. 14

Amends the Civil Administrative Code of Illinois and the General Assembly Compensation Act. Provides that the Comptroller may not pay the salaries of any member of the General Assembly unless (i) a budget has been passed by the General Assembly and approved by the Governor and (ii) all State employees are eligible to be paid pursuant to the budget approved by the Governor. Further provides a statement of intent. Effective immediately.

LRB099 13014 AWJ 36889 b

1 AN ACT concerning State government.

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

4 Section 5. The State Budget Law of the Civil Administrative
5 Code of Illinois is amended by changing Section 50-22 as
6 follows:

7 (15 ILCS 20/50-22)

8 Sec. 50-22. Funding for salaries of General Assembly
9 members and judges; legislative operations.

10 (a) Beginning July 1, 2014, the aggregate appropriations
11 available for salaries for members of the General Assembly and
12 judges from all State funds for each State fiscal year shall be
13 no less than the total aggregate appropriations made available
14 for salaries for members of the General Assembly and judges for
15 the immediately preceding fiscal year.

16 (b) Beginning July 1, 2014, the aggregate appropriations
17 available for legislative operations from all State funds for
18 each State fiscal year shall be no less than the total
19 aggregate appropriations made available for legislative
20 operations for the immediately preceding fiscal year. For
21 purposes of this subsection (b), "legislative operations"
22 means any expenditure for the operation of the Office of the
23 Auditor General, the House of Representatives, the Senate, the

1 Legislative Ethics Commission, the Office of the Legislative
2 Inspector General, the Joint Committee on Legislative Support
3 Services, and the legislative support services agencies.

4 (c) If for any reason the aggregate appropriations made
5 available are insufficient to meet the levels required by
6 subsections (a) and (b) of this Section, this Section shall
7 constitute a continuing appropriation of all amounts necessary
8 for these purposes. The General Assembly may appropriate lesser
9 amounts by law.

10 (d) Notwithstanding any provision of law to the contrary,
11 the Comptroller may not pay the salaries of any member of the
12 General Assembly unless (i) a budget has been passed by the
13 General Assembly and approved by the Governor and (ii) all
14 State employees are eligible to be paid pursuant to the budget
15 approved by the Governor. The legislative intent in enacting
16 this subsection is for members of the General Assembly not to
17 be paid if any State employees are not being paid as a result
18 of the failure of the State to appropriate funds and enact a
19 budget.

20 (Source: P.A. 98-682, eff. 6-30-14.)

21 Section 10. The General Assembly Compensation Act is
22 amended by changing Section 1 as follows:

23 (25 ILCS 115/1) (from Ch. 63, par. 14)

24 Sec. 1. Each member of the General Assembly shall receive

1 an annual salary of \$28,000 or as set by the Compensation
2 Review Board, whichever is greater. The following named
3 officers, committee chairmen and committee minority spokesmen
4 shall receive additional amounts per year for their services as
5 such officers, committee chairmen and committee minority
6 spokesmen respectively, as set by the Compensation Review Board
7 or, as follows, whichever is greater: Beginning the second
8 Wednesday in January 1989, the Speaker and the minority leader
9 of the House of Representatives and the President and the
10 minority leader of the Senate, \$16,000 each; the majority
11 leader in the House of Representatives \$13,500; 6 assistant
12 majority leaders and 5 assistant minority leaders in the
13 Senate, \$12,000 each; 6 assistant majority leaders and 6
14 assistant minority leaders in the House of Representatives,
15 \$10,500 each; 2 Deputy Majority leaders in the House of
16 Representatives \$11,500 each; and 2 Deputy Minority leaders in
17 the House of Representatives, \$11,500 each; the majority caucus
18 chairman and minority caucus chairman in the Senate, \$12,000
19 each; and beginning the second Wednesday in January, 1989, the
20 majority conference chairman and the minority conference
21 chairman in the House of Representatives, \$10,500 each;
22 beginning the second Wednesday in January, 1989, the chairman
23 and minority spokesman of each standing committee of the
24 Senate, except the Rules Committee, the Committee on
25 Committees, and the Committee on Assignment of Bills, \$6,000
26 each; and beginning the second Wednesday in January, 1989, the

1 chairman and minority spokesman of each standing and select
2 committee of the House of Representatives, \$6,000 each. A
3 member who serves in more than one position as an officer,
4 committee chairman, or committee minority spokesman shall
5 receive only one additional amount based on the position paying
6 the highest additional amount. The compensation provided for in
7 this Section to be paid per year to members of the General
8 Assembly, including the additional sums payable per year to
9 officers of the General Assembly shall be paid in 12 equal
10 monthly installments. The first such installment is payable on
11 January 31, 1977. All subsequent equal monthly installments are
12 payable on the last working day of the month. A member who has
13 held office any part of a month is entitled to compensation for
14 an entire month.

15 Notwithstanding any provision of law to the contrary, the
16 Comptroller may not pay the salaries of any member of the
17 General Assembly unless (i) a budget has been passed by the
18 General Assembly and approved by the Governor and (ii) all
19 State employees are eligible to be paid pursuant to the budget
20 approved by the Governor. The legislative intent in enacting
21 this paragraph is for members of the General Assembly not to be
22 paid if any State employees are not being paid as a result of
23 the failure of the State to appropriate funds and enact a
24 budget.

25 Mileage shall be paid at the rate of 20 cents per mile
26 before January 9, 1985, and at the mileage allowance rate in

1 effect under regulations promulgated pursuant to 5 U.S.C.
2 5707(b)(2) beginning January 9, 1985, for the number of actual
3 highway miles necessarily and conveniently traveled by the most
4 feasible route to be present upon convening of the sessions of
5 the General Assembly by such member in each and every trip
6 during each session in going to and returning from the seat of
7 government, to be computed by the Comptroller. A member
8 traveling by public transportation for such purposes, however,
9 shall be paid his actual cost of that transportation instead of
10 on the mileage rate if his cost of public transportation
11 exceeds the amount to which he would be entitled on a mileage
12 basis. No member may be paid, whether on a mileage basis or for
13 actual costs of public transportation, for more than one such
14 trip for each week the General Assembly is actually in session.
15 Each member shall also receive an allowance of \$36 per day for
16 lodging and meals while in attendance at sessions of the
17 General Assembly before January 9, 1985; beginning January 9,
18 1985, such food and lodging allowance shall be equal to the
19 amount per day permitted to be deducted for such expenses under
20 the Internal Revenue Code; however, beginning May 31, 1995, no
21 allowance for food and lodging while in attendance at sessions
22 is authorized for periods of time after the last day in May of
23 each calendar year, except (i) if the General Assembly is
24 convened in special session by either the Governor or the
25 presiding officers of both houses, as provided by subsection
26 (b) of Section 5 of Article IV of the Illinois Constitution or

1 (ii) if the General Assembly is convened to consider bills
2 vetoed, item vetoed, reduced, or returned with specific
3 recommendations for change by the Governor as provided in
4 Section 9 of Article IV of the Illinois Constitution. For
5 fiscal year 2011 and for session days in fiscal years 2012,
6 2013, 2014, and 2015 only (i) the allowance for lodging and
7 meals is \$111 per day and (ii) mileage for automobile travel
8 shall be reimbursed at a rate of \$0.39 per mile.

9 Notwithstanding any other provision of law to the contrary,
10 beginning in fiscal year 2012, travel reimbursement for General
11 Assembly members on non-session days shall be calculated using
12 the guidelines set forth by the Legislative Travel Control
13 Board, except that fiscal year 2012, 2013, 2014, and 2015
14 mileage reimbursement is set at a rate of \$0.39 per mile.

15 If a member dies having received only a portion of the
16 amount payable as compensation, the unpaid balance shall be
17 paid to the surviving spouse of such member, or, if there be
18 none, to the estate of such member.

19 (Source: P.A. 97-71, eff. 6-30-11; 97-718, eff. 6-29-12; 98-30,
20 eff. 6-24-13; 98-682, eff. 6-30-14.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.