

1 AMENDMENT TO HOUSE BILL 521

2 AMENDMENT NO. _____. Amend House Bill 521 on page 1, line
3 6, by changing "10," to "10, 13.2,"; and

4 on page 22, line 14, by changing "government" to "government,
5 domestic violence shelter or service,"; and

6 on page 26 by replacing lines 6 and 7 with the following:

7 "deposited into the Small Employers Health Insurance Reserve
8 Fund. The Small Employers Health Insurance Reserve Fund
9 shall be a continuing fund not subject to fiscal year
10 limitations. All expenditures from this fund shall be used
11 for payments for health care benefits for self-employed
12 persons and employees of qualified small businesses and their
13 annuitants and dependents and to reimburse the Department or
14 its administrative service organization for all expenses
15 incurred in the administration of benefits. No other State
16 funds may be used for these purposes."; and

17 on page 27 by inserting immediately below line 1 the
18 following:

19 "(5 ILCS 375/13.2) (from Ch. 127, par. 533.2)
20 Sec. 13.2. Insurance reserve funds; investments. All
21 amounts held in the Health Insurance Reserve Fund, the Group

1 Insurance Premium Fund, the Small Employers Health Insurance
 2 Reserve Fund, and the Local Government Health Insurance
 3 Reserve Fund shall be invested, at interest, by the State
 4 Treasurer. The investments shall be subject to terms,
 5 conditions, and limitations imposed by the laws of Illinois
 6 on State funds. All income derived from the investments
 7 shall accrue and be deposited to the respective funds no less
 8 frequently than quarterly. The Health Insurance Reserve
 9 Fund, the Small Employers Health Insurance Reserve Fund, and
 10 the Local Government Health Insurance Reserve Fund shall be
 11 administered by the Director.

12 (Source: P.A. 91-390, eff. 7-30-99.)"; and

13 on page 28 by inserting immediately below line 28 the
 14 following:

15 "Section 10. The State Finance Act is amended by
 16 changing Section 25 as follows:

17 (30 ILCS 105/25) (from Ch. 127, par. 161)

18 Sec. 25. Fiscal year limitations.

19 (a) All appropriations shall be available for
 20 expenditure for the fiscal year or for a lesser period if the
 21 Act making that appropriation so specifies. A deficiency or
 22 emergency appropriation shall be available for expenditure
 23 only through June 30 of the year when the Act making that
 24 appropriation is enacted unless that Act otherwise provides.

25 (b) Outstanding liabilities as of June 30, payable from
 26 appropriations which have otherwise expired, may be paid out
 27 of the expiring appropriations during the 2-month period
 28 ending at the close of business on August 31. Any service
 29 involving professional or artistic skills or any personal
 30 services by an employee whose compensation is subject to
 31 income tax withholding must be performed as of June 30 of the
 32 fiscal year in order to be considered an "outstanding

1 liability as of June 30" that is thereby eligible for payment
2 out of the expiring appropriation.

3 However, payment of tuition reimbursement claims under
4 Section 14-7.03 or 18-3 of the School Code may be made by the
5 State Board of Education from its appropriations for those
6 respective purposes for any fiscal year, even though the
7 claims reimbursed by the payment may be claims attributable
8 to a prior fiscal year, and payments may be made at the
9 direction of the State Superintendent of Education from the
10 fund from which the appropriation is made without regard to
11 any fiscal year limitations.

12 Medical payments may be made by the Department of
13 Veterans' Affairs from its appropriations for those purposes
14 for any fiscal year, without regard to the fact that the
15 medical services being compensated for by such payment may
16 have been rendered in a prior fiscal year.

17 Medical payments may be made by the Department of Public
18 Aid and child care payments may be made by the Department of
19 Human Services (as successor to the Department of Public Aid)
20 from appropriations for those purposes for any fiscal year,
21 without regard to the fact that the medical or child care
22 services being compensated for by such payment may have been
23 rendered in a prior fiscal year; and payments may be made at
24 the direction of the Department of Central Management
25 Services from the Health Insurance Reserve Fund, the Small
26 Employers Health Insurance Reserve Fund, and the Local
27 Government Health Insurance Reserve Fund without regard to
28 any fiscal year limitations.

29 Additionally, payments may be made by the Department of
30 Human Services from its appropriations, or any other State
31 agency from its appropriations with the approval of the
32 Department of Human Services, from the Immigration Reform and
33 Control Fund for purposes authorized pursuant to the
34 Immigration Reform and Control Act of 1986, without regard to

1 any fiscal year limitations.

2 (c) Further, payments may be made by the Department of
3 Public Health and the Department of Human Services (acting as
4 successor to the Department of Public Health under the
5 Department of Human Services Act) from their respective
6 appropriations for grants for medical care to or on behalf of
7 persons suffering from chronic renal disease, persons
8 suffering from hemophilia, rape victims, and premature and
9 high-mortality risk infants and their mothers and for grants
10 for supplemental food supplies provided under the United
11 States Department of Agriculture Women, Infants and Children
12 Nutrition Program, for any fiscal year without regard to the
13 fact that the services being compensated for by such payment
14 may have been rendered in a prior fiscal year.

15 (d) The Department of Public Health and the Department
16 of Human Services (acting as successor to the Department of
17 Public Health under the Department of Human Services Act)
18 shall each annually submit to the State Comptroller, Senate
19 President, Senate Minority Leader, Speaker of the House,
20 House Minority Leader, and the respective Chairmen and
21 Minority Spokesmen of the Appropriations Committees of the
22 Senate and the House, on or before December 31, a report of
23 fiscal year funds used to pay for services provided in any
24 prior fiscal year. This report shall document by program or
25 service category those expenditures from the most recently
26 completed fiscal year used to pay for services provided in
27 prior fiscal years.

28 (e) The Department of Public Aid and the Department of
29 Human Services (acting as successor to the Department of
30 Public Aid) shall each annually submit to the State
31 Comptroller, Senate President, Senate Minority Leader,
32 Speaker of the House, House Minority Leader, the respective
33 Chairmen and Minority Spokesmen of the Appropriations
34 Committees of the Senate and the House, on or before November

1 30, a report that shall document by program or service
2 category those expenditures from the most recently completed
3 fiscal year used to pay for (i) services provided in prior
4 fiscal years and (ii) services for which claims were received
5 in prior fiscal years.

6 (f) The Department of Human Services (as successor to
7 the Department of Public Aid) shall annually submit to the
8 State Comptroller, Senate President, Senate Minority Leader,
9 Speaker of the House, House Minority Leader, and the
10 respective Chairmen and Minority Spokesmen of the
11 Appropriations Committees of the Senate and the House, on or
12 before December 31, a report of fiscal year funds used to pay
13 for services (other than medical care) provided in any prior
14 fiscal year. This report shall document by program or
15 service category those expenditures from the most recently
16 completed fiscal year used to pay for services provided in
17 prior fiscal years.

18 (g) In addition, each annual report required to be
19 submitted by the Department of Public Aid under subsection
20 (e) shall include the following information with respect to
21 the State's Medicaid program:

22 (1) Explanations of the exact causes of the
23 variance between the previous year's estimated and actual
24 liabilities.

25 (2) Factors affecting the Department of Public
26 Aid's liabilities, including but not limited to numbers
27 of aid recipients, levels of medical service utilization
28 by aid recipients, and inflation in the cost of medical
29 services.

30 (3) The results of the Department's efforts to
31 combat fraud and abuse.

32 (h) As provided in Section 4 of the General Assembly
33 Compensation Act, any utility bill for service provided to a
34 General Assembly member's district office for a period

1 including portions of 2 consecutive fiscal years may be paid
2 from funds appropriated for such expenditure in either fiscal
3 year.

4 (i) An agency which administers a fund classified by the
5 Comptroller as an internal service fund may issue rules for:

6 (1) billing user agencies in advance based on
7 estimated charges for goods or services;

8 (2) issuing credits during the subsequent fiscal
9 year for all user agency payments received during the
10 prior fiscal year which were in excess of the final
11 amounts owed by the user agency for that period; and

12 (3) issuing catch-up billings to user agencies
13 during the subsequent fiscal year for amounts remaining
14 due when payments received from the user agency during
15 the prior fiscal year were less than the total amount
16 owed for that period.

17 User agencies are authorized to reimburse internal service
18 funds for catch-up billings by vouchers drawn against their
19 respective appropriations for the fiscal year in which the
20 catch-up billing was issued.

21 (Source: P.A. 89-235, eff. 8-4-95; 89-507, eff. 7-1-97;
22 89-511, eff. 1-1-97; 90-14, eff. 7-1-97; 90-168, eff.
23 7-23-97.)".