



Rep. Barbara Flynn Currie

Filed: 10/14/2009

09600HB1409ham001

LRB096 04895 RCE 30047 a

1 AMENDMENT TO HOUSE BILL 1409

2 AMENDMENT NO. _____. Amend House Bill 1409 by replacing
3 everything after the enacting clause with the following:

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

7 (15 ILCS 20/50-5)

8 Sec. 50-5. Governor to submit State budget. The Governor
9 shall, as soon as possible and not later than the fourth ~~third~~
10 Wednesday in March in 2010 ~~2009~~ (March 24, 2010 ~~18, 2009~~) and
11 the third Wednesday in February of each year beginning in 2011
12 ~~2010~~, except as otherwise provided in this Section, submit a
13 State budget, embracing therein the amounts recommended by the
14 Governor to be appropriated to the respective departments,
15 offices, and institutions, and for all other public purposes,
16 the estimated revenues from taxation, the estimated revenues

1 from sources other than taxation, and an estimate of the amount
2 required to be raised by taxation. The amounts recommended by
3 the Governor for appropriation to the respective departments,
4 offices and institutions shall be formulated according to the
5 various functions and activities for which the respective
6 department, office or institution of the State government
7 (including the elective officers in the executive department
8 and including the University of Illinois and the judicial
9 department) is responsible. The amounts relating to particular
10 functions and activities shall be further formulated in
11 accordance with the object classification specified in Section
12 13 of the State Finance Act.

13 The Governor shall not propose expenditures and the General
14 Assembly shall not enact appropriations that exceed the
15 resources estimated to be available, as provided in this
16 Section.

17 For the purposes of Article VIII, Section 2 of the 1970
18 Illinois Constitution, the State budget for the following funds
19 shall be prepared on the basis of revenue and expenditure
20 measurement concepts that are in concert with generally
21 accepted accounting principles for governments:

- 22 (1) General Revenue Fund.
- 23 (2) Common School Fund.
- 24 (3) Educational Assistance Fund.
- 25 (4) Road Fund.
- 26 (5) Motor Fuel Tax Fund.

1 (6) Agricultural Premium Fund.

2 These funds shall be known as the "budgeted funds". The
3 revenue estimates used in the State budget for the budgeted
4 funds shall include the estimated beginning fund balance, plus
5 revenues estimated to be received during the budgeted year,
6 plus the estimated receipts due the State as of June 30 of the
7 budgeted year that are expected to be collected during the
8 lapse period following the budgeted year, minus the receipts
9 collected during the first 2 months of the budgeted year that
10 became due to the State in the year before the budgeted year.
11 Revenues shall also include estimated federal reimbursements
12 associated with the recognition of Section 25 of the State
13 Finance Act liabilities. For any budgeted fund for which
14 current year revenues are anticipated to exceed expenditures,
15 the surplus shall be considered to be a resource available for
16 expenditure in the budgeted fiscal year.

17 Expenditure estimates for the budgeted funds included in
18 the State budget shall include the costs to be incurred by the
19 State for the budgeted year, to be paid in the next fiscal
20 year, excluding costs paid in the budgeted year which were
21 carried over from the prior year, where the payment is
22 authorized by Section 25 of the State Finance Act. For any
23 budgeted fund for which expenditures are expected to exceed
24 revenues in the current fiscal year, the deficit shall be
25 considered as a use of funds in the budgeted fiscal year.

26 Revenues and expenditures shall also include transfers

1 between funds that are based on revenues received or costs
2 incurred during the budget year.

3 Appropriations for expenditures shall also include all
4 anticipated statutory continuing appropriation obligations
5 that are expected to be incurred during the budgeted fiscal
6 year.

7 By March 15 of each year, the Commission on Government
8 Forecasting and Accountability shall prepare revenue and fund
9 transfer estimates in accordance with the requirements of this
10 Section and report those estimates to the General Assembly and
11 the Governor.

12 For all funds other than the budgeted funds, the proposed
13 expenditures shall not exceed funds estimated to be available
14 for the fiscal year as shown in the budget. Appropriation for a
15 fiscal year shall not exceed funds estimated by the General
16 Assembly to be available during that year.

17 (Source: P.A. 96-1, eff. 2-17-09; 96-320, eff. 1-1-10; revised
18 9-4-09.)

19 Section 99. Effective date. This Act takes effect January
20 1, 2010."