



Sen. John J. Cullerton

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09600HB2240sam001

LRB096 11004 RCE 33350 a

1 AMENDMENT TO HOUSE BILL 2240

2 AMENDMENT NO. _____. Amend House Bill 2240 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.

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

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

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

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

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

1 (5) Motor Fuel Tax Fund.

2 (6) Agricultural Premium Fund.

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

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

1 Revenues and expenditures shall also include transfers
2 between funds that are based on revenues received or costs
3 incurred during the budget year.

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

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

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

18 (b) This subsection applies only to the process for the
19 proposed fiscal year 2011 budget.

20 By February 24, 2010, the Governor must file a written
21 report with the Secretary of the Senate and the Clerk of the
22 House of Representatives containing the following:

23 (1) for fiscal year 2010, the revenues for all budgeted
24 funds, both actual to date and estimated for the full
25 fiscal year;

26 (2) for fiscal year 2010, the expenditures for all

1 budgeted funds, both actual to date and estimated for the
2 full fiscal year;

3 (3) for fiscal year 2011, the estimated revenues for
4 all budgeted funds, including without limitation the
5 affordable General Revenue Fund appropriations, for the
6 full fiscal year; and

7 (4) for fiscal year 2011, an estimate of the
8 anticipated liabilities for all budgeted funds, including
9 without limitation the affordable General Revenue Fund
10 appropriations, debt service on bonds issued, and the
11 State's contributions to the pension systems, for the full
12 fiscal year.

13 Between February 24, 2010 and March 10, 2010, the members
14 of the General Assembly may make written budget recommendations
15 to the Governor, and the Governor shall promptly make those
16 recommendations available to the public through the Governor's
17 Internet website.

18 On March 24, 2010, the Governor must appear before (i) a
19 joint session of the General Assembly, convened as a Committee
20 of the Whole, or (ii) committees of the Senate and committees
21 of the House of Representatives, as designated by the President
22 of the Senate and Speaker of the House of Representatives, and
23 shall answer questions posed by members of the General Assembly
24 concerning the Governor's proposed fiscal year 2011 budget and
25 related matters.

26 (Source: P.A. 96-1, eff. 2-17-09; 96-320, eff. 1-1-10; revised

1 9-4-09.)

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.".