



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

**HB4568**

Introduced 5/21/2009, by Rep. Michael W. Tryon

#### SYNOPSIS AS INTRODUCED:

20 ILCS 405/405-335

If House Bill 35 of the 96th General Assembly becomes law, amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois. Requires that the Illinois Transparency and Accountability Portal include databases of specified information concerning (i) State funds, (ii) members of State executive branch boards, commissions, councils, and committees, and (iii) the budgets of those executive branch entities.

LRB096 13038 JAM 27261 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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. If House Bill 35 of the 96th General Assembly  
5 becomes law, the Department of Central Management Services Law  
6 of the Civil Administrative Code of Illinois is amended by  
7 changing Section 405-335 as follows:

8 (20 ILCS 405/405-335)

9 Sec. 405-335. Illinois Transparency and Accountability  
10 Portal (ITAP).

11 (a) The Department, within 12 months after the effective  
12 date of this amendatory Act of the 96th General Assembly, shall  
13 establish and maintain a website, known as the Illinois  
14 Transparency and Accountability Portal (ITAP), with a  
15 full-time webmaster tasked with compiling and updating the ITAP  
16 database with information received from all State agencies as  
17 defined in this Section.

18 (b) For purposes of this Section:

19 "State agency" means the offices of the constitutional  
20 officers identified in Article V of the Illinois Constitution,  
21 executive agencies, ~~and departments, boards, commissions,~~ and  
22 Authorities under the Governor, and boards, commissions,  
23 councils, and committees of the executive branch of State

1 government.

2 "Contracts" means payment obligations with vendors on file  
3 with the Office of the Comptroller to purchase goods and  
4 services exceeding \$10,000 in value (or, in the case of  
5 professional or artistic services, exceeding \$5,000 in value).

6 "Appropriation" means line-item detail of spending  
7 approved by the General Assembly and Governor, categorized by  
8 object of expenditure.

9 "Individual consultants" means temporary workers eligible  
10 to receive State benefits paid on a State payroll.

11 "Recipients" means State agencies receiving  
12 appropriations.

13 (c) The ITAP shall provide direct access to each of the  
14 following:

15 (1) A database of all current State employees, ~~and~~  
16 individual consultants, and members of State executive  
17 branch boards, commissions, councils, and committees,  
18 except sworn law enforcement officers, sorted separately, ~~and~~  
19 as applicable, by:

20 (i) Name.

21 (ii) ~~Employing~~ State agency that employs the  
22 person or of which the person is a member.

23 (iii) Employing State division.

24 (iv) Employment position title.

25 (v) Current pay rate and year-to-date pay, ~~and~~  
26 including per diem, stipend, and expense

1           reimbursement or allowance.

2           (2) A database of all current State expenditures,  
3 sorted separately by agency, category, recipient, and  
4 Representative District.

5           (3) A database of all development assistance  
6 reportable pursuant to the Corporate Accountability for  
7 Tax Expenditures Act, sorted separately by tax credit  
8 category, taxpayer, and Representative District.

9           (4) A database of all revocations and suspensions of  
10 State occupation and use tax certificates of registration  
11 and all revocations and suspensions of State professional  
12 licenses, sorted separately by name, geographic location,  
13 and certificate of registration number or license number,  
14 as applicable. Professional license revocations and  
15 suspensions shall be posted only if resulting from a  
16 failure to pay taxes, license fees, or child support.

17           (5) A database of all current State contracts, sorted  
18 separately by contractor name, awarding officer or agency,  
19 contract value, and goods or services provided.

20           (6) A database of the separately enumerated budget, for  
21 the current fiscal year, of each independent or  
22 quasi-independent board, commission, council, or committee  
23 of the executive branch of State government, whether or not  
24 under the jurisdiction or control of an executive branch  
25 constitutional officer, including (i) an enumeration of  
26 all moneys expended on behalf of the board, commission,

1 council, or committee by any State agency or department  
2 that has been instructed to provide staff support to that  
3 board, commission, council, or committee and (ii) an  
4 enumeration, by member name, of the pay, if any, and the  
5 expenses, including any per diem, stipend, and expense  
6 reimbursement or allowance paid to or on behalf of each  
7 member of the board, commission, council, or committee.

8 (7) A database of separate enumerations for each  
9 special fund within the State treasury, including for each  
10 fund (i) double-entry information, including transfers  
11 into and transfers from the fund, (ii) transfers from the  
12 fund for purposes other than the fund's enumerated purpose,  
13 such as fund sweeps, which must be flagged, and (iii) if  
14 the fund is invested in an interest-bearing account or  
15 otherwise invested, a description of the way the fund is  
16 invested and the performance of the investment on a  
17 year-to-year basis.

18 (d) The ITAP shall include all information required to be  
19 published by subsection (c) of this Section that is available  
20 to the Department in a format the Department can compile and  
21 publish on the ITAP. The Department shall update the ITAP as  
22 additional information becomes available in a format that can  
23 be compiled and published on the ITAP by the Department.

24 (e) Each State agency shall cooperate with the Department  
25 in furnishing the information necessary for the implementation  
26 of this Section within a timeframe specified by the Department.

1 (Source: 96HB35eng.)

2 Section 95. No acceleration or delay. Where this Act makes  
3 changes in a statute that is represented in this Act by text  
4 that is not yet or no longer in effect (for example, a Section  
5 represented by multiple versions), the use of that text does  
6 not accelerate or delay the taking effect of (i) the changes  
7 made by this Act or (ii) provisions derived from any other  
8 Public Act.