



Rep. Brandon W. Phelps

Filed: 2/24/2011

09700HB1347ham001

LRB097 05370 PJG 51416 a

1 AMENDMENT TO HOUSE BILL 1347

2 AMENDMENT NO. _____. Amend House Bill 1347 as follows:

3 on page 5, immediately below line 6, by inserting the
4 following:

5 "(p) This Section does not apply to the Downstate Transit
6 Improvement Fund."; and

7 on page 5, line 15, by replacing "Section 2-3" with "Sections
8 2-3 and 2-15"; and

9 on page 9, immediately below line 16, by inserting the
10 following:

11 "(30 ILCS 740/2-15) (from Ch. 111 2/3, par. 675.1)
12 Sec. 2-15. Except as otherwise provided in this Section,
13 all funds which remain in the Downstate Public Transportation

1 Fund or the Metro-East Public Transportation Fund after the
2 payment of the fourth quarterly payment to participants other
3 than Metro-East Transit District participants and the last
4 monthly payment to Metro-East Transit participants in each
5 fiscal year shall be transferred (i) to the General Revenue
6 Fund through fiscal year 2008 and (ii) to the Downstate Transit
7 Improvement Fund for fiscal year 2009 and each fiscal year
8 thereafter. Transfers shall be made no later than 90 days
9 following the end of such fiscal year. Beginning fiscal year
10 2010, all moneys each year in the Downstate Transit Improvement
11 Fund, held solely for the benefit of the participants in the
12 Downstate Public Transportation Fund and shall be appropriated
13 to the Department to make competitive capital grants to the
14 participants of the respective funds. However, such amount as
15 the Department determines to be necessary for (1) allocation to
16 participants for the purposes of Section 2-7 for the first
17 quarter of the succeeding fiscal year and (2) an amount equal
18 to 2% of the total allocations to participants in the fiscal
19 year just ended to be used for the purpose of audit adjustments
20 shall be retained in such Funds to be used by the Department
21 for such purposes.

22 On and after the effective date of this amendatory Act of
23 the 97th General Assembly, the Downstate Transit Improvement
24 Fund is not subject to sweeps, administrative charge-backs,
25 including but not limited to those authorized under Section 8h
26 of the State Finance Act, or any other fiscal or budgetary

1 maneuver that would in any way transfer any amounts from the
2 Downstate Transit Improvement Fund into any other fund of the
3 State unless specifically authorized by law.
4 (Source: P.A. 95-708, eff. 1-18-08.)".