

1 AMENDMENT TO SENATE BILL 103

2 AMENDMENT NO. _____. Amend Senate Bill 103 on page 1,
3 lines 2 and 6, by replacing "2-2.02 and 2-2.04", each time it
4 appears, with "2-2.02, 2-2.04, and 2-7"; and

5 on page 1, line 16, by replacing "during Fiscal Year 2001"
6 with "on or before June 30, 2002"; and

7 by replacing lines 28 through 34 on page 3 and lines 1 and 2
8 on page 4 with the following:

9 "With respect to any mass transit district participant
10 that has increased its district boundaries by annexing
11 counties since 1998 and is maintaining a level of local
12 financial support, including all income and revenues, equal
13 to or greater than the level in the State fiscal year ending
14 June 30, 2001, the maximum eligible operating expenses for
15 any State fiscal year after 2002 shall be the amount
16 appropriated for that participant for the State fiscal year
17 ending June 30, 2002, plus, in each State fiscal year, a 10%
18 increase over the preceding State fiscal year. For State
19 fiscal year 2002, the maximum eligible operating expenses for
20 any such participant shall be the amount of projected
21 operating expenses upon which the appropriation for that
22 participant for State fiscal year 2002 is based. For that
23 participant, eligible operating expenses for State fiscal

1 year 2002 in excess of the eligible operating expenses for
 2 the State fiscal year ending June 30, 2001, plus 10%, must
 3 be attributed to the provision of services in the newly
 4 annexed counties.

5 With respect to a participant that receives an initial
 6 appropriation in State fiscal year 2002, the maximum eligible
 7 operating expenses for any State fiscal year after 2003 shall
 8 be the amount appropriated for that participant for the State
 9 fiscal year ending June 30, 2003, plus, in each year, a 10%
 10 increase over the preceding year. For State fiscal year
 11 2003, the maximum eligible operating expenses for any such
 12 participant shall be the amount of projected operating
 13 expenses upon which the appropriation for that participant
 14 for State fiscal year 2003 is based.

15 ~~The 10% maximum increase over the amount appropriated for~~
 16 ~~the preceding year, however, may be exceeded for a~~
 17 ~~participant that received an initial appropriation in Fiscal~~
 18 ~~Year 1994 or Fiscal Year 1998. For any such participant, a~~
 19 ~~10% maximum increase over the amount appropriated in the~~
 20 ~~preceding year is established in each subsequent year~~
 21 ~~following the Fiscal Year when the amount appropriated is~~
 22 ~~equal to or greater than the maximum allowable under Section~~
 23 ~~2-7 of this Act."; and~~

24 on page 4, immediately below line 3, by inserting the
 25 following:

26 "(30 ILCS 740/2-7) (from Ch. 111 2/3, par. 667)
 27 Sec. 2-7. Quarterly reports; annual audit.

28 (a) Any Metro-East Transit District participant shall,
 29 no later than 60 30 days following the end of each quarter
 30 ~~month~~ of any fiscal year, file with the Department on forms
 31 provided by the Department for that purpose, a report of the
 32 actual operating deficit experienced during that quarter.
 33 The Department shall, upon receipt of the quarterly report,

1 determine whether the and--upon--determining---that---such
 2 operating deficits were incurred in conformity with the
 3 program of proposed expenditures approved by the Department
 4 pursuant to Section 2-11. Any Metro-East District may either
 5 monthly or quarterly for any fiscal year file a request for
 6 the participant's eligible share, as allocated in accordance
 7 with Section 2-6, of the amounts transferred into the
 8 Metro-East Public Transportation Fund, pay-to-any-Metro-East
 9 Transit-District-participant-such-portion-of--such--operating
 10 deficit--as--funds--have--been--transferred-to-the-Metro-East
 11 Transit-Public-Transportation--Fund--and--allocated--to--that
 12 Metro-East-Transit-District-participant.

13 (b) Each participant other than any Metro-East Transit
 14 District participant shall, 30 days before the end of each
 15 quarter, file with the Department on forms provided by the
 16 Department for such purposes a report of the projected
 17 eligible operating expenses to be incurred in the next
 18 quarter and 30 days before the third and fourth quarters of
 19 any fiscal year a statement of actual eligible operating
 20 expenses incurred in the preceding quarters. Within 45 days
 21 of receipt by the Department of such quarterly report, the
 22 Comptroller shall order paid and the Treasurer shall pay from
 23 the Downstate Public Transportation Fund to each participant
 24 an amount equal to one-third of such participant's eligible
 25 operating expenses; provided, however, that in Fiscal Year
 26 1997, the amount paid to each participant from the Downstate
 27 Public Transportation Fund shall be an amount equal to 47% of
 28 such participant's eligible operating expenses and shall be
 29 increased to 49% in Fiscal Year 1998, 51% in Fiscal Year
 30 1999, 53% in Fiscal Year 2000, and 55% in Fiscal Year 2001
 31 and thereafter; however, in any year that a participant
 32 receives funding under subsection (i) of Section 2705-305 of
 33 the Department of Transportation Law (20 ILCS 2705/2705-305),
 34 that participant shall be eligible only for assistance equal

1 to the following percentage of its eligible operating
2 expenses: 42% in Fiscal Year 1997, 44% in Fiscal Year 1998,
3 46% in Fiscal Year 1999, 48% in Fiscal Year 2000, and 50% in
4 Fiscal Year 2001 and thereafter. Any such payment for the
5 third and fourth quarters of any fiscal year shall be
6 adjusted to reflect actual eligible operating expenses for
7 preceding quarters of such fiscal year. However, no
8 participant shall receive an amount less than that which was
9 received in the immediate prior year, provided in the event
10 of a shortfall in the fund those participants receiving less
11 than their full allocation pursuant to Section 2-6 of this
12 Article shall be the first participants to receive an amount
13 not less than that received in the immediate prior year.

14 (c) No later than 180 days following the last day of the
15 Fiscal Year each participant shall provide the Department
16 with an audit prepared by a Certified Public Accountant
17 covering that Fiscal Year. ~~Any--discrepancy--between--the~~
18 ~~grants--paid--and--one--third--of--the--eligible--operating--expenses~~
19 ~~or--in--the--case--of--the--Bi--State--Metropolitan--Development~~
20 ~~District--the--approved--program--amount--shall--be--reconciled--by~~
21 ~~appropriate--payment--or--credit--Beginning--in--Fiscal--Year--1985,~~
22 For those participants other than a Metro-East Transit
23 District ~~the--Bi--State--Metropolitan--Development--District,~~ any
24 discrepancy between the grants paid and the percentage of the
25 eligible operating expenses provided for by paragraph (b) of
26 this Section shall be reconciled by appropriate payment or
27 credit. In the case of any Metro-East Transit District, any
28 amount of payments from the Metro-East Public Transportation
29 Fund which exceed the eligible deficit of the participant
30 shall be reconciled by appropriate payment or credit.

31 (Source: P.A. 91-239, eff. 1-1-00; 91-357, eff. 7-29-99;
32 revised 8-9-99.)".