



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

SB1301

Introduced 1/28/2025, by Sen. Mattie Hunter

#### SYNOPSIS AS INTRODUCED:

15 ILCS 520/16.1 from Ch. 130, par. 35.1  
15 ILCS 520/16.3  
30 ILCS 235/8

Amends the Deposit of State Moneys Act and the Public Funds Investment Act. Provides that the State Treasurer or any public agency may consider the current and historical ratings that a financial institution has received under the Illinois Community Reinvestment Act when deciding whether to deposit State or public funds in that financial institution. Provides that, effective January 1, 2026, no State or public funds may be deposited in a financial institution subject to the Illinois Community Reinvestment Act unless either (i) the institution has a current rating of satisfactory or outstanding under the Illinois Community Reinvestment Act or (ii) the Department of Financial and Professional Regulation has not yet completed its initial examination of the institution pursuant to the Illinois Community Reinvestment Act. Makes conforming changes. Effective January 1, 2026.

LRB104 08229 SPS 18279 b

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. The Deposit of State Moneys Act is amended by  
5 changing Sections 16.1 and 16.3 as follows:

6 (15 ILCS 520/16.1) (from Ch. 130, par. 35.1)

7 Sec. 16.1. Depository reports. The State Treasurer may  
8 request, at his discretion, a financial institution, as a  
9 condition to serving as a State depository of public funds, to  
10 submit to the State Treasurer a copy of the consolidated  
11 report of condition and income required to be submitted on a  
12 periodic basis to a State ~~state~~ or federal regulator of the  
13 financial institution, ~~and~~ a copy of the financial  
14 institution's Illinois Community Reinvestment Act statement  
15 and examination, if available, and a copy of the financial  
16 institution's federal Community Reinvestment Act of 1977  
17 statement and examination, if available. Nothing in this  
18 Section, however, shall require a financial institution to  
19 submit any document or part thereof deemed to be confidential  
20 by a State or federal regulator of the financial institution.

21 (Source: P.A. 87-510.)

22 (15 ILCS 520/16.3)

1           Sec. 16.3. Consideration of financial institution's  
2 commitment to its community.

3           (a) In addition to any other requirements of this Act, the  
4 State Treasurer shall consider the financial institution's  
5 record and current level of financial commitment to its local  
6 community when deciding whether to deposit State funds in that  
7 financial institution. The State Treasurer may consider  
8 factors, including, but not necessarily limited to:

9           (1) for financial institutions subject to the federal  
10 Community Reinvestment Act of 1977, the current and  
11 historical ratings that the financial institution has  
12 received, to the extent that those ratings are publicly  
13 available, under the federal Community Reinvestment Act of  
14 1977;

15           (1.5) for financial institutions subject to the  
16 Illinois Community Reinvestment Act, the current and  
17 historical ratings that the financial institution has  
18 received, to the extent that those ratings are publicly  
19 available, under the Illinois Community Reinvestment Act;

20           (2) any changes in ownership, management, policies, or  
21 practices of the financial institution that may affect the  
22 level of the financial institution's commitment to its  
23 community;

24           (3) the financial impact that the withdrawal or denial  
25 of deposits of State funds might have on the financial  
26 institution; and

1           (4) the financial impact to the State as a result of  
2           withdrawing State funds or refusing to deposit additional  
3           State funds in the financial institution.

4           (a-5) Effective January 1, 2022, no State funds may be  
5           deposited in a financial institution subject to the federal  
6           Community Reinvestment Act of 1977 unless the institution has  
7           a current rating of satisfactory or outstanding under the  
8           Community Reinvestment Act of 1977.

9           (a-6) Effective January 1, 2026, no State funds may be  
10          deposited in a financial institution subject to the Illinois  
11          Community Reinvestment Act unless either (i) the institution  
12          has a current rating of satisfactory or outstanding under the  
13          Illinois Community Reinvestment Act or (ii) the Department of  
14          Financial and Professional Regulation has not yet completed  
15          its initial examination of the institution pursuant to the  
16          Illinois Community Reinvestment Act.

17          (a-10) When investing or depositing State funds, the State  
18          Treasurer may give preference to financial institutions that  
19          have a current rating of outstanding under the federal  
20          Community Reinvestment Act of 1977 and the Illinois Community  
21          Reinvestment Act.

22          (b) Nothing in this Section shall be construed as  
23          authorizing the State Treasurer to conduct an examination or  
24          investigation of a financial institution or to receive  
25          information that is not publicly available and the disclosure  
26          of which is otherwise prohibited by law.

1 (Source: P.A. 101-657, eff. 3-23-21.)

2 Section 10. The Public Funds Investment Act is amended by  
3 changing Section 8 as follows:

4 (30 ILCS 235/8)

5 Sec. 8. Consideration of financial institution's  
6 commitment to its community.

7 (a) In addition to any other requirements of this Act, a  
8 public agency shall consider the financial institution's  
9 record and current level of financial commitment to its local  
10 community when deciding whether to deposit public funds in  
11 that financial institution. The public agency may consider  
12 factors including, but not necessarily limited to:

13 (1) for financial institutions subject to the federal  
14 Community Reinvestment Act of 1977, the current and  
15 historical ratings that the financial institution has  
16 received, to the extent that those ratings are publicly  
17 available, under the federal Community Reinvestment Act of  
18 1977;

19 (1.5) for financial institutions subject to the  
20 Illinois Community Reinvestment Act, the current and  
21 historical ratings that the financial institution has  
22 received, to the extent that those ratings are publicly  
23 available, under the Illinois Community Reinvestment Act;

24 (2) any changes in ownership, management, policies, or

1 practices of the financial institution that may affect the  
2 level of the financial institution's commitment to its  
3 community;

4 (3) the financial impact that the withdrawal or denial  
5 of deposits of public funds might have on the financial  
6 institution;

7 (4) the financial impact to the public agency as a  
8 result of withdrawing public funds or refusing to deposit  
9 additional public funds in the financial institution; and

10 (5) any additional burden on the resources of the  
11 public agency that might result from ceasing to maintain  
12 deposits of public funds at the financial institution  
13 under consideration.

14 (a-5) Effective January 1, 2022, no public funds may be  
15 deposited in a financial institution subject to the federal  
16 Community Reinvestment Act of 1977 unless the institution has  
17 a current rating of satisfactory or outstanding under the  
18 Community Reinvestment Act of 1977.

19 (a-6) Effective January 1, 2026, no public funds may be  
20 deposited in a financial institution subject to the Illinois  
21 Community Reinvestment Act unless either (i) the institution  
22 has a current rating of satisfactory or outstanding under the  
23 Illinois Community Reinvestment Act or (ii) the Department of  
24 Financial and Professional Regulation has not yet completed  
25 its initial examination of the institution pursuant to the  
26 Illinois Community Reinvestment Act.

1           (a-10) When investing or depositing public funds, the  
2 public agency may give preference to financial institutions  
3 that have a current rating of outstanding under the federal  
4 Community Reinvestment Act of 1977 and the Illinois Community  
5 Reinvestment Act.

6           (b) Nothing in this Section shall be construed as  
7 authorizing the public agency to conduct an examination or  
8 investigation of a financial institution or to receive  
9 information that is not publicly available and the disclosure  
10 of which is otherwise prohibited by law.

11           (Source: P.A. 101-657, eff. 3-23-21.)

12           Section 99. Effective date. This Act takes effect January  
13 1, 2026.