

HB1675



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB1675

by Rep. Jim Durkin

SYNOPSIS AS INTRODUCED:

15 ILCS 505/17

from Ch. 130, par. 17

Amends the State Treasurer Act. Makes a technical change in a Section concerning the Public Treasurers' Investment Pool.

LRB101 05570 RJF 50586 b

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. The State Treasurer Act is amended by changing
5 Section 17 as follows:

6 (15 ILCS 505/17) (from Ch. 130, par. 17)

7 Sec. 17. The State Treasurer may establish and administer
8 both a Public Treasurers' Investment Pool and an E-Pay program
9 to supplement and enhance both the investment opportunities and
10 the secure electronic payment options otherwise available to
11 other custodians of public funds for public agencies in this
12 State.

13 The ~~The~~ Treasurer, in administering the Public Treasurers'
14 Investment Pool, may receive public funds paid into the pool by
15 any other custodian of such funds and may serve as the fiscal
16 agent of that custodian of public funds for the purpose of
17 holding and investing those funds.

18 The Treasurer may invest the public funds constituting the
19 Public Treasurers' Investment Pool in the same manner, in the
20 same types of investments and subject to the same limitations
21 provided for the investment of funds in the State Treasury. The
22 Treasurer shall develop, publish, and implement an investment
23 policy covering the management of funds in the Public

1 Treasurers' Investment Pool. The policy shall be published each
2 year as part of the audit of the Public Treasurers' Investment
3 Pool by the Auditor General, which shall be distributed to all
4 participants. The Treasurer shall notify all Public
5 Treasurers' Investment Pool participants in writing, and the
6 Treasurer shall publish in at least one newspaper of general
7 circulation in both Springfield and Chicago any changes to a
8 previously published investment policy at least 30 calendar
9 days before implementing the policy. Any such investment policy
10 adopted by the Treasurer shall be reviewed, and updated if
11 necessary, within 90 days following the installation of a new
12 Treasurer.

13 The Treasurer shall promulgate such rules and regulations
14 as he deems necessary for the efficient administration of the
15 Public Treasurers' Investment Pool and the E-Pay program,
16 including specification of minimum amounts which may be
17 deposited in the Pool and minimum periods of time for which
18 deposits shall be retained in the Pool. The rules shall provide
19 for the administration expenses of the Pool to be paid from its
20 earnings and for the interest earnings in excess of such
21 expenses to be credited or paid monthly to the several
22 custodians of public funds participating in the Pool in a
23 manner which equitably reflects the differing amounts of their
24 respective investments in the Pool and the differing periods of
25 time for which such amounts were in the custody of the Pool.

26 Upon creating a Public Treasurers' Investment Pool the

1 State Treasurer shall give bond with 2 or more sufficient
2 sureties, payable to custodians of public funds who participate
3 in the Pool for the benefit of the public agencies whose funds
4 are paid into the Pool for investment, in the penal sum of
5 \$150,000, conditioned for the faithful discharge of his duties
6 in relation to the Public Treasurers' Investment Pool.

7 "Public agency", as used in this Section, means the State
8 of Illinois or any political subdivision, or any agency, board,
9 or department thereof, any special district, any municipality,
10 or any unit of local government.

11 "Public funds", as used in this Section, means current
12 operating funds, special funds, and funds of any kind or
13 character belonging to or in the custody of any public agency.

14 This amendatory Act of 1975 is not a limit on any home rule
15 unit.

16 After the effective date of this amendatory Act of the 99th
17 General Assembly, participation in the Public Treasurers'
18 Investment Pool shall not be a prerequisite for participation
19 in the Treasurer's E-Pay program.

20 (Source: P.A. 99-856, eff. 8-19-16; 100-969, eff. 8-19-18.)