



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4426

Introduced 2/3/2020, by Rep. John Connor

SYNOPSIS AS INTRODUCED:

| | |
|-----------------------|------------------------|
| 5 ILCS 340/3 | from Ch. 15, par. 503 |
| 5 ILCS 340/5 | from Ch. 15, par. 505 |
| 5 ILCS 340/7 | from Ch. 15, par. 507 |
| 15 ILCS 405/17 | from Ch. 15, par. 217 |
| 30 ILCS 105/25 | from Ch. 127, par. 161 |
| 30 ILCS 105/11.5 rep. | |
| 30 ILCS 500/20-80 | |
| 30 ILCS 540/9 | |
| 35 ILCS 200/30-31 | |

Amends the Voluntary Payroll Deductions Act of 1983. Requires the Comptroller (rather than the Governor) to perform specified duties concerning the designation of organizations qualified to receive payroll deductions and the creation of an Advisory Committee under the Act. Amends the State Comptroller Act. Removes a provision requiring the Department of Central Management Services to transmit to the Comptroller a certified copy of all reports it may issue concerning State property. Amends the State Finance Act. Makes changes concerning fiscal year limitations. Repeals provisions concerning contracts signed by State agencies with procurement authority. Amends the Illinois Procurement Code. Makes changes concerning the filing of contracts with the Comptroller. Amends the State Prompt Payment Act. Requires specified information under the Vendor Payment Program to be disclosed on August 1 of each year (currently, July 1 of each year) for the previous fiscal year. Amends the Property Tax Code. Requires the State Comptroller to make available on the Comptroller's website a Fiscal Responsibility Report Card (currently, submit to the General Assembly and the clerk of each county a Fiscal Responsibility Report Card). Makes other changes. Effective immediately.

LRB101 18833 RJF 68290 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. The Voluntary Payroll Deductions Act of 1983 is
5 amended by changing Sections 3, 5, and 7 as follows:

6 (5 ILCS 340/3) (from Ch. 15, par. 503)

7 Sec. 3. Definitions. As used in this Act unless the context
8 otherwise requires:

9 (a) "Employee" means any regular officer or employee who
10 receives salary or wages for personal services rendered to the
11 State of Illinois, and includes an individual hired as an
12 employee by contract with that individual.

13 (b) "Qualified organization" means an organization
14 representing one or more benefiting agencies, which
15 organization is designated by the State Comptroller as
16 qualified to receive payroll deductions under this Act. An
17 organization desiring to be designated as a qualified
18 organization shall:

19 (1) Submit written or electronic designations on forms
20 approved by the State Comptroller by 500 or more employees
21 or State annuitants, in which such employees or State
22 annuitants indicate that the organization is one for which
23 the employee or State annuitant intends to authorize

1 withholding. The forms shall require the name, last 4
2 digits only of the social security number, and employing
3 State agency for each employee. Upon notification by the
4 Comptroller that such forms have been approved, the
5 organization shall, within 30 days, notify in writing the
6 Comptroller ~~Governor~~ or his or her designee of its
7 intention to obtain the required number of designations.
8 Such organization shall have 12 months from that date to
9 obtain the necessary designations and return to the State
10 Comptroller's office the completed designations, which
11 shall be subject to verification procedures established by
12 the State Comptroller;

13 (2) Certify that all benefiting agencies are tax exempt
14 under Section 501(c)(3) of the Internal Revenue Code;

15 (3) Certify that all benefiting agencies are in
16 compliance with the Illinois Human Rights Act;

17 (4) Certify that all benefiting agencies are in
18 compliance with the Charitable Trust Act and the
19 Solicitation for Charity Act;

20 (5) Certify that all benefiting agencies actively
21 conduct health or welfare programs and provide services to
22 individuals directed at one or more of the following common
23 human needs within a community: service, research, and
24 education in the health fields; family and child care
25 services; protective services for children and adults;
26 services for children and adults in foster care; services

1 related to the management and maintenance of the home; day
2 care services for adults; transportation services;
3 information, referral and counseling services; services to
4 eliminate illiteracy; the preparation and delivery of
5 meals; adoption services; emergency shelter care and
6 relief services; disaster relief services; safety
7 services; neighborhood and community organization
8 services; recreation services; social adjustment and
9 rehabilitation services; health support services; or a
10 combination of such services designed to meet the special
11 needs of specific groups, such as children and youth, the
12 ill and infirm, and persons with physical disabilities; and
13 that all such benefiting agencies provide the above
14 described services to individuals and their families in the
15 community and surrounding area in which the organization
16 conducts its fund drive, or that such benefiting agencies
17 provide relief to victims of natural disasters and other
18 emergencies on a where and as needed basis;

19 (6) Certify that the organization has disclosed the
20 percentage of the organization's total collected receipts
21 from employees or State annuitants that are distributed to
22 the benefiting agencies and the percentage of the
23 organization's total collected receipts from employees or
24 State annuitants that are expended for fund-raising and
25 overhead costs. These percentages shall be the same
26 percentage figures annually disclosed by the organization

1 to the Attorney General. The disclosure shall be made to
2 all solicited employees and State annuitants and shall be
3 in the form of a factual statement on all petitions and in
4 the campaign's brochures for employees and State
5 annuitants;

6 (7) Certify that all benefiting agencies receiving
7 funds which the employee or State annuitant has requested
8 or designated for distribution to a particular community
9 and surrounding area use a majority of such funds
10 distributed for services in the actual provision of
11 services in that community and surrounding area;

12 (8) Certify that neither it nor its member
13 organizations will solicit State employees for
14 contributions at their workplace, except pursuant to this
15 Act and the rules promulgated thereunder. Each qualified
16 organization, and each participating United Fund, is
17 encouraged to cooperate with all others and with all State
18 agencies and educational institutions so as to simplify
19 procedures, to resolve differences and to minimize costs;

20 (9) Certify that it will pay its share of the campaign
21 costs and will comply with the Code of Campaign Conduct as
22 approved by the Comptroller ~~Governor~~ or other agency as
23 designated by the Comptroller ~~Governor~~; and

24 (10) Certify that it maintains a year-round office, the
25 telephone number, and person responsible for the
26 operations of the organization in Illinois. That

1 information shall be provided to the State Comptroller at
2 the time the organization is seeking participation under
3 this Act.

4 Each qualified organization shall submit to the State
5 Comptroller between January 1 and March 1 of each year, a
6 statement that the organization is in compliance with all of
7 the requirements set forth in paragraphs (2) through (10). The
8 State Comptroller shall exclude any organization that fails to
9 submit the statement from the next solicitation period.

10 In order to be designated as a qualified organization, the
11 organization shall have existed at least 2 years prior to
12 submitting the written or electronic designation forms
13 required in paragraph (1) and shall certify to the State
14 Comptroller that such organization has been providing services
15 described in paragraph (5) in Illinois. If the organization
16 seeking designation represents more than one benefiting
17 agency, it need not have existed for 2 years but shall certify
18 to the State Comptroller that each of its benefiting agencies
19 has existed for at least 2 years prior to submitting the
20 written or electronic designation forms required in paragraph
21 (1) and that each has been providing services described in
22 paragraph (5) in Illinois.

23 Organizations which have met the requirements of this Act
24 shall be permitted to participate in the State and Universities
25 Combined Appeal as of January 1st of the year immediately
26 following their approval by the Comptroller.

1 Where the certifications described in paragraphs (2), (3),
2 (4), (5), (6), (7), (8), (9), and (10) above are made by an
3 organization representing more than one benefiting agency they
4 shall be based upon the knowledge and belief of such qualified
5 organization. Any qualified organization shall immediately
6 notify the State Comptroller in writing if the qualified
7 organization receives information or otherwise believes that a
8 benefiting agency is no longer in compliance with the
9 certification of the qualified organization. A qualified
10 organization representing more than one benefiting agency
11 shall thereafter withhold and refrain from distributing to such
12 benefiting agency those funds received pursuant to this Act
13 until the benefiting agency is again in compliance with the
14 qualified organization's certification. The qualified
15 organization shall immediately notify the State Comptroller of
16 the benefiting agency's resumed compliance with the
17 certification, based upon the qualified organization's
18 knowledge and belief, and shall pay over to the benefiting
19 agency those funds previously withheld.

20 In order to qualify, a qualified organization must receive
21 250 deduction pledges from the immediately preceding
22 solicitation period as set forth in Section 6. The Comptroller
23 shall, by February 1st of each year, so notify any qualified
24 organization that failed to receive the minimum deduction
25 requirement. The notification shall give such qualified
26 organization until March 1st to provide the Comptroller with

1 documentation that the minimum deduction requirement has been
2 met. On the basis of all the documentation, the Comptroller
3 shall, by March 15th of each year, make publicly available
4 ~~submit to the Governor or his or her designee, or such other~~
5 ~~agency as may be determined by the Governor,~~ a list of all
6 organizations which have met the minimum payroll deduction
7 requirement. Only those organizations which have met such
8 requirements, as well as the other requirements of this
9 Section, shall be permitted to solicit State employees or State
10 annuitants for voluntary contributions, and the Comptroller
11 shall discontinue withholding for any such organization which
12 fails to meet these requirements, except qualified
13 organizations that received deduction pledges during the 2004
14 solicitation period are deemed to be qualified for the 2005
15 solicitation period.

16 (c) "United Fund" means the organization conducting the
17 single, annual, consolidated effort to secure funds for
18 distribution to agencies engaged in charitable and public
19 health, welfare and services purposes, which is commonly known
20 as the United Fund, or the organization which serves in place
21 of the United Fund organization in communities where an
22 organization known as the United Fund is not organized.

23 In order for a United Fund to participate in the State and
24 Universities Employees Combined Appeal, it shall comply with
25 the provisions of paragraph (9) of subsection (b).

26 (d) "State and Universities Employees Combined Appeal",

1 otherwise known as "SECA", means the State-directed joint
2 effort of all of the qualified organizations, together with the
3 United Funds, for the solicitation of voluntary contributions
4 from State and University employees and State annuitants.

5 (e) "Retirement system" means any or all of the following:
6 the General Assembly Retirement System, the State Employees'
7 Retirement System of Illinois, the State Universities
8 Retirement System, the Teachers' Retirement System of the State
9 of Illinois, and the Judges Retirement System.

10 (f) "State annuitant" means a person receiving an annuity
11 or disability benefit under Article 2, 14, 15, 16, or 18 of the
12 Illinois Pension Code.

13 (Source: P.A. 99-143, eff. 7-27-15.)

14 (5 ILCS 340/5) (from Ch. 15, par. 505)

15 Sec. 5. Rules; Advisory Committee. The State Comptroller
16 shall promulgate and issue reasonable rules and regulations as
17 deemed necessary for the administration of this Act.

18 All ~~However, all~~ solicitations of State employees for
19 contributions at their workplace and all solicitations of State
20 annuitants for contributions shall be in accordance with rules
21 promulgated by the Comptroller ~~Governor~~ or his or her designee
22 or other agency as may be designated by the Comptroller
23 ~~Governor~~. All solicitations of State annuitants for
24 contributions shall also be in accordance with the rules
25 promulgated by the applicable retirement system.

1 The rules promulgated by the Comptroller ~~Governor~~ or his or
2 her designee or other agency as designated by the Comptroller
3 ~~Governor~~ shall include a Code of Campaign Conduct that all
4 qualified organizations and United Funds shall subscribe to in
5 writing, sanctions for violations of the Code of Campaign
6 Conduct, provision for the handling of cash contributions,
7 provision for an Advisory Committee, provisions for the
8 allocation of expenses among the participating organizations,
9 an organizational plan and structure whereby responsibilities
10 are set forth for the appropriate State employees or State
11 annuitants and the participating organizations, and any other
12 matters that are necessary to accomplish the purposes of this
13 Act.

14 The Comptroller ~~Governor~~ or the Comptroller's ~~Governor's~~
15 designee shall promulgate rules to establish the composition
16 and the duties of the Advisory Committee. The Comptroller
17 ~~Governor~~ or the Comptroller's ~~Governor's~~ designee shall make
18 appointments to the Advisory Committee. The powers of the
19 Advisory Committee shall include, at a minimum, the ability to
20 impose the sanctions authorized by rule. Each State agency and
21 each retirement system shall file an annual report that sets
22 forth, for the prior calendar year, (i) the total amount of
23 money contributed to each qualified organization and united
24 fund through both payroll deductions and cash contributions,
25 (ii) the number of employees or State annuitants who have
26 contributed to each qualified organization and united fund, and

1 (iii) any other information required by the rules. The report
2 shall not include the names of any contributing or
3 non-contributing employees or State annuitants. The report
4 shall be filed with the Advisory Committee no later than March
5 15. The report shall be available for inspection.

6 Other constitutional officers, retirement systems, the
7 University of Illinois, Southern Illinois University, Chicago
8 State University, Eastern Illinois University, Governors State
9 University, Illinois State University, Northeastern Illinois
10 University, Northern Illinois University, and Western Illinois
11 University shall be governed by the rules promulgated pursuant
12 to this Section, unless such entities adopt their own rules
13 governing solicitation of contributions at the workplace.

14 All rules promulgated pursuant to this Section shall not
15 discriminate against one or more qualified organizations or
16 United Funds.

17 (Source: P.A. 90-799, eff. 6-1-99; 91-896, eff. 7-6-00.)

18 (5 ILCS 340/7) (from Ch. 15, par. 507)

19 Sec. 7. Notwithstanding any other provision of this Act, a
20 participating organization or a United Fund may be denied
21 participation in SECA for willful failure to comply with the
22 provisions of paragraph (9) of subsection (b) of Section 3 of
23 this Act. The agency designated by the Comptroller ~~Governor~~
24 under paragraph (9) of subsection (b) of Section 3 of this Act
25 shall adopt rules providing for procedures for review by the

1 agency of alleged violations of that paragraph and appropriate
2 remedial sanctions for noncompliance. The rules shall include
3 an appeal procedure for any affected participating
4 organization or United Fund. The agency designated by the
5 Comptroller ~~Governor~~ shall notify the Comptroller immediately
6 of any final decision to remove a qualified organization or
7 United Fund from participation in SECA.

8 (Source: P.A. 91-357, eff. 7-29-99.)

9 Section 10. The State Comptroller Act is amended by
10 changing Section 17 as follows:

11 (15 ILCS 405/17) (from Ch. 15, par. 217)

12 Sec. 17. Inventory control records. The comptroller shall
13 maintain current inventory records of property held by or on
14 behalf of the State or any State agency, which may be copies of
15 the official inventory control records maintained by State
16 agencies or summaries thereof. The Office of the Comptroller
17 shall define reporting requirements and thresholds to be used
18 by State agencies in the Comptroller's Statewide Accounting
19 Management System (SAMS) manual. The Department of Central
20 Management Services and each other State agency so holding such
21 property shall report to the comptroller, on forms prescribed
22 by the comptroller, all property acquired or disposed of by
23 that agency, in such detail and at such times as the
24 comptroller requires, by rule, to maintain accurate, current

1 inventory records. ~~The Department of Central Management~~
2 ~~Services shall transmit to the comptroller a certified copy of~~
3 ~~all reports it may issue concerning State property, including~~
4 ~~its annual report.~~

5 (Source: P.A. 98-904, eff. 8-15-14.)

6 Section 15. The State Finance Act is amended by changing
7 Section 25 as follows:

8 (30 ILCS 105/25) (from Ch. 127, par. 161)

9 Sec. 25. Fiscal year limitations.

10 (a) All appropriations shall be available for expenditure
11 for the fiscal year or for a lesser period if the Act making
12 that appropriation so specifies. A deficiency or emergency
13 appropriation shall be available for expenditure only through
14 June 30 of the year when the Act making that appropriation is
15 enacted unless that Act otherwise provides.

16 (b) Outstanding liabilities as of June 30, payable from
17 appropriations which have otherwise expired, may be paid out of
18 the expiring appropriations during the 2-month period ending at
19 the close of business on August 31. Extensions of lapse period
20 may be made for individual agencies or funds only upon the
21 signed authorization of the Governor and Comptroller, and shall
22 not be extended by more than an additional 30 days. Any service
23 involving professional or artistic skills or any personal
24 services by an employee whose compensation is subject to income

1 tax withholding must be performed as of June 30 of the fiscal
2 year in order to be considered an "outstanding liability as of
3 June 30" that is thereby eligible for payment out of the
4 expiring appropriation.

5 (b-1) However, payment of tuition reimbursement claims
6 under Section 14-7.03 or 18-3 of the School Code may be made by
7 the State Board of Education from its appropriations for those
8 respective purposes for any fiscal year, even though the claims
9 reimbursed by the payment may be claims attributable to a prior
10 fiscal year, and payments may be made at the direction of the
11 State Superintendent of Education from the fund from which the
12 appropriation is made without regard to any fiscal year
13 limitations, except as required by subsection (j) of this
14 Section. Beginning on June 30, 2021, payment of tuition
15 reimbursement claims under Section 14-7.03 or 18-3 of the
16 School Code as of June 30, payable from appropriations that
17 have otherwise expired, may be paid out of the expiring
18 appropriation during the 4-month period ending at the close of
19 business on October 31.

20 (b-2) (Blank).

21 (b-2.5) (Blank).

22 (b-2.6) (Blank).

23 (b-2.6a) (Blank).

24 (b-2.6b) (Blank).

25 (b-2.6c) All outstanding liabilities as of June 30, 2019,
26 payable from appropriations that would otherwise expire at the

1 conclusion of the lapse period for fiscal year 2019, and
2 interest penalties payable on those liabilities under the State
3 Prompt Payment Act, may be paid out of the expiring
4 appropriations until December 31, 2019, without regard to the
5 fiscal year in which the payment is made, as long as vouchers
6 for the liabilities are received by the Comptroller no later
7 than October 31, 2019.

8 (b-2.7) For fiscal years 2012, 2013, 2014, 2018, 2019, and
9 2020, interest penalties payable under the State Prompt Payment
10 Act associated with a voucher for which payment is issued after
11 June 30 may be paid out of the next fiscal year's
12 appropriation. The future year appropriation must be for the
13 same purpose and from the same fund as the original payment. An
14 interest penalty voucher submitted against a future year
15 appropriation must be submitted within 60 days after the
16 issuance of the associated voucher, except that, for fiscal
17 year 2018 only, an interest penalty voucher submitted against a
18 future year appropriation must be submitted within 60 days of
19 June 5, 2019 (the effective date of Public Act 101-10) ~~this~~
20 ~~amendatory Act of the 101st General Assembly~~. The Comptroller
21 must issue the interest payment within 60 days after acceptance
22 of the interest voucher.

23 (b-3) Medical payments may be made by the Department of
24 Veterans' Affairs from its appropriations for those purposes
25 for any fiscal year, without regard to the fact that the
26 medical services being compensated for by such payment may have

1 been rendered in a prior fiscal year, except as required by
2 subsection (j) of this Section. Beginning on June 30, 2021,
3 medical payments payable from appropriations that have
4 otherwise expired may be paid out of the expiring appropriation
5 during the 4-month period ending at the close of business on
6 October 31.

7 (b-4) Medical payments and child care payments may be made
8 by the Department of Human Services (as successor to the
9 Department of Public Aid) from appropriations for those
10 purposes for any fiscal year, without regard to the fact that
11 the medical or child care services being compensated for by
12 such payment may have been rendered in a prior fiscal year; and
13 payments may be made at the direction of the Department of
14 Healthcare and Family Services (or successor agency) from the
15 Health Insurance Reserve Fund without regard to any fiscal year
16 limitations, except as required by subsection (j) of this
17 Section. Beginning on June 30, 2021, medical and child care
18 payments made by the Department of Human Services and payments
19 made at the discretion of the Department of Healthcare and
20 Family Services (or successor agency) from the Health Insurance
21 Reserve Fund and payable from appropriations that have
22 otherwise expired may be paid out of the expiring appropriation
23 during the 4-month period ending at the close of business on
24 October 31.

25 (b-5) Medical payments may be made by the Department of
26 Human Services from its appropriations relating to substance

1 abuse treatment services for any fiscal year, without regard to
2 the fact that the medical services being compensated for by
3 such payment may have been rendered in a prior fiscal year,
4 provided the payments are made on a fee-for-service basis
5 consistent with requirements established for Medicaid
6 reimbursement by the Department of Healthcare and Family
7 Services, except as required by subsection (j) of this Section.
8 Beginning on June 30, 2021, medical payments made by the
9 Department of Human Services relating to substance abuse
10 treatment services payable from appropriations that have
11 otherwise expired may be paid out of the expiring appropriation
12 during the 4-month period ending at the close of business on
13 October 31.

14 (b-6) (Blank).

15 (b-7) Payments may be made in accordance with a plan
16 authorized by paragraph (11) or (12) of Section 405-105 of the
17 Department of Central Management Services Law from
18 appropriations for those payments without regard to fiscal year
19 limitations.

20 (b-8) Reimbursements to eligible airport sponsors for the
21 construction or upgrading of Automated Weather Observation
22 Systems may be made by the Department of Transportation from
23 appropriations for those purposes for any fiscal year, without
24 regard to the fact that the qualification or obligation may
25 have occurred in a prior fiscal year, provided that at the time
26 the expenditure was made the project had been approved by the

1 Department of Transportation prior to June 1, 2012 and, as a
2 result of recent changes in federal funding formulas, can no
3 longer receive federal reimbursement.

4 (b-9) (Blank).

5 (c) Further, payments may be made by the Department of
6 Public Health and the Department of Human Services (acting as
7 successor to the Department of Public Health under the
8 Department of Human Services Act) from their respective
9 appropriations for grants for medical care to or on behalf of
10 premature and high-mortality risk infants and their mothers and
11 for grants for supplemental food supplies provided under the
12 United States Department of Agriculture Women, Infants and
13 Children Nutrition Program, for any fiscal year without regard
14 to the fact that the services being compensated for by such
15 payment may have been rendered in a prior fiscal year, except
16 as required by subsection (j) of this Section. Beginning on
17 June 30, 2021, payments made by the Department of Public Health
18 and the Department of Human Services from their respective
19 appropriations for grants for medical care to or on behalf of
20 premature and high-mortality risk infants and their mothers and
21 for grants for supplemental food supplies provided under the
22 United States Department of Agriculture Women, Infants and
23 Children Nutrition Program payable from appropriations that
24 have otherwise expired may be paid out of the expiring
25 appropriations during the 4-month period ending at the close of
26 business on October 31.

1 (d) The Department of Public Health and the Department of
2 Human Services (acting as successor to the Department of Public
3 Health under the Department of Human Services Act) shall each
4 annually submit to the State Comptroller, Senate President,
5 Senate Minority Leader, Speaker of the House, House Minority
6 Leader, and the respective Chairmen and Minority Spokesmen of
7 the Appropriations Committees of the Senate and the House, on
8 or before December 31, a report of fiscal year funds used to
9 pay for services provided in any prior fiscal year. This report
10 shall document by program or service category those
11 expenditures from the most recently completed fiscal year used
12 to pay for services provided in prior fiscal years.

13 (e) The Department of Healthcare and Family Services, the
14 Department of Human Services (acting as successor to the
15 Department of Public Aid), and the Department of Human Services
16 making fee-for-service payments relating to substance abuse
17 treatment services provided during a previous fiscal year shall
18 each annually submit to the State Comptroller, Senate
19 President, Senate Minority Leader, Speaker of the House, House
20 Minority Leader, the respective Chairmen and Minority
21 Spokesmen of the Appropriations Committees of the Senate and
22 the House, on or before November 30, a report that shall
23 document by program or service category those expenditures from
24 the most recently completed fiscal year used to pay for (i)
25 services provided in prior fiscal years and (ii) services for
26 which claims were received in prior fiscal years.

1 (f) The Department of Human Services (as successor to the
2 Department of Public Aid) shall annually submit to the State
3 Comptroller, Senate President, Senate Minority Leader, Speaker
4 of the House, House Minority Leader, and the respective
5 Chairmen and Minority Spokesmen of the Appropriations
6 Committees of the Senate and the House, on or before December
7 31, a report of fiscal year funds used to pay for services
8 (other than medical care) provided in any prior fiscal year.
9 This report shall document by program or service category those
10 expenditures from the most recently completed fiscal year used
11 to pay for services provided in prior fiscal years.

12 (g) In addition, each annual report required to be
13 submitted by the Department of Healthcare and Family Services
14 under subsection (e) shall include the following information
15 with respect to the State's Medicaid program:

16 (1) Explanations of the exact causes of the variance
17 between the previous year's estimated and actual
18 liabilities.

19 (2) Factors affecting the Department of Healthcare and
20 Family Services' liabilities, including, but not limited
21 to, numbers of aid recipients, levels of medical service
22 utilization by aid recipients, and inflation in the cost of
23 medical services.

24 (3) The results of the Department's efforts to combat
25 fraud and abuse.

26 (h) As provided in Section 4 of the General Assembly

1 Compensation Act, any utility bill for service provided to a
2 General Assembly member's district office for a period
3 including portions of 2 consecutive fiscal years may be paid
4 from funds appropriated for such expenditure in either fiscal
5 year.

6 (i) An agency which administers a fund classified by the
7 Comptroller as an internal service fund may issue rules for:

8 (1) billing user agencies in advance for payments or
9 authorized inter-fund transfers based on estimated charges
10 for goods or services;

11 (2) issuing credits, refunding through inter-fund
12 transfers, or reducing future inter-fund transfers during
13 the subsequent fiscal year for all user agency payments or
14 authorized inter-fund transfers received during the prior
15 fiscal year which were in excess of the final amounts owed
16 by the user agency for that period; and

17 (3) issuing catch-up billings to user agencies during
18 the subsequent fiscal year for amounts remaining due when
19 payments or authorized inter-fund transfers received from
20 the user agency during the prior fiscal year were less than
21 the total amount owed for that period.

22 User agencies are authorized to reimburse internal service
23 funds for catch-up billings by vouchers drawn against their
24 respective appropriations for the fiscal year in which the
25 catch-up billing was issued or by increasing an authorized
26 inter-fund transfer during the current fiscal year. For the

1 purposes of this Act, "inter-fund transfers" means transfers
2 without the use of the voucher-warrant process, as authorized
3 by Section 9.01 of the State Comptroller Act.

4 (i-1) Beginning on July 1, 2021, all outstanding
5 liabilities, not payable during the 4-month lapse period as
6 described in subsections (b-1), (b-3), (b-4), (b-5), ~~(b-6)~~, and
7 (c) of this Section, that are made from appropriations for that
8 purpose for any fiscal year, without regard to the fact that
9 the services being compensated for by those payments may have
10 been rendered in a prior fiscal year, are limited to only those
11 claims that have been incurred but for which a proper bill or
12 invoice as defined by the State Prompt Payment Act has not been
13 received by September 30th following the end of the fiscal year
14 in which the service was rendered.

15 (j) Notwithstanding any other provision of this Act, the
16 aggregate amount of payments to be made without regard for
17 fiscal year limitations as contained in subsections (b-1),
18 (b-3), (b-4), (b-5), ~~(b-6)~~, and (c) of this Section, and
19 determined by using Generally Accepted Accounting Principles,
20 shall not exceed the following amounts:

21 (1) \$6,000,000,000 for outstanding liabilities related
22 to fiscal year 2012;

23 (2) \$5,300,000,000 for outstanding liabilities related
24 to fiscal year 2013;

25 (3) \$4,600,000,000 for outstanding liabilities related
26 to fiscal year 2014;

1 (4) \$4,000,000,000 for outstanding liabilities related
2 to fiscal year 2015;

3 (5) \$3,300,000,000 for outstanding liabilities related
4 to fiscal year 2016;

5 (6) \$2,600,000,000 for outstanding liabilities related
6 to fiscal year 2017;

7 (7) \$2,000,000,000 for outstanding liabilities related
8 to fiscal year 2018;

9 (8) \$1,300,000,000 for outstanding liabilities related
10 to fiscal year 2019;

11 (9) \$600,000,000 for outstanding liabilities related
12 to fiscal year 2020; and

13 (10) \$0 for outstanding liabilities related to fiscal
14 year 2021 and fiscal years thereafter.

15 (k) Department of Healthcare and Family Services Medical
16 Assistance Payments.

17 (1) Definition of Medical Assistance.

18 For purposes of this subsection, the term "Medical
19 Assistance" shall include, but not necessarily be
20 limited to, medical programs and services authorized
21 under Titles XIX and XXI of the Social Security Act,
22 the Illinois Public Aid Code, the Children's Health
23 Insurance Program Act, the Covering ALL KIDS Health
24 Insurance Act, the Long Term Acute Care Hospital
25 Quality Improvement Transfer Program Act, and medical
26 care to or on behalf of persons suffering from chronic

1 renal disease, persons suffering from hemophilia, and
2 victims of sexual assault.

3 (2) Limitations on Medical Assistance payments that
4 may be paid from future fiscal year appropriations.

5 (A) The maximum amounts of annual unpaid Medical
6 Assistance bills received and recorded by the
7 Department of Healthcare and Family Services on or
8 before June 30th of a particular fiscal year
9 attributable in aggregate to the General Revenue Fund,
10 Healthcare Provider Relief Fund, Tobacco Settlement
11 Recovery Fund, Long-Term Care Provider Fund, and the
12 Drug Rebate Fund that may be paid in total by the
13 Department from future fiscal year Medical Assistance
14 appropriations to those funds are: \$700,000,000 for
15 fiscal year 2013 and \$100,000,000 for fiscal year 2014
16 and each fiscal year thereafter.

17 (B) Bills for Medical Assistance services rendered
18 in a particular fiscal year, but received and recorded
19 by the Department of Healthcare and Family Services
20 after June 30th of that fiscal year, may be paid from
21 either appropriations for that fiscal year or future
22 fiscal year appropriations for Medical Assistance.
23 Such payments shall not be subject to the requirements
24 of subparagraph (A).

25 (C) Medical Assistance bills received by the
26 Department of Healthcare and Family Services in a

1 particular fiscal year, but subject to payment amount
2 adjustments in a future fiscal year may be paid from a
3 future fiscal year's appropriation for Medical
4 Assistance. Such payments shall not be subject to the
5 requirements of subparagraph (A).

6 (D) Medical Assistance payments made by the
7 Department of Healthcare and Family Services from
8 funds other than those specifically referenced in
9 subparagraph (A) may be made from appropriations for
10 those purposes for any fiscal year without regard to
11 the fact that the Medical Assistance services being
12 compensated for by such payment may have been rendered
13 in a prior fiscal year. Such payments shall not be
14 subject to the requirements of subparagraph (A).

15 (3) Extended lapse period for Department of Healthcare
16 and Family Services Medical Assistance payments.
17 Notwithstanding any other State law to the contrary,
18 outstanding Department of Healthcare and Family Services
19 Medical Assistance liabilities, as of June 30th, payable
20 from appropriations which have otherwise expired, may be
21 paid out of the expiring appropriations during the 4-month
22 ~~6-month~~ period ending at the close of business on October
23 ~~December~~ 31st. Extensions of Healthcare and Family
24 Services Medical Assistance payments lapse period may be
25 made upon the signed authorization of the Governor and
26 Comptroller, and shall not be extended by more than an

1 additional 30 days.

2 (1) The changes to this Section made by Public Act 97-691
3 shall be effective for payment of Medical Assistance bills
4 incurred in fiscal year 2013 and future fiscal years. The
5 changes to this Section made by Public Act 97-691 shall not be
6 applied to Medical Assistance bills incurred in fiscal year
7 2012 or prior fiscal years.

8 (m) The Comptroller must issue payments against
9 outstanding liabilities that were received prior to the lapse
10 period deadlines set forth in this Section as soon thereafter
11 as practical, but no payment may be issued after the 4 months
12 following the lapse period deadline without the signed
13 authorization of the Comptroller and the Governor.

14 (Source: P.A. 100-23, eff. 7-6-17; 100-587, eff. 6-4-18;
15 101-10, eff. 6-5-19; 101-275, eff. 8-9-19; revised 9-12-19.)

16 (30 ILCS 105/11.5 rep.)

17 Section 20. The State Finance Act is amended by repealing
18 Section 11.5.

19 Section 25. The Illinois Procurement Code is amended by
20 changing Section 20-80 as follows:

21 (30 ILCS 500/20-80)

22 Sec. 20-80. Contract files.

23 (a) Written determinations. All written determinations

1 required under this Article shall be placed in the contract
2 file maintained by the chief procurement officer.

3 (b) Filing with Comptroller. Whenever a grant, defined
4 pursuant to accounting standards established by the
5 Comptroller, or a contract liability, except for: (1) contracts
6 paid from personal services, ~~or~~ (2) contracts between the State
7 and its employees to defer compensation in accordance with
8 Article 24 of the Illinois Pension Code, or (3) contracts that
9 do not obligate funds held within the State treasury for fiscal
10 year 2021 and thereafter, exceeding \$20,000 is incurred by any
11 State agency, a copy of the contract, purchase order, grant, or
12 lease shall be filed with the Comptroller within 30 calendar
13 days thereafter. Beginning in fiscal year 2021, information
14 pertaining to contracts exceeding \$20,000 that do not obligate
15 funds held within the State treasury shall be submitted in a
16 quarterly report to the Comptroller in a form and manner
17 prescribed by the Comptroller. The Comptroller shall make the
18 quarterly report available on his or her website. Beginning
19 January 1, 2013, the Comptroller may require that contracts and
20 grants required to be filed with the Comptroller under this
21 Section shall be filed electronically, unless the agency is
22 incapable of filing the contract or grant electronically
23 because it does not possess the necessary technology or
24 equipment. Any State agency that is incapable of electronically
25 filing its contracts or grants shall submit a written statement
26 to the Governor and to the Comptroller attesting to the reasons

1 for its inability to comply. This statement shall include a
2 discussion of what the State agency needs in order to
3 effectively comply with this Section. Prior to requiring
4 electronic filing, the Comptroller shall consult with the
5 Governor as to the feasibility of establishing mutually
6 agreeable technical standards for the electronic document
7 imaging, storage, and transfer of contracts and grants, taking
8 into consideration the technology available to that agency,
9 best practices, and the technological capabilities of State
10 agencies. Nothing in this amendatory Act of the 97th General
11 Assembly shall be construed to impede the implementation of an
12 Enterprise Resource Planning (ERP) system. For each State
13 contract for supplies or services awarded on or after July 1,
14 2010, the contracting agency shall provide the applicable rate
15 and unit of measurement of the supplies or services on the
16 contract obligation document as required by the Comptroller. If
17 the contract obligation document that is submitted to the
18 Comptroller contains the rate and unit of measurement of the
19 supplies or services, the Comptroller shall provide that
20 information on his or her official website. Any cancellation or
21 modification to any such contract liability shall be filed with
22 the Comptroller within 30 calendar days of its execution.

23 (c) Late filing affidavit. When a contract, purchase order,
24 grant, or lease required to be filed by this Section has not
25 been filed within 30 calendar days of execution, the
26 Comptroller shall refuse to issue a warrant for payment

1 thereunder until the agency files with the Comptroller the
2 contract, purchase order, grant, or lease and an affidavit,
3 signed by the chief executive officer of the agency or his or
4 her designee, setting forth an explanation of why the contract
5 liability was not filed within 30 calendar days of execution. A
6 copy of this affidavit shall be filed with the Auditor General.

7 (d) Timely execution of contracts. Except as set forth in
8 subsection (b) of this Section, no voucher shall be submitted
9 to the Comptroller for a warrant to be drawn for the payment of
10 money from the State treasury or from other funds held by the
11 State Treasurer on account of any contract unless the contract
12 is reduced to writing before the services are performed and
13 filed with the Comptroller. Contractors shall not be paid for
14 any supplies that were received or services that were rendered
15 before the contract was reduced to writing and signed by all
16 necessary parties. A chief procurement officer may request an
17 exception to this subsection by submitting a written statement
18 to the Comptroller and Treasurer setting forth the
19 circumstances and reasons why the contract could not be reduced
20 to writing before the supplies were received or services were
21 performed. A waiver of this subsection must be approved by the
22 Comptroller and Treasurer. This Section shall not apply to
23 emergency purchases if notice of the emergency purchase is
24 filed with the Procurement Policy Board and published in the
25 Bulletin as required by this Code.

26 (e) Method of source selection. When a contract is filed

1 with the Comptroller under this Section, the Comptroller's file
2 shall identify the method of source selection used in obtaining
3 the contract.

4 (Source: P.A. 100-43, eff. 8-9-17.)

5 Section 30. The State Prompt Payment Act is amended by
6 changing Section 9 as follows:

7 (30 ILCS 540/9)

8 Sec. 9. Vendor Payment Program financial backer
9 disclosure.

10 (a) Within 60 days after August 24, 2018 (the effective
11 date of Public Act 100-1089) ~~this amendatory Act of the 100th~~
12 ~~General Assembly~~, at the time of application, and annually on
13 August July 1 of each year for the previous fiscal year, each
14 qualified purchaser shall submit to the Department and the
15 State Comptroller the following information about each person,
16 director, owner, officer, association, financial backer,
17 partnership, other entity, corporation, or trust with an
18 indirect or direct financial interest in each qualified
19 purchaser:

20 (1) percent ownership;

21 (2) type of ownership;

22 (3) first name, middle name, last name, maiden name (if
23 applicable), including aliases or former names;

24 (4) mailing address;

1 (5) type of business entity, if applicable;

2 (6) dates and jurisdiction of business formation or
3 incorporation, if applicable;

4 (7) names of controlling shareholders, class of stock,
5 percentage ownership;

6 (8) any indirect earnings resulting from the Program;
7 and

8 (9) any earnings associated with the Program to any
9 parties not previously disclosed.

10 (b) Within 60 days after August 24, 2018 (the effective
11 date of Public Act 100-1089) ~~this amendatory Act of the 100th~~
12 ~~General Assembly~~, at the time of application, and annually on
13 August July 1 of each year for the previous fiscal year, each
14 trust associated with the qualified purchaser shall submit to
15 the Department and the State Comptroller the following
16 information:

17 (1) names, addresses, dates of birth, and percentages
18 of interest of all beneficiaries;

19 (2) any indirect earnings resulting from the Program;
20 and

21 (3) any earnings associated with the Program to any
22 parties not previously disclosed.

23 (c) Each qualified purchaser must submit a statement to the
24 State Comptroller and the Department of Central Management
25 Services disclosing whether such qualified purchaser or any
26 related person, director, owner, officer, or financial backer

1 has previously or currently retained or contracted with any
2 registered lobbyist, lawyer, accountant, or other consultant
3 to prepare the disclosure required under this Section.

4 (Source: P.A. 100-1089, eff. 8-24-18.)

5 Section 35. The Property Tax Code is amended by changing
6 Section 30-31 as follows:

7 (35 ILCS 200/30-31)

8 Sec. 30-31. Fiscal Responsibility Report Card; State
9 Comptroller. The State Comptroller, within 180 days of the
10 conclusion of the fiscal year of the State, shall make
11 available on the Comptroller's website ~~submit to the General~~
12 ~~Assembly and the clerk of each county~~ a Fiscal Responsibility
13 Report Card in the form prescribed by the State Comptroller
14 after consultation with other State Constitutional officers
15 selected by the State Comptroller. The Fiscal Responsibility
16 Report Card shall inform the General Assembly and the county
17 clerks about the amounts, sources, and uses of tax revenues
18 received and expended by each taxing district, other than a
19 school district, that imposes ad valorem taxes.

20 (Source: Incorporates P.A. 88-280; 88-670, eff. 12-2-94.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.