



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 Budget Law of the Civil  
5 Administrative Code of Illinois is amended by changing Section  
6 50-10 as follows:

7 (15 ILCS 20/50-10) (was 15 ILCS 20/38.1)

8 Sec. 50-10. Budget contents. The budget shall be submitted  
9 by the Governor with line item and program data. The budget  
10 shall also contain performance data presenting an estimate for  
11 the current fiscal year, projections for the budget year, and  
12 information for the 3 prior fiscal years comparing department  
13 objectives with actual accomplishments, formulated according  
14 to the various functions and activities, and, wherever the  
15 nature of the work admits, according to the work units, for  
16 which the respective departments, offices, and institutions of  
17 the State government (including the elective officers in the  
18 executive department and including the University of Illinois  
19 and the judicial department) are responsible.

20 For the fiscal year beginning July 1, 1992 and for each  
21 fiscal year thereafter, the budget shall include the  
22 performance measures of each department's accountability  
23 report.

1 For the fiscal year beginning July 1, 1997 and for each  
2 fiscal year thereafter, the budget shall include one or more  
3 line items appropriating moneys to the Department of Human  
4 Services to fund participation in the Home-Based Support  
5 Services Program for Adults with Mental Disabilities under the  
6 Developmental Disability and Mental Disability Services Act by  
7 persons described in Section 2-17 of that Act.

8 For the fiscal year beginning July 1, 2019, and for each  
9 fiscal year thereafter, the budget shall include a separate  
10 line item request appropriating moneys to each State agency  
11 for: (1) estimated costs for each fund under the State Prompt  
12 Payment Act; and (2) estimated costs for each fund under  
13 Sections 368a and 370a of the Illinois Insurance Code.

14 The budget shall contain a capital development section in  
15 which the Governor will present (1) information on the capital  
16 projects and capital programs for which appropriations are  
17 requested, (2) the capital spending plans, which shall  
18 document the first and subsequent years cash requirements by  
19 fund for the proposed bonded program, and (3) a statement that  
20 shall identify by year the principal and interest costs until  
21 retirement of the State's general obligation debt. In  
22 addition, the principal and interest costs of the budget year  
23 program shall be presented separately, to indicate the  
24 marginal cost of principal and interest payments necessary to  
25 retire the additional bonds needed to finance the budget  
26 year's capital program. In 2004 only, the capital development

1 section of the State budget shall be submitted by the Governor  
2 not later than the fourth Tuesday of March (March 23, 2004).

3 For the fiscal year beginning July 1, 2025 and for each  
4 fiscal year thereafter, the budget shall include an  
5 explanation of the manner in which provisions of the budget  
6 further the Governor's efforts to ensure equity in the State.  
7 For purposes of this paragraph, "equity" means efforts,  
8 regulations, policies, programs, standards, processes and any  
9 other functions of government or principles of law and  
10 governance intended to: (1) identify and remedy past and  
11 present patterns of discrimination or inequality and  
12 disparities in outcome; (2) ensure that such patterns of  
13 discrimination, inequality and disparities in outcome, whether  
14 intentional or unintentional, are neither reinforced nor  
15 perpetuated; and (3) prevent the emergence and persistence of  
16 foreseeable future patterns of discrimination against or  
17 disparities in outcome against minority persons as defined by  
18 Section 2 of the Business Enterprise for Minorities, Women,  
19 and Persons with Disabilities Act.

20 The budget shall contain a section indicating whether  
21 there is a projected budget surplus or a projected budget  
22 deficit for general funds in the current fiscal year, or  
23 whether the current fiscal year's general funds budget is  
24 projected to be balanced, based on estimates prepared by the  
25 Governor's Office of Management and Budget using actual  
26 figures available on the date the budget is submitted. That

1 section shall present this information in both a numerical  
2 table format and by way of a narrative description, and shall  
3 include information for the proposed upcoming fiscal year, the  
4 current fiscal year, and the 2 years prior to the current  
5 fiscal year. These estimates must specifically and separately  
6 identify any non-recurring revenues, including, but not  
7 limited to, borrowed money, money derived by borrowing or  
8 transferring from other funds, or any non-operating financial  
9 source. None of these specifically and separately identified  
10 non-recurring revenues may include any revenue that cannot be  
11 realized without a change to law. The table shall show  
12 accounts payable at the end of each fiscal year in a manner  
13 that specifically and separately identifies any general funds  
14 liabilities accrued during the current and prior fiscal years  
15 that may be paid from future fiscal years' appropriations,  
16 including, but not limited to, costs that may be paid beyond  
17 the end of the lapse period as set forth in Section 25 of the  
18 State Finance Act and costs incurred by the Department on  
19 Aging. The section shall also include an estimate of  
20 individual and corporate income tax overpayments that will not  
21 be refunded before the close of the fiscal year.

22 For the budget year, the current year, and 3 prior fiscal  
23 years, the Governor shall also include in the budget estimates  
24 of or actual values for the assets and liabilities for General  
25 Assembly Retirement System, State Employees' Retirement System  
26 of Illinois, State Universities Retirement System, Teachers'

1 Retirement System of the State of Illinois, and Judges  
2 Retirement System of Illinois.

3 The budget submitted by the Governor shall contain, in  
4 addition, in a separate book, a tabulation of all position and  
5 employment titles in each such department, office, and  
6 institution, the number of each, and the salaries for each,  
7 formulated according to divisions, bureaus, sections, offices,  
8 departments, boards, and similar subdivisions, which shall  
9 correspond as nearly as practicable to the functions and  
10 activities for which the department, office, or institution is  
11 responsible.

12 Together with the budget, the Governor shall transmit the  
13 estimates of receipts and expenditures, as received by the  
14 Director of the Governor's Office of Management and Budget, of  
15 the elective officers in the executive and judicial  
16 departments and of the University of Illinois.

17 An applicable appropriations committee of each chamber of  
18 the General Assembly, for fiscal year 2012 and thereafter,  
19 must review individual line item appropriations and the total  
20 budget for each State agency, as defined in the Illinois State  
21 Auditing Act.

22 (Source: P.A. 99-143, eff. 7-27-15; 100-1064, eff. 8-24-18.)

23 Section 10. The Data Governance and Organization to  
24 Support Equity and Racial Justice Act is amended by changing  
25 Section 20-15 as follows:

1 (20 ILCS 65/20-15)

2 Sec. 20-15. Data governance and organization to support  
3 equity and racial justice.

4 (a) On or before July 1, 2022 and each July 1 thereafter,  
5 the Board and the Department shall report statistical data on  
6 the racial, ethnic, age, sex, disability status, sexual  
7 orientation, gender identity, and primary or preferred  
8 language demographics of program participants for each major  
9 program administered by the Board or the Department, except as  
10 provided in subsection (a-5). Except as provided in subsection  
11 (b), when reporting the data required under this Section, the  
12 Board or the Department shall use the same racial and ethnic  
13 classifications for each program, which shall include, but not  
14 be limited to, the following:

- 15 (1) American Indian and Alaska Native alone.
- 16 (2) Asian alone.
- 17 (3) Black or African American alone.
- 18 (4) Hispanic or Latino of any race.
- 19 (5) Native Hawaiian and Other Pacific Islander alone.
- 20 (6) White alone.
- 21 (7) Middle Eastern or North African.
- 22 (8) Some other race alone.
- 23 (9) Two or more races.

24 The Board and the Department may further define, by rule,  
25 the racial and ethnic classifications, including, if

1 necessary, a classification of "No Race Specified".

2 (a-5) In relation to major program participants, the Board  
3 shall not be required to collect personally identifiable  
4 information and report statistical data on the categories of  
5 sex, sexual orientation, and gender identity unless required  
6 for federal reporting. The Board shall make available reports  
7 on its Internet website, posted where other mandated reports  
8 are posted, of statistical data on sex, sexual orientation,  
9 and gender identity demographics through anonymous surveys or  
10 other methods as age and developmentally appropriate.

11 (b) If a program administered by the Board or the  
12 Department is subject to federal reporting requirements that  
13 include the collection and public reporting of statistical  
14 data on the racial and ethnic demographics of program  
15 participants, the Department may maintain the same racial and  
16 ethnic classifications used under the federal requirements if  
17 such classifications differ from the classifications listed in  
18 subsection (a).

19 (c) The Department of Innovation and Technology shall  
20 assist the Board and the Department by establishing common  
21 technological processes and procedures for the Board and the  
22 Department to:

- 23 (1) Catalog data.  
24 (2) Identify similar fields in data sets ~~datasets~~.  
25 (3) Manage data requests.  
26 (4) Share data.



- 1 (5) Collect data.
- 2 (6) Improve and clean data.
- 3 (7) Match data across the Board and Departments.
- 4 (8) Develop research and analytic agendas.
- 5 (9) Report on program participation disaggregated by
- 6 race and ethnicity.
- 7 (10) Evaluate equitable outcomes for underserved
- 8 populations in Illinois.
- 9 (11) Define common roles for data management.
- 10 (12) Ensure that all major programs can report
- 11 disaggregated data by race, ethnicity, age, sex,
- 12 disability status, sexual orientation, and gender
- 13 identity, and primary or preferred language.

14 The Board and the Department shall use the common  
15 technological processes and procedures established by the  
16 Department of Innovation and Technology.

17 (d) If the Board or the Department is unable to begin  
18 reporting the data required by subsection (a) by July 1, 2022,  
19 the Board or the Department shall state the reasons for the  
20 delay under the reporting requirements.

21 (e) By no later than March 31, 2022, the Board and the  
22 Department shall provide a progress report to the General  
23 Assembly to disclose: (i) the programs and data sets ~~datasets~~  
24 that have been cataloged for which race, ethnicity, age, sex,  
25 disability status, sexual orientation, gender identity, and  
26 primary or preferred language have been standardized; and (ii)

1 to the extent possible, the data sets ~~datasets~~ and programs  
2 that are outstanding for each agency and the data sets  
3 ~~datasets~~ that are planned for the upcoming year. On or before  
4 March 31, 2023, and each year thereafter, the Board and the  
5 Department shall provide an updated report to the General  
6 Assembly.

7 (f) By no later than October 31, 2021, the Governor's  
8 Office shall provide a plan to establish processes for input  
9 from the Board and the Department into processes outlined in  
10 subsection (c). The plan shall incorporate ongoing efforts at  
11 data interoperability within the Department and the governance  
12 established to support the P-20 Longitudinal Education Data  
13 System enacted by Public Act 96-107.

14 (g) The Board and the Department shall file an annual  
15 report to the General Assembly containing an analysis of how  
16 the most recently adopted State budget promotes equity, as  
17 defined in Section 50-10 of the State Budget Law of the Civil  
18 Administrative Code of Illinois.

19 (h) ~~(g)~~ Nothing in this Section shall be construed to  
20 limit the rights granted to individuals or data sharing  
21 protections established under existing State and federal data  
22 privacy and security laws.

23 (Source: P.A. 102-543, eff. 8-20-21; 103-154, eff. 6-30-23;  
24 103-175, eff. 6-30-23; 103-414, eff. 1-1-24; revised  
25 12-12-23.)

1 Section 15. The Governor's Office of Management and Budget  
2 Act is amended by changing Section 7.3 as follows:

3 (20 ILCS 3005/7.3)

4 Sec. 7.3. Annual economic and fiscal policy report. No  
5 later than November 15 of each year, the Governor's Office of  
6 Management and Budget shall submit an economic and fiscal  
7 policy report to the General Assembly. The report must outline  
8 the long-term economic and fiscal policy objectives of the  
9 State, how the budget has addressed equity as defined in  
10 Section 50-10 of the State Budget Law of the Civil  
11 Administrative Code of Illinois, the economic and fiscal  
12 policy intentions for the upcoming fiscal year, and the  
13 economic and fiscal policy intentions for the following 4  
14 fiscal years. The report must highlight the total level of  
15 revenue, expenditure, deficit or surplus, and debt with  
16 respect to each of the reporting categories. The report must  
17 include any assumptions concerning tax rates and fees used to  
18 determine revenue and expenditures for future fiscal years.  
19 The report must include a comparison of the enacted current  
20 fiscal year budget to the current fiscal year outlook, and, if  
21 applicable, must outline any budgetary shortfalls and fiscal  
22 and policy options that the Office will pursue to remedy those  
23 budgetary shortfalls. If the projected expenditures for any of  
24 the following 4 fiscal years exceeds the corresponding fiscal  
25 year projected revenues, then the report must outline fiscal

1 and policy options that the Office will pursue to remedy the  
2 budgetary shortfall. The report must include: (1) an estimate  
3 of Late Interest Penalties under the State Prompt Payment Act  
4 for the upcoming fiscal year and projections of the same for  
5 each of the following 4 fiscal years; and (2) an estimate of  
6 interest penalties under Sections 368a and 370a of the  
7 Illinois Insurance Code for the upcoming fiscal year and  
8 projections of the same for each of the following 4 fiscal  
9 years. The report must include an agency categorization key  
10 for the reporting categories. The report must be posted on the  
11 Office's Internet website and allow members of the public to  
12 post comments concerning the report.

13 (Source: P.A. 99-854, eff. 8-19-16; 100-1064, eff. 8-24-18.)

14 Section 99. Effective date. This Act takes effect upon  
15 becoming law.