

1 AN ACT concerning the State budget.

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  
6 Section 50-5 as follows:

7 (15 ILCS 20/50-5) (was 15 ILCS 20/38)

8 Sec. 50-5. Governor to submit State budget. The Governor  
9 shall, as soon as possible and not later than the second  
10 Wednesday in April in 2003 and the third Wednesday in  
11 February of each year beginning in 2004 ~~1998~~, submit a State  
12 budget, embracing therein the amounts recommended by the  
13 Governor to be appropriated to the respective departments,  
14 offices, and institutions, and for all other public purposes,  
15 the estimated revenues from taxation, the estimated revenues  
16 from sources other than taxation, and an estimate of the  
17 amount required to be raised by taxation. The amounts  
18 recommended by the Governor for appropriation to the  
19 respective departments, offices and institutions shall be  
20 formulated according to the various functions and activities  
21 for which the respective department, office or institution of  
22 the State government (including the elective officers in the  
23 executive department and including the University of Illinois  
24 and the judicial department) is responsible. The amounts  
25 relating to particular functions and activities shall be  
26 further formulated in accordance with the object  
27 classification specified in Section 13 of the State Finance  
28 Act.

29 The Governor shall not propose expenditures and the  
30 General Assembly shall not enact appropriations that exceed  
31 the resources estimated to be available, as provided in this

1 Section.

2 For the purposes of Article VIII, Section 2 of the 1970  
3 Illinois Constitution, the State budget for the following  
4 funds shall be prepared on the basis of revenue and  
5 expenditure measurement concepts that are in concert with  
6 generally accepted accounting principles for governments:

- 7 (1) General Revenue Fund.  
8 (2) Common School Fund.  
9 (3) Educational Assistance Fund.  
10 (4) Road Fund.  
11 (5) Motor Fuel Tax Fund.  
12 (6) Agricultural Premium Fund.

13 These funds shall be known as the "budgeted funds". The  
14 revenue estimates used in the State budget for the budgeted  
15 funds shall include the estimated beginning fund balance,  
16 plus revenues estimated to be received during the budgeted  
17 year, plus the estimated receipts due the State as of June 30  
18 of the budgeted year that are expected to be collected during  
19 the lapse period following the budgeted year, minus the  
20 receipts collected during the first 2 months of the budgeted  
21 year that became due to the State in the year before the  
22 budgeted year. Revenues shall also include estimated federal  
23 reimbursements associated with the recognition of Section 25  
24 of the State Finance Act liabilities. For any budgeted fund  
25 for which current year revenues are anticipated to exceed  
26 expenditures, the surplus shall be considered to be a  
27 resource available for expenditure in the budgeted fiscal  
28 year.

29 Expenditure estimates for the budgeted funds included in  
30 the State budget shall include the costs to be incurred by  
31 the State for the budgeted year, to be paid in the next  
32 fiscal year, excluding costs paid in the budgeted year which  
33 were carried over from the prior year, where the payment is  
34 authorized by Section 25 of the State Finance Act. For any

1 budgeted fund for which expenditures are expected to exceed  
2 revenues in the current fiscal year, the deficit shall be  
3 considered as a use of funds in the budgeted fiscal year.

4 Revenues and expenditures shall also include transfers  
5 between funds that are based on revenues received or costs  
6 incurred during the budget year.

7 By March 15 of each year, the Economic and Fiscal  
8 Commission shall prepare revenue and fund transfer estimates  
9 in accordance with the requirements of this Section and  
10 report those estimates to the General Assembly and the  
11 Governor.

12 For all funds other than the budgeted funds, the proposed  
13 expenditures shall not exceed funds estimated to be available  
14 for the fiscal year as shown in the budget. Appropriation  
15 for a fiscal year shall not exceed funds estimated by the  
16 General Assembly to be available during that year.

17 (Source: P.A. 90-479, eff. 8-17-97; 91-239, eff. 1-1-00.)

18 Section 99. Effective date. This Act takes effect upon  
19 becoming law.