



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB0289

Introduced 1/23/2009, by Rep. Gary Hannig

SYNOPSIS AS INTRODUCED:

30 ILCS 5/2-15 new

Amends the Illinois State Auditing Act. Provides for the establishment and operation within the Office of the Auditor General of an Appropriations Earmark Unit to conduct performance audits of earmarked appropriations that become law. Requires operation of a telephone hot line to receive anonymous suggestions for audits of grant programs and earmarked appropriations. Requires the audits to be public records and filed with the Legislative Audit Commission. Requires a majority vote of the Commission in order to direct the Auditor General to cease conducting an audit. Effective July 1, 2009.

LRB096 04276 JAM 14322 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois State Auditing Act is amended by
5 adding Section 2-15 as follows:

6 (30 ILCS 5/2-15 new)

7 Sec. 2-15. Appropriation Earmarks Unit.

8 (a) As used in this Section:

9 "Earmarked appropriation" means an appropriation for a
10 grant or distribution to a specific unit of local government,
11 specific school district, specific not-for-profit
12 organization, or specific non-governmental entity for
13 infrastructure improvements or operating expenses.
14 Appropriations that are part of a statewide program and are
15 based on generally applicable standards of eligibility are not
16 earmarked appropriations.

17 "Infrastructure improvements" include without limitation
18 capital improvements, capital projects, planning,
19 construction, reconstruction, equipment, utilities, vehicles,
20 and all costs associated with economic development, community
21 programs, educational programs, public health, and public
22 safety.

23 "Unit" means the Appropriation Earmarks Unit of the Office

1 of the Auditor General, established by this Section.

2 (b) The Office of the Auditor General shall establish and
3 administer within the Office an Appropriation Earmarks Unit.
4 The primary function of the Unit shall be the auditing of
5 earmarked appropriations of State funds.

6 (c) To the extent resources permit, the Unit shall conduct
7 a performance audit of each earmarked appropriation, whether
8 initiated by the executive or legislative branch, that becomes
9 law on or after the effective date of this amendatory Act of
10 the 96th General Assembly.

11 (d) The Unit shall include operation of a telephone hot
12 line through which anonymous suggestions for audits of
13 State-funded grant programs or earmarked appropriations may be
14 made.

15 (e) Notwithstanding any provision of law to the contrary,
16 the Legislative Audit Commission may direct the Auditor General
17 to cease conducting an audit under this Section only upon a
18 majority vote of the Commission.

19 (f) Audits conducted under this Section shall be public
20 records and shall be filed with the Legislative Audit
21 commission as provided by rule of the Commission.

22 Section 99. Effective date. This Act takes effect July 1,
23 2009.