

# SB1969



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

SB1969

Introduced 2/10/2011, by Sen. Toi W. Hutchinson

#### SYNOPSIS AS INTRODUCED:

20 ILCS 3005/9.3 new

Amends the Governor's Office of Management and Budget Act. Requires GOMB to establish a single updated searchable database website accessible by the public at no cost that includes information concerning each entity that receives Illinois funding. Requires GOMB to report to the General Assembly concerning the website. Effective immediately.

LRB097 10247 HLH 50447 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 Governor's Office of Management and Budget  
5 Act is amended by adding Section 9.3 as follows:

6 (20 ILCS 3005/9.3 new)

7 Sec. 9.3. Illinois Funding Accountability and Transparency  
8 Law.

9 (a) In general:

10 (1) Website. Beginning July 1, 2011 and subject to  
11 paragraphs (2) and (3), the Governor's Office of Management  
12 and Budget (GOMB) shall ensure the existence and operation  
13 of a single updated searchable database website accessible  
14 by the public at no cost that includes for each entity  
15 receiving Illinois funding:

16 (A) the name of the entity;

17 (B) the amount of any Illinois funds that the  
18 entity has received in each of the last 10 fiscal  
19 years;

20 (C) an itemized breakdown of each transaction,  
21 including funding agency, program source, and a  
22 description of the purpose of each funding action;

23 (D) the location of the entity and primary location

1 of performance, including the city, state, and country  
2 and, if in Illinois, the Representative District;

3 (E) a unique identifier for each such entity and  
4 parent entity, should the entity be owned by another  
5 entity;

6 (F) with respect to moneys disbursed pursuant to a  
7 legislative member initiative, the identity of both  
8 the Legislative District and the Representative  
9 District of the General Assembly member pursuant to  
10 whose initiative the moneys were appropriated; and

11 (G) any other relevant information.

12 (2) Initial data. Beginning July 1, 2011, the website  
13 shall include data for fiscal years 2009, 2010, and 2011.

14 (3) Previous fiscal years. Not later than July 1, 2012,  
15 information required by this Section shall be posted on the  
16 website for fiscal years 1999 through 2008.

17 (b) Definitions. In this Section:

18 (1) Entity. The term "entity":

19 (A) includes:

20 (i) a corporation;

21 (ii) an association;

22 (iii) a partnership;

23 (iv) a limited liability company;

24 (v) a limited liability partnership;

25 (vi) any other legal business entity;

26 (vii) grantees, contractors, and, on and after

1 January 1, 2012, subgrantees and subcontractors;

2 and

3 (viii) any unit of local government, school  
4 district, or other state or federal governmental  
5 unit; but

6 (B) does not include:

7 (i) an individual recipient of Illinois or  
8 federal assistance;

9 (ii) a State employee; or

10 (iii) a grant or contract of such a nature that  
11 its disclosure could reasonably be expected to  
12 cause damage to homeland security.

13 (2) Illinois funding. The term "Illinois funding":

14 (A) means Illinois financial assistance and  
15 expenditures, which include grants, contracts,  
16 subgrants, subcontracts, loans, awards, and other  
17 forms of financial assistance; but

18 (B) does not include credit card transactions or  
19 minor purchases.

20 (3) Legislative member initiative. The term  
21 "legislative member initiative" means an appropriation for  
22 a grant or distribution to a specific unit of local  
23 government, specific school district, specific  
24 not-for-profit organization, or specific non-governmental  
25 entity for infrastructure improvements or operating  
26 expenses. Appropriations that are part of a statewide

1 program and are based on generally applicable standards of  
2 eligibility are not legislative member initiatives.  
3 "Infrastructure improvements" include without limitation  
4 capital improvements, capital projects, planning,  
5 construction, reconstruction, equipment, utilities,  
6 vehicles, and all costs associated with economic  
7 development, community programs, educational programs,  
8 public health, and public safety.

9 (4) Searchable database website. The term "searchable  
10 database website" means a website that allows the public  
11 to:

12 (A) search Illinois funding by name of entity,  
13 parent entity, or type of industry, by geography,  
14 including location of the entity and the primary  
15 location of the performance, by amounts and types of  
16 Illinois funding, by program sources, by type of  
17 activity being performed, by time factors such as  
18 fiscal years or multiple fiscal years, by Legislative  
19 District and Representative District numbers, and by  
20 other relevant information; and

21 (B) download data included in subparagraph (A),  
22 including outcomes from searches.

23 (c) Website. The database website established by this  
24 Section:

25 (1) shall not be considered in compliance if it relies  
26 upon links to other existing websites and databases, unless

1 each of those sites has information from all agencies and  
2 each category of information required to be itemized can be  
3 searched electronically by field in a single search;

4 (2) shall provide an opportunity for the public to  
5 provide input about the utility of the site and  
6 recommendations for improvements; and

7 (3) shall be updated not later than 30 days after the  
8 award of any assistance requiring a posting.

9 (d) GOMB responsibilities. The Director of GOMB shall  
10 provide guidance to agency heads to ensure compliance with this  
11 Section.

12 (e) Report. By March 1 of each year, the Director of GOMB  
13 shall report to the General Assembly on implementation and  
14 operation of the website, which shall include data about the  
15 usage and public feedback on the utility of the site, including  
16 recommendations for improvements. The annual report shall be  
17 made publicly available on the website.

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