1 AN ACT concerning local government.

## Be it enacted by the People of the State of Illinois, represented in the General Assembly:

- Section 5. The Counties Code is amended by changing Section 6-1002.5 as follows:
- 6 (55 ILCS 5/6-1002.5)
- Sec. 6-1002.5. Capital Improvement, Repair, or Replacement Fund.
- 9 (a) In the preparation of the its annual budget, an amount not to exceed 3% of the equalized assessed value of property 10 subject to taxation by the county may be accumulated in a 11 12 separate fund a county may appropriate an amount not to exceed 13 5% of the amount appropriated to the county's general corporate 14 or operating fund, for the purpose of making specified capital improvements, repairs, or replacements with respect to real 15 16 property or equipment or other tangible personal property of 17 the county. Any amount so accumulated appropriated shall be deposited into a special fund to be known as the County Capital 18 19 Improvement, Repair, or Replacement Fund ("the Fund"). Expenditures from the Fund shall be budgeted in the fiscal year 20 21 in which the capital improvement, repair, or replacement will 22 occur.
- 23 (b) Moneys shall be transferred from the Fund into the

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county's general corporate or operating fund as follows: 1

- (1) When a capital improvement, repair, or replacement project is completed, or when such a project is abandoned, and the county board determines that there remain in the Fund unspent moneys that were budgeted for the project, those unspent moneys shall be transferred.
- (2) When the county board determines that surplus moneys, not needed for any capital improvement, repair, or replacement project for which the Fund was established, remain in the Fund, those surplus moneys shall be transferred.

Moneys transferred to the county's general corporate or operating fund under this subsection shall be transferred on the first day of the fiscal year following the fiscal year in which the unspent or surplus moneys were determined to exist.

(Source: P.A. 94-644, eff. 8-22-05.) 16