

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 1. Short title. This Act may be cited as the Fiscal
5 Year 2015 Emergency Act.

6 Section 5. Legislative intent. The General Assembly hereby
7 finds and declares that the State is confronted with an
8 unprecedented fiscal crisis. This Act is to be liberally
9 construed and interpreted in a manner that allows the State,
10 together with other actions taken, to address the fiscal crisis
11 for the fiscal year ending June 30, 2015.

12 Section 10. Fund transfers.

13 (a) Notwithstanding any other provision of law, but subject
14 to the provisions of this Act, at the direction of and upon
15 notification from the Governor, the Comptroller shall direct
16 and the Treasurer shall transfer an amount specified by the
17 Governor for the State's fiscal year 2015 from the following
18 funds to any general fund held by the Treasurer:

19 Supplemental Low-Income Energy Assistance Fund

20 Food and Drug Safety Fund

21 Teacher Certificate Fee Revolving Fund

22 Grade Crossing Protection Fund

- 1 Financial Institution Fund
- 2 General Professions Dedicated Fund
- 3 Lobbyist Registration Administration Fund
- 4 Agricultural Premium Fund
- 5 Fire Prevention Fund
- 6 Illinois State Pharmacy Disciplinary Fund
- 7 Radiation Protection Fund
- 8 Hospital Licensure Fund
- 9 Underground Storage Tank Fund
- 10 Solid Waste Management Fund
- 11 Subtitle D Management Fund
- 12 Illinois State Medical Disciplinary Fund
- 13 Facility Licensing Fund
- 14 Registered Certified Public Accountants' Administration and
15 Disciplinary Fund
- 16 Motor Vehicle Theft Prevention Trust Fund
- 17 Weights and Measures Fund
- 18 State and Local Sales Tax Reform Fund
- 19 County and Mass Transit District Fund
- 20 Local Government Tax Fund
- 21 Illinois Fisheries Management Fund
- 22 Capital Development Board Revolving Fund
- 23 Intercity Passenger Rail Fund
- 24 Illinois Health Facilities Planning Fund
- 25 Emergency Public Health Fund
- 26 TOMA Consumer Protection Fund

- 1 Fair and Exposition Fund
- 2 State Police Vehicle Fund
- 3 Nursing Dedicated and Professional Fund
- 4 Underground Resources Conservation Enforcement Fund
- 5 State Rail Freight Loan Repayment Fund
- 6 Illinois Affordable Housing Trust Fund
- 7 Home Care Services Agency Licensure Fund
- 8 Fertilizer Control Fund
- 9 Securities Investors Education Fund
- 10 Used Tire Management Fund
- 11 Natural Areas Acquisition Fund
- 12 I-FLY Fund
- 13 Illinois Prescription Drug Discount Program Fund
- 14 ICJIA Violence Prevention Special Projects Fund
- 15 Tattoo and Body Piercing Establishment Registration Fund
- 16 Public Health Laboratory Services Revolving Fund
- 17 Provider Inquiry Trust Fund
- 18 Securities Audit and Enforcement Fund
- 19 Drug Treatment Fund
- 20 Feed Control Fund
- 21 Plumbing Licensure and Program Fund
- 22 Appraisal Administration Fund
- 23 Trauma Center Fund
- 24 Alternate Fuels Fund
- 25 Federal High Speed Rail Trust Fund
- 26 Illinois State Fair Fund

- 1 Agricultural Master Fund
- 2 Human Services Priority Capital Program Fund
- 3 State Asset Forfeiture Fund
- 4 Health Facility Plan Review Fund
- 5 Illinois Workers' Compensation Commission Operations Fund
- 6 Workforce, Technology, and Economic Development Fund
- 7 Downstate Transit Improvement Fund
- 8 Renewable Energy Resources Trust Fund
- 9 Energy Efficiency Trust Fund
- 10 Pesticide Control Fund
- 11 Partners for Conservation Fund
- 12 Wireless Service Emergency Fund
- 13 Death Certificate Surcharge Fund
- 14 Illinois Adoption Registry and Medical
15 Information Exchange Fund
- 16 Fund for the Advancement of Education
- 17 Commitment to Human Services Fund
- 18 Illinois Standardbred Breeders Fund
- 19 Illinois Thoroughbred Breeders Fund
- 20 Spinal Cord Injury Paralysis Cure Research Trust Fund
- 21 Medicaid Buy-In Program Revolving Fund
- 22 Home Inspector Administration Fund
- 23 Real Estate Audit Fund
- 24 Illinois AgriFIRST Program Fund
- 25 Performance-enhancing Substance Testing Fund
- 26 Bank and Trust Company Fund

1 Natural Resources Restoration Trust Fund
2 Illinois Power Agency Renewable Energy Resources Fund
3 Real Estate Research and Education Fund
4 Real Estate License Administration Fund
5 Abandoned Residential Property Municipality Relief Fund
6 State Police Services Fund
7 Metabolic Screening and Treatment Fund
8 Insurance Producer Administration Fund
9 Coal Technology Development Assistance Fund
10 Low-Level Radioactive Waste Facility Development and
11 Operation Fund
12 Low-Level Radioactive Waste Facility Closure, Post-Closure
13 Care and Compensation Fund
14 Illinois State Podiatric Disciplinary Fund
15 Park and Conservation Fund
16 Vehicle Inspection Fund
17 Local Tourism Fund
18 Illinois Capital Revolving Loan Fund
19 Illinois Equity Fund
20 Public Infrastructure Construction Loan Revolving Fund
21 Insurance Financial Regulation Fund
22 Dram Shop Fund
23 Illinois State Dental Disciplinary Fund
24 ISBE Teacher Certificate Institute Fund
25 Mental Health Fund
26 Tobacco Settlement Recovery Fund

1 Public Health Special State Projects Fund

2 (b) The sum of transfers made pursuant to this Section may
3 not exceed \$26,000,000.

4 (c) No transfer pursuant to this Section may be made from
5 (i) any federal trust fund; (ii) any amount set aside for
6 payment of debt service; (iii) any amount set aside for the
7 State retirement systems governed by Article 2, 14, 15, 16, or
8 18 of the Illinois Pension Code; (iv) any fund designated for
9 use exclusively by the legislative branch or the judicial
10 branch, or any official or agency of the foregoing branches, or
11 by the State Board of Elections or the State Board of
12 Education; (v) any State fund designated for use exclusively by
13 the Attorney General, the Secretary of State, the Comptroller,
14 or the Treasurer without the written authorization from such
15 official; or (vi) the Road Fund, Motor Fuel Tax Fund, and State
16 Construction Account Fund.

17 (d) No transfer made pursuant to this Section may reduce
18 the cumulative balance of all of the funds held by the
19 Treasurer to an amount less than the total debt service payable
20 during the 12 months immediately following the date of the
21 transfer on any bonded indebtedness of the State and any
22 certificates issued under the Short Term Borrowing Act. When
23 any of the funds from which moneys have been transferred under
24 this Section have insufficient cash from which the State
25 Comptroller may make expenditures properly supported by
26 appropriations from the fund, then, at the direction of the

1 Director of the Governor's Office of Management and Budget, the
2 State Treasurer and State Comptroller shall transfer from the
3 General Revenue Fund to the fund only such amount as is
4 immediately necessary to satisfy outstanding expenditure
5 obligations on a timely basis, subject to the provisions of the
6 State Prompt Payment Act. All or a portion of the amounts
7 transferred from the General Revenue Fund to a fund pursuant to
8 the preceding sentence from time to time may be re-transferred
9 by the State Comptroller and the State Treasurer from the
10 receiving fund into the General Revenue Fund as soon as and to
11 the extent that deposits are made into or received by the
12 receiving fund. If the Director of the Governor's Office of
13 Management and Budget determines that any transfer to the
14 general funds from any of the funds from which moneys have been
15 transferred under this Section either (i) jeopardizes federal
16 funding based on a written communication from a federal
17 official or (ii) violates an order of a court of competent
18 jurisdiction, then the Director may order the State Treasurer
19 and State Comptroller, in writing, to transfer from the General
20 Revenue Fund to that fund all or part of the amounts
21 transferred from that fund under this Section.

22 Section 15. Report. Within 5 business days of each transfer
23 made pursuant to Section 10, the Director of the Governor's
24 Office of Management and Budget shall deliver a report to the
25 President of the Senate, the Speaker of the House of

1 Representatives, the Minority Leader of the Senate, and the
2 Minority Leader of the House of Representatives that sets forth
3 the following information:

4 (a) The date each transfer was made.

5 (b) The amount of each transfer.

6 (c) In the case of a transfer from the General Revenue Fund
7 to a fund of origin, the amount of such transfer and the date
8 such transfer was made.

9 (d) The end-of-day balance of both the fund of origin and
10 the General Revenue Fund on the date the transfer was made.

11 A copy of each report shall be posted on the website of the
12 Governor's Office of Management and Budget within 2 business
13 days after the report is delivered to the legislative leaders.

14 Section 20. Repealer. This Act is repealed July 1, 2015.

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