

1 AN ACT in relation to health.

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
5 Tobacco Settlement Proceeds for Smoke-Free Youth Act.

6 Section 5. Definition. In this Act, "Board" means the
7 State Board of Education.

8 Section 10. Smoking cessation programs in schools. The
9 Board shall make grants to school districts in this State for
10 smoking cessation programs in schools. School districts may
11 apply to the Board for grants.

12 Section 15. Use of tobacco settlement proceeds. The Board
13 shall make reimbursements under this Act from moneys
14 appropriated to it for that purpose from the Tobacco
15 Settlement Recovery Fund.

16 Section 20. Rules. The Board shall adopt rules to
17 implement this Act, including rules prescribing the form and
18 procedure for making requests for grants and the criteria and
19 procedure for approving requests.

20 Section 25. The State Finance Act is amended by changing
21 Section 6z-43 as follows:

22 (30 ILCS 105/6z-43)

23 Sec. 6z-43. Tobacco Settlement Recovery Fund.

24 (a) There is created in the State Treasury a special
25 fund to be known as the Tobacco Settlement Recovery Fund,
26 into which shall be deposited all monies paid to the State

1 pursuant to (1) the Master Settlement Agreement entered in
2 the case of People of the State of Illinois v. Philip Morris,
3 et al. (Circuit Court of Cook County, No. 96-L13146) and (2)
4 any settlement with or judgment against any tobacco product
5 manufacturer other than one participating in the Master
6 Settlement Agreement in satisfaction of any released claim as
7 defined in the Master Settlement Agreement, as well as any
8 other monies as provided by law. All earnings on Fund
9 investments shall be deposited into the Fund. Upon the
10 creation of the Fund, the State Comptroller shall order the
11 State Treasurer to transfer into the Fund any monies paid to
12 the State as described in item (1) or (2) of this Section
13 before the creation of the Fund plus any interest earned on
14 the investment of those monies. The Treasurer may invest the
15 moneys in the Fund in the same manner, in the same types of
16 investments, and subject to the same limitations provided in
17 the Illinois Pension Code for the investment of pension funds
18 other than those established under Article 3 or 4 of the
19 Code.

20 (a-5) In addition to any other use authorized by law, one
21 percent of the moneys in the Tobacco Settlement Recovery Fund
22 shall be available for appropriation to the State Board of
23 Education for making grants to school districts under the
24 Tobacco Settlement Proceeds for Smoke-Free Youth Act.

25 (b) As soon as may be practical after June 30, 2001, the
26 State Comptroller shall direct and the State Treasurer shall
27 transfer the unencumbered balance in the Tobacco Settlement
28 Recovery Fund as of June 30, 2001 into the Budget
29 Stabilization Fund. The Treasurer may invest the moneys in
30 the Budget Stabilization Fund in the same manner, in the same
31 types of investments, and subject to the same limitations
32 provided in the Illinois Pension Code for the investment of
33 pension funds other than those established under Article 3 or
34 4 of the Code.

1 (Source: P.A. 91-646, eff. 11-19-99; 91-704, eff. 7-1-00;
2 91-797, eff. 6-9-00; revised 6-28-00.)

3 Section 99. Effective date. This Act takes effect on
4 January 1, 2002.