

1 AN ACT concerning fiscal notes.

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

4 Section 5. The Fiscal Note Act is amended by changing  
5 Sections 1, 2, and 7 as follows:

6 (25 ILCS 50/1) (from Ch. 63, par. 42.31)

7 Sec. 1. Every bill, except those bills making a direct  
8 appropriation, (1) the purpose or effect of which is (i) to  
9 expend any State funds or to increase or decrease the  
10 revenues of the State, either directly or indirectly, or (ii)  
11 to require the expenditure of their own funds by, or to  
12 increase or decrease the revenues of, units of local  
13 government, school districts or community college districts,  
14 or to revise the distribution of State funds among units of  
15 local government, school districts, or community college  
16 districts, either directly or indirectly, or (2) that amends  
17 the Mental Health and Developmental Disabilities Code or the  
18 Developmental Disability and Mental Disability Services Act  
19 shall have prepared for it prior to second reading in the  
20 house of introduction a brief explanatory statement or note  
21 which, for a bill under item (1), shall include a reliable  
22 estimate of the anticipated change in State, local  
23 governmental, school district, or community college district  
24 expenditures or revenues under its provisions and, for a bill  
25 under item (2), shall include a reliable estimate of the  
26 fiscal impact of its provisions upon community agencies. For  
27 purposes of this Act, indirect revenues include, but are not  
28 limited to, increased tax revenues or other increased  
29 revenues resulting from economic development, job creation,  
30 or cost reduction. The statement or note shall also include  
31 an explanation of the methodology used to determine the

1 estimated direct and indirect costs or estimated impact on  
 2 community agencies. Any notes for bills having a fiscal  
 3 impact on units of local government, school districts or  
 4 community college districts shall include such cost estimates  
 5 as may be required under the State Mandates Act.

6 If a bill authorizes capital expenditures or appropriates  
 7 funds for capital expenditures, a statement shall be prepared  
 8 by the Bureau of the Budget specifying by year any principal  
 9 and interest payments required to finance such capital  
 10 expenditures.

11 These statements or notes shall be known as "fiscal  
 12 notes".

13 (Source: P.A. 87-847; 88-535.)

14 (25 ILCS 50/2) (from Ch. 63, par. 42.32)

15 Sec. 2. The sponsor of each bill, referred to in Section  
 16 1, shall present a copy of the bill, with his request for a  
 17 fiscal note, to the board, commission, department, agency, or  
 18 other entity of the State which is to receive or expend the  
 19 appropriation proposed or which is responsible for collection  
 20 of the revenue proposed to be increased or decreased, or to  
 21 be levied or provided for. The sponsor of a bill that amends  
 22 the Mental Health and Developmental Disabilities Code or the  
 23 Developmental Disability and Mental Disability Services Act  
 24 shall present a copy of the bill, with his or her request for  
 25 a fiscal note, to the Department of Human Services. The  
 26 fiscal note shall be prepared by such board, commission,  
 27 department, agency, or other entity and furnished to the  
 28 sponsor of the bill within 5 calendar days thereafter; except  
 29 that whenever, because of the complexity of the measure,  
 30 additional time is required for preparation of the fiscal  
 31 note, the board, commission, department, agency, or other  
 32 entity may so inform the sponsor of the bill and he may  
 33 approve an extension of the time within which the note is to

1 be furnished, not to extend, however, beyond June 15,  
 2 following the date of the request. Whenever any measure for  
 3 which a fiscal note is required affects more than one State  
 4 board, commission, department, agency, or other entity, the  
 5 board, commission, department, agency, or other entity most  
 6 affected by its provisions according to the sponsor shall be  
 7 responsible for preparation of the fiscal note. Whenever any  
 8 measure for which a fiscal note is required does not affect a  
 9 specific board, commission, department, agency or other such  
 10 entity, or does not amend the Mental Health and Developmental  
 11 Disabilities Code or the Developmental Disability and Mental  
 12 Disability Services Act, the sponsor of the measure shall be  
 13 responsible for preparation of the fiscal note.

14 In the case of bills having a potential fiscal impact on  
 15 units of local government, the fiscal note shall be prepared  
 16 by the Department of Commerce and Community Affairs. In the  
 17 case of bills having a potential fiscal impact on school  
 18 districts, the fiscal note shall be prepared by the State  
 19 Superintendent of Education. In the case of bills having a  
 20 potential fiscal impact on community college districts, the  
 21 fiscal note shall be prepared by the Illinois Community  
 22 College Board.

23 (Source: P.A. 81-1562.)

24 (25 ILCS 50/7) (from Ch. 63, par. 42.37)

25 Sec. 7. Whenever any committee of either house reports  
 26 any bill with an amendment of such nature as will  
 27 substantially affect the costs to or the revenues of the  
 28 State, units of local government, school districts, or  
 29 community college districts, as stated in the fiscal note  
 30 attached to the measure at the time of its referral to the  
 31 committee, there shall be included with the report of the  
 32 committee a statement of the effect of the change proposed by  
 33 the amendment reported if desired by a majority of the

1 committee. In like manner, whenever any measure is amended on  
2 the floor of either house in such manner as to substantially  
3 affect the costs thereof or the revenues to be derived  
4 thereunder as stated in the fiscal note attached to the  
5 measure prior to such amendment, a majority of such house may  
6 propose that no action shall be taken upon the amendment  
7 until the sponsor of the amendment presents to the members a  
8 statement of the fiscal effect of his proposed amendment.  
9 Whenever an amendment to a bill, whether reported by a  
10 committee of either house or proposed upon the floor of  
11 either house, amends the Mental Health and Developmental  
12 Disabilities Code or the Developmental Disability and Mental  
13 Disability Services Act, no action shall be taken upon the  
14 amendment until the sponsor of the amendment presents to the  
15 members a statement prepared by the Department of Human  
16 Services of the fiscal effect of his or her proposed  
17 amendment upon community agencies.

18 (Source: P.A. 81-650.)