

1 AN ACT to amend the State Finance Act by changing Section
2 25.

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

5 Section 5. The State Finance Act is amended by changing
6 Section 25 as follows:

7 (30 ILCS 105/25) (from Ch. 127, par. 161)

8 Sec. 25. Fiscal year limitations.

9 (a) All appropriations shall be available for
10 expenditure for the fiscal year or for a lesser period if the
11 Act making that appropriation so specifies. A deficiency or
12 emergency appropriation shall be available for expenditure
13 only through June 30 of the year when the Act making that
14 appropriation is enacted unless that Act otherwise provides.

15 (b) Outstanding liabilities as of June 30, payable from
16 appropriations which have otherwise expired, may be paid out
17 of the expiring appropriations during the 2-month period
18 ending at the close of business on August 31. Any service
19 involving professional or artistic skills or any personal
20 services by an employee whose compensation is subject to
21 income tax withholding must be performed as of June 30 of the
22 fiscal year in order to be considered an "outstanding
23 liability as of June 30" that is thereby eligible for payment
24 out of the expiring appropriation.

25 However, payment of tuition reimbursement claims under
26 Section 14-7.03 or 18-3 of the School Code may be made by the
27 State Board of Education from its appropriations for those
28 respective purposes for any fiscal year, even though the
29 claims reimbursed by the payment may be claims attributable
30 to a prior fiscal year, and payments may be made at the
31 direction of the State Superintendent of Education from the

1 fund from which the appropriation is made without regard to
2 any fiscal year limitations.

3 Medical payments may be made by the Department of
4 Veterans' Affairs from its appropriations for those purposes
5 for any fiscal year, without regard to the fact that the
6 medical services being compensated for by such payment may
7 have been rendered in a prior fiscal year.

8 Medical payments may be made by the Department of Public
9 Aid and child care payments may be made by the Department of
10 Human Services (as successor to the Department of Public Aid)
11 from appropriations for those purposes for any fiscal year,
12 without regard to the fact that the medical or child care
13 services being compensated for by such payment may have been
14 rendered in a prior fiscal year; and payments may be made at
15 the direction of the Department of Central Management
16 Services from the Health Insurance Reserve Fund and the Local
17 Government Health Insurance Reserve Fund without regard to
18 any fiscal year limitations.

19 Additionally, payments may be made by the Department of
20 Human Services from its appropriations, or any other State
21 agency from its appropriations with the approval of the
22 Department of Human Services, from the Immigration Reform and
23 Control Fund for purposes authorized pursuant to the
24 Immigration Reform and Control Act of 1986, without regard to
25 any fiscal year limitations.

26 (c) Further, payments may be made by the Department of
27 Public Health and the Department of Human Services (acting as
28 successor to the Department of Public Health under the
29 Department of Human Services Act) from their respective
30 appropriations for grants for medical care to or on behalf of
31 persons suffering from chronic renal disease, persons
32 suffering from hemophilia, rape victims, and premature and
33 high-mortality risk infants and their mothers, for children
34 under 36 months of age receiving medical and support services

1 under Part C of the Early Intervention Program, and for
2 grants for supplemental food supplies provided under the
3 United States Department of Agriculture Women, Infants and
4 Children Nutrition Program, for any fiscal year without
5 regard to the fact that the services being compensated for by
6 such payment may have been rendered in a prior fiscal year.

7 (d) The Department of Public Health and the Department
8 of Human Services (acting as successor to the Department of
9 Public Health under the Department of Human Services Act)
10 shall each annually submit to the State Comptroller, Senate
11 President, Senate Minority Leader, Speaker of the House,
12 House Minority Leader, and the respective Chairmen and
13 Minority Spokesmen of the Appropriations Committees of the
14 Senate and the House, on or before December 31, a report of
15 fiscal year funds used to pay for services provided in any
16 prior fiscal year. This report shall document by program or
17 service category those expenditures from the most recently
18 completed fiscal year used to pay for services provided in
19 prior fiscal years.

20 (e) The Department of Public Aid and the Department of
21 Human Services (acting as successor to the Department of
22 Public Aid) shall each annually submit to the State
23 Comptroller, Senate President, Senate Minority Leader,
24 Speaker of the House, House Minority Leader, the respective
25 Chairmen and Minority Spokesmen of the Appropriations
26 Committees of the Senate and the House, on or before November
27 30, a report that shall document by program or service
28 category those expenditures from the most recently completed
29 fiscal year used to pay for (i) services provided in prior
30 fiscal years and (ii) services for which claims were received
31 in prior fiscal years.

32 (f) The Department of Human Services (as successor to
33 the Department of Public Aid) shall annually submit to the
34 State Comptroller, Senate President, Senate Minority Leader,

1 Speaker of the House, House Minority Leader, and the
2 respective Chairmen and Minority Spokesmen of the
3 Appropriations Committees of the Senate and the House, on or
4 before December 31, a report of fiscal year funds used to pay
5 for services (other than medical care) provided in any prior
6 fiscal year. This report shall document by program or
7 service category those expenditures from the most recently
8 completed fiscal year used to pay for services provided in
9 prior fiscal years.

10 (g) In addition, each annual report required to be
11 submitted by the Department of Public Aid under subsection
12 (e) shall include the following information with respect to
13 the State's Medicaid program:

14 (1) Explanations of the exact causes of the
15 variance between the previous year's estimated and actual
16 liabilities.

17 (2) Factors affecting the Department of Public
18 Aid's liabilities, including but not limited to numbers
19 of aid recipients, levels of medical service utilization
20 by aid recipients, and inflation in the cost of medical
21 services.

22 (3) The results of the Department's efforts to
23 combat fraud and abuse.

24 (h) As provided in Section 4 of the General Assembly
25 Compensation Act, any utility bill for service provided to a
26 General Assembly member's district office for a period
27 including portions of 2 consecutive fiscal years may be paid
28 from funds appropriated for such expenditure in either fiscal
29 year.

30 (i) An agency which administers a fund classified by the
31 Comptroller as an internal service fund may issue rules for:

32 (1) billing user agencies in advance based on
33 estimated charges for goods or services;

34 (2) issuing credits during the subsequent fiscal

1 year for all user agency payments received during the
2 prior fiscal year which were in excess of the final
3 amounts owed by the user agency for that period; and

4 (3) issuing catch-up billings to user agencies
5 during the subsequent fiscal year for amounts remaining
6 due when payments received from the user agency during
7 the prior fiscal year were less than the total amount
8 owed for that period.

9 User agencies are authorized to reimburse internal service
10 funds for catch-up billings by vouchers drawn against their
11 respective appropriations for the fiscal year in which the
12 catch-up billing was issued.

13 (Source: P.A. 89-235, eff. 8-4-95; 89-507, eff. 7-1-97;
14 89-511, eff. 1-1-97; 90-14, eff. 7-1-97; 90-168, eff.
15 7-23-97.)